

**Subject:** Questions  
**From:** Megan Palla  
**Date:** 10/18/2022, 5:08 PM  
**To:** Jared Morris

Jared,

1. It seems as if there were extreme edits to the ordinance between the one presented to us from MLD and what was edited by Commissioner Jones and others I assume. I understand Jonathan Mitchell approved all edits, but why? It makes me feel like there is something else up their sleeve and they don't care what our ordinance says, they just want us to stick our neck out and pass something. Is there some other motive? I feel like a pawn in a game, but I don't know the rules of the game and what the end result they are looking for. Help me understand.
2. Why did MLD target Clovis and Hobbs? Did the Mayor reach out to him first?
3. MLD stated in the special meeting that the commission is "tempting him to say something he doesn't want to say." What did he mean by this ?
4. MLD also stated that he doesn't want this pushed past the election. Why?
5. In the meeting a woman stated concern that the ordinance wasn't written by you and against city charter. Is this a concern of yours?
6. ACLU wants emails between us and Jonathan Mitchell. I haven't sent any, but can they do this? Is this because we have not retained him as an attorney at this point?
7. I am feeling like this ordinance was crafted by MLD, Mitchell and Seibel for publicity for something I can't put my finger on. Are the three of them working together in some form or is it just chance they all seem to be together?
8. In U.S.C 1462 if (a) and (b) are ignored in common practice today, legally, what makes this ordinance able to stand on (c)?
9. Is the plan in the ordinance to stop the clinic after they apply for a license by failing to comply with 9.90.030 F on the application in the compliance portion?
10. Will licensure for each clinic actually come before the city commission for approval?
11. Am I correct in assuming 9.90.070 Severability is just like all the other severability clauses in ordinances. I got lost in the weeds on that section.
12. Can we get Jonathan Mitchell to affirm/answer any of the following:
  - He will represent us for free.... to the end
  - This will not cause a financial burden to the city
  - The city will not be liable for attorney fees on the other side if we lose
  - If these chances are so low, what is the purpose
13. Can you/Mitchell quantify the cost to the city if we lose
14. Does the city of Clovis even have the legal right to enforce federal law?
15. If the state law on abortion conflicts with federal law, what strength do we have as a city to argue we must uphold the federal law and ignore the state law?

**#15521.1**

16. One more MLD question: If I remember right in the first meeting he attended, he stated that needed this passed quickly because there were other things they were working on but could not discuss. What did he mean by that.

17. Can we sit down as a commission and ask MLD questions? Will he be at any other meetings? Is this a dumb idea? Seems like he is a local folk hero now.

18. What do you NOT want me to ask publically in a meeting? I feel like there is only fear on the table and no facts. I want the public to hear some of these facts, but I don't want you to wish you had muzzled me!

Thanks for the advice.

Megan

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