

**This docket is current through 09/07/2020**

Today's Date: 12/18/2024

Source: U.S. Court of Appeals for the Ninth Circuit

**Court:** U.S. Court of Appeals for the Ninth Circuit

**Case Title:** Does v. Lawrence Wasden, Et Al

**Appeal From:** U.S. District Court For Idaho, Boise

**Date Filed:** 05/06/2019

#### **CASE INFORMATION**

**Case Number:** 19-35391

**Fee Status:** Paid

**Case Type:** Appeals

**Case Subtype:** Civil, Private

**Nature of Suit:** 3950 Constitutionality Of State Statutes

**Key Nature of Suit:** Other Federal Statutes; Constitutionality of State Statutes (340.35)

#### **LOWER COURT INFORMATION**

**District:** 0976-1

**Lower Court Docket Number:** 1:16-CV-00429-DCN

**Trial Judge(s):** Chief District Judge David C. Nye

**Court Reporter(s):** Katherine Eismann  
Wendy Messuri

**Date Filed:** 09/22/2016

**Date Order/Judgment:** 04/09/2019

**Date NOA Filed:** 05/05/2019

**Date COA Received:** 05/05/2019

#### **NAMES**

**Does, John And Jane, 1-134**

**Type:** Plaintiff - Appellant

**Attorney:** Greg J. Fuller

**Attorney Phone:** 208-734-1602

**Firm Name:** Fuller Law Offices

**Firm Address:** P.O. Box L  
Twin Falls, ID 83303

**Attorney:** Daniel S. Brown

**Attorney Phone:** 208-734-1602

**Firm Name:** Fuller Law Offices

**Firm Address:** P.O. Box L  
Twin Falls, ID 83303

### **Attorney General Of The State Of Idaho Lawrence Wasden**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Firm Name:** Agid - Idaho Office Of The Attorney General

**Firm Address:** P.O. Box 83720  
Boise, ID 83720-0010

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

**Firm Name:** Olsen & McFadden, Inc. P.S.

**Firm Address:** 216 Ericksen  
Bainbridge Island, WA 98110

### **Kevin Kempf, Director Of The Idaho Department Of Correction**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Terry Kirkham, Chief Department Of Correction Probation And Parole Division**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Jon Burnham, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Michael Johnston, Ph.D., Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Moira Lynch, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Jeffrey Betts, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Erwin Sonnenberg, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Jean Fisher, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Paula Garay, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Kimberly Simmons, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **William Crawford, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Christina Iverson, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Ralph Powell, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Matthew Thomas, Sheriff, Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen

Attorney Phone: 206-780-0240

### Stephen Bartlett, Ada County Sheriff

Type: Defendant - Appellee

Attorney: Deputy Chris Kronberg Esquire, Attorney General

Attorney Phone: 208-334-4536

Attorney: Steven L. Olsen

Attorney Phone: 206-780-0240

### Lorin Nielsen, Bannock County Sheriff

Type: Defendant - Appellee

Attorney: Deputy Chris Kronberg Esquire, Attorney General

Attorney Phone: 208-334-4536

Attorney: Steven L. Olsen

Attorney Phone: 206-780-0240

### Brent T. Bunn, Bear Lake County Sheriff

Type: Defendant - Appellee

Attorney: Deputy Chris Kronberg Esquire, Attorney General

Attorney Phone: 208-334-4536

Attorney: Steven L. Olsen

Attorney Phone: 206-780-0240

### Craig T. Rowland, Bingham County Sheriff

Type: Defendant - Appellee

Attorney: Deputy Chris Kronberg Esquire, Attorney General

Attorney Phone: 208-334-4536

Attorney: Steven L. Olsen

Attorney Phone: 206-780-0240

### **Paul J. Wilde, Bonneville County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Kiernan Donahue, Canyon County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Michael Haderlie, Caribou County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Jay Heward, Cassia County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Rick Layher, Elmore County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **David Fryar, Franklin County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Charles Rolland, Gem County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Shawn Gough, Gooding County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Steve Anderson, Jefferson County Sheriff**



