

[SCHEDULED FOR ORAL ARGUMENT ON OCTOBER 11, 2019]

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

CHARLES GRESHAM, et al.,
Plaintiffs-Appellees,

v.

ALEX M. AZAR II, et al.,
Defendants-Appellants,

Nos. 19-5094 & 19-5096

RONNIE MAURICE STEWART, et al.,
Plaintiffs-Appellees

v.

ALEX M. AZAR II, et al.,
Defendants-Appellants.

Nos. 19-5095 & 19-5097

**MOTION TO CONSOLIDATE RELATED APPEALS
FOR ORAL ARGUMENT**

The above-captioned related cases are set for oral argument on October 11, 2019. They are currently scheduled as two distinct oral arguments. We respectfully propose that the cases instead be consolidated for oral argument, with the sequence and time allocation set out below:

Federal Appellants (15 minutes)
Commonwealth of Kentucky, Appellant (5 minutes)
State of Arkansas, Appellant (5 minutes)
Plaintiffs-Appellees (30 minutes)
Federal Appellants' rebuttal (5 minutes)

Kentucky and Arkansas consent to the consolidation and time allocation for oral argument. We have spoken to counsel for Appellees. They agree that the cases should be consolidated for argument as they were for briefing, but they believe that 20 minutes per side is sufficient for full presentation of the issues for the Court. Appellees take no position on how the Appellants allocate their time.

Respectfully submitted,

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s/Alisa B. Klein
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OCTOBER 2019

CERTIFICATE OF COMPLIANCE

I certify that this motion complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), it contains 134 words.

/s/ Alisa B. Klein

Alisa B. Klein

CERTIFICATE OF SERVICE

I hereby certify that on September 5, 2019, I electronically filed the foregoing motion with the Clerk of the Court by using the appellate CM/ECF system. I certify that the participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

/s/ Alisa B. Klein

Alisa B. Klein