

July 29, 2014

Last Friday a three member panel of the Eleventh Circuit Court of Appeals overturned a trial judge's earlier ruling that the prohibition on discussing guns in a doctor's office was unconstitutional. If left unchallenged, Friday's ruling would allow the State to regulate and punish physicians for speech made in the privacy of their offices.

The Florida Chapter, ACP, will not allow this ruling to go unchallenged. On Saturday former Governor Stuart B. Himmelstein, M.D., FACP and Chapter Counsel Christopher L. Nuland, Esq. met with lawyers and doctors from around the country to develop an action plan. As a result of that meeting, the Chapter and its allies will petition the entire 11th Circuit panel of judges (not just three members) to rehear the case. While the Chapter is confident that the entire 11th Circuit will reinstate the trial court's ruling, we are prepared to take this case to the Supreme Court, if necessary, as the core issue in this case is one on which we cannot compromise- that being the right and obligation of the physician to have uncensored dialogue with patients.

In the meantime, it is important to note that the injunction remains in place until such time as the entire 11th Circuit has ruled.

Members having questions should feel free to contact Chapter General Counsel Christopher L. Nuland, Esq. for further information at nulandlaw@aol.com.

Attachments:

NOTE: The links below will direct your browser to the location where the documents attached to this email have been posted.

[Florida ruling overturns injunction on Docs and Glocks 7 28 14](#)