

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

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No. 17-51060

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WHOLE WOMAN'S HEALTH, On Behalf of Itself, Its Staff, Physicians and Patients; PLANNED PARENTHOOD CENTER FOR CHOICE, On Behalf of Itself, Its Staff, Physicians, and Patients; PLANNED PARENTHOOD OF GREATER TEXAS SURGICAL HEALTH SERVICES, On Behalf of Itself, Its Staff, Physicians, and Patients; PLANNED PARENTHOOD SOUTH TEXAS SURGICAL CENTER, On Behalf of Itself, Its Staff, Physicians, and Patients; ALAMO CITY SURGERY CENTER, P.L.L.C., On Behalf of Itself, Its Staff, Physicians, and Patients, doing business as Alamo Women's Reproductive Services; SOUTHWESTERN WOMEN'S SURGERY CENTER, On Behalf of Itself, Its Staff, Physicians, and Patients; CURTIS BOYD, M.D., On His Own Behalf and On Behalf of His Patients; JANE DOE, M.D., M.A.S., On Her Own Behalf and On Behalf of Her Patients; BHAVIK KUMAR, M.D., M.P.H., On His Own Behalf and On Behalf of His Patients; ALAN BRAID, , M.D., On His Own Behalf and On Behalf of His Patients; ROBIN WALLACE, M.D., M.A.S., On Her Own Behalf and On Behalf of Her Patients,

Plaintiffs–Appellees,

v.

KEN PAXTON, Attorney General of Texas, In His Official Capacity; FAITH JOHNSON, District Attorney for Dallas County, In Her Official Capacity; SHAREN WILSON, Criminal District Attorney for Tarrant County, In Her Official Capacity; ABELINO REYNA, Criminal District Attorney for McLennan County, In His Official Capacity,

Defendants–Appellants.

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Appeal from the United States District Court  
for the Western District of Texas

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No. 17-51060

Before STEWART, Chief Judge, and DENNIS and WILLETT, Circuit Judges.  
PER CURIAM:

This appeal will be held in abeyance pending the disposition in the Supreme Court of a forthcoming (presumably) petition for a writ of certiorari in *June Medical Services, L.L.C. v. Gee*.<sup>1</sup> Once the Supreme Court disposes of *June Medical*, either by denying the petition or by deciding the merits, this appeal will be returned to this panel for further proceedings.

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<sup>1</sup> 905 F.3d 787 (5th Cir. 2018); *see also June Med. Servs., L.L.C. v. Gee*, 139 S. Ct. 663, 663 (2019) (mem.) (granting a stay “pending the timely filing and disposition of a petition for a writ of certiorari”).

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE,  
Suite 115  
NEW ORLEANS, LA 70130

March 13, 2019

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 17-51060 Whole Woman's Health, et al v. Ken Paxton, et  
al  
USDC No. 1:17-CV-690

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Shawn D. Henderson, Deputy Clerk  
504-310-7668

Ms. Alexis Casamassima  
Mr. Andrew Buckley Cashmore  
Ms. Jeannette Clack  
Ms. Melissa Ann Cohen  
Mrs. Molly Rose Duane  
Ms. Elaine Goldenberg  
Ms. Heather Gebelin Hacker  
Mr. Kyle Douglas Hawkins  
Mr. Christopher D. Hilton  
Mr. Lawrence John Joseph  
Ms. Jennifer Keighley  
Mr. Joseph Alexander Lawrence  
Ms. Janice Mac Avoy  
Ms. Ester Murdukhayeva  
Ms. Elizabeth Baker Murrill  
Ms. Jane Baek O'Brien  
Mr. Patrick J. O'Connell  
Ms. Julie Rikelman  
Mr. Stuart Sarnoff  
Mr. Herbert W. Titus  
Ms. Kira Michaux Whitacre