**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Doug McFall, Jerome County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Lynn Bowerman, Lemhi County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Kevin Ellis, Lincoln County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen

**Attorney Phone:** 206-780-0240

### **Eric Snarr, Minidoka County Sheriff**

**Type:** Defendant - Appellee

**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Joe Rodriguez, Nez Perce County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Tom Carter, Twin Falls County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Patti Bolen, Valley County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Sexual Offender Management Board**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General

**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Tony Liford, Teton County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Jim Kacqmarek, Boise County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Chris Goetz, Clearwater County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

### **Ben Wolfinger, Kootenai County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536

**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

**Richard Skiles, Latah County Sheriff**

**Type:** Defendant - Appellee  
**Attorney:** Deputy Chris Kronberg Esquire, Attorney General  
**Attorney Phone:** 208-334-4536  
**Attorney:** Steven L. Olsen  
**Attorney Phone:** 206-780-0240

**DOCKET PROCEEDINGS (38)**

<b>Entry #:</b>	<b>Date:</b>	<b>Description:</b>	
39	07/09/2020	ENTERED APPEARANCE OF COURT REPORTER KATHERINE EISMANN IN THIS CASE. [11748051] [19-15235, 19-15280, 19-30226, 19-30233, 19-35391, 20-15800, 20-30015, 20-30034, 20-30051, 20-35096, 20-35302, 20-35336, 20-35582]--[NOTE: SKIPPED ENTRY ON DOCKET DUE TO INCORRECT TERMINATION OF COURT REPORTER. 07/09/2020 BY RY] (RY) [ENTERED: 07/09/2020 05:13 PM]	
38	07/08/2020	ENTERED APPEARANCE OF COURT REPORTER WENDY MESSURI IN THIS CASE. [11746558] [19-30226, 19-30233, 19-35391, 20-30015, 20-30034, 20-30051, 20-35096, 20-35336, 20-35582] (RY) [ENTERED: 07/08/2020 04:31 PM]	
37	07/08/2020	TERMINATED PARTICIPATION OF COURT REPORTER AMBER FREEMAN IN THIS CASE (ADDED IN ERROR). [11746552] [19-30226,	

		19-30233, 19-35391, 20-30015, 20-30034, 20-30051, 20-35096, 20-35302, 20-35336, 20-35582] (RY) [ENTERED: 07/08/2020 04:28 PM]	
36	07/08/2020	ENTERED APPEARANCE OF COURT REPORTER AMBER FREEMAN IN THIS CASE. [11746483] [19-15235, 19-15280, 19-30226, 19-30233, 19-35391] (RY) [ENTERED: 07/08/2020 03:57 PM]	
34	05/12/2020	SUBMITTED ON THE BRIEFS TO JAY S. BYBEE, LAWRENCE J. VANDYKE AND KATHLEEN CARDONE. [11687561] (KAD) [ENTERED: 05/12/2020 09:17 AM]	
33	04/17/2020	FILED CLERK ORDER (DEPUTY CLERK: OC): THE COURT IS OF THE UNANIMOUS OPINION THAT THE FACTS AND LEGAL ARGUMENTS ARE ADEQUATELY PRESENTED IN THE BRIEFS AND RECORD AND THAT ORAL ARGUMENT WOULD NOT SIGNIFICANTLY AID THE DECISIONAL PROCESS. THEREFORE, THIS MATTER IS ORDERED SUBMITTED ON THE BRIEFS AND RECORD WITHOUT ORAL ARGUMENT ON MAY 12, 2020, IN PORTLAND. FED. R. APP. P. 34(A)(2). [11663976] (OC) [ENTERED: 04/17/2020 09:37 AM]	<a href="#">View Add to request</a>
32	04/15/2020	FILED (ECF) ACKNOWLEDGMENT OF HEARING NOTICE BY ATTORNEY MR. DANIEL S. BROWN FOR APPELLANT DOES. HEARING IN PORTLAND ON 05/12/2020 AT 09:00 A.M. (COURTROOM: 2ND FLOOR CTRM). FILER SHARING ARGUMENT TIME: NO. SPECIAL	

