

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

DEC 18 AM 9:03
FILED
CLARENCE S. BURKE, JUDGE

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

Plaintiffs,

vs.

LAWRENCE WASDEN, Attorney General of
the State of Idaho and GREG BOWER, Ada
County Prosecuting Attorney,

Defendants.

CASE NO: CIV 00-0353-S-MHW

PERMANENT INJUNCTION
AND FINAL JUDGMENT

Pursuant to the mandate issued by the United States Court of Appeals for the Ninth Circuit in Planned Parenthood v. Wasden, 376 F.3d 908 (9th Cir. 2004),

IT IS HEREBY DECLARED that Sections 18-609A and 18-614 of Chapter 6, Title 18 of the Idaho Code are unconstitutional.

IT IS ORDERED that defendants and their employees, agents and successors in office, and all others acting in concert or participation with them, are hereby permanently enjoined from enforcing Sections 18-609A and 18-614 of Chapter 6, Title 18 of the Idaho Code.

IT IS ORDERED, ADJUDGED, AND DECREED that judgment is entered in favor of plaintiffs and against defendants.

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IT IS SO ORDERED.

DATED this 16 day of December, 2004.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Mikel H. Williams", with a long horizontal flourish extending to the right.

Honorable Mikel H. Williams
United States Magistrate Judge

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United States District Court
for the
District of Idaho
December 18, 2004

* * CLERK'S CERTIFICATE OF MAILING * *

Re: 1:00-cv-00353

I certify that I caused a copy of the attached document to be mailed or faxed to the following named persons:

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____ Judge Edward J. Lodge
____ Chief Magistrate Judge Larry M. Boyle
 Magistrate Judge Mikel H. Williams

Visiting Judges:

____ Judge David O. Carter
____ Judge John C. Coughenour
____ Judge Thomas S. Zilly

Cameron S. Burke, Clerk

Date: 12-20-04

BY: WM
(Deputy Clerk)