Nathan Pogue, OR Bar No. 164611 npogue@bittner-hahs.com BITTNER HAHS POSTMAN SWAN 4949 Meadows Road, Suite 260 Lake Oswego, OR 97035 (503) 228-5626

David Cortman, AZ Bar No. 029490*
dcortman@ADFLegal.org
Ryan Tucker, AZ Bar No. 034382*
rtucker@ADFLegal.org
Jeremiah Galus, AZ Bar No. 030469*
jgalus@ADFLegal.org
Mark Lippelmann, AZ Bar No. 036553*
mlippelmann@ADFLegal.org
ALLIANCE DEFENDING FREEDOM
15100 N. 90th Street
Scottsdale, AZ 85260
(480) 444-0020

Attorneys for Plaintiff
*Admitted Pro Hac Vice

UNITED STATES DISTRICT COURT DISTRICT OF OREGON MEDFORD DIVISION

YOUTH 71FIVE MINISTRIES,

Case No.: 1:24-cv-00399-CL

Plaintiff,

v.

CHARLENE WILLIAMS, Director of the Oregon Department of Education, in her individual and official capacities; BRIAN DETMAN, Director of the Youth Development Division, in his individual and official capacities; and CORD BUEKER, JR., Deputy Director of the Youth Development Division, in his individual and official capacities,

Defendants.

PLAINTIFF'S NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Plaintiff Youth 71Five Ministries appeals to the United States Court of Appeals for the Ninth Circuit this Court's Opinion and Order denying Plaintiff's motion for preliminary injunction and granting Defendants' motion to dismiss (Doc. 39), and the final Judgment entered July 1, 2024 (Doc. 40).

This is not a cross-appeal and there have been no previous appeals in this case.

Attached hereto is a Representation Statement, pursuant to Ninth Circuit Rule 3-2 and 12-2.

Respectfully submitted July 1, 2024,

s/Jeremiah Galus

Nathan Pogue, OR Bar No. 164611 npogue@bittner-hahs.com BITTNER HAHS POSTMAN SWAN 4949 Meadows Road, Suite 260 Lake Oswego, OR 97035 (503) 228-5626

David Cortman, AZ Bar No. 029490*
dcortman@ADFLegal.org
Ryan Tucker, AZ Bar No. 034382*
rtucker@ADFLegal.org
Jeremiah Galus, AZ Bar No. 030469*
jgalus@ADFLegal.org
Mark Lippelmann, AZ Bar No. 036553*
mlippelmann@ADFLegal.org
ALLIANCE DEFENDING FREEDOM
15100 N. 90th Street
Scottsdale, AZ 85260
(480) 444-0020

Attorneys for Plaintiff
*Admitted Pro Hac Vice

CERTIFICATE OF SERVICE

I hereby certify that on July 1, 2024, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following counsel of record who are registered users of the ECF system:

Thomas H. Castelli Alex Jones Special Litigation Unit, Trial Division Oregon Department of Justice 100 SW Market, Portland OR 97201 thomas.castelli@doj.state.or.us alex.jones@doj.state.or.us

s/Jeremiah Galus
Jeremiah Galus

Representation Statement

Appellant:

Youth 71Five Ministries

Counsel for Appellant:

Nathan Pogue, OR Bar No. 164611 npogue@bittner-hahs.com BITTNER HAHS POSTMAN SWAN 4949 Meadows Road, Suite 260 Lake Oswego, OR 97035 (503) 228-5626

David Cortman, AZ Bar No. 029490 dcortman@ADFLegal.org Ryan Tucker, AZ Bar No. 034382 rtucker@ADFLegal.org Jeremiah Galus, AZ Bar No. 030469 jgalus@ADFLegal.org Mark Lippelmann, AZ Bar No. 036553 mlippelmann@ADFLegal.org ALLIANCE DEFENDING FREEDOM 15100 N. 90th Street Scottsdale, AZ 85260 (480) 444-0020

John J. Bursch Alliance Defending Freedom 440 First Street NW, Suite 600 Washington, DC 20001 (616) 450-4235 jbursch@ADFlegal.org

Appellees:

Charlene Williams, Director of the Oregon Department of Education, in her individual and official capacities;

Brian Detman, Director of the Oregon Department of Education's Youth Development Division, in his individual and official capacities; and

Cord Bueker, Jr., Deputy Director of the Oregon Department of Education's Youth Development Division, in his individual and official capacities.

Counsel for Appellees:

Thomas H. Castelli Alex Jones Special Litigation Unit, Trial Division Oregon Department of Justice 100 SW Market, Portland OR 97201 thomas.castelli@doj.state.or.us alex.jones@doj.state.or.us