

United States Court of Appeals

FIFTH CIRCUIT
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February 05, 2019

TO COUNSEL LISTED BELOW:

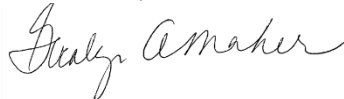
No. 17-50282 Planned Parenthood of Grt TX, et al v.
Charles Smith, et al
USDC No. 1:15-CV-1058

Dear Counsel:

Please see the enclosed order.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____

Geraldyn A. Maher
Calendar Clerk
504-310-7630

Encl.

Mr. Kyle Douglas Hawkins
Ms. Heather Gebelin Hacker
Ms. Jennifer Sandman

cc: Hon. Sam Sparks
Mr. Boris Bershteyn
Mr. Michael Cantrell
Mr. Adam Gustafson
Mr. Lawrence John Joseph
Ms. Martha Jane Perkins
Ms. Hillary Schneller

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 17-50282

PLANNED PARENTHOOD OF GREATER TEXAS FAMILY PLANNING
AND PREVENTATIVE HEALTH SERVICES, INC; PLANNED
PARENTHOOD SAN ANTONIO; PLANNED PARENTHOOD CAMERON
COUNTY; PLANNED PARENTHOOD GULF COAST, INC; PLANNED
PARENTHOOD SOUTH TEXAS SURGICAL CENTER; JANE DOE #1;
JANE DOE #2; JANE DOE #4; JANE DOE #7;
JANE DOE #9; JANE DOE #10; JANE DOE #11,

Plaintiffs - Appellees

v.

CHARLES SMITH, in his official capacity as Executive Commissioner of
HHSC; SYLVIA HERNANDEZ KAUFFMAN, in her official capacity as
Acting Inspector General of HHSC,

Defendants - Appellants

Appeal from the United States District Court for the
Western District of Texas

(Opinion January 17, 2019, 5 Cir., 2019, ___ F.3d ___)

Before STEWART, Chief Judge, JONES, SMITH, DENNIS, OWEN,
ELROD, SOUTHWICK, HAYNES, GRAVES, HIGGINSON, COSTA,
WILLETT, HO, DUNCAN, and ENGELHARDT, Circuit Judges.¹

¹ Judge Oldham is recused and did not participate in this decision.

BY THE COURT:

On February 4, 2019, the en banc court granted rehearing on the court's own motion, therefore appellants' petition for rehearing en banc filed on January 31, 2019, is denied as moot.