		ACCOMMODATIONS: NO. FILER ADMISSION STATUS: I CERTIFY THAT I AM ADMITTED TO PRACTICE BEFORE THIS COURT. DATE OF SERVICE: 04/15/2020. [11662255] [19-35391] (BROWN, DANIEL) [ENTERED: 04/15/2020 04:22 PM]	
31	04/15/2020	FILED (ECF) NOTICE OF APPEARANCE OF DANIEL S. BROWN (FULLER LAW OFFICES, P. O. BOX L, TWIN FALLS, ID 83303) FOR APPELLANT DOES. DATE OF SERVICE: 04/15/2020. (PARTY WAS PREVIOUSLY PROCEEDING WITH COUNSEL.) [11662244] [19-35391] (BROWN, DANIEL) [ENTERED: 04/15/2020 04:16 PM]	
30	04/08/2020	FILED CLERK ORDER (DEPUTY CLERK: KJC): THIS NOTICE IS BEING ISSUED TO ALL CASES CURRENTLY SCHEDULED FOR THE MAY 11-15, 2020 ORAL ARGUMENT CALENDAR IN PORTLAND, OREGON. DUE TO THE CURRENT HEALTH EMERGENCY, IT IS ANTICIPATED THE THREE-JUDGE PANEL WILL APPEAR BY VIDEO, RATHER THAN TRAVELING TO THE COURTHOUSE, WHICH IS CURRENTLY CLOSED TO THE PUBLIC. COUNSEL MAY PARTICIPATE IN THE ARGUMENTS VIA VIDEO CONFERENCE OR TELEPHONE. THE CLERKS OFFICE WILL CONTACT COUNSEL IN ADVANCE OF THE HEARINGS TO MAKE ARRANGEMENTS FOR REMOTE PARTICIPATION. PLEASE NOTE THAT IN MOST CASES LAWYERS WILL BE ABLE TO PARTICIPATE BY VIDEO USING THEIR EXISTING CAMERA-EQUIPPED	<a href="#">View Add to request</a>

		LAPTOPS OR DESKTOP COMPUTERS; SPECIAL VIDEO CONFERENCING EQUIPMENT IS NOT NECESSARY. (SEE NOTICE FOR MORE INFO) [11655534] [18-73198, 19-35341, 19-35463, 19-35391, 19-35428, 19-35629] (KJC) [ENTERED: 04/08/2020 02:14 PM]	
29	03/02/2020	FILED (ECF) ACKNOWLEDGMENT OF HEARING NOTICE BY ATTORNEY MR. CHRIS KRONBERG, ESQUIRE FOR APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE, KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT BOARD, KIMBERLY SIMMONS, RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, MATTHEW THOMAS, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER. HEARING IN PORTLAND ON 05/12/2020 AT 09:00 A.M. (COURTROOM: PO 2ND FLOOR CTRM - PORTLAND, OR). FILER SHARING ARGUMENT TIME: NO. (ARGUMENT MINUTES: 15.) SPECIAL ACCOMMODATIONS: NO. FILER ADMISSION STATUS: I	

