

**4:14cv1910, Planned Parenthood Arizona Incorporated Et Al V. Humble**

US District Court Docket  
 United States District Court, Arizona  
 (Tucson Division)

This case was retrieved on **01/04/2018**

**Header**

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**Case Number:** 4:14cv1910  
**Date Filed:** 03/04/2014  
**Assigned To:** Senior Judge David C Bury  
**Nature of Suit:** Constitutionality (950)  
**Cause:** Civil Rights Act  
**Lead Docket:** None  
**Other Docket:** 9TH CIRCUIT COURT OF APPEALS, 14-15624  
**Jurisdiction:** Federal Question

**Class Code:** Closed  
**Closed:** 09/21/2016  
**Statute:** 42:1983  
**Jury Demand:** None  
**Demand Amount:** \$0  
**NOS Description:** Constitutionality

**Participants**

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**Litigants**

Planned Parenthood Arizona Incorporated  
**Plaintiff**

**Attorneys**

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William Richardson

William H Richardson  
M.D. I doing business as I Tucson Women's Center I

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## Litigants

### Plaintiff

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**Plaintiff**

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## Litigants

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William Humble  
 named as Will Humble, Director of the Arizona Department of  
 Health Services, in his official capacity I  
**Defendant**

## Attorneys

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## Proceedings

#	Date	Proceeding Text	Source
1	03/04/2014	COMPLAINT. Filing fee received: \$ 400.00, receipt number 0970-10193545 filed by William H Richardson, Planned Parenthood Arizona Incorporated, William Richardson. (Rosenfeld, Lawrence) (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit)(DLC) (Entered: 03/05/2014)	
2	03/04/2014	SUMMONS Submitted by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson.(Rosenfeld, Lawrence) (DLC) (Entered: 03/05/2014)	
3	03/04/2014	Filing fee paid, receipt number 0970-10193545. This case has been assigned to the Honorable Fank R. Zapata. All future pleadings or documents should bear the correct case number: 4:14-CV-01910-TUC-FRZ. Notice of Availability of Magistrate Judge to Exercise Jurisdiction form attached. (DLC) (Entered: 03/05/2014)	
4	03/05/2014	Summons Issued as to William Humble. (DLC). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 03/05/2014)	
5	03/05/2014	MOTION for Admission Pro Hac Vice as to attorney David Brown by William Richardson, William H Richardson. (Brown, David) (Entered: 03/05/2014)	
6	03/05/2014	Corporate Disclosure Statement by Planned Parenthood Arizona Incorporated, William H Richardson. (Rosenfeld, Lawrence) (Entered: 03/05/2014)	
7	03/06/2014	MOTION for Leave to File Excess Pages for Motion for Temporary Restraining Order and/or Preliminary Injunction by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Text of Proposed Order)(Rosenfeld, Lawrence) (Entered: 03/06/2014)	
8	03/06/2014	(Filed at 14 )-LODGED Proposed Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction and Memorandum in Support Thereof re: 7 MOTION for Leave to File Excess Pages for Motion for Temporary Restraining Order and/or Preliminary Injunction . Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Exhibit Exhibits 1-4, # 2 Text of Proposed Order)(Rosenfeld, Lawrence) Modified on 3/7/2014	

		(BAR). (Entered: 03/06/2014)	
9	03/07/2014	ORDER REASSIGNING CASE. Case has been randomly reassigned to the Honorable David C Bury for all further proceedings. The parties are advised that all future filings shall bear the following case number: CV 14-1910 TUC-DCB. Signed by Senior Judge Frank R Zapata on 3/6/2014. (BAR) (Entered: 03/07/2014)	
10	03/07/2014	ORDER granting 7 Motion to Exceed the Page Limitation with respect to their memorandum in support of motion for temporary restraining order and/or preliminary injunction. Signed by Senior Judge David C Bury on 3/7/2014.(BAR) (Entered: 03/07/2014)	
11	03/07/2014	MOTION for Admission Pro Hac Vice as to attorney Helene T Krasnoff on behalf of Planned Parenthood Arizona Incorporated. (BAS) (Entered: 03/07/2014)	
	03/07/2014	PRO HAC VICE FEE PAID. \$ 50, receipt number PHX143754 as to Helene T Krasnoff. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 03/07/2014)	

