

Exposing the Pervasiveness of “Back Alley” Abortions

By Denise M. Burke, Vice President of Legal Affairs, Americans United for Life

“[T]here are few surgical procedures given so little attention and so underrated in its potential hazard as abortion.”¹

Abortionist Warren Hern

“Abortion Doctor Kermit Gosnell Convicted of First-Degree Murder,”² “Houston Doctor Accused of Illegal Abortions,”³ and “6,000 Complaints Lodged Against Late-Term Abortionist LeRoy Carhart”⁴ – these are just a few of the recent headlines that have concerned Americans rightly questioning the safety and legitimacy of abortion practice in this country.

For decades, abortion advocates have resolutely argued that legalized abortion is beneficial to women’s health. When abortion is legal, women are not supposed to be at the mercy of callous and incompetent butchers and unsanitary and unsafe clinics. All too often, however, today’s abortion clinics have proven to be the true “back alleys” of abortion mythology.

The Growing Problem of Substandard Abortion Care

Importantly, the epidemic of substandard abortion care is not just a recent phenomenon. Rather, it is a persistent, decades-long problem. Just a few illustrative examples of the poor – and often deadly – care women are receiving from Big Abortion aptly demonstrate the pervasiveness of “back alley” abortion practice in America today.

In April 1998, Lou Anne Herron, a mother with two young children at home, visited a downtown Phoenix abortion clinic seeking a late-term abortion. Arizona law prohibits an abortion after 24-weeks of pregnancy unless the abortion is necessary to preserve the woman’s life or health. A medical assistant performed an ultrasound examination and determined that the unborn child was at 26-weeks development. Moreover, there were no legitimate medical indications that an abortion was necessary to preserve Lou Anne’s life or health.

However, rather than comply with Arizona law, the abortionist, John Biskind, ordered multiple ultrasound examinations until a single, manipulated examination purported to show a 23-week-old unborn child. Biskind then performed the abortion and, in doing so, tore a two-inch laceration in Lou Anne’s uterus.

Two medical assistants later recalled that Lou Anne was very frightened about her condition as she lay in the recovery room. She begged to know what was wrong with her. She cried out in pain as she lay in a “puddle of blood” that soaked the sheets and ran down her legs. After multiple requests to check Lou Anne’s condition, Biskind adjusted her IV (complaining that

there was no qualified nurse on site who could do this), reassured Lou Anne, and left the facility to visit his tailor.

When paged 25 minutes later and informed of Lou Anne's deteriorating condition, Biskind refused to return to the clinic and instead instructed the staff to call 911. Paramedics were eventually called, but it was too late. Lou Anne was already dead.

Later, at Biskind's 2001 criminal trial, Phoenix fire captain Brian Tobin testified that, when responding to the abortion clinic that day, he "very quickly" recognized "that there wasn't a lot of competent medical care going on." Biskind was subsequently convicted of manslaughter and sentenced to five years in prison.⁵

In 2005, the Kansas Board of Healing Arts sanctioned abortionist Krishna Rajanna for substandard conditions and practices at his Kansas City abortion clinic. Among the health and safety violations discovered at the clinic were fetal remains being stored in the same refrigerator as food, a dead rodent in the hallway, overflowing and uncovered disposal bins containing medical waste, improperly labeled and expired medicines, and visible dirt and general disarray throughout the clinic.⁶

In September 2007, 22-year-old Laura Smith died at a Massachusetts abortion clinic. She suffered cardiac pulmonary arrest while undergoing an abortion. A criminal investigation later determined that the facility did not have the necessary equipment to monitor Laura's vital signs, did not have oxygen or a functioning blood pressure cuff, failed to adhere to a basic cardiac life support protocol, and refused to call 911 in a timely fashion. The abortionist, Rapin Osathanondh, was convicted of manslaughter in September 2010.⁷

"The medical practice by which [Kermit Gosnell] carried out this business was a filthy fraud in which he overdosed his patients with dangerous drugs, spread venereal disease among them with infected instruments, perforated their wombs and bowels – and, on at least two occasions, caused their deaths."⁸ So begins the graphic and heart-wrenching January 2011 grand jury report into notorious Philadelphia abortionist Kermit Gosnell, currently serving a life sentence following convictions for murder, manslaughter, and hundreds of violations of Pennsylvania abortion laws, and the Women's Medical Society, his West Philadelphia "house of horrors" abortion clinic where he killed infants who survived attempted abortions by "snipping" their spinal cords with scissors.

