

No. \_\_\_\_\_

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IN THE  
**Supreme Court of the United States**

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LESLIE RUTLEDGE, in her official capacity as  
Attorney General of the State of Arkansas, *et al.*,

*Petitioners,*

v.

LITTLE ROCK FAMILY PLANNING SERVICES, *et al.*,

*Respondents.*

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**On Petition for a Writ of Certiorari to the  
United States Court of Appeals  
for the Eighth Circuit**

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**PETITION FOR A WRIT OF CERTIORARI**

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## **QUESTION PRESENTED**

The question presented is:

Whether the Fourteenth Amendment bars States from prohibiting abortions that are sought solely because of a prenatal diagnosis of Down syndrome.

(i)

**PARTIES TO THE PROCEEDINGS BELOW**

Petitioners are Leslie Rutledge, in her official capacity as Attorney General of the State of Arkansas; Larry Jegley, in his official capacity as Prosecuting Attorney of Pulaski County; Matt Durrett, in his official capacity as Prosecuting Attorney of Washington County; Sylvia D. Simon, in her official capacity as Chairman of the Arkansas State Medical Board; Rhys L. Branman, Veryl D. Hodges, Brian T. Hyatt, Timothy C. Paden, Don R. Phillips, John H. Scribner, David L. Staggs, and, automatically substituted under Fed. R. App. P. 43(c)(2), Elizabeth Anderson, Edward “Ward Gardner,” and Betty Guhman, in their official capacities as members of the Arkansas State Medical Board; and, also automatically substituted under Fed. R. App. P. 43(c)(2), Jose Romero, in his official capacity as Secretary of the Arkansas Department of Health, the position formerly known as Director and State Health Officer of the Arkansas Department of Health, *see* Transformation and Efficiencies Act of 2019, sec. 2, 2019 Ark. Acts 5486, 5498 (Apr. 11, 2019) (enacting Ark. Code Ann. 25-43-108(d)(7)). They were defendants-appellants in the court of appeals.

Respondents are Little Rock Family Planning Services, Planned Parenthood of Arkansas & Eastern Oklahoma, d/b/a Planned Parenthood of Great Plains, Stephanie Ho, and Thomas Tvedten. They were plaintiffs-appellees in the court of appeals.

**RELATED PROCEEDINGS**

*Little Rock Family Planning Services v. Rutledge*, No. 4:19-cv-00449-KGB (E.D. Ark.) (preliminary injunction entered Aug. 6, 2019).

*In re Rutledge*, No. 20-1791 (8th Cir.) (judgment entered Apr. 22, 2020).

*Little Rock Family Planning Services v. Rutledge*, No. 4:20-cv-00470-BSM (E.D. Ark.) (judgment entered June 11, 2020).

*Little Rock Family Planning Services v. Rutledge*, No. 19-2690 (8th Cir.) (judgment entered Jan. 5, 2021).

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