No. 15-274

In the Supreme Court of the United States

WHOLE WOMAN'S HEALTH, ET AL., PETITIONERS

v.

JOHN HELLERSTEDT, M.D., COMMISSIONER OF THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES, ET AL.

> ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

BRIEF OF AMICI CURIAE TEXAS VALUES AND 3801 LANCASTER FILM PROJECT IN SUPPORT OF THE RESPONDENTS

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QUESTIONS PRESENTED

1. Is the evidence in the record of this case sufficient to prove, by a preponderance of the evidence, that House Bill 2 will unduly burden a "large fraction" of the State's abortion patients?

2. Does the doctrine of res judicata preclude the petitioners' facial challenges to House Bill 2's provisions?

(i)

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	The Gosnell grand-jury report shows that the abortion industry has attracted practitioners who are a menace to their patients
	The Gosnell grand-jury report shows that hospitals and doctors fail to report complications from abortions, even when required by law
	The Gosnell grand-jury report called out the National Abortion Federation for failing to report Gosnell to state authorities10
	The Gosnell grand-jury report shows how regulatory capture leads to lax oversight of abortion clinics11
	The Gosnell grand-jury report specifically recommended that States

require that all abortions be performed in ambulatory surgical centers
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