

STATE OF INDIANA  
IN THE MARION COUNTY CIRCUIT/SUPERIOR COURT

MISC. CAUSE NO. \_\_\_\_\_

IN THE MATTER OF:

ORLANDO WOMEN'S CENTER, LLC,  
and

DR. JAMES PENDERGRAFT, doing  
business as ORLANDO WOMEN'S  
CENTER and  
WWW.WOMENSCENTER.COM,

Respondents.

**ASSURANCE OF  
VOLUNTARY COMPLIANCE**

**I. INTRODUCTION**

1. The State of Indiana, by Attorney General Curtis T. Hill, Jr. and Deputy Attorney General Jacob M. Murray, and the Respondents, Orlando Women's Center, LLC and Dr. James Pendergraft, enter into an Assurance of Voluntary Compliance pursuant to Ind. Code § 24-5-0.5-7.
2. The State of Indiana alleges that the Respondents violated Indiana's Deceptive Consumer Sales Act, Ind. Code § 24-5-0.5-1 *et seq.*, in their solicitations to Indiana consumers. Specifically, the State of Indiana alleges Respondents represented they operated multiple abortion clinics located within Indiana when, in fact, they only maintained abortion clinic locations in Florida.
3. This Assurance is entered into without any adjudication of any issue of fact or law, and upon consent of the parties.

4. Any violation of the terms of this Assurance constitutes *prima facie* evidence of a deceptive act.
5. Matters addressed in this Assurance may be reopened in the future for further proceedings in the public interest, at the Attorney General's discretion.

## **II. PARTIES**

6. The Attorney General is authorized to enter into this Assurance pursuant to Indiana Code § 24-5-0.5-7.
7. Orlando Women's Center, LLC is a Nevada limited liability company with a principal place of business at 1103 Lucerne Terrace, Orlando, Florida 32806. In September of 2018, the Nevada Secretary of State revoked the registration of Orlando Women's Center, LLC for failing to file its annual report.
8. Dr. James Pendergraft is an individual last known to reside at 609 Virginia Drive, Orlando, Florida 32803. Pendergraft is the owner of Orlando Women's Center, LLC and continued operation of the business under the d/b/a Orlando Women's Center and [www.womenscenter.com](http://www.womenscenter.com) once Nevada revoked its business registration.

## **III. AGREEMENT**

9. The terms of this Assurance apply to and are binding upon Respondents, their employees, agents, representatives, successors, and assigns.
10. Respondents shall immediately cease all advertising referencing any Indiana abortion clinic locations operated, maintained, or affiliated with the Respondents.

11. Respondents shall remove all blog posts contained on the [www.womenscenter.com](http://www.womenscenter.com) domain referencing Indiana abortion clinics operated, maintained, or affiliated with the Respondents.
12. Respondents shall be permanently enjoined from representing they operate, maintain, or are affiliated with any Indiana abortion clinic locations, unless the Respondents do have such a relationship with an Indiana abortion clinic licensed by the Indiana State Department of Health or other agency that licenses abortion clinics in Indiana.
13. Respondents shall comply with all provisions of Ind. Code § 24-5-0.5-1 *et seq.*, including but not limited to refraining from representing the subject of a consumer transaction has sponsorship, approval, performance, characteristics, accessories, uses, or benefits it does not have, in violation of Ind. Code § 24-5-0.5-3(b)(1).
14. Respondents agree to a stipulated civil penalty in the amount of nine thousand dollars (\$9,000.00) in favor of the State of Indiana.
15. Respondents shall not represent that the Office of the Attorney General approves or endorses the past or future business practices of the Respondents, or that execution of this Assurance constitutes such approval or endorsement.
16. Respondents shall fully cooperate with the Office of the Attorney General in resolving any future written complaints received by the Consumer Protection Division.
17. The Office of the Attorney General shall file this Assurance with the Marion County Circuit or Superior Court and petition the Court to approve this

Assurance, as required by Ind. Code § 24-5-0.5-7(a). The Court's approval of this Assurance shall not act as a bar to any private right of action.

DATED this 7<sup>th</sup> day of December, 2020.

**STATE OF INDIANA**

CURTIS T. HILL, JR.  
INDIANA ATTORNEY GENERAL  
Attorney Number 13999-20

**RESPONDENT**

Orlando Women’s Center, LLC

By: \_\_\_\_\_  
Jacob M. Murray  
Deputy Attorney General  
Attorney Number 34129-06

DocuSigned by:  
  
By: \_\_\_\_\_  
5BB0E026A72F46A  
James S. Pendergraft IV, Manager

**RESPONDENT**

Dr. James Pendergraft

DocuSigned by:  
  
By: \_\_\_\_\_  
5BB0E026A72F46A  
James S. Pendergraft, IV