		CERTIFY THAT I AM ADMITTED TO PRACTICE BEFORE THIS COURT. DATE OF SERVICE: 03/02/2020. [11613999] [19-35391] (KRONBERG, CHRIS) [ENTERED: 03/02/2020 07:37 AM]	
28	03/01/2020	NOTICE OF ORAL ARGUMENT ON TUESDAY, MAY 12, 2020 - 09:00 A.M. - PO 2ND FLOOR CTRM - PORTLAND OR.VIEW THE ORAL ARGUMENT CALENDAR FOR YOUR CASE HERE .BE SURE TO REVIEW THE GUIDELINES FOR IMPORTANT INFORMATION ABOUT YOUR HEARING, INCLUDING WHEN TO ARRIVE (30 MINUTES BEFORE THE HEARING TIME) AND WHEN AND HOW TO SUBMIT ADDITIONAL CITATIONS (FILING ELECTRONICALLY AS FAR IN ADVANCE OF THE HEARING AS POSSIBLE).IF YOU ARE THE SPECIFIC ATTORNEY OR SELF-REPRESENTED PARTY WHO WILL BE ARGUING, USE THE ACKNOWLEDGMENT OF HEARING NOTICE FILING TYPE IN CM/ECF NO LATER THAN 21 DAYS BEFORE TUESDAY, MAY 12, 2020. NO FORM OR OTHER ATTACHMENT IS REQUIRED. IF YOU WILL NOT BE ARGUING, DO NOT FILE AN ACKNOWLEDGMENT OF HEARING NOTICE.[11613829]. [ARRAY, 19-35391] (AW) [ENTERED: 03/01/2020 06:11 AM]	
27	01/15/2020	FILED (ECF) ATTORNEY MR. GREG J. FULLER FOR APPELLANT DOES RESPONSE TO NOTICE FOR CASE BEING CONSIDERED FOR ORAL ARGUMENT. DATE OF SERVICE: 01/15/2020. [11564020] [19-35391]	<a href="#">View Add to request</a>



		(FULLER, GREG) [ENTERED: 01/15/2020 04:17 PM]	
26	01/13/2020	FILED (ECF) ATTORNEY MR. CHRIS KRONBERG, ESQUIRE FOR APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE, KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT BOARD, KIMBERLY SIMMONS, RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, MATTHEW THOMAS, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER RESPONSE TO NOTICE FOR CASE BEING CONSIDERED FOR ORAL ARGUMENT. DATE OF SERVICE: 01/13/2020. [11559028] [19-35391] (KRONBERG, CHRIS) [ENTERED: 01/13/2020 08:47 AM]	<a href="#">View</a> <a href="#">Add to request</a>
25	01/10/2020	THIS CASE IS BEING CONSIDERED FOR AN UPCOMING ORAL ARGUMENT CALENDAR IN PORTLANDPLEASE REVIEW THE PORTLAND SITTING DATES FOR MAY 2020 AND THE 2 SUBSEQUENT SITTING MONTHS IN THAT LOCATION AT	

		<p>HTTP://WWW.CA9.USCOURTS.GOV/COURT_SESSIONS . IF YOU HAVE AN UNAVOIDABLE CONFLICT ON ANY OF THE DATES, PLEASE FILE FORM 32 WITHIN 3 BUSINESS DAYS OF THIS NOTICE USING THE CM/ECF FILING TYPE RESPONSE TO CASE BEING CONSIDERED FOR ORAL ARGUMENT. PLEASE FOLLOW THE FORM'S INSTRUCTIONS CAREFULLY.WHEN SETTING YOUR ARGUMENT DATE, THE COURT WILL TRY TO WORK AROUND UNAVOIDABLE CONFLICTS; THE COURT IS NOT ABLE TO ACCOMMODATE MERE SCHEDULING PREFERENCES. YOU WILL RECEIVE NOTICE THAT YOUR CASE HAS BEEN ASSIGNED TO A CALENDAR APPROXIMATELY 10 WEEKS BEFORE THE SCHEDULED ORAL ARGUMENT DATE.IF THE PARTIES WISH TO DISCUSS SETTLEMENT BEFORE AN ARGUMENT DATE IS SET, THEY SHOULD JOINTLY REQUEST REFERRAL TO THE MEDIATION UNIT BY FILING A LETTER WITHIN 3 BUSINESS DAYS OF THIS NOTICE, USING CM/ECF (TYPE OF DOCUMENT: CORRESPONDENCE TO COURT; SUBJECT: REQUEST FOR MEDIATION).[11557667]. [19-35391] (AW) [ENTERED: 01/10/2020 11:01 AM]</p>	
24	11/12/2019	<p>RECEIVED 7 PAPER COPIES OF REPLY BRIEF [ 22 ] FILED BY DOES. [11496456] (SD) [ENTERED: 11/12/2019 03:28 PM]</p>	
23	11/06/2019	<p>FILED CLERK ORDER: THE REPLY BRIEF [ 22 ] SUBMITTED BY DOES IS</p>	<a href="#">View Add to request</a>

