IN THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, STATE OF FLORIDA

STATE OF FLORIDA, ET AL.,

Defendants-Appellants,

V.

PLANNED PARENTHOOD OF SOUTHWEST AND CENTRAL FLORIDA, *ET AL.*,

Plaintiffs-Appellees.

Case No. 1D22-2034 L.T. No.: 2022-CA-912

NOTICE TO INVOKE DISCRETIONARY JURISDICTION

NOTICE IS GIVEN that Plaintiffs-Petitioners PLANNED PARENTHOOD OF SOUTHWEST AND CENTRAL FLORIDA, on behalf of itself, its staff, and its patients; PLANNED PARENTHOOD OF SOUTH, EAST AND NORTH FLORIDA, on behalf of itself, its staff, and its patients; GAINESVILLE WOMAN CARE, LLC d/b/a BREAD AND ROSES WOMEN'S HEALTH CENTER, on behalf of itself, its staff, and its patients; A WOMAN'S CHOICE OF JACKSONVILLE, INC., on behalf of itself, its staff, and its patients; INDIAN ROCKS WOMAN'S CENTER, INC. d/b/a/ BREAD AND ROSES, on behalf of itself, its staff, and its patients; ST. PETERSBURG WOMAN'S HEALTH CENTER, INC., on behalf of itself, its staff, and its patients; TAMPA WOMAN'S HEALTH CENTER, INC., on behalf of itself, its staff, and its patients; and SHELLY HSIAO-YING TIEN, M.D., M.P.H, on behalf of herself and her patients, invoke the discretionary jurisdiction of the Florida Supreme Court to review the decision of this Court rendered on July 21, 2022. The decision is within the Supreme Court's jurisdiction because it expressly and directly conflicts with a decision of the Supreme Court on the same question of law. *See* Art. V, § 3(b)(3), Fla. Const.; Fla. R. App. P. 9.030(a)(2)(A)(iv).

Respectfully submitted this 10th day of August, 2022.

/s/ Daniel Tilley

Daniel Tilley (FL Bar #102882) Nicholas Warren (FL #1019018) ACLU FOUNDATION OF FLORIDA ACLU FOUNDATION OF 4343 West Flagler St., Suite 400 **FLORIDA** 336 East College Ave., Ste. 203 Miami, FL 33134 Tallahassee, FL 32301 (786) 363-2714 dtilley@aclufl.org (786) 363-1769 nwarren@aclufl.org Attorneys for Appellees Attorneys for Appellees Whitney Leigh White* (N.Y. #5687264) Jennifer Sandman* (N.Y. Jennifer Dalven* (N.Y. #2784452) #3996634)

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Notice to Invoke Discretionary Jurisdiction has been furnished by electronic service through the Florida Courts E-Filing Portal, or via email, this 10th day of August, 2022, to all counsel of record, as well as counsel listed below, appearing in relation to Defendants-Appellants' Suggestion for Certification:

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<u>/s/ Daniel Tilley</u> Attorney for Plaintiffs-Appellees

CERTIFICATE OF COMPLIANCE

I certify under Florida Rule of Appellate Procedure 9.045 that this motion complies with the applicable font requirements.

> <u>/s/ Daniel Tilley</u> Attorney for Plaintiffs-Appellees