

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Members of the Medical Licensing Board of Indiana, et al. v. Planned Parenthood Great Northwest, Hawai'i, Alaska, Indiana, Kentucky, Inc., et al.

Case Number	22A-PL-02260
Court	Court of Appeals
Type	PL - Civil Plenary
Filed	09/22/2022
Status	10/12/2022 , Transfer Granted (active)
Reference	Original County Cause Number 53C062208PL1756
Related	Lower Trial Court Case 53C06-2208-PL-001756 Appellate Case 22S-PL-00338

Parties to the Case

Appellant Members of the Medical Licensing Board of Indiana

Address

302 W Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Attorney

Theodore Edward Rokita
#1885749, *Lead, Retained*

Office of the Attorney General
302 West Washington Street
IGCS - Fifth Floor
Indianapolis, IN 46204
317-232-6201(W)

Attorney

James Allen Barta
#3158949, *Retained*

Office of the Attorney General
302 West Washington Street IGCS-5th Floor
Indianapolis, IN 46204
317-232-0709(W)

Attorney

Thomas Molnar Fisher
#1794949, *Retained*

302 West Washington St.
Ag Igc-South 5Th Fl.
Indianapolis, IN 46204
317-232-6255(W)

Attorney

Melinda Rebecca Holmes
#3685179, *Retained*

302 West Washington Street
IGCS-5th Floor
Indianapolis, IN 46204
2172943704(W)

Attorney

Julia Catherine Payne
#3472853, *Retained*

Office of The Attorney General
302 West Washington Street
Indiana Government Center South, 5th Floor
Indianapolis, IN 46204
317-232-7167(W)

Appellant Prosecutor, Hendricks County

Address

302 West Washington St
Indiana Government Center South, 5th Fl
Indianapolis, IN 46204

Appellant Prosecutor, Lake County

Address

302 W Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Appellant Prosecutor, Marion County

Address

302 West Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Appellant Prosecutor, Monroe County

Address

302 West Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Appellant Prosecutor, St. Joseph County

Address

302 West Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Appellant Prosecutor, Tippecanoe County

Address

302 West Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Appellant Prosecutor, Warrick County

Address

302 West Washington St
Indiana Government Center South, 5th fl
Indianapolis, IN 46204

Appellee Planned Parenthood Great Northwest, Hawai'i, Alaska, Indiana, Kentucky, Inc.

Attorney

Kenneth Jay Falk
#677749, Lead, Retained

ACLU of Indiana
 2457 E. Washington St
 Suite Z
 Indianapolis, IN 46201
 317-635-4059(W)

Attorney

Stevie Jean Pactor
#3565749, Retained

1031 E. Washington St.
 Indianapolis, IN 46202
 317-759-6420(W)

Attorney

Gavin Minor Rose
#2656553, Retained

1031 E Washington Street
 Indianapolis, IN 46202

Appellee All-Options, Inc.

Appellee Women's Med Group Professional Corporation

Appellee Whole Woman's Health Alliance

Appellee Caldwell M.D., Amy

Chronological Case Summary

09/23/2022 **Notice of Appeal Filed**

Certificate of Service- Electronically Served 09/22/22

Attorney:	Fisher, Thomas Molnar
Attorney:	Barta, James Allen
Attorney:	Payne, Julia Catherine
Attorney:	Holmes, Melinda Rebecca
Party:	Members of the Medical Licensing Board of Indiana
Party:	Prosecutor, Hendricks County
Party:	Prosecutor, Lake County
Party:	Prosecutor, Marion County
Party:	Prosecutor, Monroe County
Party:	Prosecutor, St. Joseph County
Party:	Prosecutor, Tippecanoe County
Party:	Prosecutor, Warrick County
File Stamp:	09/22/2022

09/23/2022 NOA Service to Trial Court

Serve: Trial Clerk 53 - Monroe
 Serve: Trial Court Reporter 53 - Monroe
 Serve: Hanlon, Kelsey
 Trial Court: Trial Clerk 53 - Monroe
 Trial Court: Trial Court Reporter 53 - Monroe
 Trial Court: Hanlon, Kelsey
 Sent Date: 09/23/2022

09/23/2022 Received Document

Receive Date: 09/22/22 Appellants' Emergency Motion to Stay Preliminary Injunction Pending Appeal With Notice to Other Parties; Order being appealed tendered as part of Notice of Appeal. No Proposed Order tendered. Motion and Attorney Certificate forwarded to Court of Appeals.

