

**IN THE SUPREME COURT OF THE STATE OF ALASKA**

Planned Parenthood of the Great  
Northwest, Jan Whitefield, M.D., Susan  
Lemagie, M.D.,  
*Appellants/Cross-Appellees,*

v.

State of Alaska, Loren Leman, Mia  
Costello, & Kim Hummer-Minnery,  
*Appellees/Cross-Appellants.*

**Supreme Court Nos. S-15010,  
S-15030, S-15039**

**Superior Court No. 3AN-10-12279CI**

**MOTION FOR LEAVE TO FILE *AMICUS CURIAE* BRIEF IN SUPPORT OF  
PLAINTIFFS-APPELLANTS**

Pursuant to to Alaska Rule of Appellate Procedure 103(b), *amici curiae* the American College of Obstetricians and Gynecologists and American Congress of Obstetricians and Gynecologists, National Association of Social Workers, National Association of Social Workers, Alaska Chapter, Society for Adolescent Health and Medicine, and American Psychiatric Association, move for leave to file the attached brief *amicus curiae* in support of Plaintiffs' challenge to Alaska's Parental Notification Law ("PNL"), AS § 18.16.010, *et seq.* Counsel for *amici* contacted counsel for all parties to obtain their consent to file this brief. Counsel for Plaintiffs, counsel for Defendants, and counsel for Intervenors consented to this filing.

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## INTERESTS OF *AMICI CURIAE*

Sharing more than 57,000 members, the American College of Obstetricians and Gynecologists and the American Congress of Obstetricians and Gynecologists (collectively, “ACOG”) are the leading professional associations of physicians who specialize in the health care of women. The American College of Obstetricians and Gynecologists is a non-profit educational and professional organization founded in 1951. The College’s objectives are to foster improvements in all aspects of health care of women; to establish and maintain the highest possible standards for education; to publish evidence-based practice guidelines; to promote high ethical standards; and to encourage contributions to medical and scientific literature. The College’s companion organization, the American Congress of Obstetricians and Gynecologists, is a professional organization dedicated to the advancement of women’s health and the professional interests of its members. The Alaska Section of the Congress has 90 members who provide health care to women in Alaska.

Established in 1955, the National Association of Social Workers (“NASW”) is the largest association of professional social workers in the world with nearly 140,000 members and 56 chapters throughout the United States and internationally. The NASW, Alaska Chapter represents 417 members. With the purpose of developing and disseminating standards of social work practice while strengthening and unifying the social work profession as a whole, NASW provides continuing education, enforces the

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NASW *Code of Ethics*, conducts research, publishes books and studies, promulgates professional criteria, and develops policy statements on issues of importance to the social work profession. The NASW policy, *Adolescent Pregnancy and Parenting*, supports a range of services to help address teen pregnancy including “services and supports that are safe, legal, affordable, and confidential; comprehensive health education and services for all adolescents; a comprehensive approach to sexuality for adolescents” and “comprehensive family planning services for all adolescents.” *Social Work Speaks* 8, 11 (9th ed. 2012). NASW’s policy statement, *Family Planning and Reproductive Choice*, opposes “limits and restrictions on adolescents’ access to confidential reproductive health services, including contraceptive and abortion services, and the imposition of parental notification and consent procedures.” *Social Work Speaks* 129, 134.

The Society for Adolescent Health and Medicine (“SAHM”) is a multidisciplinary organization composed of health care professionals who have dedicated their lives to the care of adolescents. SAHM is committed to improving the physical and psychosocial health and well-being of all adolescents. SAHM works to promote public and professional awareness of the health-related needs of adolescents and supports confidential access to quality health care, including reproductive health services, for all adolescents.

The American Psychiatric Association, with more than 36,000 members, is the Nation’s leading organization of physicians who specialize in psychiatry. The American

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Psychiatric Association opposes constitutional amendments, legislation, and regulations that impede the provision of family planning and abortion services to any segment of the population. The American Psychiatric Association has reaffirmed its long-held position that the freedom to interrupt pregnancy must be considered a mental health imperative with major social and mental health implications.

### **REASONS FOR GRANTING *AMICUS* PARTICIPATION**

As the nation's leading experts on the health care of women, *amici* respectfully request the opportunity to participate in this appeal. Due to their particular expertise in the health of women, *amici* have a compelling interest in ensuring that this Court is properly informed regarding the medical and psychological consequences of parental consent provisions like Alaska's PNL, AS § 18.16.010, *et seq.*, the underlying rationale of which (i.e., to protect maternal health and improve family cohesiveness) is neither supported by scientific evidence nor necessary to achieve an important public health directive. To this end, *amici* possess specialized knowledge in medicine and psychiatry, as well as particular expertise in the health of women and adolescents. *Amici* thus have a compelling interest in ensuring that this Court is properly informed regarding the medical and psychological issues surrounding the provision of abortion to minors.

### **CONCLUSION**

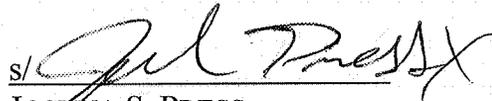
For these reasons, *amici curiae* respectfully seek this Court's leave to file the attached brief *amicus curiae*.

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Respectfully submitted,



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May 10, 2013

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ORDER ON MOTION FOR LEAVE TO FILE *AMICUS CURIAE* BRIEF IN SUPPORT OF PLAINTIFFS-APPELLANTS

The motion of *amici curiae* the American College of Obstetricians and Gynecologists and American Congress of Obstetricians and Gynecologists, National Association of Social Workers, National Association of Social Workers, Alaska Chapter, Society for Adolescent Health and Medicine, and American Psychiatric Association for leave to file the attached brief *amicus curiae*, dated May 10, 2013, is hereby GRANTED / DENIED.

s/ \_\_\_\_\_  
Judge

\_\_\_\_\_  
Date

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## CERTIFICATE OF SERVICE

I have sent a true and correct copy of the foregoing document to the following parties by first class mail on May 10, 2013:

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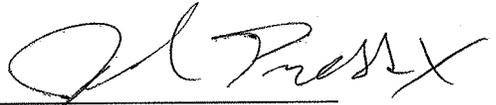
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**CERTIFICATE OF COMPLIANCE**

Pursuant to Alaska Rule of Appellate Procedure 513.5(c)(B), the undersigned hereby certifies that this motion has been prepared in proportionally spaced typeface in 13-point Times New Roman font.

s/   
Joshua S. Press

May 10, 2013

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