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Attorneys for the Defendants

MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

CASEY PERKINS, an individual;
SPENCER McDONALD, an individual;
KASANDRA REDDINGTON, an
individual; JANE DOE, an individual,
and JOHN DOE, an individual, and
MISSOULA COUNTY,

Plaintiffs,

v.

STATE OF MONTANA; GREGORY
GIANFORTE, in his official capacity as
Governor of the State of Montana; and
AUSTIN KNUDSEN, in his official
capacity as Attorney General of the
State of Montana,

Defendants,

and

KERRI SEEKINS-CROWE,

Intervenor-Defendant.

Dept. 1

DV-32-2025-282

Hon. Leslie Halligan

**DEFENDANTS' STATEMENT OF
UNDISPUTED FACTS**

Defendants State of Montana, Gregory Gianforte, in his official capacity as Governor of the State of Montana, and Austin Knudsen, in his official capacity as Attorney General for the State of Montana, submit the following undisputed facts in support of their Motion for Partial Summary Judgment:

STATEMENT OF UNDISPUTED FACTS (“SUF”)

Casey Perkins

1. Casey Perkins is a Montana state employee based in Helena, MT. (Perkins Dep., **excerpts attached as Exhibit A**, Ex. A at 4:21–24.)
2. Perkins is not on probation, nor parole, nor incarcerated. (Ex. A at 5:3–17.)
3. Perkins has never been on probation, nor parole, nor in prison. (Ex. A at 5:3–17.)
4. Perkins has never been in a juvenile detention center. (Ex. A at 5:13–14.)
5. Perkins is over 18 years old. (Ex. A at 5:16–17.)
6. Perkins is not bringing the suit on behalf of anyone else. (*Cf.* Doc. 45, ¶¶ 13–21.)

7. Perkins became a plaintiff in this lawsuit “[b]ecause it was the right thing to do.” (Ex. A at 6:9–10.)

Spencer McDonald

8. Spencer McDonald is a private employee in Missoula, MT. (McDonald Dep., **excerpts attached as Exhibit B**, Ex. B at 8:15–18.)

9. McDonald is over the age of 18. (*See* Ex. B at 14:11–12.)

10. McDonald has never been housed in a correctional center, nor anticipates being so in the foreseeable future. (Ex. B at 44:13–18.)

11. McDonald has never been housed in a juvenile detention facility, nor anticipated being so. (Ex. B at 44:19–24.)

12. McDonald has never been housed in a local domestic violence program shelter, nor anticipates being so in the near future. (Ex. B at 44:25; 45:1–6.)

13. McDonald is neither on probation nor parole and does not have a department of corrections identification number. (Ex. B at 46:6–13.)

14. McDonald became a plaintiff in this lawsuit because “I thought it was important to stand up for other trans people and myself.” (Ex. B at 10:25; 11:1–7.)

Kasandra Reddington

15. Kasandra Reddington works for Helena College in Helena, MT. (Reddington Dep., **excerpts attached as Exhibit C**, Ex. C at 4:23–25; 5:1–2.)

16. Reddington is not currently nor has ever been on probation or on parole. (Ex. C at 5:3–10.)

17. Reddington has never been in prison nor a juvenile detention center. (Ex. C at 5:11–15.)

18. Reddington is over 18 years old. (Ex. C at 5:16–17.)

19. Reddington became a plaintiff in this lawsuit “because I believe that everybody deserves their personal freedom and privacy to use the restroom that best fits their, you know, expression and identity.” (Ex. C at 5:21–25; 6:1.)

Jane Doe

20. Jane Doe is a state employee residing in Helena, MT. (Jane Doe Dep., **excerpts attached as Exhibit D**, Ex. D at 4:18–25; 5:1–4.)

21. Jane Doe is not and has not been on parole or probation. (Ex. D at 5:5–12.)

22. Jane Doe has never been to prison nor a juvenile detention center.

(Ex. D at 5:15–17.)

23. Jane Doe is over the age of 18 years old. (Ex. D at 5:18–19.)

24. Jane Doe became a plaintiff in this lawsuit because “the law enacted affected me in a negative way, and I wanted to make sure that my voice was heard in opposition to it.” (Ex. D at 5:24–25; 6:1–2.)

John Doe

25. John Doe is a private employee out of Missoula, MT. (John Doe Dep., **excerpts attached as Exhibit E**, Ex. E at 7:4–8.)

26. John Doe became a plaintiff in this lawsuit “[b]ecause this particular bill has a direct impact on me, and I am confused as to how I need to proceed to follow the law.” (Ex. E at 7:9–13.)

27. John Doe is neither on probation nor parole. (Ex. E at 61:20–23.)

28. John Doe has never been in prison or a juvenile detention center. (Ex. E at 61:24–25; 62:1–3.)

29. John Doe is over 18 years old. (Ex. E at 62:4–5.)

Missoula County

30. Christian Lounsbury offered testimony on behalf of Missoula County as a designated 30(b)(6) deponent. (Christian Lounsbury Dep., **excerpts attached as Exhibit F**, Ex. F at 10:6–13.)

31. Missoula County owns and operates the Missoula County Detention Facility. (Ex. F at 39:15–25; 40:1–18.)

32. Missoula County does not operate a domestic violence shelter. (Ex. F at 43:16–19.)

33. Missoula County has not conducted a formal risk assessment under HB 121 for restrooms in its covered entities. (Ex. F at 43:20–25.)

34. Missoula County has had discussions as to what it will take to satisfy the “reasonable efforts” requirement from HB 121. (Ex. F at 44:16–25; 45:1–2.)

35. Missoula County has discussed ideas of “reasonable efforts,” including converting multiuse restrooms into single restrooms, affixing locks on exterior doors, alternating floors for single-assigned restrooms, and additional signage. (Ex. F at 45:12–25; 46:1.)

36. Missoula County has not conducted a risk assessment of placing men in the women’s detention center pod nor boys in the girls’ juvenile detention pod. (Ex. F at 48:23–25; 49:1–6; 50:9–25; 51:1.)

37. Missoula County has not assessed any liability of placing men in the women’s detention center pod nor boys in the girls’ juvenile detention pod. (Ex. F at 53:3–15.)

38. Missoula County joined this lawsuit because it was “concerned [the County] would not be able to implement or comply with the provisions of the bill, and in order to address those concerns, both for the public, the potential liability it exposed Missoula County to, and for our employees[.]” (Ex. F at 51: 14–25.)

Amie Ichikawa

39. Amie Ichikawa is an expert witness for the Defendants. (*See* Expert disclosure.)

40. Ms. Ichikawa has “communicated with incarcerated women and other people in order to form [her] opinions about this case to get a realistic and accurate perception of the culture climate within the prison system to be able to explain why [her] opinions are what they are related

to [HB 121].” (Amie Ichikawa Dep., **excerpts attached as Exhibit G**, Ex. G at 16:17–25; 17:1–9.)

41. She has spoken to at least ten to fifteen incarcerated women in the last month. (Ex. G at 18:3–7.)

42. Ms. Ichikawa has also researched the incarceration statistics of Montana and federal prisons. (Ex. G at 18:15–25.)

43. Ms. Ichikawa’s expert opinion is that women need separate spaces from men in prisons for women’s physical safety and mental wellbeing. (Ex. G at 32:8–12.)

44. Ms. Ichikawa’s definition of men could include transgender women, but she agrees there are circumstances where women do not need separate spaces from all transgender women. (Ex. G at 35:14–25; 36:1.)

45. For Ms. Ichikawa, such circumstances include “[i]f someone is completely medically, surgically transitioned and on [Hormone Replacement Therapy] and does not have a history of sexual violence against vulnerable populations.” (Ex. G at 26:4–7.)