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#	Date	Proceeding Text	Source
12	03/07/2014	MOTION for Admission Pro Hac Vice as to attorney Julie Rikelman on behalf of William Richardson, and William H Richardson. (BAS) (Entered: 03/07/2014)	
	03/07/2014	PRO HAC VICE FEE PAID. \$ 50, receipt number PHX143752 as to Julie Rikelman. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 03/07/2014)	
	03/07/2014	PRO HAC VICE FEE PAID. \$ 50, receipt number PHX143753 as to David Brown. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 03/07/2014)	
13	03/07/2014	ORDER pursuant to General Order 09-08 granting 5 Motion for Admission Pro Hac Vice; granting 11 Motion for Admission Pro Hac Vice; granting 12 Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 03/07/2014)	
14	03/07/2014	MOTION for Temporary Restraining Order and/or Preliminary Injunction and Memorandum in Support by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Exhibits 1-4)(BAR) (Entered: 03/07/2014)	
15	03/10/2014	MOTION for Admission Pro Hac Vice as to attorney Alice Clapman by Planned Parenthood Arizona Incorporated. (Attachments: # 1 Certificate of Good Standing)(Clapman, Alice) (Entered: 03/10/2014)	
	03/10/2014	PRO HAC VICE FEE PAID. \$ 50, receipt number PHX143755 as to Alice Clapman. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 03/10/2014)	
16	03/10/2014	ORDER pursuant to General Order 09-08 granting 15 Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov	

		be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 03/10/2014)	
17	03/11/2014	ORDER TO SHOW CAUSE, Set/Reset Deadlines/Hearing as to 14 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction : Show Cause Hearing set for 3/26/2014 at 10:00 AM before Senior Judge David C Bury. Response to Motion for Temproary Restraining Order/Preliminary Injunction due by noon on 3/20/14 and Reply due by 5:00 pm 3/24/2014. Signed by Senior Judge David C Bury on 3/11/14. (SMBE) (Entered: 03/11/2014)	
18	03/11/2014	NOTICE of Appearance by Kevin D Ray on behalf of William Humble. (Ray, Kevin) (Entered: 03/11/2014)	
19	03/13/2014	MOTION for Extension of Time to File Answer re: 1 Complaint by William Humble. (Attachments: # 1 Text of Proposed Order Proposed Order)(Tryon, G) (Entered: 03/13/2014)	
20	03/18/2014	ORDER granting 19 Motion for Extension of Time to Answer. William Humble answer due 4/9/2014. Signed by Senior Judge David C Bury on 3/17/2014.(BAR) (Entered: 03/18/2014)	
21	03/19/2014	MOTION for Leave to File Excess Pages by William Humble. (Attachments: # 1 Text of Proposed Order)(Tryon, G) (Entered: 03/19/2014)	

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#	Date	Proceeding Text	Source
22	03/20/2014	RESPONSE in Opposition re: 14 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by William Humble. (Tryon, G) (Entered: 03/20/2014)	
23	03/24/2014	MOTION for Leave to File Excess Pages for Reply in Support of Plaintiffs' Motion for Preliminary Injunction or Temporary Restraining Order by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Text of Proposed Order)(Rosenfeld, Lawrence) (Entered: 03/24/2014)	
24	03/24/2014	(Filed at 28 , 29 )-LODGED Proposed Reply in Support of Plaintiffs' Motion for Preliminary Injunction or Temporary Restraining Order, and Exhibits re: 23 MOTION for Leave to File Excess Pages for Reply in Support of Plaintiffs' Motion for Preliminary Injunction or Temporary Restraining Order . Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Exhibit Index and Exhibits 1-3)(Rosenfeld, Lawrence) Modified on 3/26/2014 (BAR). (Entered: 03/24/2014)	
25	03/24/2014	MOTION for Admission Pro Hac Vice as to attorney Tiseme Zegeye on behalf of William Richardson, and William H Richardson. (BAS) (Entered: 03/24/2014)	
	03/24/2014	PRO HAC VICE FEE PAID. \$ 50, receipt number PHX144339 as to Tiseme Zegeye. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 03/24/2014)	
26	03/24/2014	ORDER pursuant to General Order 09-08 granting 25 Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov.	

		Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 03/24/2014)	
27	03/26/2014	MINUTE ENTRY for Show Cause Hearing held on 3/26/2014 before Senior Judge David C. Bury: Pending before the Court is Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction. The parties argue their positions to the Court. IT IS ORDERED the Motion for Temporary Restraining Order and/or Preliminary Injunction (Doc. 14) is hereby taken under advisement. A formal order to follow. IT IS FURTHER ORDERED Defendant's Motion to Exceed Page Limitation (Doc. 21) and Plaintiffs' Motion to Exceed Page Limitation (Doc. 23) are granted. PRESENT: Alice Clapman for Plaintiff Planned Parenthood; David Brown for Plaintiff Richardson; Lawrence Rosenfeld for all Plaintiffs; Tiseme Zegeye for Plaintiff Richardson; G. Michael Tryon for Defendant Humble. (Court Reporter Chris Wallace.) Hearing held 10:00 a.m. to 11:00 a.m.. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (CJS) (Entered: 03/26/2014)	
28	03/26/2014	REPLY to Response to Motion re: 14 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (BAR) (Entered: 03/26/2014)	
29	03/26/2014	Exhibits to 28 REPLY to Response to Motion re: 14 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (BAR) (Entered: 03/26/2014)	
30	03/27/2014	NOTICE re: Notice of Supplemental Authority by William Humble	

