



**Court:** Supreme Court

**Case Number:** 114153

**Case Title:** HODES & NAUSER, MDS, P.A.;  
HERBERT C. HODES, M.D.; AND  
TRACI LYNN NAUSER, M.D., APPELLEES,  
V.  
DEREK SCHMIDT, IN HIS OFFICIAL  
CAPACITY AS ATTORNEY GENERAL  
OF THE STATE OF KANSAS; AND  
STEPHEN M. HOWE, IN HIS  
OFFICIAL CAPACITY AS DISTRICT  
ATTORNEY FOR JOHNSON COUNTY, APPELLANTS.  
**Type:** Withdrawal by Robert Howard & Substitute of Cnsl  
with Mary Ellen Rose.

Noted by the Supreme Court.

SO ORDERED.

A handwritten signature in cursive script, appearing to read "Lawton R. Nuss".

/s/ Lawton R. Nuss, Chief Justice

No. 15-114,153-AS

IN THE SUPREME COURT OF KANSAS

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HODES & NAUSER, M.D., P.A. *et al.*, *Plaintiffs-Respondents*,

vs.

DEREK SCHMIDT, in his official capacity as Attorney General  
of the State of Kansas, *et al.*, *Defendants-Petitioners*.

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NOTICE OF WITHDRAWAL OF COUNSEL AND  
ENTRY OF APPEARANCE OF SUBSTITUTED COUNSEL

Pursuant to Supreme Court Rule 1.09(d), Robert L. Howard, Foulston Siefkin, LLP, gives notice of his withdrawal as counsel of record for *amicus curiae*, the Family Research Council, in the above-captioned cause, and Mary Ellen Rose enters her appearance as substituted counsel for *amicus curiae*. Mr. Howard's signed withdrawal as counsel of record and Ms. Rose's signed entry of appearance of counsel are attached.

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Notice of Withdrawal of Counsel and Entry of Appearance of Substituted Counsel were sent, via electronic mail, on April 14, 2016, to *amicus curiae*, the Family Research Council, and counsel of record as indicated below:

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/s/Mary Ellen Rose  
Mary Ellen Rose

Counsel for the *Amicus*

No. 15-114,153-AS

IN THE SUPREME COURT OF KANSAS

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HODES & NAUSER, M.D., P.A. *et al.*, *Plaintiffs-Respondents*,

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DEREK SCHMIDT, in his official capacity as Attorney General  
of the State of Kansas, *et al.*, *Defendants-Petitioners*.

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WITHDRAWAL OF COUNSEL

Robert L. Howard, Foulston Siefkin, LLP, hereby withdraws as counsel of record  
for the Family Research Council, as *amicus curiae*, in the above-captioned cause.

/s/Robert L. Howard  
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vs.

DEREK SCHMIDT, in his official capacity as Attorney General  
of the State of Kansas, *et al.*, *Defendants-Petitioners*.

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APPEARANCE OF COUNSEL

Mary Ellen Rose hereby enters her appearance as counsel of record for the Family  
Research Council, as *amicus curiae*, in the above-captioned cause.

/s/Mary Ellen Rose  
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