

FAX TO: Facility Director and All Staff Involved in Abortion Provision

RE: Patient Notice of Intent **CLINIC NAME:** _____

Fax Number: _____ **DATE:** _____

I am currently pregnant and I am aware that state and federal law allows me to obtain the reproductive health care which I determine to be in my best interest, including abortion or prenatal care. After having fully considered all of my options, I have independently decided to continue my pregnancy to term. However, I am being subjected to coercion by others which is meant to compel me to terminate my pregnancy. This coercion may include but is not limited to threats, intimidation, force or threats of force. I am hereby giving you notice that if I am brought to your facility [a] I will not be in a position to express my true wishes regarding my pregnancy, [b] it is against my will to terminate my pregnancy, and [c] I may be accompanied by at least one other person whose objective is to prevent me from either withholding or withdrawing my consent for an abortion. Given these circumstances, I will not be in a position to freely give legal consent for such a procedure. Should you perform an abortion on me despite being informed of this fact, you may be subject to criminal prosecution and/or civil liability for committing or conspiring to commit one or more of the following:

- | | | |
|---------------------|--------------------------|--|
| ·aggravated assault | ·child abuse | ·failure to report suspected child abuse |
| ·wrongful death | ·kidnapping | ·failure to obtain informed consent |
| ·injury to a child | ·fraud/misrepresentation | ·interference with parental relation |
| ·sexual assault | ·wrongful imprisonment | ·medical license violations |

By my signature below I state that I have read and understand this document. I have also directed that copies of it be provided to the entities or individuals identified below.

X _____
Complainant Signature

Printed Name

Date

Date of Birth

DL or SS number

Street Address – City – State – Zip

A copy of this document is to be provided to:

1. Every abortion clinic or abortion provider to which the complainant might be taken.
2. All law enforcement agencies (police, sheriff, district attorney, etc.) with jurisdiction where the complainant resides **AND** all law enforcement agencies with jurisdiction where the abortion may be performed.
3. All state authorized Child Protective Services agencies with jurisdiction where the complainant resides **AND** all state authorized Child Protective Services agencies with jurisdiction where the abortion may be performed. (This notification is necessary only when the complainant is a minor.)
4. The legal counsel representing the pregnancy center or other organization making these notifications on behalf of the complainant **AND** the legal counsel representing the complainant.

Dear Client,

If you have learned you are pregnant, you may be feeling confused, alone, and afraid to tell your parents or your boyfriend. Because you are faced with one of the most important decisions you may make in your life, you may have questions about what to do next.

We, at the pregnancy center, want to help you by giving you all the information about your options and tools so you can make the best decision. You are not alone. There is hope, and positive outcomes can arise from this situation. There are organizations ready to help you by providing resources, counseling, and even advise you of your legal rights.

One of these organizations is The Justice Foundation. We are working with The Justice Foundation to be sure that you are aware of your legal rights concerning your pregnancy. You may get a lot of advice and input about what decision you should make regarding your pregnancy, but it is ultimately your decision.

It is unlawful for your parents, relatives, or boyfriend to unduly pressure, force, or coerce you into having an abortion. In fact, to do so could subject them to potential criminal charges of child abuse or fetal homicide (killing a baby while still in the womb). The United States Supreme Court makes it clear that an abortion decision by a minor must be her decision; that it must be free, independent, voluntary, and non-coerced. **No one can legally force you to have an abortion.**

Some examples of statements of coercion or force include the following:

"If you have this baby, I am kicking you out of my house", or

"You are my child and you will do what I say."

Your parents do not have to support your child financially; however, they are legally obligated to continue to support you. Additionally, you have the right to receive child support from the father of your child. And you may be eligible for financial assistance from the State and other groups. Attached is a letter that you can give to your parents or anyone else pressuring you to have an abortion which explains your legal rights.

Other young women who have been in a similar situation have found:

"I am so glad that I was informed by my pregnancy center and The Justice Foundation that my parents couldn't force me into having an abortion."

"At first I was angry when my daughter told me she was pregnant and thought she should get an abortion. After having some time to cool off and read the parent letter, I told her that I would stand by whatever decision she made and she chose to parent her child."

In one situation a pregnant 14-year old's father insisted that she have an abortion and even took her to the abortion facility. But she wanted to keep her baby, asserted her legal rights, and now she is the mother of a beautiful little girl.

