

The Guardianship of J.D.S From LifeNews.com

A Florida court of appeals affirmed the trial court's ruling and held that a Florida statute failed to provide for an appointment of a guardian for a fetus in an instance where a mentally retarded woman who was sexually abused became pregnant but was unable to provide for her own care and make her own decisions.

The court further concluded that the state is not required to appoint the fetus a guardian because to be appointed a guardian, a fetus must be regarded as a person; however, under Florida law, a fetus is not a person.

Additionally, the law safeguards the interests of the fetus because a guardian cannot authorize an abortion of the fetus unless two physicians make a certification in writing as to the pregnant woman's health and the guardian obtains authority from the court to consent to the abortion.

November 17, 2004

[Caregiver in Disabled Florida Woman's Pregnancy Case Cleared of Neglect](#)

April 21, 2004

[Florida Man in Disabled Woman-Abortion Case Won't Go to Prison](#)

April 2, 2004

[Family of Disabled Woman in Abortion Controversy Won't be Guardians](#)

January 29, 2004

[Florida Governor Wants Pro-Life Law Allowing Guardians for Unborn Children](#)

January 22, 2004

[Pennsylvania Judge Allows Unborn Child to Have Legal Guardian](#)

January 13, 2004

[Florida Governor Hasn't Decided on Unborn Child's Guardian Case](#)

January 9, 2004

[Court's opinion on J.D.S. Guardian Case](#)

October 25, 2003

[Assailant in Unborn Guardianship Case May be Mentally Disabled](#)

September 9, 2003

[Man Arrested in Connection with J.D.S. Abortion Case](#)

August 31, 2003

[Mentally Disabled Florida Woman Gives Birth](#)

August 21, 2003

[Appeals Court Hears Disabled Woman's Unborn Child Case](#)

August 16, 2003

[Florida Guardianship Case May Create Key Legal Precedent](#)

July 2, 2003

[Florida Bureaucrat Fired Over Dispute on Disabled Woman's Abortion](#)

June 25, 2003

[Judge Allows Disabled Florida Woman to Have Baby](#)