

Case:

22-0527

Date Filed:

06/29/2022

Case Type:

Petition for Writ of Mandamus

Style:

IN RE KEN PAXTON; TEXAS MEDICAL BOARD; STEPHEN BRINT CARLTON; TEXAS BOARD OF NURSING; KATHERINE A. THOMAS; TEXAS HEALTH AND HUMAN SERVICES COMMISSION; CECILE ERWIN YOUNG; TEXAS BOARD OF PHARMACY; TIM TUCKER

v.:

APPELLATE BRIEFS

Date	Event Type	Description	Remarks	Document
07/29/2022	Amicus Curiae Letter Received	Received (instead of filed)	Amicus Letter received on behalf of Texas Right to Life.	[PDF/700 KB] [PDF/66 KB] Notice
07/18/2022	Amicus Curiae Brief received	Received (instead of filed)	Amicus Curiae Brief received on behalf of Members of the Texas Senate and House of Representatives, submitted by Briscoe Cain of Deer Park, Texas, et al.	[PDF/745 KB] [PDF/61 KB] Notice
07/18/2022	Amicus Curiae Letter Received	Received (instead of filed)	Amicus Letter received on behalf of Texas Values. Submitted by Mr. Jonathan M. Saenz.	[PDF/694 KB] [PDF/53 KB] Notice
07/15/2022	Amicus Curiae Letter Received	Received (instead of filed)	Amicus Curiae Letter Brief received from Wolfgang P. Hirczy De Mino.	[PDF/3.63 MB] [PDF/53 KB] Notice
07/11/2022	Reply to Petition for Writ of Mandamus	Relator	Reply in Support of Petition for Writ of Mandamus filed on behalf of Ken Paxton, et al.	[PDF/254 KB]

Date	Event Type	Description	Remarks	Document
07/11/2022	Response to Petition for Writ of Mandamus Filed	Refers to Petition for Writ of Mandamus	Response to Petition for Writ of Mandamus filed on behalf of Whole Woman's Health, et al.	[PDF/371 KB]
07/07/2022	Amicus Curiae Brief received	Received (instead of filed)	Amicus Curiae Brief received on behalf of Wolfgang P. Hirczy De Mino.	[PDF/3.43 MB] [PDF/51 KB] Notice
07/07/2022	Supplemental Brief filed	Real Parties in Interest	Supplemental Brief for Real Parties in Interest filed on behalf of Center for Reproductive Rights, et al.	[PDF/725 KB]
07/07/2022	Supplemental Brief filed	Relator	Supplemental Brief for Relators filed on behalf of Ken Paxton, et al.	[PDF/196 KB]
07/04/2022	Amicus Curiae Brief received	Received (instead of filed)	Amicus Curiae Brief received on behalf of Wolfgang P. Hirczy De Mino.	[PDF/2.79 MB] [PDF/38 KB] Notice
06/29/2022	Petition for Writ of Mandamus filed	Relator	Petition for Writ of Mandamus filed on behalf of Ken Paxton, et al.	[PDF/1.78 MB] [PDF/41 KB] Notice

CASE EVENTS

Date	Event Type	Disposition	Remarks	Document
10/17/2022	Case Stored		e-stored	
10/14/2022	Motion to strike disposed	Filing dismissed as moot	Motion to Strike is dismissed as moot.	
10/14/2022	Motion to Exceed Word Limit disposed	Filing dismissed as moot	Motion to Exceed Word Limit dismissed as moot.	
10/14/2022	Motion to Stay Disposed	Filing dismissed as moot	Emergency Motion for Temporary Relief dismissed as moot.	
10/14/2022	Stay Order lifted		Stay Order issued July 1, 2022 is lifted.	
10/14/2022	Petition for Writ of Mandamus disposed	Filing dismissed as moot		
10/12/2022	Motion to dismiss		Relator's Motion to Dismiss Petition as Moot filed on behalf of Ken Paxton, et al.	[PDF/169 KB]
10/12/2022	Electronic communication sent to Party		Email to counsel for Relator to determine if a motion to dismiss will be filed.	

