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CASE NUMBER: DG-2026-CV-000112
PII COMPLIANT

EXHIBIT 1

IN THE SEVENTH JUDICIAL DISTRICT
DOUGLAS COUNTY DISTRICT COURT
CIVIL DEPARTMENT

DANIEL DOE and MATTHEW MOE,

Plaintiffs,

v.

STATE OF KANSAS, *ex rel* KRIS
KOBACH, Attorney General; *et al.*,

Defendants.

Case No. _____

Div. No. 7

DECLARATION OF PLAINTIFF DANIEL DOE

I, Daniel Doe, hereby declare and state as follows:

1. My name is Daniel Doe.¹ I am over 18 years old, of sound mind, have personal knowledge of the facts set forth in this Declaration, and would testify competently to those facts if called as a witness.

2. I am a Plaintiff in this action. I make this declaration in support of Plaintiffs' Motion for Temporary Restraining Order/Preliminary Injunction.

3. I understand that SB 244 requires me to use restrooms in government buildings that are designated for the sex I was assigned at birth, even though that is inconsistent with my gender identity.

4. I also understand that SB 244 requires me to use a driver's license with a marker indicating my sex assigned at birth, even though that is inconsistent with my gender identity.

¹ Daniel Doe is a pseudonym. I am using a pseudonym to protect my right to privacy and myself from discrimination, harassment, and violence, as well as retaliation for seeking to protect my rights.

5. I was born and raised in Southern California in an extremely religious family. From a very young age, I knew that I was transgender and tried to communicate that with the language I had. I told my parents, “I wish I was a boy, I want to be a boy, I don’t want to be a girl.” My family really struggled with accepting that I was different in this way, and it was a constant struggle to try to be myself. I only remember two famous transgender men. One was Brandon Teena, who I learned about from the movie *Boys Don’t Cry*, which portrays his heinous incarceration, rape and murder. My mother actually had me watch the movie and warned me that something equally cruel and violent could happen if I pretended to be a boy. I was traumatized but not deterred. The other transgender man I knew about was Chaz Bono.

6. I moved to Kansas for college in 2014. My grandparents are from Kansas, and multiple generations of my family attended college in Kansas, so I was looking forward to getting to know a place that meant so much to my family.

7. When I was in college, I was finally able to be my true self. I was able to access gender affirming medical care and to legally change my name and gender marker on my birth certificate and driver’s license. Before transitioning, I was just going through the motions of living. After transitioning, I had a life that I felt was worth living.

8. I began seeing a therapist for gender dysphoria in May 2018. I have taken hormones and have had gender affirming surgery.

9. I socially transitioned in 2018. Since then, I have lived as a man.

10. In August 2020, I legally changed my name. I also changed my identity documents, including my Kansas driver’s license (which expires in 2029) and my California birth certificate. All my identity documents reflect my name and a male gender marker.

11. I currently reside in Lawrence, Kansas with my fiancé and our cat. Lawrence is in Douglas County.

12. I am an administrative associate in a department at the University of Kansas.

13. I am a man.

14. I am also a transgender man. My sex assigned at birth was female, but I have a male gender identity.

15. Having a Kansas driver's license that discloses my sex assigned at birth will conflict with my California birth certificate, which has the correct gender marker.

16. In all aspects of my life, I am perceived as a male, but I am not openly transgender. I do not reveal that I am transgender and have taken steps to ensure that no one finds out I am transgender unless I specifically want them to know. My family and very close friends know I am transgender, but I don't tell my employers, my coworkers, acquaintances, or people I meet in passing.

17. That is one of the reasons I am proceeding under a pseudonym in this case. I do not want to publicly reveal that I am transgender. I want to protect my privacy, and to protect myself from harassment, violence, and discrimination, as well as retaliation for trying to protect my rights. I am also worried about backlash against my fiancé, family, and employer if people learn I am transgender.

18. Having a driver's license with the correct gender marker is an essential aspect of my life as a transgender man.

19. Having the correct gender marker on my driver's license allows me the autonomy and freedom to disclose my transgender identity on my terms, not the State's.

20. Having the correct gender marker on my driver's license means I am not outed as transgender every time I need to prove my identity.

21. If I am forced to obtain and use a driver's license that egregiously contradicts my gender identity and the way in which I am perceived in public, I will be forced to disclose my transgender identity any time I need to show identification. I acknowledge that my sex assigned at birth was female, but that is not my lived reality on a day-to-day basis and not how I describe or express myself.

22. Having an invalid driver's license will also impact my economic livelihood.

23. I drive vehicles for my job twice daily, Monday to Friday. Upon enactment, SB 244 will invalidate my license. Having a valid license is a requirement for my job. I had to show my employer my driver's license when I started. If my license is invalid, I will not be able to work.

24. If my license is changed to reflect my sex assigned at birth, that will out me to my employer as transgender, which I do not want. While I hope my employer would not treat me differently for being transgender, I am very concerned that people at work would harass me, or treat me differently, or ask private and invasive questions about me or my body if they learned I am transgender.

25. In addition, I recently flew to a conference for work. I am worried about discrimination, harassment, or delays during future trips if my driver's license shows my sex at birth, which is not how I present myself to the world or how I am perceived by those around me. I am worried that airport security will not believe that I am who I say I am, or that I will be flagged for additional screening, possibly by female security staff. Being patted down by a

woman would be embarrassing and degrading and would out me as transgender to everyone else at the airport.

26. Additionally, I do not want to make women uncomfortable, which is why I do not want to use female restrooms or have female agents conducting invasive body pat-downs.

