

CASE NO. 114,153

IN THE COURT OF APPEALS OF THE STATE OF KANSAS

HODES & NAUSER, MDS, P.A.;
HERBERT C. HODES, M.D.; AND
TRACI LYNN NAUSER, M.D.,
Plaintiffs-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,
Defendants-Appellants.

ORDER

The motion for leave to file a brief of *amicus curiae* from the Kansas Physicians is denied. It appears that the interests of the movants will be represented by the existing *amicus*, American College of Obstetricians and Gynecologists. In addition, Rule 6.06(b)(1) requires that all *amicus* briefs be filed not later than 30 days before oral argument. Given the December 9, 2015, oral argument date, it would be difficult for the movants to draft a brief in the available time.

DATED: October 28, 2015.

FOR THE COURT

/s/ Thomas E. Malone

THOMAS E. MALONE, Chief Judge