

United States District Court
Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STATE OF CALIFORNIA,

Plaintiff,

v.

ALEX AZAR, et al.,

Defendants.

Case No. [19-cv-01184-EMC](#)

**ORDER PERMITTING RESPONSE
FROM PLAINTIFFS**

Docket No. 181

ESSENTIAL ACCESS HEALTH, INC., et
al.,

Plaintiffs,

v.

ALEX M. AZAR, et al.,

Defendants.

Case No. [19-cv-01195-EMC](#)

Docket No. 147

On February 20, 2020, the Court heard oral argument regarding Plaintiffs’ Motions for Summary Judgment and Defendants’ Motion to Dismiss or for Summary Judgment. *See* Docket No. 178.¹ The matters were taken under submission. *Id.* On February 24, 2020, the Ninth Circuit issued an order vacating this Court’s preliminary injunction order and remanding the case for further proceedings. *See* Docket No. 179. On February 25, 2020, Defendants filed a Notice of Supplemental Authority and renewed their Motion to Dismiss or for Summary Judgment. *See* Docket No. 181.

Although the Court previously deemed the matters submitted, it will permit Plaintiffs the

¹ The Docket Numbers in this order refer to those used in Case No. 3:19-cv-01184-EMC.

1 opportunity to respond to Defendants' Notice of Supplemental Authority and renewed Motion to
2 Dismiss or for Summary Judgment. Plaintiffs are permitted two weeks from the date of this order
3 to file any response; any such response shall be no more than fifteen pages. At that point, the
4 matters will be deemed resubmitted.

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6 **IT IS SO ORDERED.**

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8 Dated: February 27, 2020

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11 EDWARD M. CHEN
12 United States District Judge

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