Date	Event Type	Disposition	Remarks	Document	
10/05/2022	Letter Filed		Notice of Nonsuit filed on behalf of Whole Woman's Health, et al.	[PDF/1.00 MB]	
07/29/2022	Amicus Curiae Letter Received		Amicus Letter received on behalf of Texas Right to Life.	[PDF/700 KB] [PDF/66 KB]	Notice
07/18/2022	Amicus Curiae Brief received		Amicus Curiae Brief received on behalf of Members of the Texas Senate and House of Representatives, submitted by Briscoe Cain of Deer Park, Texas, et al.	[PDF/745 KB] [PDF/61 KB]	Notice
07/18/2022	Amicus Curiae Letter Received		Amicus Letter received on behalf of Texas Values. Submitted by Mr. Jonathan M. Saenz.	[PDF/694 KB] [PDF/53 KB]	Notice
07/15/2022	Amicus Curiae Letter Received		Amicus Curiae Letter Brief received from Wolfgang P. Hirczy De Mino.	[PDF/3.63 MB] [PDF/53 KB]	Notice
07/13/2022	Motion to Exceed Word Limit		Motion to Exceed Word Limit filed on behalf of Whole Woman's Health, et al.	[PDF/558 KB]	
07/12/2022	Response to Motion filed		Response to Motion to Strike filed on behalf of Whole Woman's Health, et al.	[PDF/558 KB]	
07/12/2022	Letter Filed		Letter filed on behalf of Ken Paxton, et al.	[PDF/744 KB]	
07/12/2022	Electronic communication sent to Party		Email sent to counsel for Respondent regarding Motion filed.		
07/11/2022	Motion to Strike filed		Opposed Motion to Strike filed on behalf of Ken Paxton, et al.	[PDF/96 KB]	
07/11/2022	Supplement to Clerk's/Reporter's Record		Second Supplemental Mandamus Record filed on behalf of Ken Paxton, et al.	[PDF/797 KB]	
07/11/2022	Reply to Petition for Writ of Mandamus		Reply in Support of Petition for Writ of Mandamus filed on behalf of Ken Paxton, et al.	[PDF/254 KB]	
07/11/2022	Response to Petition for Writ of Mandamus Filed		Response to Petition for Writ of Mandamus filed on behalf of Whole Woman's Health, et al.	[PDF/371 KB]	
07/07/2022	Amicus Curiae Brief received		Amicus Curiae Brief received on behalf of Wolfgang P. Hirczy De Mino.	[PDF/3.43 MB] [PDF/51 KB]	Notice

Date	Event Type	Disposition	Remarks	Document	
07/07/2022	Supplemental Brief filed		Supplemental Brief for Real Parties in Interest filed on behalf of Center for Reproductive Rights, et al.	[PDF/725 KB]	
07/07/2022	Supplement to Clerk's/Reporter's Record		Supplemental Mandamus Record filed on behalf of Ken Paxton, et al.	[PDF/1.65 MB]	
07/07/2022	Supplemental Brief filed		Supplemental Brief for Relators filed on behalf of Ken Paxton, et al.	[PDF/196 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of J. Alexander Lawrence's Admission Pro Hac Vice is granted.		
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for J. Alexander Lawrence is granted.	[PDF/114 KB]	Notice
07/07/2022	Phone call from Clerk's Office		Call made to counsel for Houston Women's Clinic regarding a Motion for Admission Pro Hac Vice.		
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in Support of J. Alexander Lawrence's Admission Pro Hac Vice filed on behalf of Whole Woman's Health, et al.	[PDF/118 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of Julia H. Kaye's admission Pro Hac Vice is granted.	[PDF/114 KB]	Notice
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of Carleigh E. Zeman's Admission Pro Hac Vice is granted.		
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for Julia H. Kaye is granted.		
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for Carleigh E. Zeman is granted.	[PDF/114 KB]	Notice

Date	Event Type	Disposition	Remarks	Document	
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in Support of Carleigh E. Zeman's Admission Pro Hac Vice filed on behalf of Whole Woman's Health, et al.	[PDF/50 KB]	
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for Carleigh E. Zeman filed on behalf of Whole Woman's Health, et al.	[PDF/320 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of Jamie A. Levitt's Admission Pro Hac Vice is granted.		
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for Jamie A. Levitt is granted.	[PDF/113 KB]	Notice
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in Support of Jamie A. Levitt's Admission Pro Hac Vice filed on behalf of Whole Woman's Health, et al.	[PDF/118 KB]	
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for Jamie A. Levitt filed on behalf of Whole Woman's Health, et al.	[PDF/256 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of Nicolas Kabat's Admission Pro Hac Vice is granted.		
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for Nicolas Kabat is granted.	[PDF/113 KB]	Notice
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in Support of Nicolas Kabat's Admission Pro Hac Vice filed on behalf of Whole Woman's Health, et al.	[PDF/193 KB]	
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for Julia H. Kaye filed on behalf of Houston Women's Clinic.	[PDF/253 KB]	

