

IN THE SUPREME COURT OF FLORIDA

CASE NO. SC2022-1127

PLANNED PARENTHOOD OF SOUTHWEST AND CENTRAL
FLORIDA, on behalf of itself, its staff, and its patients, *ET AL.*,

Petitioners,

v.

STATE OF FLORIDA, *ET AL.*,

Respondents.

Discretionary Proceeding to Review Decision of the
First District Court of Appeal

Lower Tribunal Nos. 1D22-2034; 2022-CA-912

APPENDIX TO PETITIONERS' BRIEF ON JURISDICTION

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TABLE OF CONTENTS

Document	Page No.
August 24, 2022 First District Court of Appeal Order Reversing Non-Final Order Granting the Temporary Injunction	Petitioners' App. 4-6

FIRST DISTRICT COURT OF APPEAL
STATE OF FLORIDA

No. 1D22-2034

STATE OF FLORIDA, et al.,

Appellants,

v.

PLANNED PARENTHOOD OF
SOUTHWEST AND CENTRAL
FLORIDA, et al.,

Appellees.

On appeal from the Circuit Court for Leon County.
John C. Cooper, Judge.

August 24, 2022

B.L. THOMAS, J.

On July 21, 2022, the Court “direct[ed] the parties within fifteen days to provide any further briefing or arguments for our consideration, before the court disposes of the appeal of the non-final order granting the temporary injunction.” *State v. Planned Parenthood of Sw. & Cent. Fla.*, 47 Fla. L. Weekly D1572e, 2022 WL 2865900, at *4 (Fla. 1st DCA July 21, 2022). The parties have failed to provide further briefing or argument. Accordingly, the non-final order granting the temporary injunction is reversed as Appellees could not assert irreparable harm on behalf of persons not appearing below. *See id.*

RAY, J., concurs; KELSEY, J., dissents with opinion.

Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.

KELSEY, J., dissenting.

I dissent on the merits for the reasons expressed in my dissent from this Court's July 21, 2022, Order Denying Motion to Vacate Automatic Stay and Rejecting Suggestion for Certification.

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Parenthood Federation of America, New York, New York, for Appellees.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of Appendix to Plaintiffs-Petitioners' Brief on Jurisdiction has been furnished by electronic mail to all counsel of record by filing the document with service through the e-Service system, Fla. R. Jud. Admin. 2.516(b)(1), this 31st day of August, 2022.

/s/ Whitney Leigh White