

No. 17-17153

IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JONEE FONSECA, an individual parent and guardian of I.S., a minor and
LIFE LEGAL DEFENSE FOUNDATION,
Plaintiffs-Appellants,

v.

KAREN SMITH, M.D. in her official capacity as Director of the California
Department of Public Health,
Defendant-Appellee.

APPEAL FROM THE U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA
KIMBERLY J. MUELLER, DISTRICT JUDGE • CASE No. 2:16-cv-00889-KJM-EFB

BRIEF OF COMPASSION & CHOICES
AS *AMICUS CURIAE* IN SUPPORT OF APPELLEE KAREN SMITH, M.D.
AND SUPPORTING AFFIRMANCE OF THE JUDGMENT BELOW

LAW OFFICE OF JON B. EISENBERG
*JON B. EISENBERG
509 TUCKER STREET
HEALDSBURG, CALIFORNIA 95448
(707) 395-0111
JON@EISENBERGAPPEALS.COM

HANSON BRIDGETT LLP
ADAM W. HOFMANN
JOSEPHINE K. MASON
425 MARKET STREET, 26TH FLOOR
SAN FRANCISCO, CA 94105
(415) 995-5099
AHOFMANN@HANSONBRIDGETT.COM
JMASON@HANSONBRIDGETT.COM

COMPASSION & CHOICES
KEVIN DÍAZ
JONATHAN PATTERSON
4224 NE HALSEY STREET
PORTLAND, OR 97213
(503) 943-6534
KDIAZ@COMPASSIONANDCHOICES.ORG
JPATTERSON@COMPASSIONANDCHOICES.ORG

COUNSEL FOR *AMICUS CURIAE*
COMPASSION & CHOICES

FILED WITH CONSENT OF ALL PARTIES PURSUANT TO FEDERAL RULE
OF APPELLATE PROCEDURE 29(A)