On February 7, 2013, Jennifer Morbelli, a 29-year-old kindergarten teacher from New York, died from massive internal bleeding following an abortion at 33 weeks of pregnancy. The abortion was performed by late-term abortionist, Leroy Carhart, at his Germantown, Maryland abortion

clinic. The Maryland medical examiner's office later determined that Jennifer suffered from an "amniotic fluid embolism following a medical termination of pregnancy"—a life-threatening condition where amniotic fluid or other material from the baby, such as cells or hair, enters the mother's bloodstream and causes a severe allergic reaction. That, in turn, led to a "disseminated intravascular coagulation," where blood stops clotting properly and causes widespread bleeding.⁹

Sadly, these incidences are just the tip of the proverbial iceberg. Cases of substandard abortion practice have arisen in states from coast to coast, and each year brings new outrages over appalling patient care.

The Response to a Growing National Tragedy

So, what is being done about this persistent problem? Surely, given their self-touted concern for women's health and safety, abortion advocates must be leading the charge to ensure that abortion clinics are properly regulated and inspected and that all necessary steps are being taken to protect women.

If this is what you think and hope, you would be wrong. Rather, Americans United for Life, other pro-life advocates, and state officials are the ones who are working tirelessly to remedy the epidemic of substandard conditions at the nation's abortion clinics and promoting medically appropriate and comprehensive health and safety regulations for these facilities. They also defend these regulations when they are challenged – in legal courtrooms and the "court of public opinion" – by abortion providers more concerned with plying their trade without legitimate oversight and protecting their "bottom-lines" than with safeguarding women's health and safety.

While virtually every state regulates the provision of veterinary services, only 29 states currently regulate (to widely varying degrees) facilities performing abortions.¹⁰ Importantly, only five states require that abortion clinics meet the same health and safety standards as other facilities performing other invasive, outpatient surgeries.

Beginning in the late 1990s, in response to well-publicized cases of substandard abortion care, a handful of states including Arizona, South Carolina, and Texas began enacting comprehensive abortion clinic regulations based, in large part, on the abortion industry's own standards. Legislators in these states used practice guidelines obtained from Planned Parenthood and the National Abortion Federation (NAF) to craft rules and regulations designed to help ensure that women receive basic care at abortion clinics. While these early efforts better regulated the abortion industry, they were only the opening salvo in a campaign to protect women from Big Abortion's callous indifference to women's health and safety.

In recent years, Americans United for Life has led the nationwide effort to require abortion clinics to meet the same medical standards as facilities performing other outpatient surgeries. Missouri was the first state to adopt these high-quality patient care standards and, over the last three years, Alabama, Pennsylvania, Texas, and Virginia have followed suit.

Big Abortion's Response to Efforts to Protect Women

How have states been rewarded for their laudable efforts on behalf of American women? Abortion advocates have vigorously opposed protective legislation and, when unsuccessful in derailing legislation providing meaningful regulations for abortion care, immediately filed federal and state lawsuits vociferously complaining about the costs of complying with the new laws and arguing that they should not be required to comply with medically accepted standards of patient care.

Clearly, abortion advocates are not the protectors of women's health that they so publicly hold themselves out to be. Nor can they be counted on to police themselves.

Disturbingly, the impact of existing abortion clinic regulations has, thus far, been somewhat muted. Concerted campaigns by abortion advocates to undercut legislative efforts to enact new regulations or strengthen existing clinic regulations, "delaying tactics" once a law has been enacted including federal and state lawsuits to block the enforcement of these laws, and a lack of enforcement by some state officials have impeded the positive and protective impact of these life-affirming laws.

Misinformation Campaigns to Block Protective Legislation

Abortion advocates vigorously fight the adoption of mandatory health and safety standards for abortion clinics. They refer to them as "TRAP laws" (the "targeted regulation of abortion providers") and, blithely ignoring the demonstrated need for medically appropriate health and safety standards in any facility providing invasive surgical procedures and the wide-spread use of their own internal standards in crafting some states' abortion clinic regulations, illogically claim that the only purpose of such laws are to make abortions more difficult to obtain and more expensive.

Implicit in their arguments is the politically calculated, but medically unsupportable belief that *mere* access to abortion promotes and protects women's health. Clearly, it does not.

Cynical “Delaying” Tactics

When abortion advocates fail to derail legislative efforts to regulate abortion clinics, they then typically launch multi-year court battles to prevent these protective standards from being enforced. For example, Arizona’s law – also known as “Lou Ann’s Law” in honor of Biskind’s victim – was enacted in 1998, was supplemented in 1999, but did not go into effect until November 2010, after more than a decade of willful obstruction by abortion advocates.

More recently, abortion advocates have filed a federal lawsuit against a 2011 Kansas law mandating minimum health and safety standards for abortion clinics – standards drawn from Planned Parenthood’s own treatment protocols and current abortion clinic regulations from Arizona and South Carolina. Notably, the Arizona and South Carolina laws, upon which the Kansas law is clearly predicated, have already survived multiple legal challenges – challenges nearly identical to those now being made in the Kansas case.

