

1 XAVIER BECERRA  
 Attorney General of California  
 2 ANTHONY R. HAKL  
 Supervising Deputy Attorney General  
 3 NOREEN P. SKELLY  
 Deputy Attorney General  
 4 State Bar No. 186135  
 1300 I Street, Suite 125  
 5 P.O. Box 944255  
 Sacramento, CA 94244-2550  
 6 Telephone: (916) 327-0349  
 Fax: (916) 324-8835  
 7 E-mail: Noreen.Skelly@doj.ca.gov  
*Attorneys for Xavier Becerra, Attorney General of*  
 8 *the State of California*

9  
 10 IN THE UNITED STATES DISTRICT COURT  
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 12 OAKLAND DIVISION

13  
 14 **LIVINGWELL MEDICAL CLINIC, INC.,**  
**et al.,**

4:15-cv-04939-JSW

15  
 16 Plaintiffs,

**~~PROPOSED~~ ORDER REGARDING  
 PERMANENT INJUNCTION**

17  
 18 v.

Judge: Hon. Jeffrey S. White  
 Trial Date: N/A  
 Action Filed: October 27, 2015

18 **XAVIER BECERRA, et al.,**

19  
 20 Defendants.

21 The Court has received, read, and considered the stipulation in this case filed by Plaintiffs  
 22 LivingWell Medical Clinic, Inc., Pregnancy Care Center of the North Coast, Inc., and Confidence  
 23 Pregnancy Center, Inc. and Defendant Xavier Becerra, Attorney General for the State of  
 24 California, sued in his official capacity. For good cause shown:

25 It is hereby **ORDERED** that Defendant Xavier Becerra, in his official capacity as the  
 26 Attorney General of California, shall be permanently enjoined from enforcing the Reproductive  
 27 FACT Act, California Health and Safety Code section 123470, et. seq. (“the Act”).

28 / / /

1 It is further **ORDERED** that judgment is entered in favor of Plaintiffs and against  
2 Defendant on Plaintiffs' claim under the free speech clause of the First Amendment.

3 It is further **ORDERED** that all other claims in this action are dismissed with prejudice.

4 It is further **ORDERED** that any petition by Plaintiffs for attorneys' fees or costs shall be  
5 submitted on or before 60 days (or the next business day if that day falls on a weekend or court  
6 holiday) from the date this judgment is issued; and

7 It is further **ORDERED** that this Court shall retain jurisdiction over this action for purposes  
8 of implementing and enforcing the final judgment, and for a determination of an award of  
9 Plaintiffs' reasonable attorneys' fees and costs pursuant to 42 U.S.C. § 1988.

10 It is so **ORDERED**.

11  
12 Dated: November 26, 2018

  
U.S. District Judge Jeffrey S. White

13  
14  
15  
16  
17  
18  
19  
20  
21 SA2015105855  
22 13279395.doc  
23  
24  
25  
26  
27  
28