

IN THE SUPREME COURT OF FLORIDA

PLANNED PARENTHOOD OF
GREATER ORLANDO, INC., n/k/a
PLANNED PARENTHOOD OF
SOUTHWEST AND CENTRAL
FLORIDA, INC., a Florida non-profit
corporation,

Petitioner,

v.

MMB PROPERTIES, a Florida general
partnership,

Respondent.

Case No. SC15-1655

L.T. CASE NO.'S: 5D14-2920;
492014CA001636OCXXXX

PETITIONER'S REQUEST FOR ORAL ARGUMENT

COMES NOW Petitioner Planned Parenthood of Southwest and Central Florida, Inc., as successor by merger with Planned Parenthood of Greater Orlando, Inc. ("Planned Parenthood"), by and through its undersigned attorneys, and pursuant to Rule 9.320, Fla. R. App. P. requests that the Court have oral argument in this action, and in support thereof states:

1. Planned Parenthood's Reply Brief has been timely filed with this Court on April 14, 2016. The Reply Brief was the last brief in this matter to be served.

2. Rule 9.320, Fla. R. App. P., provides that oral argument may be permitted in any proceeding. A request for oral argument must be made in a

RECEIVED, 04/14/2016 05:43:28 PM, Clerk, Supreme Court

separate document and served by a party not later than ten (10) days after the last brief is due to be served. Planned Parenthood's request for oral argument is therefore timely.

3. Every district court of appeal in the state of Florida has weighed in on the question giving rise to the Court's conflict jurisdiction in this case, but they have not spoken with a consistent voice. The question at issue, concerning the breadth of a court's equitable powers in granting preliminary relief, arises frequently and its determination can have significant consequences for litigants. In this case, the way in which the lower courts resolved the issue was dispositive of the merits of the case. Additionally, the trial court's plainly erroneous order, if allowed to stand, will deny women access to critical and constitutionally protected medical services.

4. Oral argument will be beneficial to this Court in evaluating the facts and law at issue.

WHEREFORE Petitioner Planned Parenthood respectfully requests this Honorable Court will grant Petitioner's Request and will schedule Oral Argument in this matter.

Respectfully submitted this 14th day of April, 2016.

**BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, PC**

SunTrust Center
200 South Orange Avenue
Post Office Box 1549
Orlando, Florida 32802
Telephone: (407) 422-6600
Telecopier: (407) 841-0325
Counsel for Petitioner/Defendant

By: /s/ Donald E. Christopher

Donald E. Christopher
Florida Bar No.: 250831
dchristopher@bakerdonelson.com

Kyle A. Diamantas
Florida Bar No.: 106916
kdiamantas@bakerdonelson.com

**PLANNED PARENTHOOD
FEDERATION OF AMERICA**

Helene T. Krasnoff (admitted *Pro Hac Vice*)
District of Columbia Bar No.: 460177
New York Bar No.: 2876001
1110 Vermont Avenue NW, Suite 300
Washington, DC 20005
Telephone: (202) 973-4890
helene.krasnoff@ppfa.org

Maithreyi Ratakonda (admitted *Pro Hac Vice*)
New York Bar No.: 506124
434 W. 33rd Street
New York, NY 10001
Telephone: (212) 261-4405
mai.ratakonda@ppfa.org

Counsel for Petitioner/Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 14, 2016, a true and correct copy of the foregoing has been e-filed with the Florida Courts E-Filing Portal which will serve a copy via electronic mail to:

Dennis R. O'Connor, Esq.
Derek Angell, Esq.
O'Connor & O'Connor, LLC
840 S. Denning Drive, Suite 200
Winter Park, FL 32789
doconnor@oconlaw.com
dangell@oconlaw.com

Maureen A. Arago, Esq.
The Arago Law Office
P.O. Box 452275
Kissimmee, FL 34745-2275
maureenarago@aragolaw.com

Jamie Billotte Moses, Esq.
Fisher Rushmer, P.A.
P.O. Box 3753
Orlando, FL 32802-3753
jmoses@fisherlawfirm.com
choward@fisherlawfirm.com

/s/ Donald E. Christopher

Donald E. Christopher