Dereliction of Duty by State Officials

On both February 18 and February 23, 2010, federal agents raided Kermit Gosnell’s West Philadelphia abortion clinic, the Women’s Medical Society, and found “deplorable and unsanitary” conditions including blood on the floors, parts of aborted children stored in jars, post-operative recovery areas that consisted solely of recliners, padlocked emergency exits, and broken and inoperable emergency equipment. During the course of the investigation, it was discovered that Gosnell typically did not arrive at the clinic until 6 pm each day and sanctioned the performance of gynecological exams and the administration of controlled substances and prescription medication by non-licensed staff at the clinic.

Following the raids, Gosnell’s license to practice medicine was immediately suspended and the clinic was closed down. During a later grand jury investigation, prosecutors learned that state health officials had ignored dozens of complaints against Gosnell and that the clinic had not been inspected since 1993 (despite a Pennsylvania law mandating inspections).¹¹ Similar failures have been reported in other states.

The All-Too-Predictable Results: Pervasive “Back Alley” Abortion Clinics and Practitioners

Years of obstruction by abortion advocates and their allies and neglect by some state officials have continued to expose untold numbers of women to substandard abortion care and increased risk of death and serious complications.

Since 2009, at least 77 abortion providers in at least 24 states have faced investigations, criminal charges, administrative complaints, and/or civil lawsuits or been cited for violating state laws governing the operation of abortion clinics. Abortion providers implicated in these actions over the past four years have included:

- The Beacon Women's Center in Montgomery, Alabama;¹²
- New Woman All Women Health Care in Birmingham, Alabama;¹³
- David Child in Arizona;¹⁴
- Jesse James Joplin in California;¹⁵
- Feliciano Rios in California;¹⁶
- Andrew Rutland in California;¹⁷
- Planned Parenthood of the Rocky Mountains in Colorado;¹⁸
- The Atlantic Women's Medical Services abortion clinics in Dover and Wilmington, Delaware;¹⁹
- A Planned Parenthood clinic in Wilmington, Delaware;²⁰
- Arturo Apolinario in Delaware.²¹
- Albert Dworkin in Delaware;²² Both Dworkin and Apolinario had their medical licenses suspended for not reporting Kermit Gosnell for performing illegal late-term abortions at the Atlantic Women's Medical Services clinic in Wilmington.²³ Apolinario was also investigated for prescribing drugs illegally;²⁴
- Timothy Liveright in Delaware.²⁵ Liveright worked at Planned Parenthood's Wilmington clinic.
- James Pendergraft in Florida;²⁶
- Randall Whitney in Florida;²⁷
- A Planned Parenthood clinic on Chicago's (Illinois) Michigan Avenue following the death of Tonya Reaves;²⁸
- Ann Kristin Neuhaus in Kansas;²⁹
- Delta Women's Clinic in Baton Rouge, Louisiana;³⁰
- The Gentilly Medical Clinic for Women in New Orleans, Louisiana;³¹
- The Hope Medical Group for Women in Shreveport, Louisiana;³²
- Associates in OB/GYN Care in Baltimore, Cheverly, Frederick, and Silver Spring, Maryland;³³
- Germantown Reproductive Health Services (owned by Leroy Carhart) in Maryland;³⁴
- Harold Alexander in Maryland;³⁵
- Michael Basco in Maryland;³⁶
- Steven Brigham in Maryland;³⁷
- Leroy Carhart in Maryland;³⁸
- Iris Dominy in Maryland;³⁹
- Abolghassem Gohari in Maryland;⁴⁰

