

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

FALLS CHURCH MEDICAL CENTER,	)	
LLC d/b/a FALLS CHURCH	)	
HEALTHCARE CENTER, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No. 3:18cv428–HEH
	)	
M. NORMAN OLIVER, VIRGINIA	)	
HEALTH COMMISSIONER, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**  
**(Cross-Motions for Summary Judgment)**

THIS MATTER is before the Court on Defendants’ Motion for Summary Judgment as to Counts I–IV and VII–VIII of the Amended Complaint (ECF No. 84) and Plaintiffs’ Motion for Partial Summary Judgment on Counts III and IV (ECF No. 94). For reasons more fully stated in the accompanying Memorandum Opinion, the Court enters the following dispositions:

With regards to the parties’ respective Motions on Counts I–III of the Amended Complaint, summary judgment is DENIED. Regarding Count IV, the Court GRANTS IN PART Plaintiffs’ Motion for Partial Summary Judgment—that is, as it pertains to first trimester abortions—and the Court DENIES IN PART Plaintiffs’ Motion as to second trimester abortions. Conversely, Defendants’ Motion for Summary Judgment on Count IV is DENIED IN PART regarding first trimester abortions and GRANTED IN PART as to second trimester abortions.

On Count VII, Defendants' Motion for Summary Judgment is GRANTED, and Plaintiffs' Motion for Partial Summary Judgment is DENIED.

Finally, both parties' Motions are DENIED regarding Count VIII of the Amended Complaint.

The Clerk is directed to send a copy of the Memorandum Opinion and this Order to all counsel of record.

It is so ORDERED.



/s/

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Henry E. Hudson  
Senior United States District Judge

Date: May 6, 2019  
Richmond, VA