46. For the most part, Ms. Ichikawa believes that a transgender woman who has completely transitioned and does not have a history of

violence against vulnerable populations can be placed with women in prison. (Ex. G at 37:10–16.)

47. However, because “[t]here’s so much unfortunate manipulation,” such circumstances must be “evaluated on a case-by-case basis.” (Ex. G at 37:19–23.)

48. As she testified, “[T]here are sincere trans-identified individuals that do need to be moved to a different space to complete their time in a way. And, simultaneously, there’s people that are completely gaming the system who are very convincing but are a danger to themselves and others, and it would create a completely unbelievable situation in a women’s prison.” (Ex. G at 37:24–25; 38:1–7.)

49. When asked if prisoners lie about being transgender in order to get into the women’s prisons, Ms. Ichikawa responded, “Yes, absolutely. There’s—I mean, it’s prison. I spent five years there, and it’s ripe with very opportunistic individuals that are clearly going to take advantage of a situation like this[.]” (Ex. G at 38:8–18.)

50. Indeed, Ms. Ichikawa agreed that the “definition of men who women need separate spaces from would be transgender women who ... either had ... undergone gender reassignment surgery or who’d had a

criminal history of violence or sexual assault[.]” (Ex. G at 39:20–25; 40:1–5.)

51. Assuming a particular individual underwent sexual reassignment surgery, did not have a criminal history of violence, and was not gaming the system, Ms. Ichikawa expressed she “would support” “if they wished to be [in the women’s prison].” (Ex. G at 40:7–18.)

DATED this 3rd day of April 2026.

Austin Knudsen
Montana Attorney General
/s/ George Carlo L. Clark
George Carlo L. Clark
Michael D. Russell
Thane Johnson
Alwyn Lansing
Michael Noonan
Assistant Attorneys General
MONTANA DEPARTMENT OF JUSTICE
Attorneys for the Defendants

Exhibit A

MONTANA FOURTH JUDICIAL DISTRICT COURT
MISSOULA COUNTY

CASEY PERKINS, an)
individual; SPENCER)
MCDONALD, an individual;)
KASANDRA REDDINGTON, an)
individual; JANE DOE, and) Case No.
individual; and JOHN DOE, an) DV-32-2025-282
individual, and MISSOULA)
COUNTY,)
))
Plaintiffs,)
))
v.)
))
STATE OF MONTANA; GREGORY)
GIANFORTE, in his official)
capacity as Governor of the)
State of Montana; and AUSTIN)
KNUDSEN, in his official)
capacity as Attorney General)
of the State of Montana,)
))
Defendants.)
))
and)
))
KERRI SEEKINS-CROWE,)
))
Intervenor-Defendant.)
))

DEPOSITION OF CASEY PERKINS

On the 24th of February, 2026, beginning at
8:45 a.m., the deposition of CASEY PERKINS was heard
at Lesofski Court Reporting, 7 West Sixth Avenue,
Suite 2C, Helena, Montana, before Holly E. Fox,
Court Reporter and Notary Public.

A P P E A R A N C E S

APPEARING ON BEHALF OF THE PLAINTIFFS:

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APPEARING ON BEHALF OF THE DEFENDANTS:

ALWYN LANSING
Assistant Attorney General
Montana Department of Justice
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alwyn.lansing@mt.gov

APPEARING ON BEHALF OF THE
INTERVENOR-DEFENDANT:

JUSTIN OLIVEIRA
Attorney at Law
Jones Law Firm
115 North Broadway, Suite 410
Billings, Montana 59101
justin@joneslawmt.com

ALSO PRESENT:

ROCHELL STANDISH, MT DO

1 The following proceedings were had and testimony
2 taken:

3 * * * * *

4
5 CASEY PERKINS,
6 having been first duly sworn by the Court Reporter,
7 was examined and testified as follows:

8
9 EXAMINATION

10 BY MS. LANSING:

11 Q Good morning.

12 A Good morning.

13 Q Can you please state your name for the
14 record?

15 A Casey Perkins.

16 Q Would you please spell that?

17 A Casey, the legal spelling is C-a-s-e-y.
18 Last name is Perkins, P-e-r-k-i-n-s.

19 Q What is your occupation?

20 A I'm a licensed examiner.

21 Q Where do you work?

22 A State of Montana.

23 Q Are you based here in Helena?

24 A Yes.

25 Q And without giving me your specific

1 address, where do you reside?

2 A In Helena, on the eastern part of town.

3 Q Are you on probation?

4 A No.

5 Q Have you ever been on probation?

6 A Not that I know of.

7 Q Are you parole?

8 A No.

9 Q Have you ever been on parole?

10 A Not that I'm aware of.

11 Q Have you ever been in prison?

12 A No.

13 Q Have you ever been in a juvenile detention
14 center?

15 A No.

16 Q Are you over 18 years old?

17 A Yes.

18 Q Do you have any minor children who are in
19 school?

20 A Yes.

21 Q How old are your children?

22 A 14.

23 Q Is your child a boy or girl?

24 A They are gender fluid.

25 Q Was your child assigned at birth a boy or a

1 girl?

2 MS. TURNER: Objection to form.

3 You can answer.

4 THE DEPONENT: They were assigned -- their
5 assigned sex at birth was female.

6 Q (By Ms. Lansing) And how old did you say
7 your child is again today?

8 A 14.

9 Q Thank you. Why did you become a plaintiff
10 in this lawsuit?

11 A Because it was the right thing to do.

12 Q What do you mean by that?

13 A Because it basically is an attempt to
14 infringe on trans -- the trans community's and
15 mine's privacy and rights.

16 Q Let's unpack that. When you say the
17 "trans" community, is that short for transgender?

18 A Yes.

19 Q Why do you believe this -- let me back up.
20 Is it your understanding that this lawsuit
21 challenges House Bill 121 in Montana?

22 A Yes.

23 Q Why do you believe that -- or do -- is
24 it -- I'm sorry. Let me rephrase this.

25 You said you became a plaintiff because it

Exhibit B

MONTANA FOURTH JUDICIAL DISTRICT COURT
MISSOULA COUNTY

CASEY PERKINS, an individual;)	
SPENCER MCDONALD, an	)	Cause No.
individual; KASANDRA	)	DV-32-2025-282
REDDINGTON, an individual; JANE)	
DOE, an individual; and JOHN)	
DOE, an individual; and)	
MISSOULA COUNTY,)	

Plaintiffs,

-vs-

STATE OF MONTANA; GREGORY)
GIANFORTE, in his official)
capacity as Governor of the)
State of Montana; and AUSTIN)
KNUDSEN, in his official)
capacity as Attorney General of)
the State of Montana,)

Defendants,

-and-

KERRI SEEKINS-CROWE,)
)
Intervenor-Defendant.)

Taken at 1015 Mount Avenue
Suite B
Missoula, Montana
Wednesday, January 21, 2026 - 9:55 a.m.

DEPOSITION OF SPENCER McDONALD

Reported by Emily Brandon, Jeffries Court Reporting, Inc., 1015 Mount Avenue, Suite B, Missoula, Montana 59801, (406) 721-1143, Freelance Court Reporter for the State of Montana, residing in St. Ignatius, Montana, jrcrcourt@montana.com

A P P E A R A N C E S

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Robin Turner, Esq.
Legal Voice
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appearing on behalf of the Plaintiffs.

Alex Rate, Esq.
Ashlee Rossler, Esq.
Addie Slanger, legal assistant
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slangera@aclumontana.org
appearing remotely on behalf of the Plaintiffs.

Justin Oliveira, Esq.
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appearing remotely.

