

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**CHARLES GRESHAM, et al.**

**PLAINTIFFS**

**v.**

**No. 1:18-cv-01900JEB**

**ALEX M AZAR, et al.**

**DEFENDANTS**

**STATE OF ARKANSAS**

**DEFENDANT-INTERVENOR**

**UNOPPOSED MOTION TO SUBSTITUTE**

The State of Arkansas, for its Motion to Substitute, states as follows:

1. On January 14, 2019, Arkansas filed its reply brief in support of its Motion for Summary Judgment. ECF No. 45. With this brief, Arkansas submitted an affidavit which, among other things, provided updated information on each of the Plaintiff's Arkansas Works beneficiary status. ECF No. 45-1.

2. On February 7, 2019, Plaintiffs' counsel informed Arkansas that the affidavit contained inaccurate information with regard to one of the Plaintiffs, Russell Cook. Upon further investigation, counsel for Arkansas determined that the Arkansas Department of Human Services inadvertently provided information for another beneficiary named Russell Cook.

3. Arkansas files this motion to substitute the previous affidavit, ECF No. 45-1, with the attached corrected affidavit. Paragraph 4(h) has been amended to reflect the correct beneficiary information for Plaintiff Russell Cook; the remainder of the affidavit remains the same.

4. Arkansas has conferred with counsel for all other parties, and none oppose this motion.

Respectfully submitted,

LESLIE RUTLEDGE  
Attorney General

/s/ Dylan L. Jacobs

Nicholas J. Bronni

Solicitor General of Arkansas

Dylan L. Jacobs

Assistant Solicitor General

Arkansas Attorney General's Office

323 Center Street, Suite 200

Little Rock, AR 72201

Ph: (501) 682-2007

Fax: (501) 682-2591

Email: [Dylan.Jacobs@ArkansasAG.gov](mailto:Dylan.Jacobs@ArkansasAG.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that February 8, 2019, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which shall send notification of such filing to any CM/ECF participants.

/s/ Dylan L. Jacobs

Dylan L. Jacobs