

**IN THE COURT OF COMMON PLEAS
FOR FRANKLIN COUNTY, OHIO**

MADLINE MOE, et al.

Case No. _____

Plaintiffs,

Judge _____

v.

DAVID YOST, et al.

Defendants.

**AFFIDAVIT OF MICHAEL MOE IN SUPPORT OF PLAINTIFFS' MOTION FOR
TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION**



Affidavit of Michael Moe.pdf

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E-Signature Summary

E-Signature 1: [Redacted]
March 21, 2024 17:01:12 -5:00
[Redacted] (Principal)

E-Signature Notary: Theresa M Sabo (TMS)
March 21, 2024 17:01:12 -5:00 [A76FA21367E0] [65.60.211.87]
tess.sabo@gmail.com
I, Theresa M Sabo, did witness the participants named above electronically sign this document.



AFFIDAVIT OF MICHAEL MOE IN SUPPORT OF PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION

I, Michael Moe, having first been duly cautioned and sworn, declare as follows:

1. I am over the age of 18 and competent to make this affidavit.

2. My name for the purposes of the above-captioned action is Michael Moe, a pseudonym.¹ I am a Plaintiff in this action. I offer this Affidavit in support of Plaintiffs' Motion for a Temporary Restraining Order and Preliminary Injunction. I have personal knowledge of the facts set forth in this Affidavit and could and would testify competently to those facts if called as a witness.

3. I, along with my wife Michelle Moe, am next friend of my minor child, Madeline Moe.

4. I am an Ohio resident. I live in Hamilton County with my wife, our daughter Madeline who is 12 years old, and her sibling.

5. Madeline is smart, outgoing, and has had the same tight-knit group of friends since kindergarten. She loves to play sports, including volleyball, basketball, and track. She also like to play Roblox and watch videos of other kids playing video games.

6. My wife and I love our daughter, support her, and want her to be able to be herself.

7. Madeline is transgender. When she was born, her sex was designated as "male," even though she is a girl.

8. Throughout her childhood, Madeline had been drawn to "girly" things. She preferred feminine clothes, enjoyed painting her nails, and styled her hair with headbands or towels

¹ Michelle, Madeline, and Michael are pseudonyms. My wife, my daughter (who is a minor), and I are proceeding under pseudonyms to protect our privacy and ourselves from discrimination, harassment, and violence, as well as retaliation for seeking to protect our rights.

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to appear as though she had long hair. If she wore male clothing outside of the house, she would run upstairs and change into a dress when she got home. In preschool, whenever boys and girls were separated, she always wanted to go to the girl's side.

9. First grade, when Madeline was six years old, was a really tough year for her. She would refuse to get out of the car at school. Madeline would tell us, "I want to die and come back as a girl. Can't God just make me come back as a girl?" It got so bad that she would try to hurt herself.

10. We did everything we could to get help for Madeline. We called Cincinnati Children's Hospital Medical Center, specifically the Living with Change Center, because we wanted to know more about how best to support her. Madeline's school also provided a therapist so that she could discuss her feelings.

11. In April 2018, when Madeline was six years old, we met with a doctor at Cincinnati Children's, who diagnosed our daughter with gender dysphoria. In hindsight, that made sense to us. Madeline had been trying to tell us for a long time that she was a girl.

12. On the last day of first grade, Madeline told us, "This is it. I'm Madeline." As soon as we told Madeline that she was our daughter and treated her that way in every aspect of her life, we got our child back.

13. Madeline continued to receive therapy from when she was six years old until the present.

14. About a year ago, when Madeline was 11, she started puberty. Her endocrinologist prescribed her with a pubertal suppressing implant to delay the changes of male puberty. Before prescribing histrelin, her endocrinologist explained the risks and benefits to me, my wife, and Madeline. With my support and her mother's support, and with Madeline also wanting to do so,

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Madeline received an implant in early 2023. Madeline regularly gets blood tests to monitor her hormone levels. The implant will need to be replaced every one to two years.

15. It was amazing to see how Madeline became more comfortable once she began living as the girl she is, and how happy and authentic she is now. Not having to worry about going through male puberty, and having her body change in ways that do not match her identity as a girl, allows her to be herself and thrive in every part of her life. She is really happy that she doesn't have to go through male puberty. The thought of growing facial and body hair, developing an Adam's apple, or her voice deepening distresses her.

16. This medical treatment has given Madeline significant relief from her gender dysphoria. We are very concerned about Madeline's mental and physical health if she cannot continue receiving this treatment. Madeline has struggled with thoughts of self-harm before starting puberty blockers, and we are worried about her risk of suicidality and self-harm if she loses access to that care.

17. Madeline has been living as a girl in all aspects of her life since she was seven years old: she is insistent, persistent, and consistent about her true self. In 2020, when Madeline was eight years old, her mother and I had her birth certificate amended to reflect her new name and gender marker. She is now 12, and her endocrinologist has told us that she will be a good candidate for hormone therapy, if that is what she wants and we as her parents agree. Madeline does want to start estrogen at the right time because she wants to go through puberty as a girl and be a woman when she grows up. All her mother and I want for her is to be a happy, healthy person, which for Madeline means living and being the girl and eventually woman that she knows herself to be.

18. I have lived in Ohio my entire life. This is my home and my family's home. We are part of a large and supportive community, and one that has been very welcoming of Madeline. We

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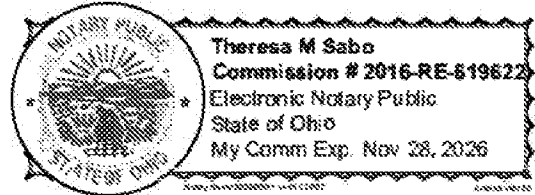
do not want to leave Ohio, or to have to drive hours away to another state to obtain medical care for our daughter. However, those may be our only options if this law goes into effect and Madeline can no longer get the care she needs in Ohio. It is not an option for our family to not support Madeline as our daughter, or for Madeline to not be the girl that she is.

I declare under penalty of perjury that the foregoing is true and correct.


MICHAEL MOE

Sworn to or affirmed before me and subscribed in my presence in Franklin County, Ohio

On this 03/21/2024 day of March, 2024.
I, 



Notarial act performed by audio-visual communication

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