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#	Date	Proceeding Text	Source
		re: 22 Response in Opposition to Motion . (Tryon, G) (Entered: 03/27/2014)	
31	03/28/2014	RESPONSE re: 30 Notice (Other) Plaintiffs' Response to Defendant's Notice of Supplemental Authority by Plaintiffs Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Rosenfeld, Lawrence) (Entered: 03/28/2014)	
32	03/31/2014	ORDER denying 14 Motion for TRO; denying 14 Motion for Preliminary Injunction. The Court finds that the Plaintiffs are not entitled to preliminary relief because they have not established serious questions going to the merits nor that the hardship balance tips sharply towards them. The Court shall set a Scheduling Conference. Signed by Senior Judge David C Bury on 3/31/14.(SMBE) (Entered: 03/31/2014)	
33	04/01/2014	NOTICE OF APPEAL to 9th Circuit Court of Appeals re: 32 Order on Motion for TRO, Order on Motion for Preliminary Injunction by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. Filing fee received: \$ 505.00, receipt number 0970-10288834. (Rosenfeld, Lawrence) (Entered: 04/01/2014)	
34	04/01/2014	USCA Case Number re: 33 Notice of Appeal. Case number 14-15624, 9TH CIRCUIT COURT OF APPEALS. (JKM) (Entered: 04/02/2014)	
35	04/01/2014	TIME SCHEDULE ORDER of USCA re: 33 Notice of Appeal filed by William H Richardson, Planned Parenthood Arizona	

		by William H Richardson, Planned Parenthood Arizona Incorporated, William Richardson. (JKM) (Entered: 04/02/2014)	
36	04/02/2014	TRANSCRIPT REQUEST by Planned Parenthood Arizona Incorporated for proceedings held on 03/26/2014, 10:00a, Judge David C Bury hearing judge(s). (Rosenfeld, Lawrence) (Entered: 04/02/2014)	
37	04/03/2014	TRANSCRIPT REQUEST by William Humble for proceedings held on 03-26-2014, 10 a.m., Judge David C Bury hearing judge(s). (Tryon, G) (Entered: 04/03/2014)	
38	04/08/2014	ORDER of USCA re: 33 Notice of Appeal filed by William H Richardson, Planned Parenthood Arizona Incorporated, William Richardson. Appellees motion to file over-length opposition to the emergency motion for an injunction pending appeal is granted. Appellants motion to file an over-length reply in support of the emergency motion is granted. The court sua sponte expedites the appeal. Appellants emergency motion for an injunction pending appeal is granted. Enforcement of A.R.S. 36-449.03(E)(6) and A.A.C. R9-10-1508(G) is temporarily enjoined to allow the court time to conduct a full review of the merits of the appeal and the propriety of a continued injunction. (See attached PDF for complete information). (BAC) (Entered: 04/09/2014)	
39	04/10/2014	TRANSCRIPT of MOTION FOR TEMPORARY RESTRAINING ORDER for date of 03/26/2014 before Judge DAVID C. BURY re: 33 Notice of Appeal. Court Reporter Chris Wallace. Transcript may be viewed at the court public terminal or purchased through the Court Reporter by filing a Transcript Order Form on the docket before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/1/2014. Redacted Transcript Deadline set for 5/12/2014. Release of Transcript Restriction set for 7/9/2014. (CSL) (Entered: 04/10/2014)	
40	05/09/2014	ORDER of USCA re: 33 Notice of Appeal filed by William H Richardson, Planned Parenthood Arizona Incorporated, William Richardson. Appellants motion to file a surreply brief responding to the amicus brief by 32 Arizona legislators is hereby GRANTED.	

