

UNITED STATES COURT OF APPEALS

FILED

FOR THE NINTH CIRCUIT

JUN 10 2024

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

LINDSAY HECOX; JANE DOE, with her  
next friends Jean Doe and John Doe,

Plaintiffs-Appellees,

v.

BRADLEY LITTLE, in his official capacity  
as Governor of the State of Idaho; SHERRI  
YBARRA, in her official capacity as the  
Superintendent of Public Instruction of the  
State of Idaho and as a member of the Idaho  
State Board of Education; INDIVIDUAL  
MEMBERS OF THE STATE BOARD OF  
EDUCATION, in their official capacities;  
BOISE STATE UNIVERSITY; MARLENE  
TROMP, in her official capacity as President  
of Boise State University; INDEPENDENT  
SCHOOL DISTRICT OF BOISE CITY, # 1;  
COBY DENNIS, in his official capacity as  
superintendent of the Independent School  
District of Boise City #1; INDIVIDUAL  
MEMBERS OF THE BOARD OF  
TRUSTEES OF THE INDEPENDENT  
SCHOOL DISTRICT OF BOISE CITY, # 1;  
in their official capacities; INDIVIDUAL  
MEMBERS OF THE IDAHO CODE  
COMMISSION, in their official capacities,

Defendants-Appellants,

and

MADISON KENYON; MARY  
MARSHALL,

No. 20-35813

D.C. No. 1:20-cv-00184-DCN  
District of Idaho,  
Boise

ORDER

Intervenors.

LINDSAY HECOX; JANE DOE, with her  
next friends Jean Doe and John Doe,

Plaintiffs-Appellees,

v.

BRADLEY LITTLE, in his official capacity  
as Governor of the State of Idaho; SHERRI  
YBARRA, in her official capacity as the  
Superintendent of Public Instruction of the  
State of Idaho and as a member of the Idaho  
State Board of Education; INDIVIDUAL  
MEMBERS OF THE STATE BOARD OF  
EDUCATION, in their official capacities;  
BOISE STATE UNIVERSITY; MARLENE  
TROMP, in her official capacity as President  
of Boise State University; INDEPENDENT  
SCHOOL DISTRICT OF BOISE CITY, # 1;  
COBY DENNIS, in his official capacity as  
superintendent of the Independent School  
District of Boise City #1; INDIVIDUAL  
MEMBERS OF THE BOARD OF  
TRUSTEES OF THE INDEPENDENT  
SCHOOL DISTRICT OF BOISE CITY, # 1;  
in their official capacities; INDIVIDUAL  
MEMBERS OF THE IDAHO CODE  
COMMISSION, in their official capacities,

Defendants,

and

MADISON KENYON; MARY  
MARSHALL,

No. 20-35815

D.C. No. 1:20-cv-00184-DCN

Intervenors-Appellants.
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Before: WARDLAW, GOULD, and CHRISTEN, Circuit Judges.

In light of the amended opinion filed on June 7, 2024 (Dkt. No. 251), the petitions for rehearing en banc (Dkt. Nos. 219 and 220) are **DENIED** as moot.

The parties may file new petitions for panel rehearing or rehearing en banc in accordance with Federal Rules of Appellate Procedure 35(c) and 40(a)(1).

**IT IS SO ORDERED.**