



DISTRICT OF COLUMBIA

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TENNESSEE

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VIRGINIA

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August 22, 2025

Hon. Jason S. Miyares
Attorney General of Virginia
202 North Ninth Street
Richmond, VA 23219

Re: Urgent Request Regarding School-Arranged Abortions in Fairfax County and Broader Violations of Abortion Restrictions

Dear Attorney General Miyares:

The American Center for Law & Justice¹, is deeply troubled by the recent reports emerging about the Fairfax County school system. We write to commend the attention you and the Governor have already given to this troubling development and to urge you to pursue every action necessary to address these potential criminal actions and to protect parental rights.

As you are aware, on August 6, 2025, a report surfaced that staff at Centreville High School in Fairfax County allegedly arranged—and may have paid—for abortions for underage students.²

¹ By way of introduction, the ACLJ is an organization dedicated to the defense of constitutional liberties secured by law. ACLJ attorneys have argued before the Supreme Court of the United States in a number of significant cases involving the freedoms of speech and religion. See *Pleasant Grove City v. Summum*, 555 U.S. 1210 (2009) (unanimously holding that the Free Speech Clause does not require the government to accept counter-monuments when it has a war memorial or Ten Commandments monument on its property); *McConnell v. FEC*, 540 U.S. 93 (2003) (unanimously holding that minors enjoy the protection of the First Amendment); *Lamb's Chapel v. Center Moriches Sch. Dist.*, 508 U.S. 384 (1993) (unanimously holding that denying a church access to public school premises to show a film series on parenting violated the First Amendment); *Bd. of Educ. v. Mergens*, 496 U.S. 226 (1990) (holding by an 8-1 vote that allowing a student Bible club to meet on a public school's campus did not violate the Establishment Clause); *Bd. of Airport Comm'rs v. Jews for Jesus*, 482 US 569 (1987) (unanimously striking down a public airport's ban on First Amendment activities).

² Nick Minock, *Fairfax County Schools Investigates Claims Staff Arranged Abortions for Students*, ABC7NEWS (Aug. 6, 2025), <https://wjla.com/news/local/student-abortion-fairfax-county-public-schools-investigation-staff-arranged-reproductive-health-fcps-centerville-high-school-minors-taxfunded-virginia-employee-parents-sex-education-regulation-2504>.

These staff members made no attempt to inform the parents of the students to obtain their consent, in direct violation of Virginia law.³ We are encouraged that Governor Youngkin has since directed the Virginia State Police Bureau of Criminal Investigation to undertake a full probe into the Fairfax County School District.⁴ However, given the seriousness of these allegations, we believe further action is warranted.

Earlier this year, school districts in Virginia and other states came under Department of Education scrutiny for violations of parental rights,⁵ leading to a directive requiring compliance with FERPA and PPRA.⁶ That directive was issued after “reports that state educational agencies and school divisions are hiding critical information from parents, such as . . . their mental and physical wellbeing.”⁷ This new incident in Fairfax County reflects the same disregard for parental rights, the well-being of students, and Virginia law.

Fairfax County’s own policy illustrates the problem. It states that “every *effort* shall be made to encourage and support students suspecting pregnancy to discuss their concerns with their parents or guardians.”⁸ Yet despite Virginia’s requirement that parental consent be obtained before a minor undergoes an abortion, the policy does not actually mandate parental notification. In practice, “every effort” creates no enforceable obligation, leaving staff free to undermine both parents and the law.

This raises serious questions not only about Fairfax County, but about school systems across Virginia. Are other school staff members aiding minors in circumventing parental involvement and state law? What additional policies allow staff to evade their legal duties to parents? Given the record of disregard already documented by the Department of Education, there is good reason to believe these problems are not isolated, but systemic.

Equally troubling, as of the time of writing this letter, there has been no reported investigation into the role of Falls Church Healthcare Center (FCHC), the abortion facility involved. If FCHC had followed the law and ensured parental consent, this controversy would not exist. Short of misrepresentation by school staff, there is no lawful explanation for how abortions could have been performed on minors without parental consent or judicial override. An investigation is needed to determine whether misrepresentation occurred and, if not, to hold FCHC accountable for violating the consent requirements of Va. Code Ann. § 16.1-241(W).

³ Va. Code Ann. § 16.1-241(W) (requiring parental consent or judicial waiver for an abortion performed on an unemancipated minor).

⁴ Nick Minock, *Gov. Youngkin Initiates Criminal Probe into Fairfax County Schools' Abortion Claims*, ABC7NEWS (Aug. 13, 2025), <https://wjla.com/news/local/gov-youngkin-orders-virginia-state-police-investigation-fairfax-county-centreville-high-schools-abortion-scandal-allegations-school-approved-funded-bankrolled-student-without-parental-notification>.

⁵ Nathaniel Cline, *Virginia Schools Face Federal Scrutiny Over Parental Rights Laws*, VA MERCURY (Mar. 31, 2025), <https://virginiamercury.com/2025/03/31/virginia-schools-face-federal-scrutiny-over-parental-rights-laws/>.

⁶ *Id.*

⁷ *Id.*

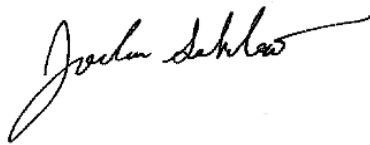
⁸ Minock, *supra* note 2 (emphasis added).

The ACLJ had long documented the abortion industry's repeated disregard for law and ethics—from the sale of aborted babies' body parts,⁹ to the murder factories of Kermit Gosnell,¹⁰ to the now common practice of shipping abortion pills into states that have banned them; the abortion industry is riddled with practices both illegal and harmful to the women and girls these facilities claim to care about. This issue in Fairfax County is yet another manifestation of such practices.

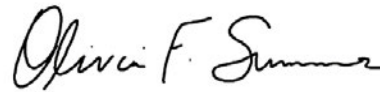
For the above reasons, we respectfully request that you 1) initiate an investigation into Virginia school systems to ensure that parental rights are not being violated, and 2) investigate the involvement and legal compliance of FCHC in this matter.

Thank you for your attention to this pressing issue. The ACLJ stands ready to assist in whatever way possible.

Respectfully,



Jordan Sekulow
Executive Director
American Center for Law & Justice



Olivia F. Summers
Senior Litigation Counsel
American Center for Law & Justice

⁹ Dana Kennedy, *Planned Parenthood Execs Allegedly Caught Discussing Sale of Fetus Body Parts in Shocking Undercover Video*, NEW YORK POST (Aug. 8, 2024), <https://nypost.com/2024/08/08/us-news/undercover-video-allegedly-shows-planned-parenthood-scandal/>.

¹⁰ *Kermit Gosnell Update: Convicted PA. Abortion Doctor Gets Life in Prison*, CBS NEWS (May 14, 2013), <https://www.cbsnews.com/news/kermit-gosnell-update-convicted-pa-abortion-doctor-gets-life-in-prison/>.