

04-429 ROSE ET AL. V. PLANNED PARENTHOOD OF SOUTH CAROLINA, ET. AL.

QUESTIONS PRESENTED

1. Did the Fourth Circuit erroneously hold that plaintiffs have standing to pursue this action under the analysis set forth in *Lujan v. Defenders of Wildlife*, especially in view of the fact that it failed to address directly contrary decisions rendered by the Fifth and Eleventh Circuits?
2. Even assuming that plaintiffs have standing to maintain this action, did the Fourth Circuit nevertheless erroneously hold that the issuance of a "Choose Life" license plate violates plaintiffs' First Amendment rights even though the license plate constitutes government speech?