

**IN THE COURT OF COMMON PLEAS  
HAMILTON COUNTY, OHIO**

WOMEN’S MED GROUP	:	Case No. A 2200704
PROFESSIONAL CORPORATION, <i>et al.</i> ,	:	
	:	Judge Alison Hatheway
Plaintiffs,	:	
	:	
vs.	:	<b><u>PLAINTIFFS’ UNOPPOSED MOTION</u></b>
	:	<b><u>FOR LEAVE TO AMEND</u></b>
BRUCE VANDERHOFF, <i>et al.</i> ,	:	<b><u>COMPLAINT</u></b>
	:	
Defendants.	:	

Pursuant to Ohio Civil Rule 15(A), Plaintiffs Women’s Med Group Professional Corporation and Planned Parenthood Southwest Ohio Region (collectively “Plaintiffs”), by and through their undersigned counsel, hereby move to amend their complaint to challenge parts of Ohio’s licensing scheme for abortion-providing ambulatory surgical facilities under the newly adopted Right to Reproductive Freedom Amendment, Article I, Section 22 of the Ohio Constitution. The Amendment directs that the State “shall not, directly or indirectly, burden, penalize, prohibit, interfere with, or discriminate against” a person voluntarily exercising this right or an individual or entity helping them do so. Ohio Constitution, Article I, Section 22. This new provision took effect in December 2023.

On April 11, 2024, Defendants indicated via email that they do not oppose Plaintiffs’ Motion. *See* Civ.R. 15(A) (parties may file an amended pleading at this stage of litigation “with the opposing party’s written consent or the court’s leave”). Plaintiffs have alleged sufficient support for the new matters they seek to plead and have not acted in bad faith, caused undue delay, or caused undue prejudice to Defendants. *See Danopoulos v. Am. Trading II, LLC*, 2016-Ohio-5014, 69 N.E.3d 157, ¶ 24 (1st Dist.); *see also Hoover v. Sumlin*, 12 Ohio St.3d 1, 6, 465 N.E.2d 377 (1984) (“The language of Civ.R. 15(A) favors a liberal amendment policy and a motion for leave

to amend should be granted absent a finding of bad faith, undue delay or undue prejudice to the opposing party.”). Accordingly, Plaintiffs respectfully request that this Unopposed Motion for Leave to Amend their Complaint be granted.

A Proposed Order is filed separately.

Dated: April 15, 2024

Respectfully Submitted,

/s/ Rachel Reeves

Rachel Reeves (Pro Hac Vice 23855)  
American Civil Liberties Union Foundation  
915 15th St NW  
Washington, DC 20005  
Telephone: (212) 549-2633  
Fax: (212) 549-2650  
rreeves@aclu.org  
Counsel for Plaintiff Women's Med Group  
Professional Corporation

Brigitte Amiri (Pro Hac Vice 25768)  
Jessica Quinter (Pro Hac Vice 27567)\*  
American Civil Liberties Union Foundation  
125 Broad Street, 18th Floor  
New York, NY 10004  
Telephone: (212) 549-2633  
Fax: (212) 549-2650  
bamiri@aclu.org  
jqinter@aclu.org  
Counsel for Plaintiff Women's Med Group  
Professional Corporation

Kyla Eastling (Pro Hac Vice 27177)  
Melissa Shube (Pro Hac Vice 27469)  
Planned Parenthood Federation of America  
123 William Street, 9th Floor  
New York, NY 10038  
Telephone: (212) 261-4649  
Fax: (212) 247-6811  
kyla.eastling@ppfa.org  
melissa.shube@ppfa.org  
Counsel for Plaintiff Planned Parenthood  
Southwest Ohio Region

B. Jessie Hill (0074770)  
Freda J. Levenson (0045916)  
Amy Gilbert (0100887)  
Rebecca Kendis (0099129)  
American Civil Liberties Union of Ohio  
Foundation, Inc.  
4506 Chester Ave.  
Cleveland, OH 44103  
Telephone: (216) 541-1376  
Telephone: (216) 368-0553 (Hill)  
Fax: (216) 472-2210  
bjh11@cwru.edu  
flevenson@acluohio.org  
agilbert@acluohio.org  
rebecca.kendis@case.edu  
Counsel for Plaintiff Women's Med Group  
Professional Corporation

Fanon A. Rucker (0066880)  
The Cochran Firm  
527 Linton Street  
Cincinnati, OH 45219  
Telephone: (513) 381-4878  
Fax: (513) 672-0814  
frucker@cochranohio.com  
Counsel for Plaintiff Planned Parenthood  
Southwest Ohio Region

\* Motion for admission *pro hac vice* forthcoming

**CERTIFICATE OF SERVICE**

I certify that on April 15, 2024, a copy of the foregoing Unopposed Motion for Leave to Amend Complaint has been filed with the Hamilton County Clerk of Courts. I further certify that on April 15, 2024, the foregoing was served on counsel for all Defendants via email.

*/s/ Rachel Reeves* \_\_\_\_\_  
Rachel Reeves  
(Pro Hac Vice 23855)