

IN THE CIRCUIT COURT OF COLE COUNTY
STATE OF MISSOURI

FILED

JAN 15 2017

BRENDA A. UMSTATTD
CLERK CIRCUIT COURT
COLE COUNTY, MISSOURI

MISSOURI ROUNTABLE FOR)
LIFE, INC., FREDERIC N. SAUER,)
MISSOURI RIGHT TO LIFE, and)
PAM FICHTER,)

Plaintiffs,)

v.)

STATE OF MISSOURI, et al.,)

Defendants.)

Case No. 11AC-CC00770

DEFENDANTS ANSWER TO
PLAINTIFFS' AMENDED PETITION
FOR DECLARATORY AND INJUCTIVE RELIEF

1. This paragraph consists of Plaintiffs' characterization of their Petition, which does not require a response. To the extent an answer is required, denied.

2. This paragraph consists of a quotation from and characterization of S.B. 7, which speaks for itself. To the extent that the characterization is inconsistent with the language of S.B. 7, denied.

3. As to the first sentence, admitted. The second sentence is either a statement of law, which requires no response, or a speculative claim, which is denied.

4. Defendant lacks knowledge regarding the Plaintiffs, therefore denied.

5. The statement of Governor Nixon on October 21, 2011, made in connection with the signing of S.B. 7, speaks for itself. Otherwise, this paragraph consists of the Plaintiffs' characterization of that statement, which is denied.

6-9. Defendant lacks knowledge regarding the Plaintiffs, therefore denied.

10. Defendant lacks knowledge regarding the Plaintiffs, therefore denied.

11-13. Admitted.

14. The first sentence of this paragraph is a conclusion of law, as to which a response is not required. The second sentence of this paragraph is a characterization of S.B. 7, which speaks for itself. To the extent an answer is required, denied.

15. Admitted.

16. The first sentence of this paragraph is a conclusion of law, as to which a response is not required. The second sentence of this paragraph is a characterization of S.B. 7, which speaks for itself. To the extent an answer is required, denied.

17. Denied.

18. The first sentence of this paragraph is a conclusion of law, as to which a response is not required. The second sentence of this

paragraph is a characterization of S.B. 7, which speaks for itself. To the extent an answer is required, denied.

19. Admitted.

20. The first sentence of this paragraph is a conclusion of law, as to which a response is not required. The second sentence of this paragraph is a characterization of S.B. 7, which speaks for itself. To the extent an answer is required, denied.

21-25. Defendant lacks knowledge regarding the Plaintiffs, therefore denied.

26. This paragraph consists of Plaintiffs' characterization of their Petition and a conclusion of law, neither of which requires a response. To the extent an answer is required, denied.

27. This paragraph consists of Plaintiffs' characterization of their Petition, which does not require a response. To the extent an answer is required, denied.

28-29. These paragraphs consist of a quotation from and characterization of S.B. 7, which speaks for itself. To the extent that the characterization is inconsistent with the language of S.B. 7, denied.

30. As to the first sentence, admitted. The second sentence is either a statement of law, which requires no response, or a speculative claim, which is denied.

31. This paragraph consists of characterizations of acts recorded in the legislative journals, which speak for themselves. To the extent that the characterization is inconsistent with the legislative journals, denied.

32. Admitted.

33. Admitted.

34. This paragraph consists of a quotation from and characterization of a press release (Exhibit 2), which speaks for itself. To the extent that the characterization is inconsistent with the language of the press release, denied.

35. This paragraph consists of a quotation from and characterization of a press release (Exhibit 3), which speaks for itself. To the extent that the characterization is inconsistent with the language of the press release, denied.

36. This paragraph consists of Plaintiffs' characterization of their legal argument, which requires no response. To the extent an answer is require, denied.

37. This paragraph consists of a conclusion of law, to which no response is required. To the extent an answer is require, denied.

38. This paragraph consists of Plaintiffs' characterization of their legal argument, which requires no response. To the extent an answer is require, denied.

39-40. These paragraphs consist of quotations from and characterization of a press release (Exhibit 2), which speaks for itself. To the extent that the characterization is inconsistent with the language of the press release, denied.

41. This paragraph consists of Plaintiffs' characterization of their legal argument, which requires no response. To the extent an answer is require, denied.

42. This paragraph consists of Plaintiffs' characterization of their legal argument, which requires no response. To the extent an answer is require, denied.

WHEREFORE Defendants deny that Plaintiffs are entitled to relief and ask for judgment against Plaintiffs and such other remedies as the Court deems appropriate.

Respectfully submitted,

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ATTORNEYS FOR
DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was sent via electronic mail and/or mailed, postage prepaid, this 6th day of January, 2012, to:

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ATTORNEYS FOR PLAINTIFFS

STATE OF MISSOURI
COUNTY OF COLE
JAMES LAYTON, A GUYANA
I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN THE COURT OF THE COUNTY OF COLE, MISSOURI, ON JANUARY 6, 2012.
James Layton
Solicitor General
CLERK OF COURT
COUNTY OF COLE, MISSOURI