		FILED. WITHIN 7 DAYS OF THE FILING OF THIS ORDER, FILER IS ORDERED TO FILE 7 COPIES OF THE BRIEF IN PAPER FORMAT, ACCOMPANIED BY CERTIFICATION (ATTACHED TO THE END OF EACH COPY OF THE BRIEF) THAT THE BRIEF IS IDENTICAL TO THE VERSION SUBMITTED ELECTRONICALLY. COVER COLOR: GRAY. THE PAPER COPIES SHALL BE SUBMITTED TO THE PRINCIPAL OFFICE OF THE CLERK. [11490652] (KWG) [ENTERED: 11/06/2019 09:27 AM]	
22	11/05/2019	SUBMITTED (ECF) REPLY BRIEF FOR REVIEW. SUBMITTED BY APPELLANT DOES. DATE OF SERVICE: 11/05/2019. [11489519] [19-35391] (FULLER, GREG) [ENTERED: 11/05/2019 11:43 AM]	<a href="#">View</a> <a href="#">Add to request</a>
21	10/23/2019	FILED 3 PAPER COPIES OF EXCERPTS OF RECORD [ 12 ] IN 2 VOLUME(S) FILED BY APPELLANT DOES. [11475083] (KWG) [ENTERED: 10/23/2019 02:45 PM]	
20	10/23/2019	RECEIVED 6 PAPER COPIES OF OPENING BRIEF [ 11 ] FILED BY DOES. [11474228] (RG) [ENTERED: 10/23/2019 09:53 AM]	
19	10/21/2019	FILED 3 PAPER COPIES OF SUPPLEMENTAL EXCERPTS OF RECORD [ 16 ] IN 1 VOLUME(S) FILED BY APPELLEES. [11471836] (KWG) [ENTERED: 10/21/2019 03:29 PM]	
18	10/21/2019	RECEIVED 6 PAPER COPIES OF ANSWERING BRIEF [ 15 ] FILED BY	

		APPELLEES. [11471456] (RG) [ENTERED: 10/21/2019 01:40 PM]	
17	10/16/2019	FILED CLERK ORDER: THE ANSWERING BRIEF [ 15 ] SUBMITTED BY APPELLEES IS FILED. THE SUPPLEMENTAL EXCERPTS OF RECORD [ 16 ] SUBMITTED BY APPELLEES ARE FILED. THE COURT PREVIOUSLY FILED THE BRIEF(S) [ 11 ] AND EXCERPTS OF RECORD [ 12 ] SUBMITTED BY APPELLANT DOES. WITHIN 7 DAYS OF THIS ORDER, THE FILER OF EACH BRIEF IS ORDERED TO FILE 6 COPIES OF THAT BRIEF IN PAPER FORMAT, ACCOMPANIED BY CERTIFICATION (ATTACHED TO THE END OF EACH COPY OF THE BRIEF) THAT THE BRIEF IS IDENTICAL TO THE VERSION SUBMITTED ELECTRONICALLY. THE FORM 18 CERTIFICATE IS AVAILABLE ON THE COURT'S WEBSITE AT HTTP://WWW.CA9.USCOURTS.GOV/FORMS/FORM18.PDF . THE COVERS OF THE OPENING BRIEF MUST BE BLUE. THE COVERS OF THE ANSWERING BRIEF MUST BE RED. WITHIN 7 DAYS OF THIS ORDER, THE FILER OF EACH SET OF EXCERPTS OF RECORD IS ORDERED TO FILE 3 COPIES OF THAT SET OF EXCERPTS IN PAPER FORMAT SECURELY BOUND ON THE LEFT SIDE, WITH WHITE COVERS. THE PAPER COPIES SHALL BE SUBMITTED TO THE PRINCIPAL OFFICE OF THE CLERK. THE ADDRESS FOR REGULAR U.S. MAIL IS P.O. BOX 193939, SAN FRANCISCO, CA 94119-3939. THE ADDRESS FOR OVERNIGHT MAIL IS	<a href="#">View</a> <a href="#">Add to request</a>