George Carlo L. Clark
Thane Johnson
Alwyn Lansing
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Rochell Standish, paralegal, appearing remotely
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Helena, Montana 59620-1401
george.clark@mt.gov
thane.johnson@mt.gov
alwyn.lansing@mt.gov
appearing on behalf of the Defendants.

1 Q. Why did you move from Helena to
2 Missoula?

3 A. I graduated from Carroll College in
4 May of 2025.

5 Q. Have you resided anywhere besides
6 Missoula and Helena?

7 A. I was born in Renton, Washington, and we
8 moved here when I was about four years old.

9 Q. So in the complaint, you've talked about
10 being a near life-long Montanan, so after four
11 years old, you've been in Montana?

12 A. Correct.

13 Q. How old are you?

14 A. I'm 22.

15 Q. What is your current occupation?

16 A. I'm a paralegal.

17 Q. And where are you a paralegal at?

18 A. Garlington, Lohn & Robinson.

19 Q. And have you informed that firm of your
20 participation in this litigation?

21 A. No.

22 Q. Does anybody from that law firm know of
23 your participation in this litigation?

24 A. No.

25 Q. Did you bring anything with you for

1 Q. Does your partner understand what this
2 case is about?

3 A. Mildly.

4 Q. Have you shared any documents with your
5 partner?

6 A. No.

7 Q. In your opinion, does your partner have
8 any information that you think might be pertinent
9 to this litigation?

10 A. No.

11 Q. And you did not prepare any notes in
12 preparation for today's deposition; is that
13 correct?

14 A. That's correct.

15 Q. So I'd like to first introduce -- We'll
16 call this Exhibit 1. It will be plaintiffs'
17 amended complaint.

18 EXHIBITS:

19 (Deposition Exhibit Number 1 marked for
20 identification.)

21 Q. (BY MR. CLARK) What is your
22 understanding of your role in this litigation?

23 A. I'm a plaintiff, somebody that's
24 impacted by HB 121.

25 Q. And why did you decide to become a

1 plaintiff in this litigation?

2 A. I thought it was important to stand up
3 for other trans people and also myself.

4 Q. So you say "other trans people." Who
5 are other trans people? Is there somebody
6 specific in mind?

7 A. No. Just other people who are trans.

8 Q. So you describe in your complaint how
9 transitioning saved your life. Can you explain
10 how that is?

11 A. I don't think I would have been able to
12 continue living as is without transitioning.

13 Q. And what do you mean "continue living"?

14 A. I would not have been able to live as a
15 woman.

16 Q. So when did you first believe yourself
17 to be transgender?

18 MS. TURNER: Objection.

19 A. I knew I was a man as early as age four.

20 Q. (BY MR. CLARK) And how did you know?

21 A. Because I knew I wasn't a woman.

22 Q. So you believed yourself to be a man at
23 age four. What then happened over the next, say,
24 decade of your life?

25 A. I didn't mention it to anyone until I

1 Q. Can you go into more depth of how you
2 were miserable?

3 A. I didn't like who I saw in the mirror.
4 It didn't feel like who I was. Being perceived as
5 a woman didn't match how I felt. It never felt
6 right.

7 Q. So was high school also when you first
8 sought medical advice as well?

9 A. No.

10 Q. And when did you seek medical advice?

11 A. I believe it was May of 2022, so I would
12 have been 19.

13 Q. Okay. Let me take a step back for a
14 moment.

15 When did you first begin identifying as
16 man?

17 A. May of 2022.

18 Q. So from that period of high school until
19 May of 2022, how would you have described yourself
20 during that period?

21 A. As a woman.

22 Q. But you still held onto the belief that
23 you were a man?

24 A. I didn't come out, so, no.

25 Q. When in May 2022 you determined to come

1 A. I would probably avoid using the
2 restroom at all costs, unless there was an easily
3 readily available single stall, which I doubt
4 there would be. But, otherwise, if I really had
5 to go, I guess I would have to decide if I'd use
6 the men's or women's.

7 Q. And are you aware what covered entities
8 HB 121 applies to?

9 MS. TURNER: Objection. Foundation.
10 You may answer.

11 A. From my understanding, it's public
12 buildings, publicly-owned buildings.

13 Q. (BY MR. CLARK) Have you ever been
14 housed in a correctional center?

15 A. No.

16 Q. Do you anticipate ever being housed in a
17 correctional center in the foreseeable future?

18 A. No.

19 Q. Have you ever been housed in a juvenile
20 detention facility?

21 A. No.

22 Q. Do you anticipate ever being housed in a
23 juvenile detention facility?

24 A. No.

25 Q. Have you ever been housed in a local

1 domestic violence program shelter?

2 A. No.

3 Q. Do you ever anticipate in the near
4 future being housed in a local domestic violence
5 program shelter?

6 A. No.

7 Q. Have you ever had sleeping quarters on
8 an overnight trip in elementary school?

9 A. No.

10 Q. Have you ever had sleeping quarters in
11 an overnight trip in high school?

12 A. Does that include like sports, stuff
13 like that?

14 Q. Yes.

15 A. Yes.

16 Q. For those sleeping quarters, at the
17 time, you were female and identified as a female.
18 Were you housed with females?

19 A. Correct.

20 Q. Do you anticipate in the near future
21 being housed in sleeping quarters for a
22 high school activity?

23 A. No.

24 Q. How about changing rooms for high school
25 activities?

1 A. No.

2 Q. Changing rooms for elementary room
3 activities?

4 A. No.

5 Q. I'd like to turn now to -- Oh, yeah.
6 One last question. Are you currently on probation
7 or parole?

8 A. No.

9 Q. Have you ever been arrested?

10 A. No.

11 Q. Do you have a department of corrections
12 identification number?

13 A. No.

14 Q. I'd like to now introduce -- This will
15 be Exhibit 3, I believe. This is your responses
16 to the State of Montana's first combined discovery
17 requests.

18 EXHIBITS:

19 (Deposition Exhibit Number 3 marked for
20 identification.)

21 Q. (BY MR. CLARK) On page 4 of Exhibit 3,
22 you mention a Hannah VanHose [ph]; is that
23 correct?

24 A. VanHoose.

25 MS. TURNER: I'm sorry. Maybe I'm on

C E R T I F I C A T E

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STATE OF MONTANA)
: ss.
County of Missoula)

I, Emily Brandon, Freelance Court Reporter and Notary Public for the State of Montana, residing in St. Ignatius, Montana, do hereby certify:

That I was duly authorized to swear in the witness and did report the deposition of SPENCER McDONALD in this cause;

That the reading and signing of the deposition by the witness have been expressly reserved;

That the foregoing pages of this deposition constitute a true and accurate transcription of my stenotype notes of the testimony of said witness.

I further certify that I am not an attorney nor counsel of any of the parties; nor a relative or employee of any attorney or counsel connected with the action, nor financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 2nd day of February, 2026.

Emily Brandon
Freelance Court Reporter
Notary Public, State of Montana
Residing in St. Ignatius, Montana
My Commission expires: 5/11/2029

Exhibit C

MONTANA FOURTH JUDICIAL DISTRICT COURT
MISSOULA COUNTY

CASEY PERKINS, an)
individual; SPENCER)
MCDONALD, an individual;)
KASANDRA REDDINGTON, an)
individual; JANE DOE, and) Case No.
individual; and JOHN DOE, an) DV-32-2025-282
individual, and MISSOULA)
COUNTY,)
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Plaintiffs,)
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v.)
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STATE OF MONTANA; GREGORY)
GIANFORTE, in his official)
capacity as Governor of the)
State of Montana; and AUSTIN)
KNUDSEN, in his official)
capacity as Attorney General)
of the State of Montana,)
))
Defendants.)
))
and)
))
KERRI SEEKINS-CROWE,)
))
Intervenor-Defendant.)
))

DEPOSITION OF KASANDRA REDDINGTON

On the 24th of February, 2026, beginning at
9:40 a.m., the deposition of KASANDRA REDDINGTON was
heard at Lesofski Court Reporting, 7 West Sixth
Avenue, Suite 2C, Helena, Montana, before Holly E.
Fox, Court Reporter and Notary Public.

