

STATE OF WISCONSIN   CIRCUIT COURT   WAUKESHA COUNTY  
  BRANCH 4

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B.F., T.F., P.W. AND S.W.,

Plaintiffs,

v.

Case No. 21-CV-1650

KETTLE MORAINES SCHOOL DISTRICT,

Defendant.

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**AFFIDAVIT OF T ██████ F ██████**

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STATE OF WISCONSIN )  
  ) SS  
JEFFERSON COUNTY )

T ██████ F ██████, being duly sworn, states as follows:

1.     Until January 2021, my daughter attended the Kettle Moraine Middle School in the Kettle Moraine School District.

2.     In December 2020, my daughter (who was then 12 years old) began to experience significant anxiety and depression, and also began questioning her gender. As my husband and I later learned, she initially expressed her belief that she was transgender to school staff.

3.     Our daughter’s struggle with her gender identity came as a significant surprise to my husband and me. She had not shown any prior indications of wanting to be a boy.

4. My husband and I temporarily withdrew her from the Kettle Moraine Middle School to allow her to attend a mental health center where she could process what she was feeling.

5. But, as we later learned, instead of helping her work through her questions about her gender, the center quickly “affirmed” that she was really a transgender boy and encouraged her to transition to a male identity.

6. Later in December, our daughter expressed to us and to school staff that she wanted to adopt a new male name and use male pronouns when she returned to school.

7. We initially agreed to allow her to change her name and pronouns at school, but told her and school staff that we would research the issue and let the school know our final decision before our daughter returned to school.

8. After researching the issue, however, my husband and I decided that immediately transitioning would not be in our daughter’s best interest, based on our knowledge of her and our research into this issue.

9. We wanted our daughter to take time to explore the cause of her feelings before allowing such a significant change to her identity.

10. On January 18, two days before our daughter was going to return to school, I emailed the school’s guidance counselor, Christina Cowen, indicating that my husband and I had made a decision regarding our daughter’s name and pronouns at school when she returned, and I followed up with a phone call the following morning.

11. In the afternoon of January 19, principal Michael Comiskey and Christina Cowen called me. During that phone call, I told them that my husband and I wanted teachers and staff to refer to our daughter using her legal name and female pronouns when she returned to school.

12. Principal Comiskey said they would have to check with District administration about how the District would handle this situation, and asked us to wait an extra day before sending her back to school, which we did.

13. On January 20, principal Comiskey called me to inform me that the Kettle Moraine School District would not follow our decision, but instead, when our daughter returned to school, school staff would refer to her using whatever name and pronouns she wanted while at school, even over our objection.

14. In light of this decision, and to avoid daily affirmation of this new identity by teachers and staff, my husband and I felt they we had no choice but to immediately begin looking for another school that would respect our decision as parents.

15. We withheld our daughter from school for the next few weeks (initially temporarily) while we looked for another school, and ultimately never sent our daughter back to the Kettle Moraine School District.

16. We also cut ties with the mental health center and began searching for therapists that would not rush to “affirm” an alternate gender identity, but would help our daughter process her feelings.

17. For the next few weeks, our daughter remained at home and did not attend any school.

18. Our daughter was initially angry about our decision, but during that time, her demeanor quickly began to change, and about two weeks later, she changed her mind about wanting to transition to a male identity, deciding instead that she wanted to continue using her birth name and female pronouns.

19. About two weeks after January 20, my daughter expressed to me that “affirmative care really messed me up,” explaining that the rush to affirm that she was really a boy added to her confusion and fueled anger towards me, but after taking more time to process her feelings, she realized that my husband and I had been right to slow down the decision to transition.

20. We were moving about the time all of this occurred, but we had intended to continue sending our daughter to the Kettle Moraine School District. Given this significant breach of trust, however, my husband and I decided to enroll our daughter in the public school district closer to our new home, rather than continue sending her to the Kettle Moraine Middle School.

21. Staff at the new school district told us that they also have the same policy as the Kettle Moraine School District, and would follow the same approach if our daughter ever wanted to transition at school again.

22. We are concerned that, without a judicial decision establishing our constitutional rights as parents, we may be forced to go through this whole experience again.

Dated: February 3, 2023.



Subscribed and sworn to before me  
this 3 day of February, 2023.

A handwritten signature in cursive script, appearing to read "W. S. AMU", written over a horizontal line.

Notary Public, State of WI  
My Commission expires 08/05/23.

