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Filed	Document Description	Page	Docket Text
04/15/2019			MOTION filed by Amicus Curiae National Health Law Program by Not Party National Health Law Program to file amicus brief [9031280-2]. [17-50282] (RAJ)
	 Motion Filed on Behalf of Party	2	
	 Amicus Brief <b>DOCUMENT COULD NOT BE RETRIEVED!</b>		

Case No. 17-50282

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

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.

DR. COURTNEY PHILLIPS, in her official capacity as Executive Commissioner  
of HHSC; SYLVIA HERNANDEZ KAUFFMAN, in her official capacity as  
Inspector General of HHSC,  
Defendants-Appellants.

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On Appeal from the United States District Court for the  
Western District of Texas Austin Division

Case No. 1:15-cv-1058

**MOTION OF *AMICUS CURIAE* NATIONAL HEALTH LAW PROGRAM  
FOR LEAVE TO FILE EN BANC BRIEF IN SUPPORT OF APPELLEES  
AND URGING AFFIRMANCE**

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Martha Jane Perkins  
Sarah Somers  
NATIONAL HEALTH LAW PROGRAM  
200 N. Greensboro Street, Suite D-13  
Carrboro, North Carolina 27510  
Tel: (919) 968-6308  
perkins@healthlaw.org  
*Counsel for Amici Curiae*

Pursuant to Fed. R. App. P. 29, *amicus curiae*, National Health Law Program (NHeLP), respectfully requests leave of this Court to file the attached supplemental *en banc* brief in support of Appellees and urging affirmance. NHeLP brings to the Court a commitment to advocate on behalf of low-income people, women, older adults, people with disabilities, and children. NHeLP researches and provides education on a range of policy and legal issues affecting these populations, including health insurance coverage, access to comprehensive health care, including reproductive health care. Moreover, NHeLP has a strong interest in ensuring that individuals have access to the courts to vindicate their rights to health care coverage and services. As such, NHeLP has an interest in the outcome of this case, and its previously filed *amicus curiae* brief is in the record before this honorable Court. *See* Br. of the Nat'l Health L. Prog. et al. as *Amici Curiae* in Support of Plaintiffs-Appellees and Urging Affirmance (Oct. 13, 2017), ECF No. 00514194904.

This supplemental brief will discuss the history of enforcement of rights conferred by the Medicaid statute, providing information to assist the Court in its determination in this case. As such, it will be useful to the disposition of issues before this Court.

All parties consented to the filing of this brief. Accordingly, *Amicus* respectfully requests leave to file the attached *Amicus Curiae* National Health Law

Program's *En Banc* Brief in Support of Plaintiffs-Appellees and Urging  
Affirmance.

Dated: April 16, 2019

/s/Martha Jane Perkins  
Martha Jane Perkins  
Sarah Somers  
NATIONAL HEALTH LAW PROGRAM  
200 N. Greensboro Street, Suite D-13  
Carrboro, North Carolina 27510  
Tel: (919) 968-6308  
[perkins@healthlaw.org](mailto:perkins@healthlaw.org)  
[somers@healthlaw.org](mailto:somers@healthlaw.org)  
*Counsel for Amicus Curiae*

## CERTIFICATE OF COMPLIANCE

Pursuant to Fed. R. App. P. 32(g)(1), I hereby certify that this brief complies with the requirements of Fed. R. App. P. 32(a)(5) and (6) because it has been prepared in 14-point Times New Roman, a proportionally spaced font. I certify that the foregoing brief complies with the requirements of Fed. R. App. P. and 27(d)(2), and that the total number of words in this brief is 240 according to the count of Microsoft Word, excluding the parts of the brief exempted by Fed. R. App. P. 32(f).

Date: April 16, 2019

/s/Martha Jane Perkins  
Martha Jane Perkins

**CERTIFICATE OF DIGITAL SUBMISSION**

I hereby certify that with respect to the foregoing:

(1) All required privacy redactions have been made;

(2) The hard copies submitted to the clerk are the exact copies of the ECF submission;

(3) The digital submission has been scanned for viruses with the most recent version of a commercial virus scanning program, Webroot SecureAnywhere Endpoint Protection v9.02.24.49, updated April 16, 2019, and according to the program is free of viruses.

Date: April 16, 2019

/s/ Martha Jane Perkins  
Martha Jane Perkins

**CERTIFICATE OF SERVICE**

I certify that on this day, April 16, 2019, I electronically filed the forgoing brief and it was served on the opposing parties through the electronic case filing system.

Date: April 16, 2019

/s/ Martha Jane Perkins