

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

PLANNED PARENTHOOD SOUTH)	
ATLANTIC, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	Case No. 1:23-cv-00480-CCE-LPA
v.)	
)	
JOSHUA STEIN, <i>et al.</i> ,)	
)	
Defendants,)	
)	
and)	
)	
PHILIP E. BERGER, <i>et al.</i> ,)	
)	
Intervenors-Defendants.)	

JOINT STIPULATION OF PARTIAL DISMISSAL

Plaintiffs’ Verified First Amended Complaint alleges a vagueness challenge to N.C. Gen. Stat. § 90-21.81B(3) as to whether the statute permits Plaintiff Beverly Gray to provide labor induction abortion in a hospital to survivors of rape and incest (“Induction Ban”). DE 42 ¶¶ 77–81. By stipulation of the parties, Plaintiff Dr. Gray voluntarily dismisses her challenge to the Induction Ban pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Plaintiff Dr. Gray dismisses no other claim in this matter, and Plaintiff Planned Parenthood South Atlantic dismisses none; therefore, Plaintiffs continue to pursue all remaining claims, namely those challenging the IUP Documentation Requirement in N.C. Gen. Stat. § 90-21.83B(a)(7) and the Hospitalization Requirement in N.C. Gen. Stat. §§ 90-21.81B(3), -(4), 90-21.82A, and 131E-153.

Date: December 1, 2023

Respectfully submitted,

FOR ALL PLAINTIFFS:

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CERTIFICATE OF SERVICE

I hereby certify that, on December 1, 2023, I electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which served notice of this electronic filing to all counsel of record.

/s/ Brigitte Amiri

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**Special appearance filed*