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#	Date	Proceeding Text	Source
		The surreply brief, received 5/8/14, is ordered filed.(BAC) (Entered: 05/09/2014)	
41	06/05/2014	NOTICE OF ATTORNEY'S CHANGE OF ADDRESS/FIRM NAME by Lawrence Jay Rosenfeld. (Rosenfeld, Lawrence) (Entered: 06/05/2014)	
42	07/28/2014	ORDER of USCA re: 33 Notice of Appeal filed by William H Richardson, Planned Parenthood Arizona Incorporated, William Richardson. Appellees motion to stay the mandate pending the filing of a petition for a writ of certiorari with the United States Supreme Court is GRANTED. If a petition for a writ of certiorari is timely filed, the stay shall continue until final disposition by the Supreme Court.(BAC) (Entered: 07/29/2014)	
43	09/10/2014	WRIT OF CERTIORARI Filed in US Supreme Court re: 33 Notice of Appeal. (SMBE) (Entered: 09/12/2014)	
44	12/15/2014	APPEAL DOCUMENT by Planned Parenthood Arizona Incorporated re: 33 Notice of Appeal. Petition for writ of certiorari denied. (BAC) (Entered: 12/22/2014)	
45	01/13/2015	MOTION to Stay by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1	



		Exhibit Exhibit A, # 2 Exhibit Exhibit B, # 3 Text of Proposed Order Proposed Order)(Rosenfeld, Lawrence) (Entered: 01/13/2015)	
46	01/28/2015	NOTICE by William Humble re: 45 MOTION to Stay . (Tryon, G) (Entered: 01/28/2015)	
47	01/30/2015	ORDER GRANTING 45 Motion to Stay, and this case is stayed, pending final disposition of Plaintiffs' claims in Planned Parenthood Ariz., Inc. v. Humble, No. CV2014-006633 (Super. Ct. of Ariz. Maricopa Cnty. filed Apr. 7, 2014). Signed by Senior Judge David C Bury on 1/29/15.(BAC) (Entered: 01/30/2015)	
48	05/08/2015	NOTICE OF ATTORNEY'S CHANGE OF ADDRESS/FIRM NAME by David Brown. (Brown, David) (Entered: 05/08/2015)	
49	09/14/2016	STIPULATION of Dismissal by Planned Parenthood Arizona Incorporated. (Attachments: # 1 Text of Proposed Order)(Rosenfeld, Lawrence) (Entered: 09/14/2016)	
50	09/21/2016	ORDER granting 49 Stipulation of Dismissal and this case is dismissed. IT IS FURTHER ORDERED that Plaintiffs shall have the longer of (a) forty-five (45) days from the submission of this Stipulation, or (b) fourteen (14) days after the Court enters its Order of dismissal, to file a motion seeking reimbursement for attorneys fees and costs pursuant to 42 U.S.C. 1988. Signed by Senior Judge David C Bury on 9/20/2016. (SIB) (Entered: 09/21/2016)	
51	10/12/2016	MOTION for Extension of Time to Apply for Attorney's Fees and Costs by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Text of Proposed Order)(Clapman, Alice) (Entered: 10/12/2016)	
52	10/19/2016	ORDER that the motion (Doc. 51 ) is GRANTED: Plaintiffs must file any application for attorneys' fees and costs no later than December 13, 2016. Signed by Senior Judge David C Bury on 10/18/2016. (SIB) (Entered: 10/19/2016)	
53	12/05/2016	MOTION for Extension of Time to Apply for Attorneys' Fees and Costs by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Text of Proposed Order)(Clapman, Alice) (Entered: 12/05/2016)	
54	12/09/2016	ORDER granting 53 Motion for Extension of Time to Apply for Attorneys' Fees and Costs. Plaintiffs must file any application for attorneys' fees and costs no later than 12/30/2016. Signed by Senior Judge David C Bury on 12/9/2016.(BAR) (Entered: 12/09/2016)	

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#	Date	Proceeding Text	Source
55	12/21/2016	First MOTION for Attorney Fees , First MOTION for Judgment Awarding Plaintiffs' Attorneys Fees and Costs by Planned Parenthood Arizona Incorporated, William Richardson, William H Richardson. (Attachments: # 1 Text of Proposed Order)(Clapman, Alice) (Entered: 12/21/2016)	
56	12/27/2016	ORDER granting 55 Joint Motion for Entry of Judgment Awarding Plaintiffs Attorneys' Fees and Costs. Further ordered that judgment is entered in favor of Plaintiffs and against Defendants, jointly and severally, for attorneys fees and costs, in the amount of \$300,000.00. Signed by Senior Judge David C Bury on 12/27/2016. (See Order for Details.)(BAR) (Entered: 12/27/2016)	
57	12/27/2016	CLERK'S JUDGMENT - IT IS ORDERED AND ADJUDGED that pursuant to the Courts Order filed December 27, 2016, judgment is entered in favor of Plaintiffs and against Defendant jointly and	

		severally, for attorneys fees and costs in the amount of \$300,000.00. Further ordered that post-judgment interest shall accrue on the foregoing amount at.87%, commencing 30 days after the date of entry of this Judgment on Plaintiffs Amended Application for Attorneys Fees and Costs, until such time as the amount is paid to Plaintiffs.(BAR) (Entered: 12/27/2016)	
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