

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

PLANNED PARENTHOOD GREAT NORTHWEST, HAWAII, ALASKA, INDIANA, KENTUCKY, on behalf of itself, its staff, physicians and patients, and CAITLIN GUSTAFSON, M.D., on behalf of herself and her patients,

Petitioners,

v.

STATE OF IDAHO; BRAD LITTLE, in his official capacity as Governor of the State of Idaho; LAWRENCE G. WARDEN, in his official capacity as Attorney General of the State of Idaho; JAN M. BENNETTS, in her official capacity as Ada County Prosecuting Attorney; GRANT P. LOEBS, in his official capacity as Twin Falls County Prosecuting Attorney; IDAHO STATE BOARD OF MEDICINE; IDAHO STATE BOARD OF NURSING; and IDAHO STATE BOARD OF PHARMACY,

Respondents,

and

SCOTT BEDKE, in his official capacity as Speaker of the House of Representatives of the State of Idaho; CHUCK WINDER, in his official capacity as President Pro Tempore of the Idaho State Senate; and the SIXTY-SIXTH IDAHO LEGISLATURE,

Intervenors-Respondents.

**Order Re: Motion to Strike**

Supreme Court Docket No. 49817-2022

Consolidated Case No(s):  
49615-2022; 49899-2022

STATE RESPONDENTS' MOTION TO STRIKE PORTIONS OF THE DECLARATIONS OF KRISTINE SMITH AND DR. CAITLIN GUSTAFSON and MEMORANDUM IN SUPPORT OF STATE RESPONDENTS' MOTION TO STRIKE PORTIONS OF THE DECLARATIONS OF KRISTINE SMITH AND DR. CAITLIN GUSTAFSON were filed by counsel for Respondents on September 2, 2022. PETITIONERS' BRIEF IN OPPOSITION TO STATE OF IDAHO'S MOTION

TO STRIKE PORTIONS OF THE DECLARATIONS OF KRISTINE SMITH AND DR. CAITLIN GUSTAFSON was filed by counsel for Petitioners on September 9, 2022. Therefore, after due consideration,

IT IS HEREBY ORDERED that a hearing on STATE RESPONDENTS' MOTION TO STRIKE PORTIONS OF THE DECLARATIONS OF KRISTINE SMITH AND DR. CAITLIN GUSTAFSON shall be held on September 29, 2022, at 9:00 a.m., immediately prior to oral argument on the merits. The moving party and responding party shall each be allotted five (5) minutes to present their arguments. A ruling on the motion shall be included in the Opinion.

Dated September 13, 2022.

By Order of the Supreme Court

A handwritten signature in black ink that reads "Melanie Gagnepain". The signature is written in a cursive, flowing style.

Melanie Gagnepain  
Clerk of the Courts

cc: Counsel of Record