PostmarkDate: 09/22/2022

09/23/2022 Emergency Petition to Transfer Pursuant to App.R.56

Certificate of Service- Electronically Served 09/22/22

Attorney: Fisher, Thomas Molnar
 Attorney: Barta, James Allen
 Attorney: Payne, Julia Catherine
 Attorney: Holmes, Melinda Rebecca
 Party: Members of the Medical Licensing Board of Indiana
 Party: Prosecutor, Hendricks County
 Party: Prosecutor, Lake County
 Party: Prosecutor, Marion County
 Party: Prosecutor, Monroe County
 Party: Prosecutor, St. Joseph County
 Party: Prosecutor, Tippecanoe County
 Party: Prosecutor, Warrick County
 File Stamp: 09/22/2022

09/23/2022 Proof of Service

****Appellants' Verified Emergency Motion for Transfer Pursuant to Indiana Appellate Rule 56 (A)****

Party: Members of the Medical Licensing Board of Indiana
 Party: Prosecutor, Hendricks County
 Party: Prosecutor, Lake County
 Party: Prosecutor, Marion County
 Party: Prosecutor, Monroe County
 Party: Prosecutor, St. Joseph County
 Party: Prosecutor, Tippecanoe County
 Party: Prosecutor, Warrick County
 File Stamp: 09/23/2022

09/23/2022 Document Transmitted

09/23/2022 Appearance

Certificate of Service- Electronically Served 09/23/22

Attorney: Pactor, Stevie Jean
 Attorney: Rose, Gavin Minor
 Attorney: Falk, Kenneth Jay
 Party: Planned Parenthood Great Northwest, Hawai'i, Alaska, Indiana, Kentucky, Inc.
 Party: All-Options, Inc.
 Party: Women's Med Group Professional Corporation
 Party: Whole Woman's Health Alliance
 Party: Caldwell, Amy MD
 File Stamp: 09/23/2022

09/23/2022 Notice of Completion of Clerk's Record

Transcript Not Requested/Not Available Certificate of Service- Electronically Served 09/23/22

File Stamp: 09/23/2022

09/23/2022 Order Issued

Having reviewed the matter, the Court finds and orders as follows: 1. Appellants are ordered to file a corrected Emergency Motion to Stay Preliminary Injunction Pending Appeal with Notice to Other Parties that fully complies with the Rules of Appellate Procedure with the Clerk of this Court by September 26, 2022. 2. Appellees' Response(s) to Appellant's Emergency Motion to Stay Preliminary Injunction Pending Appeal with Notice to Other Parties are due on October 3, 2022. Pyle, J., Friedlander, Najam, Sr.JJ., concur.

Judicial Officer: Bradford, Cale J.
 Serve: Fisher, Thomas Molnar
 Serve: Rokita, Theodore Edward
 Serve: Barta, James Allen
 Serve: Payne, Julia Catherine
 Serve: Holmes, Melinda Rebecca
 Serve: Pactor, Stevie Jean
 Serve: Rose, Gavin Minor
 Serve: Falk, Kenneth Jay
 File Stamp: 09/23/2022

09/23/2022 Motion to Stay

- Corrected - Certificate of Service- Electronically Served 09/23/22

Attorney: Fisher, Thomas Molnar
 Attorney: Barta, James Allen
 Attorney: Payne, Julia Catherine
 Attorney: Holmes, Melinda Rebecca
 Party: Members of the Medical Licensing Board of Indiana
 Party: Prosecutor, Hendricks County
 Party: Prosecutor, Lake County
 Party: Prosecutor, Marion County
 Party: Prosecutor, Monroe County
 Party: Prosecutor, St. Joseph County
 Party: Prosecutor, Tippecanoe County
 Party: Prosecutor, Warrick County
 File Stamp: 09/23/2022

09/23/2022 Document Transmitted

09/26/2022 Motion to Expedite

****Appellants' Verified Emergency Motion to Expedite Response to Emergency Motion to Transfer and Contingent Motion to Expedite Response to Emergency Motion to Stay****; Certificate of Service- Electronically Served 09/26/22

Attorney: Fisher, Thomas Molnar
 Attorney: Barta, James Allen
 Attorney: Payne, Julia Catherine
 Attorney: Holmes, Melinda Rebecca
 Party: Members of the Medical Licensing Board of Indiana
 Party: Prosecutor, Hendricks County
 Party: Prosecutor, Lake County
 Party: Prosecutor, Marion County
 Party: Prosecutor, Monroe County
 Party: Prosecutor, St. Joseph County
 Party: Prosecutor, Tippecanoe County
 Party: Prosecutor, Warrick County
 File Stamp: 09/26/2022

09/27/2022 Order Denying Motion to Expedite

Having reviewed the matter, the Court finds and orders as follows: 1. Appellants' Contingent Motion to Expedite Response to Emergency Motion to Stay is denied. 2. Appellees' Response(s) to Appellant's Corrected Emergency Motion to Stay Preliminary Injunction Pending Appeal with Notice to Other Parties are due on October 3, 2022. Pyle, J., Friedlander, Najam, Sr.JJ., concur.

