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15  
16 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
17 COUNTY OF ALAMEDA

18  
19 THE PEOPLE OF THE STATE OF  
20 CALIFORNIA,  
21 Plaintiff,  
22 v.  
23 HEARTBEAT INTERNATIONAL, INC., and  
24 REALOPTIONS, INC.,  
25 Defendants.

Case No.: 23CV044940

**DECLARATION OF LYNETTE  
ESCAPITE IN SUPPORT OF  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT**

1 I, Lynette Escapite, declare and state as follows:

2 1. I received Abortion Pill Reversal treatment at a pregnancy help clinic in California  
3 in 2023. I am submitting this declaration in support of Heartbeat International's and RealOptions'  
4 motion for summary judgment or, alternatively, summary adjudication. I am over 18 years of age  
5 and competent to submit this testimony. All of the matters discussed below are based on my own  
6 personal knowledge and experience.

7 2. In October 2023, after receiving an ultrasound at Planned Parenthood, Plaintiff, I  
8 learned I was pregnant with my 5th child. I had previously had an abortion. When asked at Planned  
9 Parenthood what I wanted to do, I stated I wanted an abortion. But at that time, I was not really  
10 thinking and I was very afraid of being judged by my family and others.

11 3. At Planned Parenthood, in the morning, I took the first abortion pill. Planned  
12 Parenthood told me that once I took the first pill, I could not go back. While at Planned Parenthood,  
13 I received an ultrasound; I saw that my baby was already formed and I saw its beating heart. I  
14 regretted having taken the first pill and I changed my mind about the abortion.

15 4. I left Planned Parenthood, went to my car and started crying. I was heartbroken  
16 about my baby. I went home and tried to make myself throw up the pill, but I couldn't. At the time,  
17 I did not know anything about abortion pill reversal. Because of what I had been told at Planned  
18 Parenthood, I believed it was not possible to reverse the abortion.

19 5. At home I searched online for how to reverse an abortion. I read stories on a website  
20 about reversed abortions. I read some stories stating that everything went well, but I do not  
21 remember reading the whole thing. I was trying to quickly find answers as to what I could do to  
22 save my baby; I was desperate to save my baby.

23 6. I do not remember reading specific statements on the website, such as the 64-68%  
24 success rate or whether abortion pill reversal is safe and effective. That wasn't important to me. But  
25 I do remember reading stories about abortion pill reversal helping the mom.

26 7. In addition to looking at the website, I also watched YouTube videos about abortion  
27 pill reversal. On YouTube I came across a lot of negative things and positive things, but I wound  
28 up calling the number that popped up in my online searches about abortion pill reversal.

1           8.       I called the number and the nurse who answered about my situation. The woman  
2 asked what state and city I was in, and she said there were some clinics near me. She gave me a  
3 phone number to a clinic in Huntington Beach, which I called. The clinic asked me when I could  
4 come in and I said as soon as I could. I was told to come to the clinic at 3:00 p.m. that day.

5           9.       I believed I had limited time to save my baby because the day after taking the first  
6 abortion pill, I was supposed to take 4 more pills. I was thinking of not taking the other pills and  
7 wondered what would happen if I did not take them.

8           10.      By approximately 3:00 p.m. on the same day I took the first abortion pill, I was at  
9 the clinic in Huntington Beach. The ladies at the clinic were kind and loving and did not judge me.  
10 When I arrived, the clinic confirmed my pregnancy based on a urine test and then performed an  
11 ultrasound that showed my baby was still alive. There, I took a progesterone pill in the hope of  
12 saving my baby. No one at the clinic asked me for health insurance information.

13          11.      I recall nurses at the clinic telling me that it was a 50/50 chance of saving my baby,  
14 depending on when I took the abortion pill and when I took the abortion pill reversal. I understood  
15 that if, rather than getting help as soon as I did, I waited for a long time between taking the first  
16 abortion pill and the abortion pill reversal, that the reversal probably would not be effective.

17          12.      The ladies at the clinic told me about the risks of APR and other information about  
18 APR including information contained in a consent form. They told me about potential bleeding,  
19 and I already had some spotting. Reading the consent form did not change anything in my  
20 understanding about APR that I had learned from the hotline number. I was scared and had a lot  
21 mixed emotions when I read that information. But I was trying to save my baby and I had hope that  
22 I could. I felt desperate because I wanted to try to save my baby. The clinic gave me progesterone  
23 pills to be taken daily—they gave me 14 pills. I signed the consent form when I was given the pills.  
24 About four hours passed between the time I took mifepristone and the time I took my first  
25 progesterone pill.

26          13.      A few days after the day I took the first abortion pill and the progesterone, I  
27 experienced bleeding and believed that the APR probably failed and that I might be miscarrying. I  
28 went to the hospital, where they did an ultrasound, which showed that my baby was still there.

