

## **Introduction to the 2024-2025 Edition**

### **New and important case law developments in your 2024-2025 edition include:**

1. Discussion of *Lindke v. Freed*, where the Supreme Court held that the distinction between private conduct and state action turns on the substance of their actions; private parties can act with state authority, but conversely, state officials can engage in private conduct. (See Chapter 2)
2. Review of *Kadel v. Folwell*, where the 4th Circuit applied heightened scrutiny to state health care plans that excluded treatment for gender dysphoria, holding that a state cannot immunize itself from violating the Equal Protection Clause by discriminating against only a subset of a protected group. (See § 7:1)