#### ELECTRONICALLY FILED 2015 Jul 01 PM 2:50 CLERK OF THE DISTRICT COURTS CASE NUMBER: 2015-CV-000490

## FILED

# IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS

JUL 2 2 2015

HEATHER L. SMITH CLERK OF APPELLATE COURTS

HODES & NAUSER, MDs, P.A., et al.,

Case No. 2015-CV-490 Division 6

DEREK SCHMIDT, in his official capacity as Attorney General of the State of Kansas, *et al.*,

Defendants.

Plaintiffs.



v.

4

Pursuant to K.S.A. Chapter 60

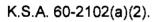
### NOTICE OF APPEAL

Notice is hereby given that all defendants appeal the Court's ruling from the

bench on June 25, 2015, regarding plaintiffs' Motion For Temporary Injunction and/or

Temporary Restraining Order, and the Court's subsequent Order Granting Temporary

Injunction, filed June 30, 2015, to the Court of Appeals of the State of Kansas under





STATE OF KANSAS, COUNTY OF SHAWNEE, SS. I hereby certify the above and foregoing to be a true and correct copy, the original of which is filed and entered of record in the court

e Ac Dated CLERK of the DISTRICT COURT and the second DEPUTY

15-114153-1

Respectfully submitted,

THOMPSON RAMSDELL QUALSETH & WARNER, P.A.

/s/ Shon D. Qualseth	
Shon D. Qualseth	#18369
Stephen R. McAllister	#15845
Sarah E. Warner	#22788
333 West 9 <sup>th</sup> Street	
P.O. Box 1264	
Lawrence, Kansas 66044-2803	
Phone: (785) 841-4554	
Fax: (785) 841-4499	
shon.qualseth@trqlaw.com	
steve.mcallister@trqlaw.com	
sarah.warner@trqlaw.com	

Office of Attorney General Derek Schmidt

/s/ Jeffrey A. Chanay#12056Jeffrey A. Chanay#12056Chief Deputy Attorney GeneralDennis D. DepewDeputy Attorney General, Civil Litigation Division#11605Deputy Attorney General, Civil Litigation DivisionMemorial Building 3<sup>rd</sup> Floor120 SW Tenth AvenueTopeka, KS 66612-1597Phone: (785) 368-8435Fax: (785) 291-3767jeff.chanay@ag.ks.govdennis.depew@ag.ks.gov

Attorneys for Defendants

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent by electronic mail on July 1,

2015, addressed to:

Robert V. Eye Brett A. Jarmer Robert V. Eye Law Office, LLC 123 SE 6<sup>th</sup> Avenue, Suite 200 Topeka, KS 66603 bob@kauffmaneye.com brett@kauffmaneye.com

Erin Thompson Thompson Law Firm, LLC 106 E. 2<sup>nd</sup> Street Wichita, KS 67202 ethompson@tslawfirm.com Janet Crepps Genevieve Scott Zoe Levine Center for Reproductive Rights 199 Water Street, 22<sup>nd</sup> Floor New York, NY 10038 jcrepps@reprorights.org gscott@reprorights.org zlevine@reprorights.org

Teresa A. Woody The Woody Law Firm PC 1621 Baltimore Avenue Kansas City, MO 64108 teresa@woodylawfirm.com

/s/ Shon D. Qualseth Shon D. Qualseth Notice

# Court of Appeals of Kansas

301 SW 10th Ave. Topeka, KS 66612 785.296.3229

#### \*\*\*\*\* FLAT FILE COPY \*\*\*\*

Appellate Case No. 15-114153-A District Court Case No. 15CV490

HODES & NAUSER, MDS, P.A.; HERBERT C. HODES, M.D.; AND TRACI LYNN NAUSER, M.D., APPELLEES, v. DEREK SCHMIDT, IN HIS OFFICIAL CAPACITY AS ATTORNEY GENERAL OF THE STATE OF KANSAS; AND STEPHEN M. HOWE, IN HIS OFFICIAL CAPACITY AS DISTRICT ATTORNEY FOR JOHNSON COUNTY,

APPELLANTS,

PLEASE BE ADVISED THAT THE FOLLOWING ACTIVITY HAS BEEN NOTED FOR THE CASE ABOVE:

NOTICE OF APPEAL FILED (7/1/15) DEREK SCHMIDT ET AL

Court: Court of Appeals of Kansas Case No.: 15-114153-A

Date: July 22, 2015

Heather L. Smith Clerk