Date	Event Type	Disposition	Remarks	Document	
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for Nicolas Kabat filed on behalf of Whole Woman's Health, et al.	[PDF/439 KB]	
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in support of Julia H. Kaye's Admission Pro Hac Vice filed on behalf of Houston Women's Clinic.	[PDF/210 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of Astrid Ackerman's Admission Pro Hac Vice is granted.		
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for J. Alexander Lawrence filed on behalf of Whole Woman's Health, et al.	[PDF/362 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for Astrid Ackerman is granted.	[PDF/113 KB]	Notice
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in support of Astrid Ackerman's Admission Pro Hac Vice filed on behalf of Whole Woman's Health, et al.	[PDF/174 KB]	
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for Astrid Ackerman filed on behalf of Whole Woman's Health, et al.	[PDF/438 KB]	
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion of Resident Attorney in Support of Claire Abrahamson's Admission Pro Hac Vice is granted.		
07/07/2022	Pro hac vice motion disposed	Filing granted	Motion for Admission Pro Hac Vice for Claire Abrahamson is granted.	[PDF/113 KB]	Notice
07/07/2022	Pro hac vice motion filed		Unopposed Motion of Resident Attorney David Donatti in support of Claire Abrahamson's Admission Pro Hac Vice filed on behalf of Whole Woman's Health, et al.	[PDF/118 KB]	

Date	Event Type	Disposition	Remarks	Document
07/07/2022	Pro hac vice motion filed		Unopposed Motion for Admission Pro Hac Vice for Claire Abrahamson filed on behalf of Whole Woman's Health, et al.	[PDF/261 KB]
07/04/2022	Amicus Curiae Brief received		Amicus Curiae Brief received on behalf of Wolfgang P. Hirczy De Mino.	[PDF/2.79 MB] [PDF/38 KB] Notice
07/01/2022	Supreme Court of Texas Requested Response		Requested response to petition for writ of mandamus due no later than 5:00 p.m., Monday, July 11, 2022.	[PDF/117 KB] Notice
07/01/2022	Stay Order issued		Relators' emergency motion for temporary relief, filed June 29, 2022, is granted in part. The temporary restraining order, dated June 28, 2022, in Cause No. 2022-38397, styled Whole Woman's Health, et al. v. Ken Paxton, et al., in the 269th District Court of Harris County, Texas, is stayed as to Relators only pending further order of this Court. The parties are directed to submit briefing by 5 p.m. July 7, 2022 regarding whether the 269th District Court of Harris County, Texas, has jurisdiction to enjoin the enforcement of a criminal statute. See State v. Morales, 869 S.W.3d 941 (Tex. 1994). Real parties in interest are requested to respond to relators' petition for writ of mandamus by 5 p.m. July 11, 2022. This order does not preclude further proceedings in the court of appeals and district court, including proceedings to address the jurisdictional issue described in paragraph 2 above. The Court is confident that those courts will proceed expeditiously.	[PDF/102 KB] Notice

Date	Event Type	Disposition	Remarks	Document
07/01/2022	Motion to Stay Disposed	Filing granted in part	Relators' Emergency Motion for Temporary Relief granted in part.	
07/01/2022	Reply to Response to Motion		Reply in Support of Relators' Emergency Motion for Temporary Relief filed on behalf of Ken Paxton, et al.	[PDF/117 KB]
06/30/2022	Response to Motion filed		Response to Relators' Emergency Motion for Temporary Relief filed on behalf of Real Parties in Interest by attorney Marc Hearn	[PDF/529 KB]
06/29/2022	Case Record Filed		Mandamus Record filed on behalf of Ken Paxton, et al.	[PDF/4.10 MB]
06/29/2022	Motion to Stay Filed		Relators' Emergency Motion for Temporary Relief filed on behalf of Ken Paxton, et al.	[PDF/128 KB]
06/29/2022	Petition for Writ of Mandamus filed		Petition for Writ of Mandamus filed on behalf of Ken Paxton, et al.	[PDF/1.78 MB] [PDF/41 KB]
06/29/2022	Court reporter/recorder's record			Notice

