
IN THE DISTRICT COURT
JOHNSON COUNTY, KANSAS

STATE OF KANSAS,

Plaintiff,

v.

07 CR 2701

CASE NO. 07 CR _____

COMPREHENSIVE HEALTH
OF PLANNED PARENTHOOD
OF KANSAS AND MID-MISSOURI, INC.

Defendant.

COMPLAINT / INFORMATION

COMES NOW the State of Kansas by Phill Kline, District Attorney for the 10th Judicial District, and for Complaint / Information against the above-named Defendant, alleges and states:

COUNT ONE

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0001 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 008639, Patient ID #19621 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

CLERK OF DISTRICT COURT
JOHNSON COUNTY, KS

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COUNT TWO

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0030 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 008828, Patient ID #19563 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT THREE

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0092 A, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 004482, Patient ID #17755 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT FOUR

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health

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and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0125 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 011050, Patient ID #21013 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT FIVE

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0155 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 008638, Patient ID #19460 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT SIX

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0212 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 004481, Patient ID #17770 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT SEVEN

MAKING A FALSE INFORMATION

K.S.A. 21-3711

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Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0252 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007445, Patient ID #4799 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT EIGHT

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0310 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 004480, Patient ID #17365 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT NINE

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0345 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007037, Patient ID #18107 in response to a court ordered subpoena issued by the

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Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TEN

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0370 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007448, Patient ID #17695 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT ELEVEN

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0407 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 004862, Patient ID #16984 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TWELVE

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of**

Planned Parenthood of Kansas and Mid-Missouri, Inc., did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0431 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007447, Patient ID #16763 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT THIRTEEN

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0456 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 008641, Patient ID #19741 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT FOURTEEN

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0494 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007446, Patient ID #15170 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all

done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT FIFTEEN

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0538 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 008637, Patient ID #19362 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT SIXTEEN

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0604 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 004479/78, Patient ID #10790 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT SEVENTEEN

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to

be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0642 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 008640, Patient ID #19226 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT EIGHTEEN

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0680 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007444, Patient ID #19188 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT NINETEEN

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0755 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 004483, Patient ID #16936 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TWENTY

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0786 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 009424, Patient ID #20217 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TWENTY-ONE

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0821 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007449, Patient ID #18009 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TWENTY-TWO

MAKING A FALSE INFORMATION

**K.S.A. 21-3711
Class 8 Non Person Felony**

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the

statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0862 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 007041, Patient ID #19261 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TWENTY-THREE

MAKING A FALSE INFORMATION

K.S.A. 21-3711

Class 8 Non Person Felony

That on or about August 21, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.**, did, then and there, contrary to the statutes of the State of Kansas, unlawfully and feloniously, make, generate or distribute or cause to be made, generated and/or distributed a written instrument, to wit: Kansas Department of Health and Environment (KDHE) report of induced termination of pregnancy, to wit: Document No. CH 0918 A/B, with knowledge that the written instrument falsely stated or represented a material matter or was not what it purported to be, to wit: a KDHE report of induced pregnancy termination, State Record No. 009426, Patient ID #20427 in response to a court ordered subpoena issued by the Honorable Richard D. Anderson, Shawnee County District Court Judge, and did represent that said document was a copy of an original document maintained in said file and filed with the KDHE, all done with the intent to defraud or induce official action, in violation of K.S.A. 21-3711.

COUNT TWENTY-FOUR

Unlawful Failure to Maintain Record

K.S.A. 65-6703(b)(5)

Class A Non Person Misdemeanor

That on or about and between August 27, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH001-0029, in violation of K.S.A. 65-6703(b)(5).

COUNT TWENTY-FIVE

Unlawful Failure to Maintain Record

K.S.A. 65-6703(b)(5)

Class A Non Person Misdemeanor

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That on or about and between August 20, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0030-0068, in violation of K.S.A. 65-6703(b)(5).

COUNT TWENTY-SIX

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between April 30, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0092-0124, in violation of K.S.A. 65-6703(b)(5).

COUNT TWENTY-SEVEN

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between September 4, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0069-0091, in violation of K.S.A. 65-6703(b)(5).