A P P E A R A N C E S

APPEARING ON BEHALF OF THE PLAINTIFFS:

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APPEARING ON BEHALF OF THE DEFENDANTS:

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APPEARING ON BEHALF OF THE
INTERVENOR-DEFENDANT:

JUSTIN OLIVEIRA
Attorney at Law
Jones Law Firm
115 North Broadway, Suite 410
Billings, Montana 59101
justin@joneslawmt.com

ALSO PRESENT:

ROCHELL STANDISH, MT DOJ

1 The following proceedings were had and testimony
2 taken:

3 * * * * *

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EXAMINATION

11

BY MS. LANSING:

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Q Just for the record, I'm Alwyn Lansing for
the defendants, and I'll also note that Justin
Oliveira and Emily Jones of the Jones Law Firm
represent the intervenor-defendants in this matter.

 Good morning.

A Good morning.

Q Can you please state your name for the
record?

A Kasandra Reddington.

Q Can you please spell that?

A K-a-s-a-n-d-r-a, R-e-d-d-i-n-g-t-o-n.

Q What is your occupation?

A I am the accessibility services coordinator
for Helena College.

1 Q Is that located in Helena?

2 A Yeah.

3 Q Are you on probation?

4 A No.

5 Q Have you ever been on probation?

6 A No.

7 Q Are you on parole?

8 A No.

9 Q Have you ever been on parole?

10 A No.

11 Q Have you ever been in prison?

12 A No.

13 Q Have you ever been in a juvenile detention
14 center?

15 A No.

16 Q Are you over 18 years old?

17 A Yes.

18 Q Do you have any minor children who are in
19 school?

20 A No.

21 Q Why did you become a plaintiff in this
22 lawsuit?

23 A I became a plaintiff in my lawsuit because
24 I believe that everybody deserves their personal
25 freedom and privacy to use the restroom that best

1 fits their, you know, expression and identity.

2 Q What is your understanding of this lawsuit?

3 MS. ROSSLER: Objection to the extent it
4 calls for a legal conclusion.

5 You can answer.

6 THE DEPONENT: My -- I mean, my basic
7 understanding of the law is that people, based off
8 of their original, unamended birth certificate, will
9 be, you know, required or asked either -- you know,
10 through the penalty of fines for the workplace or
11 wherever -- that they should use the restroom that
12 matches their amend -- or their unamended
13 birth certificate as opposed to how they identify
14 and how they express themselves. And also for
15 lodging for state employees and any state-run
16 facility.

17 Q (By Ms. Lansing) Is it your understanding
18 that this lawsuit is a challenge to Montana House
19 Bill 121?

20 MS. ROSSLER: Objection; calls for a legal
21 conclusion.

22 You can answer.

23 THE DEPONENT: Yes.

24 Q (By Ms. Lansing) I'm handing you what's
25 previously been marked as Exhibit 2.

Exhibit D

MONTANA FOURTH JUDICIAL DISTRICT COURT
MISSOULA COUNTY

CASEY PERKINS, an)
individual; SPENCER)
MCDONALD, an individual;)
KASANDRA REDDINGTON, an)
individual; JANE DOE, and) Case No.
individual; and JOHN DOE, an) DV-32-2025-282
individual, and MISSOULA)
COUNTY,)
))
Plaintiffs,)
))
v.)
))
STATE OF MONTANA; GREGORY)
GIANFORTE, in his official)
capacity as Governor of the)
State of Montana; and AUSTIN)
KNUDSEN, in his official)
capacity as Attorney General)
of the State of Montana,)
))
Defendants.)
))
and)
))
KERRI SEEKINS-CROWE,)
))
Intervenor-Defendant.)
))

DEPOSITION OF JANE DOE

On the 24th of February, 2026, beginning at
8:00 a.m., the deposition of JANE DOE was heard at
Lesofski Court Reporting, 7 West Sixth Avenue, Suite
2C, Helena, Montana, before Holly E. Fox, Court
Reporter and Notary Public.

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INTERVENOR-DEFENDANT:

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ALSO PRESENT:

ROCHELL STANDISH, MT DOJ

1 The following proceedings were had and testimony
2 taken:

3 * * * * *

4
5 JANE DOE,
6 having been first duly sworn by the Court Reporter,
7 was examined and testified as follows:

8
9 EXAMINATION

10 BY MS. LANSING:

11 Q Good morning.

12 A Good morning.

13 Q Can you state your name for the record?

14 A ████████████████████.

15 Q And will you spell that, please.

16 A ████████████████████ and then

17 ██████████████████████.

18 Q Thank you. What is your occupation?

19 A Graphic designer.

20 Q Where do you work?

21 A State Print & Mail.

22 Q Is that here in Helena?

23 A It is.

24 Q Without telling me your specific address,
25 where do you reside?

1 A I live downtown, within walking distance of
2 here.

3 Q In Helena?

4 A Yes.

5 Q Are you on probation?

6 A No.

7 Q Have you ever been on probation?

8 A No.

9 Q Are you on parole?

10 A No.

11 Q Have you ever been on parole?

12 A No.

13 Q Have you ever been in prison?

14 A No.

15 Q Have you ever been in a juvenile detention
16 center?

17 A No.

18 Q Are you over 18 years old?

19 A I am.

20 Q Do you have any minor children who are in
21 school?

22 A No.

23 Q Why did you become a plaintiff in this
24 lawsuit?

25 A I felt that the law enacted affected me in

1 a negative way, and I wanted to make sure that my
2 voice was heard in opposition to it.

3 Q You said you felt the law impacted you in a
4 negative way. Let's unpack that. When you say "the
5 law," are you referring to Montana House Bill 121
6 from the 2025 session?

7 A I am.

8 Q Is it your understanding that this lawsuit
9 challenges that law?

10 A I am.

11 MS. ROSSLER: Objection to the extent it
12 calls for a legal conclusion.

13 You can answer.

14 THE DEPONENT: I am.

15 Q (By Ms. Lansing) You do understand that?

16 A Yeah.

17 Q Why do you feel the law affects you
18 negatively?

19 A Because I work at a -- I work for the
20 State. Basically that means eight hours a day, I
21 have to go to a building that the law would have --
22 like, change what bathroom I would be allowed to use
23 in. And even outside of that, things like going to
24 the library and public parks and everything, that
25 would also change what bathroom I would have to go

Exhibit E

MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

CASEY PERKINS, an	)	Dept No. 1
individual; SPENCER	)	Cause No.
McDONALD, an individual;	)	DV-32-2025-282
KASANDRA REDDINGTON, an	)	Hon. Leslie Halligan
individual; JANE DOE, an	)	FOR ATTORNEYS' EYES
individual, and JOHN DOE,	)	ONLY
an individual, and)	
MISSOULA COUNTY,)	
)	
Plaintiffs,)	
)	
-vs-)	
)	
STATE OF MONTANA; GREGORY)	
GIANFORTE, in his)	
capacity as Governor of)	
the State of Montana; and)	
AUSTIN KNUDSEN, in his)	
official capacity as)	
Attorney General of the)	
State of Montana,)	
)	
Defendants,)	
)	
and)	
)	
KERRI SEEKINS-CROWE,)	
)	
Intervenor-Defendant.)	

