

12-1094 CLINE V. OK COALITION FOR REPRODUCTIVE JUSTICE

DECISION BELOW: 292 P.3d 27

LOWER COURT CASE NUMBER: 110,765

QUESTION PRESENTED:

Oklahoma law requires that abortion-inducing drugs be administered according to the protocol described on the drugs' FDA-approved labels. The question presented is whether the Oklahoma Supreme Court erred in holding -without analysis or discussion -that this regulation is facially unconstitutional under *Planned Parenthood v. Casey*.

THIS COURT, PURSUANT TO THE REVISED UNIFORM CERTIFICATION OF QUESTIONS OF LAW ACT, OKLA. STAT., TIT. 20, §1601 ET SEQ. (WEST 2002), RESPECTFULLY CERTIFIES TO THE SUPREME COURT OF OKLAHOMA THE FOLLOWING QUESTION: WHETHER H.B. NO. 1970, SECTION 1, CHAPTER 216, O.S.L. 2011 PROHIBITS: (1) THE USE OF MISOPROSTOL TO INDUCE ABORTIONS, INCLUDING THE USE OF MISOPROSTOL IN CONJUNCTION WITH MIFEPRISTONE ACCORDING TO A PROTOCOL APPROVED BY THE FOOD AND DRUG ADMINISTRATION; AND (2) THE USE OF METHOTREXATE TO TREAT ECTOPIC PREGNANCIES.

FURTHER PROCEEDINGS IN THIS CASE ARE RESERVED PENDING RECEIPT OF A RESPONSE FROM THE SUPREME COURT OF OKLAHOMA.

DISMISSED AS IMPROVIDENTLY GRANTED.

CERT. GRANTED 6/27/2013