COUNT TWENTY-EIGHT

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between December 3, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or

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maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0125-0154, in violation of K.S.A. 65-6703(b)(5).

COUNT TWENTY-NINE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between August 14, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0155-0179, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between July 22, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0180-0211, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-ONE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between April 30, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0212-0251, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-TWO

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between July 1, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0252-0309, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-THREE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between April 3, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0310-0344, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-FOUR

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between May 22, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0345-0369, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-FIVE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between May 15, 2003 and August 20, 2006, in Johnson County, State of

Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0370-0406, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-SIX

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between March 19, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0407-0430, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-SEVEN

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between June 11, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0431-0455, in violation of K.S.A. 65-6703(b)(5).

COUNT THIRTY-EIGHT

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between September 4, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0456-0493, in violation of K.S.A. 65-6703(b)(5).

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COUNT THIRTY-NINE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between June 11, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0494-0537, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between August 5, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0538-0571, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-ONE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between October 23, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0572-0603, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-TWO

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Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between March 6, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0604-0641, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-THREE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between September 4, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0642-0679, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-FOUR

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between July 24, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0680-0706, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-FIVE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between March 12, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or

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maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0755-0785, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-SIX

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between October 8, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0786-0820, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-SEVEN

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between May 15, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0821-0861, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-EIGHT

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between July 31, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0862-0890, in violation of K.S.A. 65-6703(b)(5).

COUNT FORTY-NINE

Unlawful Failure to Maintain Record

**K.S.A. 65-6703(b)(5)
Class A Non Person Misdemeanor**

That on or about and between October 23, 2003 and August 20, 2006, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully fail to retain and/or maintain a copy of the report of induced termination of pregnancy form filed and submitted to Kansas Department of Health and Environment pursuant to KSA 65-6703(b)(3), to wit: File #CH0918-0954, in violation of K.S.A. 65-6703(b)(5).

COUNT FIFTY

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about August 27, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No.CH001-0029, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-ONE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about August 20, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No.CH0030-0068, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-TWO

Unlawful Failure to Determine

K.S.A. 65-6703

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Viability for Late Term Abortion

Class A Non Person Misdemeanor

That on or about September 4, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No.CH0069-0091, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-THREE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about April 30, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0092-0124, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-FOUR

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about December 3, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH 0125-0154, assuming without further testing that the fetus was

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not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-FIVE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about August 14, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0155-0179, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-SIX

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about July 22, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0180-0211, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-SEVEN

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about April 30, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the

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statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No.CH0212-0251, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-EIGHT

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about July 1, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0252-0309, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT FIFTY-NINE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about April 3, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0310-0344, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about May 22, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0345-0369, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-ONE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about May 15, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0370-0406, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-TWO

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about March 19, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0407-0430, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-THREE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No.CH0431-0455, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-FOUR

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about September 4, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0456-0493, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-FIVE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent

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physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0494-0537, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-SIX

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about August 5, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0538-0571, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-SEVEN

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about October 23, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0572-0603, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-EIGHT

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about March 4 or 6, 2003, in Johnson County, State of Kansas, **Comprehensive**

Health of Planned Parenthood of Kansas and Mid-Missouri, Inc. did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0604-0641, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SIXTY-NINE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about September 4, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0642-0679, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about July 24, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0680-0706, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-ONE

Unlawful Failure to Determine

K.S.A. 65-6703

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Viability for Late Term Abortion

Class A Non Person Misdemeanor

That on or about October 30, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0707-0754, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-TWO

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about March 12, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0755-0785, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-THREE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about October 8, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0786-0820, assuming without further testing that the fetus was not viable when a

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medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-FOUR

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about May 15, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0821-0861, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-FIVE

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about July 31, 2007, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0862-0890, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-SIX

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about June 4 or 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or

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exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0891-0917, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-SEVEN

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about October 23, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0918-0954, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-EIGHT

**Unlawful Failure to Determine
Viability for Late Term Abortion**

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus, with a gestational age of 22 weeks or more by failing to use or exercise that degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent physician in the same or similar circumstances after failing to make an individualized determination of the viability of the fetus as required pursuant to KSA 65-6703(b)(2), to wit: In file No. CH0955-0993, assuming without further testing that the fetus was not viable when a medical emergency was not present, all in violation of K.S.A. 65-6703.