Taken at 1015 Mount Avenue
Missoula, Montana
Wednesday, February 4, 2026 - 1:02 p.m.

D E P O S I T I O N
OF



Reported by Melody Jeffries Peters, RDR, CRR, CRC,
Jeffries Court Reporting, Inc., 1015 Mount Avenue,
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appearing on behalf of the Defendants.

1 and you should still answer the question unless
2 she instructs you otherwise. So with that, we'll
3 get started on our questions.

4 What is your occupation?

5 A. So I work as a customer service
6 representative for DIRECTV.

7 Q. Is that here in Missoula?

8 A. Yes.

9 Q. Why did you become a Plaintiff in this
10 lawsuit?

11 A. Because this particular bill has a
12 direct impact on me, and I am confused as to how I
13 need to proceed to follow the law.

14 Q. I'm going to break down your answer a
15 little bit.

16 What do you mean this bill has a direct
17 impact on you?

18 A. So as a person who uses covered
19 entities, like facilities, I need to know which
20 restrooms would be appropriate for me or which
21 changing rooms would be appropriate for me to use.

22 Q. Okay. What is your understanding of the
23 term "covered entities" that you just used?

24 A. So my --

25 MS. TURNER: Object- --

1 A. To gain understanding. I would like to
2 be able to follow the law correctly, and I don't
3 know how to.

4 Q. Why don't you know how to?

5 A. Because I don't fit either of the
6 definitions for male or female as written on the
7 bill.

8 Q. How do you know that?

9 A. Because I've read the bill and the
10 definitions provided.

11 Q. Let's look at the bill. So HB 121 has
12 previously been marked as Exhibit 2.

13 MS. LANSING: And here are a few more
14 copies.

15 (Discussion held off the record.)

16 Q. (BY MS. LANSING) Do you recognize this?

17 A. I do.

18 Q. What is it?

19 A. It is the text for House Bill 121 from
20 the 2025 legislature of Montana.

21 Q. What is your understanding of this law?

22 A. My understanding of the law is it
23 provides for individual Montanans to sue the
24 covered entity for allowing a person to use the
25 restroom that is not corresponding with the sex as

1 defined here.

2 Q. Is it your understanding that this law
3 only applies to public restrooms, or does it have
4 a broader application?

5 MS. TURNER: Objection. Form and to the
6 extent it calls for a legal conclusion.

7 You may answer.

8 A. As it outlines it, it talks about
9 restrooms, changing rooms, sleeping quarters.

10 Q. (BY MS. LANSING) Does this law mention
11 transgender people, in your understanding?

12 A. No, but that also doesn't apply to me
13 either.

14 Q. Now I'd like to take a look at the
15 Complaint --

16 A. Okay.

17 Q. -- which has previously been marked as
18 Exhibit 1.

19 MS. TURNER: Thank you.

20 A. Thank you.

21 Q. (BY MS. LANSING) Do you recognize this?

22 A. I do, yeah.

23 Q. What is it?

24 A. This is the Complaint that was filed by
25 my legal team.

1 Facebook page in regards to the comments that
2 Representative Jedediah Hinkle made during the
3 judicial discussion, the house judiciary hearing
4 in August on this particular bill.

5 Q. And at the end of that post, you say,
6 This sounds more like Rep. J. Hinkle is arguing in
7 favor of simply getting rid of public toilets in
8 general and not policing which restrooms trans
9 people use.

10 Where in HB 121 does the law seek to get
11 rid of public toilets?

12 MS. TURNER: Objection. Calls for a
13 legal conclusion.

14 You can answer.

15 A. So in here I don't say that the law says
16 that. I specify that it seemed that his comments
17 were stating that. I don't want it to be
18 misrepresented.

19 Q. (BY MS. LANSING) Okay. Some more
20 general questions for you: Are you on probation?

21 A. No.

22 Q. Are you on parole?

23 A. No.

24 Q. Have you ever been in prison?

25 A. No.

1 Q. Have you ever been in a juvenile
2 detention center?

3 A. No.

4 Q. Are you over 18 years old?

5 A. I am.

6 Q. I may be down to my last question for
7 you. You might want to look at HB 121 for this.

8 (Discussion held off the record.)

9 A. All right. I have the text for HB 121
10 in front of me.

11 Q. (BY MS. LANSING) Where does HB 121
12 require you to demonstrate or show your
13 chromosomes to use the restroom?

14 MS. TURNER: Objection to the extent it
15 calls for a legal conclusion and expert opinion.

16 You can answer.

17 A. So in order for me to identify as either
18 male or female, because it specifies what
19 chromosomes a person has, if somebody were to
20 challenge where I'm at, I would have to be able to
21 explain why, which would then require me to
22 disclose.

23 Q. (BY MS. LANSING) Where does the law
24 reference any required disclosure of your
25 chromosomes?

Exhibit F

MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

CASEY PERKINS, an	)	CAUSE NO. DV-32-2025-282
individual; SPENCER)	
McDONALD, an individual;	)	Department No. 1
KASANDRA REDDINGTON, an)	
individual; JANE DOE, an	)	Honorable Leslie Halligan
individual, and JOHN DOE, an)	
individual, and MISSOULA)	
COUNTY,)	
)	
Plaintiffs,)	
)	
v.)	
)	
STATE OF MONTANA; GREGORY	)	RULE 30(B)(6)
GIANFORTE, in his official	)	DEPOSITION
capacity as Governor of the)	
State of Montana; and AUSTIN	)	OF
KNUDSEN, in his official)	
capacity as Attorney General	)	MISSOULA COUNTY
of the State of Montana,	)	CORPORATE
	)	REPRESENTATIVE
Defendants.)	
	)	CHRISTIAN LOUNSBURY
and)	
)	
KERRI SEEKINS-CROWE,)	
)	
Intervenor-Defendant.)	

Taken at 1015 Mount Avenue
Missoula, Montana
Thursday, February 26, 2026 - 9:00 A.M.

Reported by Terra Rohlf, RPR, Jeffries Court Reporting,
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23
24 Vincent Palvish, Deputy County Attorney
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25 Missoula, Montana 59802

1 A. I requested a copy of the discovery
2 material for me to be able to review, which was
3 provided prior to this, and then I also discussed
4 the kind of nature and format of a 30(b)(6)
5 deposition, as I've never done one before.

6 Q. (BY MR. JOHNSON) And what is your
7 understanding, not from the conversation, what is
8 your understanding of a 30(b)(6) witness?

9 A. My understanding is that my job is to
10 represent, to the best of my ability, the knowledge
11 that I have for County operations, the policies of
12 Missoula County, or facilities, our workforce, and
13 those aspects that are part of my job.

14 Q. And it's my understanding you are the
15 chief administrative officer for Missoula County,
16 how long have you been the chief administrative
17 officer?

18 A. I have been the chief administrative
19 officer for just under six years, it will be six
20 years in May of this year.

21 Q. And what did you do prior to being the
22 chief administrative officer?

23 A. For the five years prior to that I was
24 the chief operating officer for Missoula County.
25 Do you want me to go further back?

1 Missoula County Annex, which is attached to the
2 courthouse, the health department, the Missoula
3 City-County Library, which is under the County's
4 purview, the historical museum at Fort Missoula,
5 the Missoula County Fairgrounds and its facilities,
6 the Missoula County Detention Facility. And that I
7 believe is where we stopped, if I remember
8 correctly, recognizing that there were
9 additional -- Sorry, may I add one building? It is
10 on our fairgrounds, but it does have a separate
11 name, that's why I wanted to clarify, it's the
12 Missoula County Rocky Mountain Garden and
13 Exploration Center, which is also known as the
14 Jerry Marks Building.