CALENDARS

Set Date	Calendar Type	Reason Set	Remarks
10/17/2022	Case Stored	Case stored.	e-stored

PARTIES

Party	PartyType	Representative
Kolkhorst, Lois	Amicus Curiae	
Murphy, Jim	Amicus Curiae	
Dean, Jay	Amicus Curiae	
Springer, Drew	Amicus Curiae	
Brookside Women's Medical Center PA d/b/a Brookside Women's Health Center	Real Party in Interest	David Donatti Melissa Hayward Adriana Pinon Mr. John P. Lewis Jr. Marc Hearn
Weems, Christine	Respondent	Hon. Christine Weems

Party	PartyType	Representative
Schofield, Mike	Amicus Curiae	
Gates, Gary	Amicus Curiae	
Parker, Tan	Amicus Curiae	
Harrison, Brian	Amicus Curiae	
Tucker, Tim	Relator	Mr. Charles K. Eldred Ms. Natalie D. Thompson Ms. Beth E. Klusmann Mr. Judd E. Stone II Mr. Brent Webster
Anderson, Charles "Doc"	Amicus Curiae	
Texas Board of Pharmacy	Relator	Mr. Brent Webster Mr. Judd E. Stone II Ms. Beth E. Klusmann Mr. Charles K. Eldred Ms. Natalie D. Thompson
Slaton, Bryan	Amicus Curiae	
Cain, Briscoe	Amicus Curiae	
Tinderholt, Tony	Amicus Curiae	
Price, Four	Amicus Curiae	
Capriglione, Giovanni	Amicus Curiae	
Hull, Lacy	Amicus Curiae	
King, Phil	Amicus Curiae	
Texas Health and Human Services Commission	Relator	Mr. Brent Webster Ms. Beth E. Klusmann Mr. Charles K. Eldred Ms. Natalie D. Thompson Mr. Judd E. Stone II
Hancock, Kelly	Amicus Curiae	
Krause, Matt	Amicus Curiae	
Leach, Jeff	Amicus Curiae	
Middleton, Mayes	Amicus Curiae	
Klick, Stephanie	Amicus Curiae	
Kuempel, John	Amicus Curiae	
White, James	Amicus Curiae	
Schaefer, Matt	Amicus Curiae	
Hughes, Bryan	Amicus Curiae	
Holland, Justin	Amicus Curiae	
Houston Women's Reproductive Services	Real Party in Interest	Melissa Hayward Mr. John P. Lewis Jr. Adriana Pinon David Donatti Marc Hearron
Paxton, Angela	Amicus Curiae	
Paul, Dennis	Amicus Curiae	
Noble, Candy	Amicus Curiae	
Sanford, Scott	Amicus Curiae	

Party	PartyType	Representative
Young, Cecile Erwin	Relator	Ms. Natalie D. Thompson Mr. Brent Webster Ms. Beth E. Klusmann Mr. Charles K. Eldred Mr. Judd E. Stone II
Texas Right to Life	Amicus Curiae	Ms. Emily Kebodeaux Cook
Patterson, Jared	Amicus Curiae	
Slawson, Shelby	Amicus Curiae	
Vasut, Cody	Amicus Curiae	
Shaheen, Scott	Amicus Curiae	
Rogers, Glenn	Amicus Curiae	
Stephenson, Phil	Amicus Curiae	
Metcalf, Will	Amicus Curiae	
Jetton, Jacey	Amicus Curiae	
Bonnen, Greg	Amicus Curiae	
Burns, DeWayne	Amicus Curiae	
Texas Medical Board	Relator	Mr. Judd E. Stone II Ms. Natalie D. Thompson Ms. Beth E. Klusmann Mr. Brent Webster Mr. Charles K. Eldred
Ken Paxton, in his official capacity as Attorney General of Texas, et al.	Relator	Ms. Natalie D. Thompson Ms. Beth E. Klusmann Mr. Charles K. Eldred Mr. Judd E. Stone II Mr. Brent Webster
Creighton, Brandon	Amicus Curiae	
Hall, Bob	Amicus Curiae	
Campbell, Donna	Amicus Curiae	Mr. C. Brandon Creighton Mr. Dustin Ray Burrows Mr. Douglas Bryan Hughes Mr. Briscoe Cain III Ms. Shelby L. Slawson
Landgraf, Brooks	Amicus Curiae	
Wilson, Terry	Amicus Curiae	
Bell, Keith	Amicus Curiae	
Carlton, Stephen Brint	Relator	Mr. Judd E. Stone II Ms. Beth E. Klusmann Ms. Natalie D. Thompson Mr. Charles K. Eldred Mr. Brent Webster
Spiller, David	Amicus Curiae	
Hefner, Cole	Amicus Curiae	
Swanson, Valoree	Amicus Curiae	
Texas Board of Nursing	Relator	Ms. Natalie D. Thompson Mr. Brent Webster Mr. Charles K. Eldred Ms. Beth E. Klusmann Mr. Judd E. Stone II