COUNT SEVENTY-NINE

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

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That on or about September 4, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0642-0679, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about July 24, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0680-0706, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-ONE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about October 30, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0707-0754, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-TWO

20070729

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about March 12, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0755-0785, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-THREE

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about October 8, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0786-0820, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-FOUR

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about May 15, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0821-0861, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in

violation of K.S.A. 65-6703.

COUNT EIGHTY-FIVE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about July 31, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0862-0890, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-SIX

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0891-0917, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-SEVEN

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about October 23, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0918-0954, the abortion of a

viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-EIGHT

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0955-0993, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT EIGHTY-NINE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about March 4 or 6, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0604-0641, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

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That on or about August 27, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0001-0029, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-ONE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about August 20, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0030-0068, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-TWO

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about September 4, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0069-0091, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-THREE

20030904

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about April 30, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0092-0124, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-FOUR

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about December 3, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH 0125-0154, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-FIVE

Unlawful Late Term Abortion

**K.S.A. 65-6703
Class A Non Person Misdemeanor**

That on or about August 14, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0155-0179, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not

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legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-SIX

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about July 22, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0180-0211, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-SEVEN

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about April 30, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0212-0251, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-EIGHT

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about July 1, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the

statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0252-0309, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT NINETY-NINE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about April 3, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0310-0344, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about May 22, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0345-0369, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED AND ONE

Unlawful Late Term Abortion

K.S.A. 65-6703

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Class A Non Person Misdemeanor

That on or about May 15, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0370-0406, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED AND TWO

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about March 19, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0407-0430, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED AND THREE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0431-0455, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

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COUNT ONE HUNDRED AND FOUR

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about September 4, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0456-0493, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED AND FIVE

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about June 11, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0494-0537, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED AND SIX

Unlawful Late Term Abortion

K.S.A. 65-6703

Class A Non Person Misdemeanor

That on or about August 5, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0538-0571, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer

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severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

COUNT ONE HUNDRED AND SEVEN

Unlawful Late Term Abortion

K.S.A. 65-6703

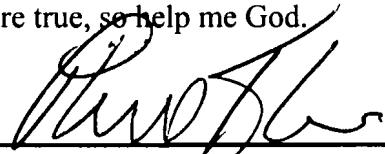
Class A Non Person Misdemeanor

That on or about October 23, 2003, in Johnson County, State of Kansas, **Comprehensive Health of Planned Parenthood of Kansas and Mid-Missouri, Inc.** did, then and there, contrary to the statutes of the State of Kansas, unlawfully perform or cause to be performed a late term abortion on a fetus with a gestational age of 22 weeks or more, to wit: In file CH0572-0603, the abortion of a viable fetus under Kansas law pursuant to K.S.A. 65-6703(e) when the abortion was not necessary to preserve the life of the pregnant woman and there was not any finding that the mother would suffer severe and irreversible impairment of a major bodily function if the abortion was not performed, contrary to KSA 65-6703(b)(4), and without a documented referral from another physician not legally or financially affiliated with the physician performing or inducing the abortion, all in violation of K.S.A. 65-6703.

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

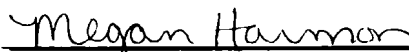
VERIFICATION:

I, Phill Kline, do solemnly swear, to the best of my knowledge and belief, that the matters set forth in the Complaint / Information are true, so help me God.

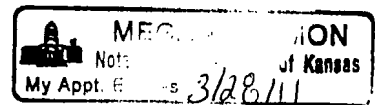


PHILL KLINE
DISTRICT ATTORNEY
10TH JUDICIAL DISTRICT

SUBSCRIBED AND SWORN to before me this 15 day of October, 2007.