- Mansour Panah in Maryland;⁴¹
- Nicola Riley in Maryland;⁴²
- George Sheppard in Maryland;⁴³
- Rapin Osathanondh in Massachusetts;⁴⁴
- WomanCare of Southfield in Lathrup Village, Michigan;⁴⁵
- Women’s Medical Services in Muskegon, Michigan;⁴⁶
- Robert Alexander in Michigan;⁴⁷
- Alberto Hodari in Michigan;⁴⁸
- Lindsey Creekmore, a registered nurse in Leroy Carhart’s Bellevue, Nebraska abortion clinic;⁴⁹
- Steven Brigham in New Jersey;⁵⁰ Brigham has also faced adverse state actions in Maryland and Pennsylvania.
- Southwestern Women’s Options in New Mexico;⁵¹
- Curtis Boyd in New Mexico;⁵²
- Shelley Sella in New Mexico;⁵³
- A-1 Medicine Clinic in New York City;⁵⁴
- Salomon Epstein in New York;⁵⁵
- A Preferred Women’s Health Center in Charlotte, North Carolina;⁵⁶
- Tami Lynn Holst Thorndike in North Dakota;⁵⁷
- Capital Care Network abortion clinic in Cuyahoga Falls, Ohio;⁵⁸
- Abortion as an Alternative, Inc. clinics in Philadelphia;⁵⁹
- Allentown Medical Services in Allentown, Pennsylvania;⁶⁰
- Steven Brigham in Pennsylvania;⁶¹
- Kermit Gosnell and the Women’s Medical Society in West Philadelphia, Pennsylvania;⁶²
- Soleiman Soli in Pennsylvania;⁶³
- AAA Concerned Women’s Center, Inc. in Houston, Texas;⁶⁴
- Abortion Advantage in Dallas, Texas;⁶⁵
- Routh Street Women’s Clinic in Dallas, Texas;⁶⁶
- The Reproductive Services Abortion Facility in El Paso, Texas;⁶⁷
- Suburban Women’s Medical Center in Houston, Texas;⁶⁸
- West-Side Clinic Inc. in Fort Worth, Texas;⁶⁹
- Whole Women’s Health in Austin, Beaumont, and McAllen, Texas⁷⁰
- Douglas Karpen in Texas;⁷¹ Karpen is currently under criminal investigation for allegations that he murdered born-alive infants and performed illegal late-term abortions.
- Robert E. Hanson Jr. in Texas;⁷²
- Margaret Kini in Texas;⁷³
- Pedro J. Kowalyszyn in Texas;⁷⁴
- Sherwood C. Lynn Jr. in Texas;⁷⁵
- Alan Molson in Texas;⁷⁶
- Robert L. Prince in Texas;⁷⁷
- H. Brook Randal in Texas;⁷⁸

- Franz Theard in Texas;⁷⁹
- William W. West Jr. in Texas;⁸⁰
- Nicola Riley in Utah;⁸¹
- A Tidewater Women’s Health Clinic in Norfolk, Virginia;⁸²
- Planned Parenthood of Southeastern Virginia in Virginia Beach, Virginia;⁸³
- Roanoke Medical Center for Women in Roanoke, Virginia;⁸⁴
- Rodney Lee Stephens of Charleston, West Virginia;⁸⁵
- Women’s Health Center of West Virginia.⁸⁶

Conclusion

Tragically, these investigations into and the adverse findings from numerous state inspections of abortion providers are indicative of the substandard care that increasingly appears to be the norm in Big Abortion. They are also likely only the tip of the proverbial iceberg of the threats women face from today’s “back alley” abortion clinics. And for the sake of American women, it is a reality that must be confronted and transformed through the implementation of stringent and medically appropriate standards for abortion patient care.⁸⁷

¹ Warren M. Hern, *Abortion Practice* 101 (1990).

² Available at http://usnews.nbcnews.com/_news/2013/05/13/18232657-abortion-doctor-kermit-gosnell-convicted-of-first-degree-murder?lite (last visited Sept. 4, 2013).

³ Available at <http://www.chron.com/news/houston-texas/houston/article/Houston-doctor-accused-of-illegal-abortions-4519565.php> (last visited, Sept. 5, 2013).

⁴ Available at <http://www.breitbart.com/Big-Government/2013/04/28/Citizens-Lodge-Complaints-Against-Abortionist-Carhart-In-Late-Term-Abortion-Death> (last visited Sept. 5, 2013).

⁵ For a summary of the events surrounding Lou Ann Herron’s death, see “Safe and Legal Anniversary: Lou Ann Herron,” available at <http://realchoice.blogspot.com/2006/04/safe-and-legal-anniversary-lou-ann.html> (last visited Sept. 5, 2013).

⁶ Consent Order, Board of Healing Arts of the State of Kansas, Docket No. 50-H, Feb. 14, 2005; Final Order, Board of Healing Arts of the State of Kansas, Docket No. 50-H-58, June 14, 2005.

⁷ See “Practitioner Heads to Jail for Manslaughter, Killed Woman in Failed Abortion,” available at <http://www.lifenews.com/2009/01/01/state-5453/> (last visited Sept. 5, 2013).

⁸ See Report of the Grand Jury, MISC. NO. 0009901-2008 (Jan. 11, 2011), available at <http://www.phila.gov/districtattorney/PDFs/GrandJuryWomensMedical.pdf> (last visited Sept. 5, 2013).

⁹ See “Cause of Death: Maryland officials say a 29-year-old woman died of massive bleeding following a late-term abortion performed by LeRoy Carhart,” available at http://www.worldmag.com/2013/02/cause_of_death (last visited Sept. 5, 2013).

¹⁰ *Id.*

¹¹ See Report of the Grand Jury, MISC. NO. 0009901-2008 (Jan. 11, 2011), available at <http://www.phila.gov/districtattorney/PDFs/GrandJuryWomensMedical.pdf> (last visited Sept. 5, 2013).