Party	PartyType	Representative
Goldman, Craig	Amicus Curiae	
Toth, Steve	Amicus Curiae	
Stucky, Lynn	Amicus Curiae	
Thompson, Ed	Amicus Curiae	
Hirczy De Mino, Wolfgang P.	Amicus Curiae	Mr. Wolfgang P. Hirczy De Mino
Texas Values	Amicus Curiae	Mr. Jonathan M. Saenz
Gullen, Ryan	Amicus Curiae	
Perry, Charles	Amicus Curiae	
Raney, John	Amicus Curiae	
Murr, Andy	Amicus Curiae	
Cason, Jeff	Amicus Curiae	
Ellzey, Jake	Amicus Curiae	
Smithee, John	Amicus Curiae	
Harless, Sam	Amicus Curiae	
Whole Woman's Health	Real Party in Interest	Mr. Nicolas Kabat J. Alexander Lawrence Ms. Carleigh E. Zeman Mr. John P. Lewis Jr. Ms. Astrid Ackerman Marc Hearron David Donatti Adriana Pinon Melissa Hayward Ms. Claire Abrahamson Jamie A. Levitt
Harris, Cody	Amicus Curiae	
Leman, Ben	Amicus Curiae	
Beidermann, Kyle	Amicus Curiae	
Cook, David	Amicus Curiae	
Whole Woman's Health Alliance	Real Party in Interest	Mr. John P. Lewis Jr. Adriana Pinon Julia H. Kaye J. Alexander Lawrence Marc Hearron David Donatti Jamie A. Levitt Melissa Hayward
Burrows, Dustin	Amicus Curiae	
Frank, James	Amicus Curiae	
Morrison, Geanie	Amicus Curiae	
Bell, Cecil	Amicus Curiae	
Birdwell, Brian	Amicus Curiae	Mr. Douglas Bryan Hughes Ms. Shelby L. Slawson Mr. C. Brandon Creighton Mr. Briscoe Cain III Mr. Dustin Ray Burrows

Party	PartyType	Representative
Thomas, Katherine A.	Relator	Ms. Beth E. Klusmann Ms. Natalie D. Thompson Mr. Judd E. Stone II Mr. Brent Webster Mr. Charles K. Eldred
Houston Women's Clinic	Real Party in Interest	Marc Hearron Julia H. Kaye David Donatti Adriana Pinon Mr. John P. Lewis Jr. Melissa Hayward
Alamo City Surgery Center PLLC d/b/a Alamo Women's Reproductive Services	Real Party in Interest	Marc Hearron David Donatti Mr. John P. Lewis Jr. Adriana Pinon Melissa Hayward
Smith, Reggie	Amicus Curiae	
Bettencourt, Paul	Amicus Curiae	Ms. Shelby L. Slawson Mr. C. Brandon Creighton Mr. Briscoe Cain III Mr. Dustin Ray Burrows Mr. Douglas Bryan Hughes
Oliverson, Tom	Amicus Curiae	
Southwestern Women's Surgery Center	Real Party in Interest	Mr. John P. Lewis Jr. Marc Hearron Adriana Pinon David Donatti Melissa Hayward

COURT OF APPEALS INFORMATION:

COA Case

01-22-00480-CV

Disposition

Opinion Cite

COA District

1st Court of Appeals

COA Justice

TRIAL COURT INFORMATION

Court

269th District Court

County

Harris

Court Judge**Court Case**

2022-38397

Reporter**Punishment**

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