Notary Public



Witnesses Endorsed:

Thomas D. Williams
Clerk of the District Court—10th Judicial District
Clerk of the District Court—3rd Judicial District
Dr. Lorne Phillips

Lorna Jansen
The Honorable Richard D. Anderson
Dan McCarty
Dr. Thomas Goodwin
Stephen W. Cavanaugh
Jared Reed
Robert V. Eye
Pedro Irigonegaray
Dr. Brenda Lofton
Dr. Mark L. Gillett
Veronica Dersch

Sealed documents attached in support of Complaint/Information:

- 1) Court ordered subpoena issued by the Honorable Richard D. Anderson (draft unsigned copy)
- 2) Affidavit of Thomas D. Williams
- 3) Transcript of sworn statement by Dr. Lorne Phillips, KDHE
- 4) Copies of 32 KDHE report forms
- 5) Copies of 29 medical files (see list)
- 6) Report of Dr Thomas Goodwin, dated October 11, 2007
- 7) Report of Dan McCarty, dated October 8, 2007
- 8) Affidavit of Stephen W. Cavanaugh
- 9) Copy of letter from Robert V. Eye, dated August 14, 2006
- 10) Copy of Letter from Stephen W. Cavanaugh, dated August 15, 2006
- 11) Copy of Letter from Pedro Irigonegaray, dated August 21, 2006
- 12) Copy of Letter from Pedro Irigonegaray, dated May 31, 2006
- 13) Copy of Letter from Stephen W. Cavanaugh, dated June 5, 2006
- 14) Copy of Letter from Stephen W. Cavanaugh, dated June 6, 2006
- 15) Copy of Letter from Robert V. Eye, dated June 7, 2006
- 16) Copy of Letter from Stephen W. Cavanaugh, dated June 7, 2006
- 17) Copy of Memorandum decision by the Honorable Richard D. Anderson, dated April 18, 2007
- 18) Copy of Letter from Attorney General Morrison, dated June 25, 2007
- 19) Copy of Letter Decision by the Honorable Richard D. Anderson, dated July 13, 2007
- 20) Copy of Letter Decision by the Honorable Richard D. Anderson, dated July 13, 2007
- 21) Copy of Letter from Robert V. Eye, dated August 14, 2006
- 22) Copy of Letter from Veronica Dersch, dated June 1, 2007
- 23) Affidavit of Dr. Mark L. Gillett

IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS

STATE OF KANSAS,
Plaintiff,

VS.

INITIATION OF ACTION

Case No. **07 CR 2701**

**COMPREHENSIVE HEALTH
OF PLANNED PARENTHOOD
OF KANSAS AND MID-MISSOURI, INC.,**
Defendant.

Offenses alleged: K.S.A. 21-3711, 65-6703

The Court finds from the complaint/affidavit and other evidence that there is probable cause to believe that crimes have been committed in Johnson County, Kansas and that the defendant committed the same.

Therefore a warrant is ordered to be issued for the arrest of the above-named defendant.

The Court finds probable cause for detention of the above-named defendant.


Defendants bond is set at \$ _____

- | | |
|--|--|
| <input type="checkbox"/> Cash or Surety (C/S) | <input type="checkbox"/> Personal Recognizance (P/R) |
| <input type="checkbox"/> O/R Cash Deposit or C/S | <input type="checkbox"/> Bond Supervision |
| <input type="checkbox"/> House Arrest | <input type="checkbox"/> No Alcohol |
| <input type="checkbox"/> No Driving | <input type="checkbox"/> No Driving without a Valid DL |
| <input type="checkbox"/> Interlock Device Installed | <input type="checkbox"/> Mental Health/Medication |
| <input type="checkbox"/> No Firearms | |
| <input type="checkbox"/> No Contact Victim(s)/Witnesses whether or not he/she posts bond | |
| <input type="checkbox"/> No Violent Contact Victim(s)/ Witnesses After 72 Hours | |
| <input type="checkbox"/> Mental Health Evaluation Prior to Bonding | |
| <input type="checkbox"/> Return to Johnson County Corrections Residential Center | |
| <input type="checkbox"/> Other : _____ | |

A complaint/information has been filed and a summons is hereby issued to appear for the above named defendant, for appearance in Division # M4 of the Johnson County District Court on the 16th day of November at 1:30 o'clock P.M.



Judge of the District Court

CLERK OF DISTRICT COURT
JOHNSON COUNTY, KS

2007 OCT 17 PM 12:12

2007 OCT 17 12:12 PM