¹² For a copy of the Alabama Department of Health’s February 2010 report on the clinic’s “numerous and serious violations,” see Statement of Deficiencies and Plan of Correction, Beacon Women’s Center, dated Feb. 1, 2010, available at <http://wsfa.images.worldnow.com/images/incoming/linkedwebdocs/13113.PDF> (last visited May 22, 2013).

¹³ See e.g., “Abortion clinic’s website history is latest focus in state’s shutdown attempt,” available at http://blog.al.com/spotnews/2013/05/abortion_clinics_website_histo.html (last visited May 22, 2013); “State files complaint to shut down abortion clinic for second time,” available at <http://www.alabamas13.com/story/21807254/state-files-complaint-to-shut-down-birmingham-alabama-abortion-clinic-for-second-time> (last visited May 22, 2013); Statement of Deficiencies and Plan of Correction, New Woman

All Women Health Car, *available at* <http://abortiondocs.org/wp-content/uploads/2012/04/NEW-WOMAN-ALL-WOMEN-201203011.pdf> (last visited May 22, 2013).

¹⁴ See Order for Letter of Reprimand and Consent to the Same Consent, No. 09-0516A, dated Sept. 19, 2011, *available at* <http://abortiondocs.org/wp-content/uploads/2012/02/Child-dec-2-2009-Reprimand-intentionally-incomplete-abortion.pdf> (last visited May 22, 2013).

¹⁵ See Decision, In the Matter of the Petition to Revoke Probation: Jesse James Joplin, M.D., No. D1-2009-202098, dated Sept. 20, 2011, *available at* <http://operationrescue.org/pdfs/decisiono9132011.pdf> (last visited May 22, 2013).

¹⁶ See e.g., “Abortion Practitioner in California Operates Despite Repeated Legal Troubles,” *available at* <http://www.lifenews.com/2009/01/01/state-5544/> (last visited May 22, 2013).

¹⁷ See e.g., “Abortion Doctor Gives Up License Over Death,” *available at* <http://www.ocregister.com/articles/rutland-285561-death-license.html> (last visited May 22, 2013).

¹⁸ See Complaint and Jury Demand, *Ayanna Byer v. John Doe, MD, Doctor for Planned Parenthood of the Rocky Mountains, Inc. and Planned Parenthood of the Rocky Mountains, Inc.*, *available at* <http://www.adfmedia.org/files/ByerComplaint.pdf> (last visited May 22, 2013). Complaint also being filed with state medical board.

¹⁹ See e.g., “Two Delaware Abortion Mills With Gosnell/NAF Ties Won’t Reopen,” *available at* <http://www.operationrescue.org/archives/two-delaware-abortion-mills-with-gosnellnaf-ties-won%E2%80%99t-reopen/> (last visited May 20, 2013).

²⁰ See e.g., “Planned Parenthood Spins Delaware Clinic’s Gosnell-like Conditions,” *available at* <http://www.breitbart.com/Big-Government/2013/04/22/Planned-Parenthood-and-NARAL-On-Gosnell-Abortion-Clinics-Need-Fewer-Restrictions> (last visited May 9, 2013).

²¹ See e.g., “State Suspends Physician’s License in Wake of Gosnell Case,” *available at* http://sos.delaware.gov/news/110301-gosnell_case_suspensions.shtml (last visited May 20, 2013).

²² See e.g., “Hearing: Delaware Abortionist Helped Kermit Gosnell Avoid Law,” *available at* <http://www.lifenews.com/2011/03/16/hearing-delaware-abortionist-helped-kermit-gosnell-avoid-law/> (last visited May 22, 2013).

²³ *Id.*

²⁴ See e.g., “Del. docs linked to West Philly abortion clinic face crackdown,” *available at* <http://www.delcotimes.com/articles/2011/02/24/news/doc4d664c0135303611258306.txt> (last visited May 20, 2013).

²⁵ See e.g., “Planned Parenthood abortionist declared a ‘clear and immediate danger to the public,’” *available at* <http://www.breitbart.com/InstaBlog/2013/06/01/Planned-Parenthood-abortionist-declared-a-clear-and-immediate-danger-to-the-public> (last visited June 3, 2013).

²⁶ See e.g., “Abortion Practitioner James Pendergraft Loses Florida License a Fourth Time,” *available at* <http://www.lifenews.com/2009/01/01/state-5339/> (last visited May 22, 2013).

²⁷ See e.g., “Abortion ‘Doctor’ in Florida Arrested and Jailed for Avoiding Criminal Trial,” *available at* <http://www.lifenews.com/2010/09/23/state-5478/> (last visited May 22, 2013).

