

**United States Court of Appeals**

FIFTH CIRCUIT  
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LYLE W. CAYCE  
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April 08, 2019

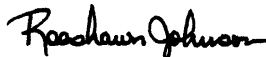
MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 19-10011 State of Texas, et al v. USA, et al  
USDC No. 4:18-CV-167

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Roeshawn Johnson, Deputy Clerk  
504-310-7998

Mr. Ryan Wolfe Allison  
Ms. Ginger Anders  
Mr. Peter J. Anthony  
Mr. A. Xavier Baker  
Mr. Benjamin Battles  
Mr. Matthew Joseph Berns  
Mr. Jack R. Bierig  
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Mr. David J. Hacker  
Ms. Caitlin Joan Halligan  
Mrs. Fadwa A. Hammoud  
Mr. Brooks M. Hanner  
Mr. Kyle Douglas Hawkins

Mr. Joshua L. Hedrick  
Mr. Matthew S. Hellman  
Mr. Robert E. Henneke  
Ms. Hyland Hunt  
Mr. Scott H. Ikeda  
Mr. Paige Jennings  
Mr. John T. Kitchens  
Mr. Jeremy Kreisberg  
Ms. Maria Rose Lenz  
Mr. Douglas Neal Letter  
Mr. Sean Michael Marotta  
Ms. Catherine M. Masters  
Mr. Darren Lee McCarty  
Mr. Matthew Robert McGuire  
Mr. Raffi Melkonian  
Mr. Jonathan Meltzer  
Ms. Rachel Miller-Ziegler  
Ms. Karen S. Mitchell  
Mr. Robert Tadao Nakatsuji  
Mr. Eric Olson  
Ms. Neli N. Palma  
Mr. Joseph R. Palmore  
Ms. Beth Bivans Petronio  
Mr. Ashwin Pradyumna Phatak  
Mr. Michael Qian  
Mr. Joseph Rubin  
Mr. Richard Salgado  
Mr. Jaime Santos  
Mr. William B. Schultz  
Mr. Pratik A. Shah  
Ms. Kristin Ann Shapiro  
Mr. Brett Shumate  
Mr. Samuel Siegel  
Ms. Benna Ruth Solomon  
Mr. Jeffrey T. Sprung  
Mrs. Heidi Parry Stern  
Mr. Todd Barry Tatelman  
Mr. Martin Vincent Totaro  
Ms. Jessica Elaine Underwood  
Ms. Lorraine Alofa Van Kirk  
Ms. Caroline Van Zile  
Mr. Donald B. Verrilli Jr.  
Mr. Stephen B. Vogel  
Mr. Eric A. White  
Ms. Jessica Willey  
Mr. Daniel W. Wolff  
Ms. Elizabeth Bonnie Wydra  
Mr. David Meir Zions

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 19-10011

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STATE OF TEXAS; STATE OF WISCONSIN; STATE OF ALABAMA;  
STATE OF ARIZONA; STATE OF FLORIDA; STATE OF GEORGIA; STATE  
OF INDIANA; STATE OF KANSAS; STATE OF LOUISIANA; STATE OF  
MISSISSIPPI, by and through Governor Phil Bryant; STATE OF MISSOURI;  
STATE OF NEBRASKA; STATE OF NORTH DAKOTA; STATE OF SOUTH  
CAROLINA; STATE OF SOUTH DAKOTA; STATE OF TENNESSEE;  
STATE OF UTAH; STATE OF WEST VIRGINIA; STATE OF ARKANSAS;  
NEILL HURLEY; JOHN NANTZ,

Plaintiffs - Appellees

v.

UNITED STATES OF AMERICA; UNITED STATES DEPARTMENT OF  
HEALTH & HUMAN SERVICES; ALEX AZAR, II, SECRETARY, U.S.  
DEPARTMENT OF HEALTH AND HUMAN SERVICES; UNITED STATES  
DEPARTMENT OF INTERNAL REVENUE; CHARLES P. RETTIG, in his  
Official Capacity as Commissioner of Internal Revenue,

Defendants - Appellants

STATE OF CALIFORNIA; STATE OF CONNECTICUT; DISTRICT OF  
COLUMBIA; STATE OF DELAWARE; STATE OF HAWAII; STATE OF  
ILLINOIS; STATE OF KENTUCKY; STATE OF MASSACHUSETTS;  
STATE OF NEW JERSEY; STATE OF NEW YORK; STATE OF NORTH  
CAROLINA; STATE OF OREGON; STATE OF RHODE ISLAND; STATE OF  
VERMONT; STATE OF VIRGINIA; STATE OF WASHINGTON; STATE OF  
MINNESOTA,

Intervenor Defendants – Appellants

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Appeals from the United States District Court  
for the Northern District of Texas

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**O R D E R :**

IT IS ORDERED that appellees' unopposed motion for an extension of seven days, or, to and including May 1, 2019 to file the brief is GRANTED.

On March 25, 2019, the court received a letter from the Department of Justice indicating that it “intends to file a brief on the appellee’s schedule.” We will construe the letter as a motion for extension of time to file its brief. Without addressing at this time the possible realignment of the United States as an appellee, we FURTHER ORDER that its brief is to be filed by May 1, 2019.

/s/ Leslie H. Southwick  
LESLIE H. SOUTHWICK  
UNITED STATES CIRCUIT JUDGE