		95 SEVENTH STREET, SAN FRANCISCO, CA 94103-1526. [11466358] (KWG) [ENTERED: 10/16/2019 01:44 PM]	
16	10/15/2019	SUBMITTED (ECF) SUPPLEMENTAL EXCERPTS OF RECORD. SUBMITTED BY APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE, KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT BOARD, KIMBERLY SIMMONS, RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, MATTHEW THOMAS, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER. DATE OF SERVICE: 10/15/2019. [11463275] [19-35391] (KRONBERG, CHRIS) [ENTERED: 10/15/2019 08:07 AM]	<a href="#">View</a> <a href="#">Add to request</a>
15	10/15/2019	SUBMITTED (ECF) ANSWERING BRIEF FOR REVIEW. SUBMITTED BY APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE,	<a href="#">View</a> <a href="#">Add to request</a>

		<p>KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT BOARD, KIMBERLY SIMMONS, RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, MATTHEW THOMAS, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER. DATE OF SERVICE: 10/15/2019. [11463271] [19-35391] (KRONBERG, CHRIS) [ENTERED: 10/15/2019 07:58 AM]</p>	
14	09/13/2019	<p>FILED CLERK ORDER: THE OPENING BRIEF [ 11 ] AND EXCERPTS OF RECORD [ 12 ] SUBMITTED BY DOES ARE FILED. NO PAPER COPIES ARE REQUIRED AT THIS TIME. [11431251] (KWG) [ENTERED: 09/13/2019 02:21 PM]</p>	<a href="#">View Add to request</a>
13	09/12/2019	<p>COURT DELETED INCORRECT ENTRY. NOTICE ABOUT DELETION SENT TO CASE PARTICIPANTS REGISTERED FOR ELECTRONIC FILING. CORRECT ENTRY: [ 11 ]. ORIGINAL TEXT: SUBMITTED (ECF) OPENING BRIEF FOR REVIEW. SUBMITTED BY APPELLANT DOES. DATE OF SERVICE: 09/12/2019. [11430275] [19-35391] (FULLER, GREG) [ENTERED: 09/12/2019 08:44 PM]</p>	

12	09/12/2019	SUBMITTED (ECF) EXCERPTS OF RECORD. SUBMITTED BY APPELLANT DOES. DATE OF SERVICE: 09/12/2019. [11430274] [19-35391] (FULLER, GREG) [ENTERED: 09/12/2019 08:36 PM]	<a href="#">View</a> <a href="#">Add to request</a>
11	09/12/2019	SUBMITTED (ECF) OPENING BRIEF FOR REVIEW. SUBMITTED BY APPELLANT DOES. DATE OF SERVICE: 09/12/2019. [11430273] [19-35391]--[COURT UPDATE: ATTACHED ADDENDUM ORIGINALLY FILED IN [13]. 09/13/2019 BY KWG] (FULLER, GREG) [ENTERED: 09/12/2019 08:33 PM]	<a href="#">View</a> <a href="#">Add to request</a>
10	08/07/2019	FILED CLERK ORDER (DEPUTY CLERK: LKK): (ECF FILING) FILED BY APPELLANT DOES; GRANTING MOTION [ 9 ] (ECF FILING) MOTION TO EXTEND TIME TO FILE BRIEF FILED BY APPELLANT DOES APPELLANT DOES OPENING BRIEF DUE 09/12/2019. APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE, KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT	<a href="#">View</a> <a href="#">Add to request</a>