15 Q. Are all those facilities owned by
16 Missoula County?

17 A. Those facilities are owned by Missoula
18 County.

19 Q. Have you made a determination as to
20 covered entity under House Bill 121 for leased
21 facilities?

22 A. We do have several leased facilities,
23 however, we did not get to those facilities as part
24 of our exploration.

25 Q. Okay. Of the covered entities that you

1 buildings.

2 I believe, although, I would need to
3 confirm, I believe there is a family
4 single-occupancy restroom in the Jerry Marks
5 Building, also known at the Rocky Mountain Garden
6 and Exploration Center. Those are the only two
7 that I'm aware of.

8 Q. And it's my understanding that the
9 County -- because I think you testified to it
10 earlier, it's my understanding that the County has
11 not made a cost assessment of developing a
12 single-use restroom in the other covered entities?

13 A. That's correct, yeah.

14 (Slight interruption, discussion off the
15 record.)

16 Q. (BY MR. JOHNSON) Does Missoula County
17 have a domestic violence shelter?

18 A. Missoula County does not operate a
19 domestic violence shelter.

20 Q. Has Missoula County conducted a risk
21 assessment in compliance with House Bill 121 for
22 restrooms in its covered entities, basically the
23 list that we've talked about?

24 A. There have been conversations around
25 House Bill 121, but not a formal risk assessment.

1 Q. Who has been involved in those
2 conversations?

3 A. Our facilities director, Jason Hauser,
4 myself, Chris Lounsbury, and our chief people and
5 risk officer, Erica Grinde.

6 Q. And what has been the -- has there been a
7 conclusion about the risk involved in compliance
8 with House Bill 121?

9 A. I just want to clarify, can you provide a
10 little clarity on what you mean by "conclusion"?

11 Q. Meaning have you guys arrived at a
12 decision as to how to handle any risk that you guys
13 have determined?

14 A. With that definition, no, we have not
15 reached a final determination.

16 Q. Have you assessed what it will take in
17 doing that risk assessment to make reasonable
18 efforts to comply with House Bill 121?

19 A. Can you define "reasonable efforts" for
20 me?

21 Q. It's a part of House Bill 121, and I do
22 not believe it contains a definition as to
23 "reasonable efforts."

24 So my question is, have you made -- have
25 you had discussions as to what it will take to

1 satisfy the "reasonable efforts" requirement?

2 A. We have had discussions, yes.

3 Q. And have you come to any understanding as
4 to what it will take?

5 A. We have not.

6 Q. Have you decided what you -- if House
7 Bill 121 were to come into effect, it's enjoined
8 right now, have you decided what you will do, as
9 the County, to satisfy that requirement of
10 "reasonable efforts"?

11 A. We have not.

12 Q. Have you discussed ideas?

13 A. Yes.

14 Q. And what are your ideas that were
15 discussed?

16 A. So we have discussed the changing of the
17 existing restrooms into -- all multiuse restrooms
18 into all single restrooms, so in essence a lock on
19 the exterior door for those facilities.

20 We have discussed whether or not,
21 depending on the facility because they are all
22 uniquely different, whether the idea of, for lack
23 of a better term, alternating floors in ours,
24 right, changing -- so we have single-assigned
25 restrooms on floors. We've discussed additional

1 signage.

2 And those are kind of general topics
3 we've gone through.

4 Q. Any decisions made?

5 A. No.

6 Q. What was the last one you said that you
7 discussed the idea --

8 A. We've had -- Sorry.

9 Q. -- of --

10 A. The idea of additional signage.

11 Q. What are the discussions about the
12 additional signage?

13 A. Whether additional signage placed on the
14 exterior of the building and on the exterior of
15 every restroom would meet the definition in the
16 bill of "reasonable effort."

17 Q. And what would that signage say if you've
18 discussed it?

19 A. We have not discussed exact specific
20 wording, but generally whether citing pieces of the
21 bill that required that would meet that
22 requirement.

23 Q. Have you discussed what reasonable
24 efforts would be required to bring -- to meet House
25 Bill 121's requirements for changing rooms?

1 juvenile boy, so under the age of 18 who's not
2 charged as an adult, were brought into the
3 facility, can you think of any time that that
4 juvenile boy would be placed in the girls' side of
5 the juvenile detention center?

6 MS. TURNER: Objection, calls for
7 speculation, but you can answer.

8 A. Again, absent that piece of housing
9 assessment, if he were to identify some other way,
10 no.

11 Q. (BY MR. JOHNSON) Same question with
12 girls?

13 A. No.

14 Q. Okay, thanks.

15 A. Uh-huh.

16 MR. JOHNSON: Let's take a quick little
17 break.

18 (Whereupon, the proceedings were in
19 recess at 9:50 a.m. and subsequently reconvened at
20 9:58 a.m., and the following proceedings were
21 entered of record:)

22 MR. JOHNSON: Back on the record.

23 Q. (BY MR. JOHNSON) Chris, has Missoula
24 County conducted a risk assessment with regard to
25 liability of placing men in the women's detention

1 center?

2 A. Not that I'm aware of.

3 Q. How about placing -- a risk assessment by
4 placing men {sic} in the women's {sic} detention
5 center?

6 A. Not that I'm aware of.

7 Q. Tell me how the detention center is
8 constructed, just so I can get a visual. Is there
9 a women's side and a men's side --

10 A. So the --

11 Q. -- or is it two separate buildings?

12 A. The easiest way to think about it is, it
13 is one building, so including the juvenile, it is
14 one building, but they're broken up into pods. So
15 there are wings, for lack of a better term, where
16 you go off and it's segregated housing, female
17 unit, men's unit, based on housing level, so -- and
18 then in each one of those wings off of that there
19 are pods in which individuals are placed based off
20 their housing.

21 Q. And then there's a juvenile -- the
22 juvenile is in the same building as well?

23 A. It is, it is on the opposite end,
24 separated by booking and the sally port area, where
25 you can come it to be -- so they're fully separated

1 even though they're -- you could walk between them
2 with the appropriate access.

3 Q. And are there pods that separate the
4 biological boys from the biological girls in the
5 juvenile detention facility?

6 MS. TURNER: Objection as to form.

7 A. It is, yeah, similar to the adults where
8 there's segregation between them.

9 Q. (BY MR. JOHNSON) So let me ask that
10 again, then. Has Missoula County done a risk
11 assessment with regard to placing men in the
12 women's pod of the Missoula County Detention
13 Center?

14 A. Not that I'm aware of.

15 Q. And the same question with regard to
16 placing men {sic} in the women's {sic} pod of the
17 Missoula County Detention Center?

18 A. Not that I'm aware of.

19 Q. Same question with placing biological
20 boys in the girls' pod of the Missoula County
21 Detention Center?

22 A. Not that I'm aware of.

23 Q. Same question with placing girls in the
24 boys' pod of the Missoula County Juvenile Detention
25 Center?

1 A. Not that I'm aware of.

2 Q. Has Missoula County determined what steps
3 are reasonable for the detention center pods for
4 the Missoula County Detention Center?

5 MS. TURNER: Object as to form. You can
6 answer.

7 A. Sorry, can you clarify what you are --
8 are we talking in relation to House Bill --

9 Q. (BY MR. JOHNSON) 121, yes.

10 A. No, we have not.

11 Q. Okay. Same with the juvenile detention
12 center?

13 A. We have not.

14 Q. Why did Missoula County decide to
15 intervene in this lawsuit?

16 MS. TURNER: Object as to form. You can
17 answer.

18 A. Missoula County made that determination
19 due to similar issues that we raised during the
20 legislative session where we were concerned we
21 would not be able to implement or comply with the
22 provisions of the bill, and in order to address
23 those concerns, both for the public, the potential
24 liability it exposed Missoula County to, and for
25 our employees, we chose to intervene.

