

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

STATE OF NEW YORK, *et al.*

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES; ALEX
M. AZAR II, *in his official capacity as Secretary of the United States Department of Health and Human Services*; and UNITED STATES
OF AMERICA,

Defendants,

DR. REGINA FROST and CHRISTIAN
MEDICAL AND DENTAL
ASSOCIATIONS,

Defendants-Intervenors.

No. 1:19-cv-04676-PAE
(consolidated with 1:19-cv-05433-PAE;
1:19-cv-05435-PAE)

NOTICE OF APPEAL

PLANNED PARENTHOOD FEDERATION
OF AMERICA, INC.; and PLANNED
PARENTHOOD OF NORTHERN NEW
ENGLAND, INC.,

Plaintiffs,

v.

ALEX M. AZAR II, *in his official capacity as Secretary, United States Department of Health and Human Services*; UNITED STATES
DEPARTMENT OF HEALTH AND
HUMAN SERVICES; ROGER SEVERINO,
in his official capacity as Director, Office for Civil Rights, United States Department of Health and Human Services; and OFFICE
FOR CIVIL RIGHTS, United States Department of Health and Human Services,

Defendants.

No. 1:19-cv-05433-PAE
(consolidated with 1:19-cv-04676-PAE;
1:19-cv-05435-PAE)

NATIONAL FAMILY PLANNING AND)	No. 1:19-cv-05435-PAE
REPRODUCTIVE HEALTH)	(consolidated with 1:19-cv-04676-PAE;
ASSOCIATION; and PUBLIC HEALTH)	1:19-cv-05433-PAE)
SOLUTIONS, INC.,)	
)	
<i>Plaintiffs,</i>)	
)	
v.)	
)	
ALEX M. AZAR II, <i>in his official capacity as</i>)	
<i>Secretary of the U.S. Department of Health</i>)	
<i>and Human Services</i> ; U.S. DEPARTMENT)	
OF HEALTH AND HUMAN SERVICES;)	
ROGER SEVERINO, <i>in his official capacity</i>)	
<i>as Director of the Office for Civil Rights of the</i>)	
<i>U.S. Department of Health and Human Ser-</i>)	
<i>vices</i> ; OFFICE FOR CIVIL RIGHTS OF THE)	
U.S. DEPARTMENT OF HEALTH AND)	
HUMAN SERVICES,)	
)	
<i>Defendants.</i>)	
)	
)	
)	

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Christian Medical and Dental Associations*

Notice is hereby given that Dr. Regina Frost and the Christian Medical and Dental Associations, Defendants-Intervenors in the above-named consolidated cases, hereby appeal to the United States Court of Appeals for the Second Circuit from the orders and final judgment entered on the 6th day of November, 2019—Dkts. 248, 249, and 250 in the lead case, No. 19-cv-04676; Dkts 116, 117, and 118 in case No. 19-cv-05433; and Dkts 122, 123, and 124 in case No. 19-cv-05435—granting plaintiffs’ motions for summary judgment; denying defendant Department of Health and Human Services’s (“HHS”) motions to dismiss and for summary judgment; denying Defendants-Intervenors’ motion for summary judgment; denying as moot plaintiffs’ motion for preliminary relief; and vacating the challenged HHS rule in its entirety.

Dated: December 18, 2019

Respectfully submitted,

New York, New York

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/s/ Allyson N. Ho

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