HOPE MEDICAL GROUP FOR WOMEN, on behalf of itself and its patients seeking abortions Petitioner;	*	594453 NUMBER: SECTION:
VERSUS	*	19TH JUDICIAL DISTRICT COURT
ANTHONY KECK, in his official capacity as Interim Secretary of the Louisiana Department of Health and Hospitals, and in his individual capacity; and BRUCE GREENSTEIN, in his official capacity as Secretary of the Louisiana Department of Health and Hospitals, and in his individual capacity, Respondents;	*	PARISH OF EAST BATON ROUGE STATE OF LOUISIANA

TEMPORARY RESTRAINING ORDER

Considering the foregoing Verified Petition for Temporary Restraining Order:

This Court has read the petition of Hope Medical and supporting affidavits of Kathaleen Pittman and D.B., M.D., and believes that good legal cause exists for the granting of a Temporary Restraining Order restraining Defendants as well as their employees, agents, and successors in office from enforcing any suspension of Hope Medical's license to operate an abortion facility based on the reasons set forth in the Notice of Immediate License Suspension dated September 3, 2010. Specifically, based upon the facts alleged in the supporting affidavits, this Court finds that there is a likelihood of success by Petitioner on the merits, it is unlikely that Defendants will suffer any financial loss as a result of this Temporary Restraining Order, and Petitioner has made a sufficient *prima facie* showing of irreparable harm, this Temporary Restraining Order is hereby granted without notice or a hearing.

The Court has waived the posting of any cash bond pursuant to LSA—CCP art. 3610.

Counsel for petitioner is ordered and directed to provide copies of this Temporary Restraining Order to Defendants as soon as practicable and in the manner set forth in petitioner's petition; until the time of the Preliminary Injunction Hearing, currently set on September 21, 2010, at 9:00 AM, Defendants and their employees, agents, and successors in office are hereby ORDERED to refrain from enforcing any suspension of Hope Medical's license to operate an abortion facility based on the reasons set forth in the Notice of Immediate License Suspension dated September 3, 2010.

The Court will address these issues further at the Preliminary Injunction Hearing.

Thus done and signed at Baton Rouge, Louisiana this 14th day of September, 2010, at 9:00 o'clock p.m.

R. Michael Caldwell
JUDGE, 19th Judicial District Court

FILED 2010 SEP 22 PM 3:55 DEPUTY CLERK & RECORDER DOUGLAS ... CLERK OF COURT EBR PARISH

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