1 Bill 121?

2 A. Yes.

3 Q. Have you assessed any risk as far as
4 County with regard to lawsuits involving placement
5 of men in the women's pod of the Missoula County
6 Detention Center?

7 A. We have not.

8 Q. Do you know why?

9 A. I do not.

10 Q. Okay. Same question, have you assessed
11 any liability of placing boys in the girls' pod of
12 the Missoula County Juvenile Detention Center?

13 A. We have not.

14 Q. Why?

15 A. I do not know.

16 Q. Okay. And what were the other reasons
17 that Missoula County decided to intervene in this
18 lawsuit? I think liability was one.

19 A. Yes, liability. The problem with
20 attempting to implement it because of the lack of
21 definition around "reasonable --

22 Q. Okay.

23 A. -- measures." And then concerns over the
24 potential impacts, again, as a self-insured entity
25 covering not just liabilities, but also our

C E R T I F I C A T E

STATE OF MONTANA)
 : ss.
County of Ravalli)

I, Terra Rohlfs, RPR, Freelance Court Reporter and Notary Public for the State of Montana, residing in Hamilton, Montana, do hereby certify:

That I was duly authorized to swear in the witness and did report the Rule 30(b)(6) deposition of CHRISTIAN LOUNSBURY in this cause;

That the reading and signing of the deposition by the witness have been expressly reserved;

That the foregoing pages of this deposition constitute a true and accurate transcription of my stenotype notes of the testimony of said witness.

I further certify that I am not an attorney nor counsel of any of the parties; nor a relative or employee of any attorney or counsel connected with the action, nor financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 9th day of March, 2026.

Terra Rohlfs, RPR,
Freelance Court Reporter
Notary Public, State of Montana
Residing in Hamilton, Montana
My Commission expires: 11/4/27

Exhibit G

1
2
3
4
5
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8
9
10
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MONTANA FOURTH JUDICIAL DISTRICT COURT

MISSOULA COUNTY

CASEY PERKINS, an individual;
SPENCER MCDONALD, an individual;
KASANDRA REDDINGTON, an individual;
JANE DOE, an individual; and JOHN
DOE, an individual,
Plaintiffs,

vs. Cause No. DV 32-2025-282

STATE OF MONTANA;
GREGORY GIANFORTE, in his
official capacity as Governor of
the State of Montana; and AUSTIN
KNUDSEN, in his official capacity
as Attorney General of the State of
Montana,
Defendants.

and
KERRI SEEKINS-CROWE,
Intervenor-Defendant.

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VIDEO RECORDED VIDEOCONFERENCE DEPOSITION
UPON ORAL EXAMINATION OF
AMIE ICHIKAWA

BE IT REMEMBERED, that the deposition upon oral examination of AMIE ICHIKAWA, present in Helena, Montana, appearing at the instance of Plaintiffs, was taken through the offices of Fisher Court Reporting, 442 East Mendenhall, Bozeman, Montana, on Monday, March 2, 2026, beginning at the hour of 9:11 a.m., MST, pursuant to the Montana Rules of Civil Procedure, before Kasey L. Fisher, Registered Professional Reporter - Notary Public.

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APPEARANCES

ATTORNEY APPEARING ON BEHALF OF THE
PLAINTIFFS, CASEY PERKINS, an individual;
SPENCER MCDONALD, an individual;
KASANDRA REDDINGTON, an individual;
JANE DOE, an individual; and JOHN
DOE, an individual:

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and

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ratea@aclumontana.org
(Present via Zoom)

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APPEARANCES CONTINUED

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ATTORNEY APPEARING ON BEHALF OF THE
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(Present via Zoom)

Also present via Zoom: Deb Bungay(DOJ), Addy
Slanger(ACLU-MT), Rochell Standish(MT DOJ),
Abigail Roston(ACLU-MT), Ashlee Rossler(ACLU),
George Clark(OAG) Max Larson

1 121 as "this matter" or "the Perkins matter," will
2 you understand what I mean?

3 A. Yes.

4 Q. Okay. And so between the time you were
5 first hired around a month ago and today, what
6 work have you undertaken to form your expert
7 opinion in this case?

8 A. Well, my work is ongoing. I have direct
9 contact with incarcerated individuals in various
10 facilities. I read quite a bit of related, you
11 know, information to this. I'm familiar with
12 House Bill 121, and I think my communication with
13 incarcerated women in particular is the most
14 important part of my research and development.

15 Q. So I guess I want to clarify my question
16 a little bit.

17 You understood that you're providing a
18 specific expert opinion in this case, right?

19 A. Right.

20 Q. Okay. And in order to create that
21 opinion or language or the wording of that
22 opinion, what work did you do to prepare that
23 language or what your exact opinion would be in
24 this case?

25 MR. JOHNSON: Objection. Asked and

1 answered.

2 Go ahead and answer.

3 THE WITNESS: I've communicated with
4 incarcerated women and other people in order to
5 form my opinions about this case to get a
6 realistic and accurate perception of the culture
7 climate within the prison system to be able to
8 explain why my opinions are what they are related
9 to this specific issue.

10 BY MR. VANDEGRIFF:

11 Q. Okay. And you did that work between when
12 you were retained and when -- and today, or you've
13 been doing that work for a while?

14 A. I've been doing that for the last five
15 years, but, you know, I beefed it up a little bit
16 in the last month.

17 Q. Okay. And when you say "beefed it up a
18 little bit," how have you beefed it up a little
19 bit?

20 A. Extensive communications. I've spent,
21 you know, between two and three hours on the phone
22 with different individuals in different states.

23 Q. Okay. And what states are those
24 individuals in?

25 A. Indiana, California, Texas, Wisconsin. I

1 think those are the main ones I was focusing on in
2 the last about four week.

3 Q. Okay. And how many different individuals
4 did you talk to to prepare for today? In the last
5 month, not over the last five years.

6 A. In the last month, between -- at least --
7 at least 10 to 15 different people.

8 Q. Okay. And what did you talk to those
9 people about?

10 A. I focused on what the current culture
11 climate is, safety issues, their perception of
12 safety and wellbeing and how that's being impacted
13 by the implementation of gender self ID policies
14 and laws in their state.

15 Q. Okay. Outside of talking to these
16 individuals, what else have you done to prepare
17 your opinion in this case?

18 A. I have done some research on the
19 incarceration numbers in the state of Montana and,
20 you know, federal prisons.

21 I -- I like to keep track of what's going
22 on across the country as far as housing is
23 concerned for incarcerated individuals.

24 I check different websites for different
25 DOCs and the BOP.

1 A. Just what was on the Montana State
2 Corrections website.

3 **Q. Did you review any deposition transcripts**
4 **to prepare for your deposition?**

5 A. No.

6 **Q. Okay. So other than meeting with your**
7 **attorneys for an hour, talking to those**
8 **individuals and reviewing the Complaint, did you**
9 **do anything else to prepare for today's**
10 **deposition?**

11 A. Oh, we did meet yesterday. We had a
12 short meeting yesterday just to explain what the
13 process of a deposition is. We did do that
14 briefly.

15 **Q. Okay. And you said that was yesterday?**

16 A. Yes. Sorry about that.

17 **Q. Totally fine. And when you met**
18 **originally for about an hour, when was that?**

19 A. Approximately a month ago.

20 **Q. Okay. So that was the meeting when they**
21 **were -- you discussed you being an expert witness?**

22 A. Correct.

23 **Q. Okay.**

24 MR. VANDEGRIFF: You can stop screen
25 share.

1 this matter?

