

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA _____

PLANNED PARENTHOOD OF MONTANA, and SAMUEL DICKMAN, M.D.,
on behalf of themselves and their patients,

Plaintiffs and Appellees,

v.

STATE OF MONTANA, by and through AUSTIN KNUDSEN, in his official
capacity as Attorney General, the MONTANA DEPARTMENT OF PUBLIC
HEALTH & HUMAN SERVICES, and CHARLIE BRERETON, in his official
capacity as Director of the Department of Public Health and Human Services,

Defendants and Appellants.

On appeal from the Montana First Judicial District Court, Lewis and Clark County
Cause No. ADV 2023–231, the Honorable Mike Menahan, Presiding

NOTICE OF APPEAL

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** Motion for Pro Hac Vice Admission
Forthcoming

Notice is given that Defendants in Cause No. ADV 23–0231, First Judicial District, Lewis and Clark County, hereby file this appeal to the Supreme Court of the state of Montana from an oral ruling from the bench granting a preliminary injunction on May 22, 2023.

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is not subject to the mediation process required by Mont. R. App. P. 7.
2. That this appeal is an appeal from an oral ruling from the bench granting Preliminary Injunction on May 22, 2023.
3. That all available transcripts of the proceedings in this case have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.
4. That the Appellant is exempt from filing fee requirements.
5. That pursuant to Mont. R. App. P. 4(4)(d) a copy of the Notice of Appeal will be served via electronic filing to the Clerk of District Court and counsel of record.

DATED this 24th day of May, 2023.

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/s/ Levi Roadman

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CERTIFICATE OF SERVICE

I, Levi R. Roadman, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 05-24-2023:

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Electronically signed by Dia Lang on behalf of Levi R. Roadman
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