		BOARD, KIMBERLY SIMMONS, RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, MATTHEW THOMAS, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER ANSWERING BRIEF DUE 10/15/2019. THE OPTIONAL REPLY BRIEF IS DUE 21 DAYS AFTER SERVICE OF THE ANSWERING BRIEF. [11390089] (LKK) [ENTERED: 08/07/2019 01:41 PM]	
9	08/06/2019	FILED (ECF) APPELLANT DOES UNOPPOSED MOTION TO EXTEND TIME TO FILE OPENING BRIEF UNTIL 09/12/2019. DATE OF SERVICE: 08/06/2019. [11389219] [19-35391] (FULLER, GREG) [ENTERED: 08/06/2019 04:39 PM]	<a href="#">View</a> <a href="#">Add to request</a>
8	05/30/2019	MEDIATION ORDER FILED: THIS CASE IS RELEASED FROM THE MEDIATION PROGRAM. COUNSEL ARE REQUESTED TO CONTACT THE CIRCUIT MEDIATOR SHOULD CIRCUMSTANCES DEVELOP THAT WARRANT FURTHER SETTLEMENT DISCUSSIONS. THE BRIEFING SCHEDULE PREVIOUSLY ESTABLISHED BY THE COURT REMAINS IN EFFECT. [11313020] (LW) [ENTERED: 05/30/2019 09:23 AM]	<a href="#">View</a> <a href="#">Add to request</a>
7	05/15/2019	MEDIATION ORDER FILED: THE MEDIATION PROGRAM OF THE 9TH CIRCUIT COURT OF APPEALS FACILITATES SETTLEMENT WHILE APPEALS ARE PENDING. BY 05/29/2019, COUNSEL FOR ALL PARTIES INTENDING TO FILE BRIEFS IN THIS MATTER ARE REQUESTED TO INFORM THE CIRCUIT	<a href="#">View</a> <a href="#">Add to request</a>



		<p>MEDIATOR BY EMAIL OF THEIR CLIENTS' VIEWS ON WHETHER THE ISSUES ON APPEAL OR THE UNDERLYING DISPUTE MIGHT BE AMENABLE TO SETTLEMENT PRESENTLY OR IN THE FORESEEABLE FUTURE. THIS COMMUNICATION WILL BE KEPT CONFIDENTIAL, IF REQUESTED... THIS COMMUNICATION SHOULD NOT BE FILED WITH THE COURT... THE EXISTING BRIEFING SCHEDULE REMAINS IN EFFECT... [11298588] (LW) [ENTERED: 05/15/2019 12:48 PM]</p>	
6	05/13/2019	<p>THE MEDIATION QUESTIONNAIRE FOR THIS CASE WAS FILED ON 05/13/2019.TO SUBMIT PERTINENT CONFIDENTIAL INFORMATION DIRECTLY TO THE CIRCUIT MEDIATORS, PLEASE USE THE FOLLOWING LINK .CONFIDENTIAL SUBMISSIONS MAY INCLUDE ANY INFORMATION RELEVANT TO MEDIATION OF THE CASE AND SETTLEMENT POTENTIAL, INCLUDING, BUT NOT LIMITED TO, SETTLEMENT HISTORY, ONGOING OR POTENTIAL SETTLEMENT DISCUSSIONS, NON-LITIGATED PARTY RELATED ISSUES, OTHER PENDING ACTIONS, AND TIMING CONSIDERATIONS THAT MAY IMPACT MEDIATION EFFORTS.[11296029] (AD) [ENTERED: 05/13/2019 06:45 PM]</p>	
5	05/13/2019	<p>THE MEDIATION QUESTIONNAIRE FOR THIS CASE WAS FILED ON 05/13/2019.TO SUBMIT PERTINENT CONFIDENTIAL INFORMATION DIRECTLY TO THE CIRCUIT</p>	