2 A. Yes, I believe so, yes.

3 Q. Okay. I'm going to go back up so we can
4 look at this paragraph better on the screen share.

5 So going back to page 4 in that paragraph
6 that you just read.

7 A. Yes.

8 Q. So according to this amended expert
9 disclosure, it is your opinion that women need
10 separate spaces from men in prisons for safety for
11 both physical and mental health; is that correct?

12 A. Yes, it is correct.

13 Q. Okay. And so then for the purposes of
14 your opinion, how are you defining "woman" or
15 "women"?

16 A. A woman, someone who's born female.
17 Yeah, someone who is born a female.

18 Q. So would that be someone who was
19 identified as female at birth?

20 A. Yes, correct.

21 Q. Okay. So if someone was not identified
22 as a female at birth but identifies as a woman
23 now, would they fit into your definition of
24 "woman" in this paragraph?

25 A. That really depends. I would have to

1 your opinion as it's used in this paragraph.

2 Would a transgender woman fit within the
3 definition of "men" in that sentence?

4 A. In some cases, yes. Not in all.

5 Q. So not all transgender women fit into
6 your definition of "men" in this paragraph?

7 A. Not in a carceral setting, not in my --
8 what my expert opinion would be, no.

9 Q. Okay. I guess breaking that down, why
10 does it matter for the definition if they're in a
11 carceral setting or not?

12 A. Because that's where my area of expertise
13 is exclusive.

14 Q. Okay. So are there some transgender
15 women that are not included in your definition of
16 "men"?

17 A. Absolutely.

18 Q. Okay. So your opinion is that women do
19 not need separate spaces from all transgender
20 women?

21 A. That's correct.

22 Q. So there are some transgender women who
23 it is safe for women to be in prisons with or --

24 A. I wouldn't say any prison setting is
25 safe, but I would be far more open-minded in some

1 situations, yes.

2 Q. Okay. And what are those sit -- those
3 situations?

4 A. If someone is completely medically,
5 surgically transitioned and on HRT and does not
6 have a history of sexual violence against
7 vulnerable populations.

8 Q. Okay. So I guess I just want to break
9 that down, you know, one part at a time.

10 So you're -- if someone has completed
11 gender assignment surgery, then you do not think
12 that women would need a separate space -- let me
13 back that up -- retract that question.

14 If a transgender woman has had a gender
15 reassignment surgery, is it -- it's your opinion
16 that cisgender women would not need a separate
17 space from that individual?

18 MR. JOHNSON: Objection. Asked and
19 answered.

20 But go ahead and answer.

21 THE WITNESS: I would also have to take
22 into serious consideration someone's criminal
23 history and if there is a prevalence of sexual
24 violence against women and children -- of any
25 vulnerable population. It would have to be

1 reevaluated.

2 BY MR. VANDEGRIFF:

3 Q. Okay. So in your opinion, to determine
4 if a transgender woman is someone that women need
5 a separate space from, you would look at if
6 they've taken gender reassignment surgery, and
7 then you would look at their criminal history; is
8 that correct?

9 A. Yes.

10 Q. Okay. And so if there's a transgender
11 woman who has completed sexual reassignment
12 surgery and they have no criminal history of
13 violence, you would think it is safe for women to
14 be in -- women do not need a separate space from
15 that individual, is that correct, in your opinion?

16 A. For the most part, yes. Yes.

17 Q. Okay. When you say "for the most part,"
18 what do you mean by "for the most part"?

19 A. There's so many moving parts in this
20 analysis. There's so much unfortunate
21 manipulation that happens in the prison system.
22 That's why things really have to be evaluated on a
23 case-by-case basis.

24 Because, of course, there are sincere
25 trans-identified individuals that do need to be

1 moved to a different space to complete their time
2 in a safe way.

3 And, simultaneously, there's people that
4 are completely gaming the system who are very
5 convincing but are a danger to themselves and
6 others, and it would create a completely
7 unbelievable situation in a women's prison.

8 Q. Okay. And so you say some people are
9 gaming the system.

10 Do you mean that men are lying about
11 being transgender women in order to get into
12 women's prisons?

13 A. Yes, absolutely. There's -- I mean, it's
14 prison. I spent five years there, and it's ripe
15 with very opportunistic individuals that are
16 clearly going to take advantage of a situation
17 like this, as to be expected by anyone with a
18 pulse.

19 Q. Okay. And then -- and so your opinion --
20 your opinion would be that those people should not
21 be allowed into women's prison, regardless if
22 they've had sexual reassignment surgery or if they
23 have a criminal history?

24 A. I haven't come across any situations
25 where someone has had gender reassignment surgery

1 that, you know, was gaming the system. It's not a
2 high number of people that have actual followed
3 through with a gender reassignment surgery that
4 aren't, you know -- that I would put in a category
5 of, you know, the opportunistic people that are
6 taking advantage of the situation.

7 Q. Okay. So if someone has had sexual
8 reassignment surgery, you've never encountered
9 someone who has had that who has then lied about
10 being a transgender woman.

11 Is that what you were just saying?

12 A. Right.

13 Q. Okay. And so I guess I just want to be
14 crystal clear. This sentence says (as read):

15 Ms. Ichikawa will offer the opinions that
16 women need separate spaces from men in prisons for
17 safety.

18 Is that correct?

19 A. Yes.

20 Q. Okay. And what you are saying is that,
21 included in that definition of men who women need
22 separate spaces from would be transgender women
23 who posed -- who either had not gone -- undergone
24 gender reassignment surgery or who'd had a
25 criminal history of violence or sexual assault; is

1 that correct?

2 MR. JOHNSON: Objection. Asked and
3 answered.

4 Go ahead.

5 THE WITNESS: Yes.

6 BY MR. VANDEGRIFF:

7 Q. Okay. And when you say -- sorry. One --
8 one last question on that.

9 But your opinion is that if there was a
10 transgender woman who had had sexual reassignment
11 surgery and had -- did not have a criminal history
12 of violence but also -- and also was not gaming
13 the system, that person would be safe to be in
14 separate spaces with other women; is that correct?

15 A. If they so wished, because, you know,
16 keep in mind, all of these laws are on a voluntary
17 basis. So if they wished to be over there, I
18 would support that.

19 Q. Okay. And you said something in your
20 previous answers about a case-by-case analysis; is
21 that correct?

22 A. Uh-huh.

23 Q. Do you support using a case-by-case
24 analysis for --

25 A. I do.

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C E R T I F I C A T E

STATE OF MONTANA)
: Ss
COUNTY OF GALLATIN)

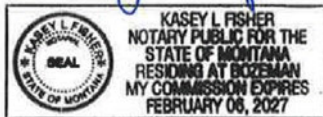
I, Kasey L. Fisher, Registered Professional Reporter and Notary Public for the State of Montana, residing in Bozeman, do hereby certify:

That I was duly authorized to and did swear in the witness and report the deposition of AMIE ICHIKAWA in the above-entitled cause; that the foregoing pages of this deposition constitute a true and accurate transcription of my stenotype notes of the testimony of said witness, all done to the best of my skill and ability; that the reading and signing of the deposition by the witness have been expressly reserved.

I further certify that I am not an attorney nor counsel of any of the parties, nor a relative or employee of any attorney or counsel connected with the action, nor financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on this the 12th day of March, 2026.

Kasey L. Fisher



CERTIFICATE OF SERVICE

I, George Carlo Lempke Clark, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice to the following on 04-03-2026:

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Electronically signed by Rochell Standish on behalf of George Carlo Lempke Clark

Dated: 04-03-2026