

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

FILED

2014 APR 17 AM 9:53

CLERK US DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

BY \_\_\_\_\_  
DEPUTY

WHOLE WOMAN’S HEALTH, §  
ABORTION ADVANTAGE, AUSTIN §  
WOMAN’S HEALTH CENTER, §  
KILLEEN WOMAN’S HEALTH §  
CENTER, NOVA HEALTH SYSTEMS §  
D/B/A REPRODUCTIVE SERVICES, §  
AND SHERWOOD C. LYNN, JR., M.D., §  
PAMELA J. RICHTER, D.O., LENDOL §  
L. DAVIS, M.D., AND LAMAR §  
ROBINSON, M.D. (ON BEHALF OF §  
THEMSELVES AND THEIR §  
PATIENTS), §

PLAINTIFFS, §

CAUSE NO. 1:14-CV-284-LY

V. §

DAVID LAKEY, M.D., MARI §  
ROBINSON, DAVID ESCAMILLA, §  
JAIME ESPARZA, RENE GUERRA, §  
JAMES E. NICHOLS, SUSAN D. REED, §  
JOE SHANNON, JR., AND CRAIG §  
WATKINS (IN THEIR OFFICIAL §  
CAPACITIES), §

DEFENDANTS. §

**ORDER**

Before the court in the above-numbered and styled cause are Plaintiffs’ Motion for a Temporary Restraining Order and Memorandum of Law in Support filed April 14, 2014 (Clerk’s Doc. No. 22) and Defendants’ Response in Opposition to Plaintiffs’ Motion for a Temporary Restraining Order filed April 14, 2014 (Clerk’s Doc. No. 24). Although Plaintiffs sought an *ex parte* Temporary Restraining Order, notice was given to Defendants and the court conducted a hearing on April 16, 2014. Counsel for both parties appeared and presented argument.

In light of the parties' argument and after careful consideration of the applicable law and the entire record in this case, including all exhibits and declarations attached to the parties' filings and original complaint,

**IT IS HEREBY ORDERED** that, for substantially the reasons stated on the record in open court, Plaintiffs' Motion for a Temporary Restraining Order (Clerk's Doc. No. 22) is **DENIED**.

**IT IS FURTHER ORDERED** that, based on counsel's representation in open court withdrawing Plaintiffs' request for a preliminary injunction, Plaintiffs' Amended Motion for a Preliminary Injunction (Clerk's Doc. No. 12) is deemed **WITHDRAWN**.

SIGNED this 16<sup>th</sup> day of April, 2014

  
\_\_\_\_\_  
LEE YEAKEL  
UNITED STATES DISTRICT JUDGE