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 DISTRICT COURT  
 TERRY HALPIN  
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MONTANA THIRTEENTH JUDICIAL DISTRICT COURT  
 YELLOWSTONE COUNTY

<p>PLANNED PARENTHOOD OF          MONTANA and JOEY BANKS, M.D.,          on behalf of themselves and their pa-          tients,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>STATE OF MONTANA, by and through          AUSTIN KNUDSEN, in his official ca-          pacity as Attorney General,</p> <p style="text-align: center;">Defendants.</p>	<p>DV-21-00999</p> <p>Hon. Gregory R. Todd</p> <p><b>DECLARATION OF PATRICK M.          RISKEN IN OPPOSITION TO THE          MOTION FOR PRELIMINARY          INJUNCTION</b></p>
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I, Patrick M. Risken, declare:

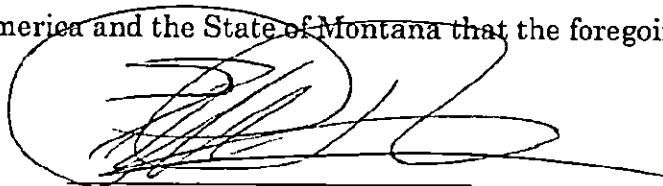
1. I am a licensed, practicing attorney in the State of Montana, and am currently employed by the Montana Department of Justice, Office of the Attorney General.

2. Attached hereto as Exhibit A is a letter from the Department of Labor and Industry to the Department of Justice dated August 5, 2021, stating the number of licensed medical providers in Montana whose are able to perform abortions under their license.

3. At that time, the State of Montana has 1,033 actively licensed physician assistants and 6,960 actively licensed physicians. That information was requested from the Montana Department of Labor & Industry, Business Standards Division, Board of Medical Examiners and submitted in a separate case pending in the First Judicial District, *Weems, et al. v. State of Montana, et al*, Montana First Judicial District Court, Lewis and Clark County, Cause No. ADV 2018-73.

I submit this declaration pursuant to Mont. Code Ann. §§ 1-6-105 and 27-19-303, which together permit parties to present declarations for the court to consider at a preliminary injunction hearing. I hereby declare under penalty of perjury under the laws of the United States of America and the State of Montana that the foregoing is true and correct.

Dated: September 7, 2021

A handwritten signature in black ink, appearing to read 'Patrick M. Risken', is written over a horizontal line. The signature is enclosed within a hand-drawn oval.

PATRICK M. RISKEN

## CERTIFICATE OF SERVICE

I certify a true and correct copy of the foregoing was delivered by email to the following:

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Date: September 7, 2021



ROCHELL STANDISH

# Exhibit A



Montana Department of  
**LABOR & INDUSTRY**

August 5, 2021

Department of Justice  
Office of the Attorney General  
C/O Rochelle Standish  
215 North Sanders  
PO Box 201401  
Helena MT 596201-1401

Dear Ms. Standish:

The Montana Department of Labor and Industry, Business Standards Division works with boards and programs to ensure the health, safety, and welfare of the citizens of Montana. The Board of Medical Examiners is one of those boards and they license physicians and physician assistants in the State.

Currently, the State of Montana has 1,033 actively licensed physician assistants and 6,960 actively licensed physicians. Although licensed, the Department has no way of knowing if the licensees are actively practicing in the State of Montana.

Sincerely,

Melissa West  
Compliance/Inspector Supervisor  
406 841 2330  
[melwest@mt.gov](mailto:melwest@mt.gov)