

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

**NATIONAL INSTITUTE OF  
FAMILY AND LIFE ADVOCATES  
dba NIFLA, a Virginia corporation;  
PREGNANCY CARE CENTER dba  
PREGNANCY CARE CLINIC, a  
California corporation; and  
FALLBROOK PREGNANCY  
RESOURCE CENTER, a California  
corporation,**  
  
Plaintiffs,  
  
v.  
  
**XAVIER BECERRA, in his official  
capacity as Attorney General of the  
State of California; THOMAS  
MONTGOMERY, in his official  
capacity as County Counsel for San  
Diego County; MORGAN FOLEY, in  
his official capacity as City Attorney  
for the City of El Cajon, CA; and  
EDMUND G. BROWN, JR., in his  
official capacity as Governor of the  
State of California,**  
  
Defendants.

3:15-cv-02277-JAH-RNB  
**ORDER RE: PERMANENT  
INJUNCTION**

1 The Court has received, read, and considered the stipulation in this case filed  
2 by Plaintiffs National Institute of Family and Life Advocates, Pregnancy Care  
3 Center, and Fallbrook Pregnancy Resource Center, on one hand, and Defendants  
4 Xavier Becerra, Attorney General of the State of California, Thomas Montgomery,  
5 County Counsel for the County of San Diego, and Morgan Foley, City Attorney for  
6 the City of El Cajon, all sued in their official capacities, on the other hand. For  
7 good cause shown:


8 It is hereby **ORDERED** that Defendant Xavier Becerra, Attorney General of  
9 the State of California, Thomas Montgomery, County Counsel for the County of  
10 San Diego, and Morgan Foley, City Attorney for the City of El Cajon, all in their  
11 official capacities, shall be permanently enjoined from enforcing the Reproductive  
12 FACT Act, California Health and Safety Code sections 123470-123473.

13 It is further **ORDERED** that this action is dismissed with prejudice;

14 It is further **ORDERED** that this Court shall retain jurisdiction over this action  
15 for purposes of implementing and enforcing the final judgment; and

16 It is further **ORDERED** that Plaintiffs may file a motion seeking the costs of  
17 litigation, including reasonable attorneys' fees and expenses, under 42 U.S.C. §  
18 1988, within 30 days of the entry of this Order.

19  
20 It is so **ORDERED**.

21  
22  
23  
24   
25  
26  
27  
28  
JOHN A. HOUSTON,  
United States District Judge

Dated: October 26, 2018