²⁸ See e.g., “Autopsy Proves Planned Parenthood Killed Woman in Botched Abortion,” *available at* <http://www.lifenews.com/2012/09/11/autopsy-proves-planned-parenthood-killed-woman-in-botched-abortion/> (last visited May 22, 2013); “Legal complaint filed over Tonya Reaves’ death for ‘abandonment of patient,’” *available at* <http://www.lifesitenews.com/news/legal-complaint-filed-over-tonya-reaves-death-for-abandonment-of-a-patient/> (last visited May 22, 2013).

²⁹ See e.g., “Kan. doctor loses license over abortion referrals,” *available at* <http://news.yahoo.com/kan-doctor-loses-license-over-abortion-referrals-204055390.html> (last visited May 22, 2013).

³⁰ See e.g., “New allegations about Baton Rouge abortion clinic,” *available at* <http://www.wafb.com/story/13880557/new-allegations-about-baton-rouge-abortion-clinic> (last visited May 22, 2013).

³¹ See “Abortion Business in Louisiana Loses License for Poor Health, Safety Standards,” *available at* <http://www.lifenews.com/2010/01/20/state-4743/> (last visited May 22, 2013).

³² See e.g., “Louisiana Abortion Clinic Shut Down for Ignoring ‘Most Basic’ Medical Practices,” *available at* <http://www.lifesitenews.com/news/archive/ldn/2010/sep/10090707> (last visited May 22, 2013).

³³ See e.g., “Md. Health Department Investigation Finds Deficiencies at 12 Abortion Clinics,” *available at* <http://www.nbcwashington.com/news/local/Md-Health-Investigation-Finds-Deficiencies-at-12-Abortion-Clinics-208951481.html> (last visited June 3, 2013).

³⁴ See e.g., “Md. Abortion Clinic Inspectors Cite 12 Clinics, Find ‘No Deficiencies’ Tied to Woman’s Death,” *available at*

http://www.nationalpartnership.org/site/News2?page=NewsArticle&id=40004&news_iv_ctrl=0&abbr=daily2_ (last visited June 3, 2013).

³⁵ See, Consent Order, In the Matter of Harold O. Alexander, MD, Case Nos. 2006-0672, 2009-0925, 2010-0397, 2011-0357, and 2012-0387, dated July 31, 2012, *available at* <http://abortiondocs.org/wp-content/uploads/2012/08/Harold-Alexander-License-Suspension-July-31-2012.pdf> (last visited May 21, 2013).

³⁶ See Order for Summary Suspension of License to Practice Medicine, In the Matter of Michael A. Basco, MD, dated May 29, 2013, *available at* <http://operationrescue.org/pdfs/Basco%20MD%20Suspension%2005292013.PDF> (last visited June 5, 2013).

³⁷ See e.g., “N.J. targets abortion doctor Steven Brigham’s license,” *available at* http://www.lehighvalleylive.com/phillipsburg/index.ssf/2010/09/nj_targets_abortion_doctor_ste.html (last visited May 22, 2013).

³⁸ See e.g., “Abortionist Leroy Carhart Under Investigation by Maryland Board of Physicians,” *available at* <http://www.examiner.com/article/abortionist-leroy-carhart-under-investigation-by-maryland-board-of-physicians> (last visited, Apr. 10, 2013).

³⁹ See e.g., “Patient Death Results in Emergency License Suspensions of Two Brigham-Affiliated Abortionists,” *available at* <http://www.operationrescue.org/archives/patient-death-results-in-emergency-license-suspensions-of-two-brigham-affiliated-abortionists/> (last visited June 3, 2013).

⁴⁰ See Consent Order, In the Matter of Abolghassem M. Gohari, MD, Nos. 2009-0573 and 2010-0509, dated Nov. 14, 2012, *available at*

<http://www.healthgrades.com/media/english/pdf/sanctions/HGPY0C73E66A8D0E4FA2B12192012.pdf>.

⁴¹ See e.g., “Patient Death Results in Emergency License Suspensions of Two Brigham-Affiliated Abortionists,” *available at* <http://www.operationrescue.org/archives/patient-death-results-in-emergency-license-suspensions-of-two-brigham-affiliated-abortionists/> (last visited June 3, 2013).

⁴² See e.g., “Maryland Abortionist Who Stored 35 Frozen Aborted Babies Loses License,” *available at* <http://www.breitbart.com/Big-Government/2013/05/20/Maryland-Abortionist-Who-Stored-35-Frozen-Aborted-Babies-Loses-License> (last visited May 22, 2013).

⁴³ See e.g., “Troubled Abortion Biz Sees Two Practitioners Lose Medical Licenses,” *available at* <http://www.lifenews.com/2010/09/03/state-5416/> (last visited May 22, 2013).

⁴⁴ See e.g., “Doctor gets 6 months in abortion patient death,” *available at* http://www.msnbc.msn.com/id/39177186/ns/us_news-crime_and_courts/t/doctor-gets-months-abortion-patient-death/ (last visited May 22, 2013).

