FILED
9/20/2021 9:07 AM
Mary Angie Garcia
Bexar County District Clerk
Accepted By: Martha Medellin

2021CI19920

Felipe N. Gomez **Pro Choice Plaintiff** **v.** **Dr. Alan Braid,** **Pro Choice Defendant**	**Case No:** Bexar County - 224th District Court Texas Heartbeat Act (S.B. 8) Sec. 171.208 Action Declaratory Judgment

COMPLAINT

NOW COMES FELIPE GOMEZ a U.S.A. Citizen, and "person", as defined in Texas Heartbeat Act, Sec. 171.208, and per Sec.171.208 COMPLAINS as follows:

1. On information and belief Texas resident Defendant Braid, 5838 Joiner, San Antonio, TX 78238, performed an abortion in Texas on or about 9.6.21 where his patient was more than 6 weeks pregnant, which Sec. 171.208(a)(1) declares is illegal.

2. Plaintiff, a USA citizen (Illinois resident) and "person" as defined in the Texas Hearbeat Act files this suit against Defendant, MOVES the Court to declare that the Act is Unconstitutional, and in violation of Roe v Wade.

3. The Act provides in relevant part:

   "Sec. 171.208. CIVIL LIABILITY FOR VIOLATION OR AIDING OR ABETTING VIOLATION. (a) Any person, other than an officer or employee of a state or local governmental entity in this state, may bring a civil action against any person who: (1) performs or induces an abortion in violation of this subchapter;

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4. Plaintiff alleges that Defendant did not violate *Roe v Wade*, and that the Act is illegal as written and as applied here until *Roe v Wade* is reversed or modified.

WHERFORE, PLAINTIFF seeks the Court Declare the Act to be illegal as written and/or as applied to the instant facts.

Submitted By: s/ *Felipe Gomez,* Pro Se Date: **09.19.21**

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