27. If I am forced to use a Kansas driver's license that discloses my sex assigned at birth, I will be subjected to misgendering, discrimination, and increased scrutiny. In addition to this humiliation, degradation, fear, and potentially bodily harm, I am worried that I will be denied services because my driver's license reveals my transgender identity. For example, when I still had a female marker on my driver's license, I had a bartender believe my license was fake or not mine because of how I looked and presented. The bartender questioned me about every single piece of information on my license, including my address and birthday.

28. That has not happened at all since my driver's license has had a "male" gender marker.

29. I fear that I will be surveilled in the restroom because of SB 244. For example, I know if I walked into a women's restroom, people would be alarmed and watching me, trying to figure out why I was there. I have seen on social media posts by transgender men who are publicly transgender explaining how ridiculous it would be for them to use the women's restroom because of how stereotypically male they look. Already, there are comments threatening those transgender people with violence if they try to use the restroom associated with their sex at birth. I don't know if the people making the threats are threatening him because they think the transgender men are actually cisgender men, pretending to be transgender men, or if they are threatening them because they are actually transgender.

30. Under SB 244, I would be unable to use the male restroom, although I have been doing that consistently since 2018. Using a restroom that is consistent with my gender identity has been a critical part of my social transition and life as a man.

31. I use the men's restroom whenever I am in public places with men's and women's restrooms separated. I have used men's restrooms without any negative incidents since 2018.

32. Now that I have been on hormone replacement therapy for eight years, I have a deeper voice, facial hair, and the build of a man. People have no reason to know I am transgender when they look at me.

33. I am not openly transgender at my workplace, which is housed in a building that is owned or leased by the state. At my primary workplace, I use the men's restroom. This is the restroom I have consistently used throughout my employment. There is a gender-neutral restroom located in the building where I am most frequently for work, but it is inconveniently located, and I do not use it. If I suddenly started using that restroom instead of the men's restroom, I am concerned it would raise questions among my colleagues about why I was traveling to a less convenient restroom. The men's restroom that I use is right next to my office, and the two gender neutral restrooms are on a different floor and often occupied.

34. My job requires me to drive between multiple locations, so I am in a variety of government-owned or leased buildings throughout the course of an ordinary workweek. All these buildings have gendered restrooms. Some of the buildings in which I work do not have any gender-neutral restrooms, or the gender-neutral restrooms are on a separate floor, making my use of them awkward and inconvenient.

35. SB 244 puts me in an impossible position. If I continue to use the men's restroom at my work, I can be fined or charged with a crime. I fear putting my employer at risk of a

lawsuit or losing my job or being sued by someone who is “aggrieved.” If I use the women’s restroom, that will out me as transgender, and I am worried that would subject me to violence, harassment, and discrimination. Even if I used the women’s restroom, I would still be subjected to someone trying to sue me or report me for violating SB 244. Because of how I look and present myself, when I use the men’s restroom, I look like a man. If I used the women’s restroom—which would be hugely distressing to me—I believe that women would perceive me as a man in the women’s restroom and be alarmed and possibly try to retaliate against me. Avoiding using the restroom at all is not an option and will negatively affect my ability to keep my job and protect my health.

36. Outside of work, I frequently visit the Lawrence Public Library, which is a building owned or leased by the state, and which also has gendered restrooms. SB 244 also puts me in an impossible situation there, or in any other government building I visit. If I am unable to safely use any restroom in public, my social life will shrink. I want to continue to be a part of my community in Lawrence.

37. I know, intimately, what it would mean to be harassed or policed were I to use the women’s restroom. Before I began hormone replacement therapy, I was often yelled at in the women’s restroom because of my gender presentation. I was perceived as a man even before I undertook gender affirming medical care.

38. Being required to use a restroom that conflicts with my gender identity will force me to choose between being harassed and outed or not using a restroom at all, which will significantly and negatively impact my ability to participate in life outside of my home. For example, if I knew an event I wanted to go to did not have restrooms I could use safely, I would prefer to stay at home.

39. Using a restroom that conflicts with my gender identity would cause me fear and anxiety and feel weird and wrong.

40. Using a restroom that is consistent with my gender identity feels affirming and allows me to live as my authentic self.

41. Being required to use a restroom that conflicts with my gender identity makes me concerned that I will be outed as transgender and subject to harassment, as I previously experienced. It could also make women uncomfortable, which is why I do not want to use female restrooms or have female agents conducting invasive pat downs.

42. I fear for my safety because of SB 244. The idea of being forced to out myself anytime I need to use my driver's license fills me with dread and makes me not want to participate in society. The idea of being forced to use the women's restroom causes me anxiety, distress, and fear, particularly because SB 244 empowers ordinary citizens to demand to know why I am in the bathroom and sue me if they feel "aggrieved." I worry that SB 244 will subject me to violence and harassment.

43. My initial plan was to graduate and return home to California immediately. Instead, I am still here over a decade later. I met my fiancé, and have built a life of my own in Kansas. Laws such as these force me to consider fleeing the state because the consequences put myself, my family, my employers, and my community in harm's way. I simply cannot be subjected to potential violence, harassment, retaliation, or financial and legal penalties every time I use the restroom or present my driver's license. I implore the court and the defense to please recognize the real life humans that these laws impact. I am not asking you to agree with transgender people, but please do not intentionally put them in harm's way by denying their lived reality. I am a man. I am a transgender man. I am perceived as a man. I do not belong in

women's restrooms, and having "female" listed on my driver's license would only cause further confusion because of the egregious contradiction to my appearance and lived reality.

44. I want to live my life safely and with dignity, but SB 244 makes that impossible for me. I believe SB 244 conflicts with my rights, freedoms, and liberties under the Kansas Constitution.

45. Having a driver's license and using the restroom consistent with my gender identity protects my privacy, dignity, mental health, well-being, safety, and personal autonomy, and I believe I have those same rights as every other person in Kansas.

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

Executed on: 2/25/2026

By: *Daniel Doe*

Daniel Doe