

FILED

IN THE EIGHTEENTH JUDICIAL DISTRICT
DISTRICT COURT, SEDGWICK COUNTY, KANSAS
CIVIL DEPARTMENT

APP. DOCKET NO. _____

2011 JAN 31 A 9:15

FOLIAGE DEVELOPMENT, INC., a Kansas
corporation,

Plaintiff

CLERK OF DIST. COURT
18TH JUDICIAL DISTRICT
SEDGWICK COUNTY, KS

BY _____

vs.

CASE NO. 11 CV 410

DR. MILA MEANS b/b/a DR. MILA MEANS
MEDICAL OFFICE

Defendant

Pursuant to Chapter 60 of
Kansas Statutes Annotated.

ORDER

This matter comes on to be heard on the motion and application of plaintiff in the above-entitled matter, for an order to defendant to appear and show cause why defendant, her agents, employees, successors and all persons in active concert and participation with her should not be enjoined and restrained during the pendency of this action from (a) offering to perform or performing abortions on the Premises, or (b) making alterations, improvements or changes in or to the Premises necessary or desirable to performing abortions on the Premises; and further, for an order enjoining and restraining defendant, her agents, employees, successors and all persons in active concert and participation with her from committing those acts pending the hearing on the order to show cause.

THEREUPON, the court having read the verified complaint and application for a temporary restraining order filed in this action, having heard the arguments of plaintiff's counsel, and being fully advised in the premises, FINDS that there is reasonable cause to believe that the plaintiff is entitled to the relief demanded, that plaintiff will suffer injury if the defendant, her agents, employees, successors and all persons in active concert and participation with her are not restrained from the acts set forth in the verified petition filed herein, that at this time the threatened injury outweighs the damage caused by any restraint, and that the restraint is not adverse to the public interest.

IT IS THEREFORE ORDERED that the above named defendant, Dr. Mila Means, appear on the 15 day of February, 2011, at 9 o'clock a m, in Division 26 of this court, and then and there show cause, if any, why defendant, her agents, employees, successors and all persons in active concert and participation with her should

not be enjoined and restrained during the pendency of this action from (a) offering to perform or performing abortions on the Premises as described in the verified petition, or (b) making alterations, improvements or changes in or to the Premises necessary or desirable to performing abortions on the Premises as described in the verified petition.

IT IS FURTHER ORDERED in the meantime and until further order of this court that defendant, her agents, employees, successors and all persons in active concert and participation with her should not be enjoined and restrained during the pendency of this action from (a) offering to perform or performing abortions on the Premises as described in the verified petition, or (b) making alterations, improvements or changes in or to the Premises necessary or desirable to performing abortions on the Premises as described in the verified petition.

IT IS FURTHER ORDERED that plaintiff is not required to post a bond pending the further order of this court.

IT IS FURTHER ORDERED that a copy of the verified complaint, the application for a temporary restraining order and this Order, be served on defendant not later than the 4th day of February, 2011.

JEFFREY E. GOERING
