

**STATE OF MICHIGAN
IN THE COURT OF CLAIMS**

**PLANNED PARENTHOOD OF
MICHIGAN**, on behalf of itself, its
physicians and staff, and its patients; and
**SARAH WALLETT, M.D., M.P.H.,
FACOG**, on her own behalf and on behalf
of her patients,

Plaintiffs,

v

**ATTORNEY GENERAL OF
THE STATE OF MICHIGAN**,
in her official capacity,

Defendant,

and

**MICHIGAN HOUSE OF
REPRESENTATIVES** and **MICHIGAN
SENATE**,

Intervening Defendants.

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Case No. 22-000044-MM

Hon. Elizabeth L. Gleicher

**PLAINTIFFS' JUNE 29, 2022 MOTION
FOR SUMMARY DISPOSITION**

ORAL ARGUMENT REQUESTED

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**** Pro hac vice application pending*

Attorneys for Intervening Defendants

PLAINTIFFS' JUNE 29, 2022 MOTION FOR SUMMARY DISPOSITION

Plaintiffs Planned Parenthood of Michigan (PPMI) and Sarah Wallett, M.D., M.P.H., FACOG, move for summary disposition under MCR 2.116(C)(10) because MCL 750.14 (the Criminal Abortion Ban), as a matter of law violates the rights to bodily integrity, equal protection, liberty, and privacy as guaranteed by the Michigan Constitution, the Elliott-Larsen Civil Rights Act (ELCRA), and is void for vagueness, as detailed in the brief in support.

Defendants' concurrence in this motion was sought on June 29, 2022. The Attorney General concurs that MCL 750.14 is unconstitutional and Intervening Defendants do not concur.

For the reasons set forth above and in the supporting brief, the Court should (1) grant Plaintiffs' motion for summary disposition under MCR 2.116(C)(10), (2) declare that Michigan laws and regulations banning abortion violate the state constitutional rights to bodily integrity, equal protection, liberty, and privacy, as well as the Elliott-Larsen Civil Rights Act, (3) declare that the Criminal Abortion Ban is unconstitutionally vague, and (4) enter a permanent injunction restraining Defendant, her successors, agents, servants, employees, and attorneys, and all persons in active concert or participation with them, including all persons supervised by Defendant, see MCL 14.30, from enforcing or giving effect to MCL 750.14, MCL 750.323, and any other Michigan statute or regulation to the extent that it prohibits abortions before viability, or after viability when preserving the life or health of the pregnant person.

Respectfully submitted,

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Dated: June 29, 2022