

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 18-50484

WHOLE WOMAN'S HEALTH; BROOKSIDE WOMEN'S MEDICAL CENTER, P.A., doing business as Brookside Women's Health Center and Austin Women's Health Center; LENDOL L. DAVIS, M.D.; ALAMO CITY SURGERY CENTER, P.L.L.C., doing business as Alamo Women's Reproductive Services; WHOLE WOMAN'S HEALTH ALLIANCE; DR. BHAVIK KHUMAR,

Plaintiffs - Appellees

v.

CHARLES SMITH, Executive Commissioner of the Texas Health and Human Services Commission, in his official capacity,

Defendant - Appellee

v.

TEXAS CATHOLIC CONFERENCE,

Movant - Appellant

Appeal from the United States District Court
for the Western District of Texas

Before JONES, COSTA, and HO, Circuit Judges.

For reasons to be explained, this court **REVERSES** the order of the district court denying Appellant's motion to quash and compelling discovery of

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internal communications within the Texas Conference of Catholic Bishops.
Opinions to be filed no later than Sunday, July 15.¹

¹ Judge Costa dissents, opinion to follow.