If your parents, relatives, or boyfriend are trying to pressure or coerce you into having an abortion, please show them the attached letter. If you need additional help in understanding or asserting your legal rights, please contact the pregnancy center or call The Justice Foundation at 210-614-7157.

Sincerely,



The Justice Foundation

Advancing Life, Liberty, and Justice

Dear Parent (or other concerned persons):

If you are reading this letter, then you have been informed that your minor daughter is pregnant. As difficult and upsetting to you as this information may be, there is hope and help for your daughter and you. Many organizations and groups, including The Justice Foundation and the organization that gave your daughter this letter, are available to help you. You are not alone, and you are not the first to face this issue -- there is hope. Positive, healthy outcomes can arise from this situation.

There are important new legal rights that your minor daughter now possesses as a mother that you should know about. Your daughter is now the mother of a child in the womb. Just as you were her mother or father before she was born; she is a mother now, regardless of the circumstances.

As a mother, she has the fundamental right to direct the upbringing and education of her child. *Pierce v. Society of Sisters*, 268 U.S. 510 (1925). That right is hers -- not anyone else's. Although you still have the legal duty to care for her, protect, and provide for her, she has the right to make decisions about the child in her womb, your grandchild.

You (or any other person) may not force, coerce, or pressure your daughter to have an abortion. To do so could subject you to the criminal charge of fetal homicide (killing a baby while still in the womb) in the many states with fetal homicide laws. In other words, any third party (including a relative) who causes the baby to be killed may be guilty of fetal homicide. See, for example, *Lawrence v. State*, 211 S.W.3d 883, 884-85 (Tex. App. - Dallas 2006). You may also be prosecuted under the Federal Unborn Victims of Violence Act.

Even though abortion may be legal, you do not have any right to ***force, coerce, exert undue influence, or pressure*** your daughter to have an abortion. The United States Supreme Court makes it clear that an abortion decision by a minor must be hers, that it must be free, independent, voluntary, and non-coerced. See *Bellotti v. Baird*, 443 U.S. 622 (1979). Force, excessive coercion, or duress may also subject you to reporting and prosecution for child abuse. Besides possible criminal prosecution, if you force, coerce, or exert undue pressure, then both you and the abortionist could be held liable for various civil torts, such as battery, negligence, false imprisonment, or other claims.

Some common examples of what would be, in our opinion, excessive coercion, force, duress, or involuntary undue influence might include one or more of the following:

1. "If you have this baby, I am kicking you out of my house." (You do not have to support her child, but you do have to support ***her*** just as she has to support her baby. The state and other groups may assist her with support for her child. She also has the right to child support from the father of the child. You and/or she may be eligible for financial assistance from the state and other groups.)
2. "No more talking, I am taking you for an abortion. I have made the appointment."

The Justice Foundation is a non-profit, 501(c) (3) organization.

The Justice Foundation | 8122 Datapoint, Suite 812 | San Antonio, Texas 78229 | 210-614-7157 | 210-614-6656 fax

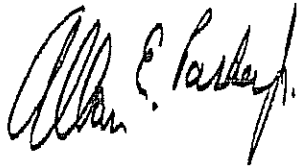
info@txjf.org | www.thejusticefoundation.org | www.operationoutcry.org

3. "You are my child and you will do what I say. You will have to have the abortion."
4. "I will beat you within an inch of your life, if you don't stop this nonsense. You are not keeping this baby, and I don't care what you think." (Any threat or infliction of violence is unlawful.)
5. "You are grounded, cut off, and stranded, (or any other punishment) if you don't have this abortion."

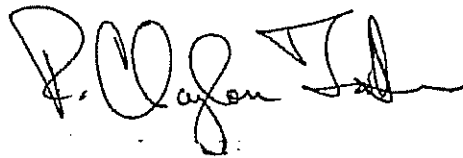
The attached resource list includes some organizations that may be able to assist you in many ways at this time of need.

As a Christian organization, we provide our services at no charge to those in need. We have heard from many women who have been forced or pressured to have abortions about the years of devastation resulting from abortion. We hope that this has been helpful to you and desire that you get all the help that you need.

Sincerely,



Allan E. Parker
President
The Justice Foundation



R. Clayton Trotter
General Counsel
The Justice Foundation



Kathleen Cassidy Goodman
Lead Counsel of the Center Against Forced Abortions
A Project of The Justice Foundation

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