

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MAINE**

THE FAMILY PLANNING ASSOCIATION  
OF MAINE D/B/A MAINE FAMILY  
PLANNING,

Plaintiff,

V.

UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES;

ROBERT F. KENNEDY, JR., in his official capacity as Secretary of Health and Human Services;

CENTERS FOR MEDICARE & MEDICAID  
SERVICES;

and

MEHMET OZ, in his official capacity as the Administrator of the Centers for Medicare & Medicaid Services,

Defendants.

Case No. \_\_\_\_\_

**EMERGENCY MOTION FOR A  
TEMPORARY RESTRAINING  
ORDER AND/OR  
PRELIMINARY INJUNCTION  
(REQUEST FOR IMMEDIATE  
RELIEF)**

**PLAINTIFF'S EMERGENCY MOTION FOR A**  
**TEMPORARY RESTRAINING ORDER AND/OR PRELIMINARY INJUNCTION**  
**(REQUEST FOR IMMEDIATE RELIEF)**

Under Rule 65 of the Federal Rules of Civil Procedure, Plaintiff Family Planning Association of Maine d/b/a Maine Family Planning (“MFP”) moves for a temporary restraining order and/or preliminary injunction to enjoin Defendants from enforcing Section 71113 of the One Big Beautiful Bill Act, H.R. 1, 119th Cong. (2025) (as enrolled), against MFP. Plaintiff respectfully requests that an injunction be granted without bond, or in the alternative, that it only be required to post a nominal bond. Plaintiff requests an expedited briefing schedule, hearing, and ruling.

Plaintiff further requests that the injunction specify that Defendants, their agents, employees, appointees, successors, and anyone in concert or participation with Defendants is enjoined from enforcing, threatening to enforce, or otherwise applying the provisions of Section 71113 against Plaintiff for seeking and receiving Medicaid reimbursement for such services, even if the injunction is later reversed. Additionally, Plaintiff requests that the injunction specify that Defendants, their agents, employees, appointees, successors, and anyone acting in concert or participation with Defendants must ensure that Medicaid funding continues to be disbursed to Plaintiff in the customary manner and timeframes; that Plaintiff may seek and obtain reimbursements for eligible care while the injunction is in place; and retain such reimbursements even if the injunction is later reversed.

This Motion is based on the Complaint, the accompanying Memorandum of Law and declarations attached thereto.

Dated: July 16, 2025

Respectfully submitted,

/s/ Taylor Asen

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*\* Application for admission pro hac vice  
forthcoming*