⁴⁵ See e.g., “Statement of Deficiencies and Plan of Correction, WomanCare of Southfield, dated Oct. 20, 2009,” *available at* <http://abortiondocs.org/wp-content/uploads/2012/01/Health-Violations-Womancare-of-Southfield-10-20-09.pdf> (last visited May 22, 2013).

⁴⁶ See e.g., “Documents, photos detail Muskogean abortion clinics unsanitary conditions,” *available at* http://www.mlive.com/news/muskegon/index.ssf/2013/01/muskegon_city_documents_detail.html (last visited May 22, 2013).

⁴⁷ See e.g., “Mich. Abortionist Under Investigation, Abortion Clinic May Stay Closed,” *available at* <http://www.charismanews.com/us/35127-mich-abortionist-under-investigation-abortion-clinic-may-stay-closed> (last visited May 20, 2013).

⁴⁸ See e.g., “Schuette Files Suit to Close Unlicensed Abortion Clinic,” *available at* <http://www.michigan.gov/ag/0,1607,7-164--253426--,00.html> (last visited May 22, 2013).

⁴⁹ See e.g., “Bruning files disciplinary charges against nurse in Bellevue abortion clinic,” *available at* <http://omaha.com/article/20130522/NEWS/130529906/1707#bruning-files-disciplinary-charges-against-nurse-in-bellevue-abortion-clinic> (last visited on May 22, 2013).

⁵⁰ See e.g., “N.J. targets abortion doctor Steven Brigham’s license,” *available at* http://www.lehighvalleylive.com/phillipsburg/index.ssf/2010/09/nj_targets_abortion_doctor_ste.html (last visited May 22, 2013).

⁵¹ See e.g., “New 911 Call from New Mexico Abortion Clinic Exposes Pattern of Emergencies,” *available at* <http://www.lifesitenews.com/news/new-911-call-from-new-mexico-abortion-clinic-exposes-pattern-of-emergencies> (last visited May 22, 2013).

⁵² See e.g., “ABQ Abortion doctor under investigation,” *available at* <http://www.krqe.com/dpp/news/health/abq-abortion-doctor-under-investigation> (last visited May 22, 2013).

