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CLERK OF THE JOHNSON COUNTY DISTRICT COURT

CASE NUMBER: 23CV03140

PII COMPLIANT



Court: Johnson County District Court
Case Number: 23CV03140
Case Title: HODES & NAUSER MDS PA, et al vs. KRIS KOBACH,
et al
Type: ORD: Order (Generic) ORDER DEEMING DEFENDANTS'
MOTION FOR NEW TRIAL TIMELY FILED

SO ORDERED,

/s/ Stephanie Goodenow, District Court
Judge

**IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS
CIVIL COURT DEPARTMENT**

HODES & NAUSER, MDs, P.A., on behalf of) itself, its patients, physicians, and staff; TRACI) LYNN NAUSER, M.D.; and) COMPREHENSIVE HEALTH OF PLANNED) PARENTHOOD GREAT PLAINS, on behalf) of itself, its patients, physicians, and staff,) Plaintiffs,) v.) KRIS KOBACH, in his official capacity as) Attorney General of the State of Kansas;) STEPHEN M. HOWE, in his official capacity) as District Attorney for Johnson County;) MARC BENNETT, in his official capacity as) District Attorney for Sedgwick County; MARK) A. DUPREE SR., in his official capacity as) District Attorney for Wyandotte County; the) STATE OF KANSAS ex rel. Kansas State) Board of Healing Arts; and JANET STANEK,) in her official capacity as Secretary of the) Kansas Department of Health and Environment,) Defendants.)))	Case No. 23CV03140 Division No. 12 K.S.A. Chapter 60
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ORDER DEEMING DEFENDANTS' MOTION FOR NEW TRIAL TIMELY FILED

On August 31, 2026, Defendants filed a motion for new trial, memorandum in support, and accompanying exhibits. On September 1, 2026, those documents were rejected by the clerk and Defendants refiled them with corrected cover sheets on the accompanying exhibits.

Defendants now move to declare their motion for new trial to be timely filed. Plaintiffs do not oppose. For good cause shown, the Court declares that Defendants' motion is timely filed for purposes of K.S.A. 60-259.

This order is effective on the date and time shown on the electronic file stamp.

SO ORDERED.

HON. STEPHANIE GOODENOW
District Court Judge

APPROVED BY:

/s/ James R. Rodriguez

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**Admitted pro hac vice*

Certificate of Service

The undersigned certifies that on September 4, 2026, the above documents were filed using the electronic filing system, which will send notification of such filing to all participants.

/s/ James Rodriguez
James Rodriguez