



FILED IN DISTRICT COURT
OKLAHOMA COUNTY
IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

DEC 18 2014

TIM RHODES
COURT CLERK

46

(1) Oklahoma Coalition For Reproductive Justice, on
behalf of itself and its members;

and

(2) Nova Health Systems dba Reproductive Services,
on behalf of itself, its staff and its patients,

Plaintiffs/Appellants,

vs.

(3) Terry L. Cline, in his official capacity as Oklahoma
Commissioner of Health;

and

(4) Lyle Kelsey, in his official capacity as Executive
Director of the Oklahoma State Board of Medical
Licensure and Supervision,

Defendants/Appellees.

)
) Supreme Court Case Number: 113355
)
) Lower Court Case Number: CV-2014-1886
)
) Lower Court: Oklahoma County District Court
)

MANDATE

On the 10th day of December, 2014, the Honorable Chief Justice Tom Colbert of the Oklahoma Supreme Court ordered the Clerk of the Supreme Court to issue mandate, pursuant to the rules of the Oklahoma Supreme Court, in the above-styled appeal from the Oklahoma County District Court.

On appeal, the following judgment was entered on November 4th, 2014:

REMANDED

Costs of \$0.00 are taxed and allowed pursuant to Section 978 of Title 12 of the Oklahoma Statutes and the rules of the Oklahoma Supreme Court.

Therefore, the Oklahoma County District Court is directed to enter of record the above judgment and to issue process or take further action as required by the order or opinion issued in this appeal.

MICHAEL S. RICHIE
Clerk of the Appellate Courts

By Deborah Keys, Deputy

ORIGINAL

2014 OK 91

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MICHAEL RICHIE
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Oklahoma Coalition for Reproductive
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members, and Nova Health Systems,
on behalf of itself, its staff, and its
members,

Appellants,

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Terry L. Cline, in his official capacity
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Health, and Lyle Kelsey, in his official
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No. 113,355
For Official Publication

Rec'd (date)	11-9-14
Posted	<i>FE</i>
Mailed	<i>FE</i>
Distrib	<i>FE</i>
Public	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

MEMORANDUM OPINION

PER CURIAM

¶ 1 This opinion addresses only the trial court's denial of a temporary injunction to enjoin the enforcement of House Bill 2684, 2014 Okla. Sess. Laws ch. 121 (effective November 1, 2014) (Act). Appellant's constitutional challenge to the enactment remains pending in the trial court. Upon consideration of "Appellant's Emergency Motion for a Temporary Injunction or, in the Alternative, an Emergency Stay of the District Court's Order to Preserve the Status Quo", and pursuant to the authority provided by Article 7, section 4, of the Oklahoma Constitution, this Court temporarily enjoins enforcement of the Act until the constitutionality of the Act is fully and finally litigated.

¶ 2 This matter is remanded to the trial court for determination of the constitutional challenge to the Act to be memorialized by findings of fact and conclusions of law. This Court expresses no opinion concerning the validity of the Act.

ALL JUSTICES CONCUR

I, Michael S. Richie, Clerk of the Appellate Courts of the State of Oklahoma do hereby certify that the above and foregoing is a full, true and complete copy of the Opin in the above entitled cause, as the same remains on file in my office.

In Witness Whereof I hereunto set my hand and affix the Seal of said Court at Oklahoma City, this 10 day of Dec.

By Deley Clerk
DEPUTY