-
- ⁵³ See e.g., “New Mexico medical board clears abortion doctor of negligence,” *available at* <http://articles.latimes.com/2013/feb/07/nation/la-na-nn-new-mexico-abortion-doctor-negligence-20130207> (last visited June 3, 2013).
- ⁵⁴ See e.g., “Death at NYC Abortion Clinic Investigated,” *available at* http://www.upi.com/Top_News/US/2010/01/27/Death-at-NYC-abortion-clinic-investigated/UPI-55421264620300/ (last visited May 22, 2013).
- ⁵⁵ See e.g., “Practitioner Denies He Botched Legal Abortion That Killed Hispanic Woman,” *available at* <http://www.lifenews.com/2010/03/01/state-4858/> (last visited May 22, 2013).
- ⁵⁶ See e.g., “Charlotte abortion facility cited for health violations,” *available at* <http://www.catholicnewsherald.com/component/content/article/53-news/roknewspager-local/3004-charlotte-abortion-facility-cited-for-health-violations> (last visited May 22, 2013).
- ⁵⁷ See e.g., “North Dakota Abortionist Practices With Expired License,” *available at* <http://www.aul.org/2010/11/north-dakota-abortionist-practices-with-expired-license/> (last visited May 22, 2013).
- ⁵⁸ See e.g., “State closes abortion clinic with area ties, Agency failed February inspection,” *available at* <http://www.toledoblade.com/State/2013/04/25/State-closes-abortion-clinic-with-area-ties.html> (last visited May 22, 2013).
- ⁵⁹ See e.g., “Pennsylvania Finds More Abortion Clinic Violations; Doctor Quits,” *available at* <http://www.cnsnews.com/news/article/pennsylvania-finds-more-abortion-clinic-violations-doctor-quits> (last visited May 22, 2013).
- ⁶⁰ See e.g., “State inspectors cite Allentown abortion clinic for violations,” *available at* http://articles.mcall.com/2011-07-09/news/mc-allentown-abortion-brigham-20110709_1-abortion-clinic-expiration-dates-unsterilized-instruments (last visited May 22, 2013); “Health department closes Allentown abortion clinic,” *available at* http://articles.mcall.com/2012-04-11/news/mc-allentown-abortion-clinic-closed-20120411_1-allentown-abortion-clinic-american-women-s-services-clinic-operators (last visited May 22, 2013).
- ⁶¹ See e.g., “N.J. targets abortion doctor Steven Brigham’s license,” *available at* http://www.lehighvalleylive.com/phillipsburg/index.ssf/2010/09/nj_targets_abortion_doctor_ste.html (last visited May 22, 2013).
- ⁶² See e.g., “Philadelphia Abortion Doctor Guilty of Murder in Late-Term Procedures,” *available at* http://www.nytimes.com/2013/05/14/us/kermit-gosnell-abortion-doctor-found-guilty-of-murder.html?pagewanted=all&_r=0 (last visited May 20, 2013).
- ⁶³ See e.g., “2 abortion clinics closed after reports,” *available at* <http://www.washingtontimes.com/news/2011/mar/10/2-abortion-clinics-closed-after-reports/?page=1> (last visited May 22, 2013).
- ⁶⁴ *Id.*
- ⁶⁵ *Id.*
- ⁶⁶ *Id.*
- ⁶⁷ See e.g., “14 Texas abortion clinics cited for health violations: only one fined,” *available at* <http://www.lifesitenews.com/news/14-texas-abortion-clinics-cited-for-health-violations-only-one-fined/> (last visited May 21, 2013).
- ⁶⁸ *Id.*
- ⁶⁹ *Id.*
- ⁷⁰ *Id.*; see also, Enforcement Action, Revised Proposed Agreed Order, Texas Commission on Environmental Quality, Docket N. 2011-0955-MSW-E; Enforcement Case No. 41833, dated Sept. 2, 2011; Enforcement Action, Revised Proposed Agreed Order, Texas Commission on Environmental Quality, Docket N. 2011-0955-MSW-E; Enforcement Case No. 41836, dated Sept. 2, 2011; and “14 Texas abortion clinics cited for health violations: only one fined,” *available at* <http://www.lifesitenews.com/news/14-texas-abortion-clinics-cited-for-health-violations-only-one-fined/> (last visited May 21, 2013).
- ⁷¹ See e.g., “Houston doctor accused of illegal abortions,” *available at* <http://www.chron.com/news/houston-texas/houston/article/Houston-doctor-accused-of-illegal-abortions-4519565.php> (last visited May 20, 2013); “Tenth Texas Abortion Practitioner Under State Investigation,” *available at* <http://www.lifenews.com/2011/08/24/tenth-texas-abortion-practitioner-under-state-investigation/> (last visited May 22, 2013).
- ⁷² See e.g., “Tenth Texas Abortion Practitioner Under State Investigation,” *available at* <http://www.lifenews.com/2011/08/24/tenth-texas-abortion-practitioner-under-state-investigation/> (last visited May 22, 2013).
- ⁷³ *Id.*

⁷⁴ *Id.*

⁷⁵ *Id.*

⁷⁶ *Id.*

⁷⁷ *Id.*

⁷⁸ *Id.*

⁷⁹ *Id.*

⁸⁰ *Id.*

⁸¹ *See e.g.*, “Teen sought abortion, so why is Utah doc charged with murder?” *available at* [http://www.sltrib.com/sltrib/news/53333105-78/riley-maryland-utah-abortion.html.csp?page=3%20\(last%20visited%20Mar.%2029,%202012\)](http://www.sltrib.com/sltrib/news/53333105-78/riley-maryland-utah-abortion.html.csp?page=3%20(last%20visited%20Mar.%2029,%202012)) (last visited May 22, 2013).

⁸² *See e.g.*, “Anti-abortion group releases Va. clinic inspection records,” *available at* <http://www.wafb.com/story/13880557/new-allegations-about-baton-rouge-abortion-clinic> (last visited May 22, 2013).

⁸³ ⁸³ *See e.g.*, “Statement of Deficiencies and Plan of Correction, Planned Parenthood of Southeastern Virginia, dated May 1, 2012,” *available at* http://www.sba-list.org/sites/default/files/content/shared/planned_parenthood_of_se_va.pdf (last visited May 22, 2013).

⁸⁴ *See e.g.*, “Statement of Deficiencies and Plan of Correction, Roanoke Medical Center for Women, dated Dec. 19, 2012,” *available at* http://www.sba-list.org/sites/default/files/content/shared/roanoke_medical_center_for_women_-_1st_revisit_report_12-19-2012.pdf (last visited May 22, 2013).

⁸⁵ *See e.g.*, “WV abortionist forced, botched abortion,” *available at* <http://www.adfmedia.org/News/PRDetail/8246> (last visited June 10, 2013).

⁸⁶ *See e.g.*, “WV abortionist forced, botched abortion,” *available at* <http://www.adfmedia.org/News/PRDetail/8246> (last visited June 10, 2013).

⁸⁷ For model legislation regulating abortion clinics, *see* AUL’s “Abortion Patients’ Enhanced Safety Act” and the “Women’s Health Defense Act,” *Defending Life 2013, supra*.