Judicial Officer: Bradford, Cale J.
 Party: Members of the Medical Licensing Board of Indiana
 Serve: Fisher, Thomas Molnar
 Serve: Rokita, Theodore Edward
 Serve: Barta, James Allen
 Serve: Payne, Julia Catherine
 Serve: Holmes, Melinda Rebecca
 Serve: Pactor, Stevie Jean
 Serve: Rose, Gavin Minor
 Serve: Falk, Kenneth Jay
 File Stamp: 09/27/2022

09/27/2022 Document Transmitted**09/28/2022 Response**

Appellee's Opposition To Appellant's Request For Expedited Briefing Certificate of Service- Electronically Served 09/28/22

Attorney: Pactor, Stevie Jean
 Attorney: Rose, Gavin Minor
 Attorney: Falk, Kenneth Jay
 Party: Planned Parenthood Great Northwest, Hawai'i, Alaska, Indiana, Kentucky, Inc.
 Party: All-Options, Inc.
 Party: Women's Med Group Professional Corporation
 Party: Whole Woman's Health Alliance
 Party: Caldwell, Amy MD
 File Stamp: 09/28/2022

10/03/2022 Response

Appellees' Opposition to Corrected Emergency Motion to Stay Preliminary Injunction Pending Appeal; Certificate of Service- Electronically Served 10/03/22

Attorney: Pacton, Stevie Jean
 Attorney: Rose, Gavin Minor
 Attorney: Falk, Kenneth Jay
 Party: Planned Parenthood Great Northwest, Hawai'i, Alaska, Indiana, Kentucky, Inc.
 Party: All-Options, Inc.
 Party: Women's Med Group Professional Corporation
 Party: Whole Woman's Health Alliance
 Party: Caldwell, Amy MD
 File Stamp: 10/03/2022

10/03/2022 Response

Appellees' Opposition to Appellants' Verified Emergency Motion for Transfer Pursuant to Indiana Appellate Rule 56(A); Certificate of Service- Electronically Served 10/03/22

Attorney: Pacton, Stevie Jean
 Attorney: Rose, Gavin Minor
 Attorney: Falk, Kenneth Jay
 Party: Planned Parenthood Great Northwest, Hawai'i, Alaska, Indiana, Kentucky, Inc.
 Party: All-Options, Inc.
 Party: Women's Med Group Professional Corporation
 Party: Whole Woman's Health Alliance
 Party: Caldwell, Amy MD
 File Stamp: 10/03/2022

10/12/2022 Case Transferred From Court of Appeals to Supreme Court

Supreme Court No.: 22S-PL-338

10/17/2022 Motion to Withdraw Appearance

Certificate of Service- Electronically Served 10/14/22

Attorney: Payne, Julia Catherine
 Party: Members of the Medical Licensing Board of Indiana
 Party: Prosecutor, Hendricks County
 Party: Prosecutor, Lake County
 Party: Prosecutor, Marion County
 Party: Prosecutor, Monroe County
 Party: Prosecutor, St. Joseph County
 Party: Prosecutor, Tippecanoe County
 Party: Prosecutor, Warrick County
 File Stamp: 10/14/2022

10/17/2022 Corrected Entry

The Motion for Leave to Withdraw Appearance should have been received, not filed. This case has been transferred to the Supreme Court, and therefore, has a different case number.

10/17/2022 Received Document

Receive Date: 10/14/22 Motion for Leave to Withdraw Appearance. This case has been transferred to the Supreme Court, and therefore, has a different case number.

PostmarkDate: 10/14/2022

10/17/2022 Document Filed in Error Letter Issued

Clerk Comments: Motion to Withdraw Appearance

Party: Members of the Medical Licensing Board of Indiana
 Party: Prosecutor, Hendricks County
 Party: Prosecutor, Lake County
 Party: Prosecutor, Marion County
 Party: Prosecutor, Monroe County
 Party: Prosecutor, St. Joseph County
 Party: Prosecutor, Tippecanoe County
 Party: Prosecutor, Warrick County
 Serve: Fisher, Thomas Molnar
 Serve: Barta, James Allen
 Serve: Payne, Julia Catherine
 Serve: Holmes, Melinda Rebecca
 Serve: Pactor, Stevie Jean
 Serve: Rose, Gavin Minor
 Serve: Falk, Kenneth Jay
 Sent: 10/17/2022

10/17/2022 Document Transmitted**Financial Information**

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Members of the Medical Licensing Board of Indiana

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, Hendricks County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, Lake County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, Marion County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, Monroe County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, St. Joseph County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, Tippecanoe County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

Prosecutor, Warrick County

Appellant

Balance Due (as of 12/30/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/23/2022	Adjustment	(250.00)

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.