		<p>MEDIATORS, PLEASE USE THE FOLLOWING LINK .CONFIDENTIAL SUBMISSIONS MAY INCLUDE ANY INFORMATION RELEVANT TO MEDIATION OF THE CASE AND SETTLEMENT POTENTIAL, INCLUDING, BUT NOT LIMITED TO, SETTLEMENT HISTORY, ONGOING OR POTENTIAL SETTLEMENT DISCUSSIONS, NON-LITIGATED PARTY RELATED ISSUES, OTHER PENDING ACTIONS, AND TIMING CONSIDERATIONS THAT MAY IMPACT MEDIATION EFFORTS.[11296013] (AD) [ENTERED: 05/13/2019 06:44 PM]</p>	
4	05/13/2019	<p>FILED (ECF) APPELLANT DOES MEDIATION QUESTIONNAIRE. DATE OF SERVICE: 05/13/2019. [11295976] [19-35391] (FULLER, GREG) [ENTERED: 05/13/2019 05:21 PM]</p>	<a href="#">View</a> <a href="#">Add to request</a>
3	05/13/2019	<p>FILED (ECF) APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE, KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT BOARD, KIMBERLY SIMMONS,</p>	<a href="#">View</a> <a href="#">Add to request</a>

		RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER MEDIATION QUESTIONNAIRE. DATE OF SERVICE: 05/13/2019. [11295114] [19-35391] (KRONBERG, CHRIS) [ENTERED: 05/13/2019 01:06 PM]	
2	05/06/2019	DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND MQ: YES. THE SCHEDULE IS SET AS FOLLOWS: MEDIATION QUESTIONNAIRE DUE ON 05/13/2019. TRANSCRIPT ORDERED BY 06/04/2019. TRANSCRIPT DUE 07/05/2019. APPELLANT DOES OPENING BRIEF DUE 08/13/2019. APPELLEES STEVE ANDERSON, STEPHEN BARTLETT, JEFFREY BETTS, PATTI BOLEN, LYNN BOWERMAN, BRENT T. BUNN, JON BURNHAM, TOM CARTER, WILLIAM CRAWFORD, KIERNAN DONAHUE, KEVIN ELLIS, JEAN FISHER, DAVID FRYAR, PAULA GARAY, CHRIS GOETZ, SHAWN GOUGH, MICHAEL HADERLIE, JAY HEWARD, CHRISTINA IVERSON, MICHAEL JOHNSTON, JIM KACQMAREK, KEVIN KEMPF, TERRY KIRKHAM, RICK LAYHER, TONY LIFORD, MOIRA LYNCH, DOUG MCFALL, LORIN NIELSEN, RALPH POWELL, JOE RODRIGUEZ, CHARLES ROLLAND, CRAIG T. ROWLAND, SEXUAL OFFENDER MANAGEMENT BOARD, KIMBERLY SIMMONS, RICHARD SKILES, ERIC SNARR, ERWIN SONNENBERG, MATTHEW THOMAS, LAWRENCE WASDEN, PAUL J. WILDE AND BEN WOLFINGER ANSWERING BRIEF DUE 09/12/2019. APPELLANT'S	<a href="#">View Add to request</a>

		OPTIONAL REPLY BRIEF IS DUE 21 DAYS AFTER SERVICE OF THE ANSWERING BRIEF. [11287661] (JMR) [ENTERED: 05/06/2019 01:18 PM]	
1	05/06/2019	ENTERED APPEARANCE OF COURT REPORTER KATHERINE EISMANN IN THIS CASE. [11287660] (JMR) [ENTERED: 05/06/2019 01:17 PM]	