

U.S. COURTS
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REC'D. FILED
CAMERON S. DURKE,
CLERK. IDAHO

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

PLANNED PARENTHOOD OF IDAHO, INC.,)
and GLENN H. WEYHRICH, M.D.,)

Plaintiffs,)

v.)

ALAN G. LANCE, Attorney General of the)
State of Idaho, and GREG BOWER, Ada)
County Prosecuting Attorney,)

Defendants.)

CASE NO. CIV 00-0353-S-MHW

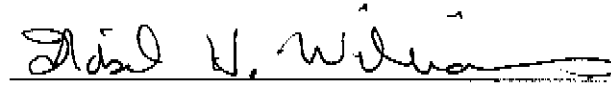
ORDER

During the course of the trial in this case, counsel for Plaintiffs orally requested clarification concerning the current status of the injunction as it applies to the criminal prosecution of a physician who performs an abortion as defined in Idaho Code §§ 18-609A(5)(c) and 18-609A(1)(a)(v). The Court has reviewed the provisions at issue, as well as the Memorandum Opinion and Order issued by this Court on September 1, 2001, and notes that Defendants have not moved to lift the preliminary injunction enjoining the above provisions. Further, the addition of Idaho Code § 18-614, which provides certain defenses to physicians performing abortions on minors, does not automatically lift the injunction. Accordingly, Idaho

Code §§ 18-609A(5)(c) and 18-609A(1)(a)(v) will remain enjoined pending a determination of the case on the merits.

IT IS SO ORDERED.

DATED: September 10, 2001.

A handwritten signature in black ink, appearing to read "Mikel H. Williams", written over a horizontal line.

MIKEL H. WILLIAMS

UNITED STATES MAGISTRATE JUDGE

MAILING CERTIFICATE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed this 11th day of Sept, 2001, to the following:

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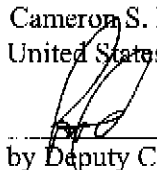
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