

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

MAYOR AND CITY COUNCIL OF  
BALTIMORE,

*Plaintiff-Appellee,*

v.

ALEX M. AZAR II, in his official capacity as  
the Secretary of Health and Human  
Services; UNITED STATES  
DEPARTMENT OF HEALTH AND  
HUMAN SERVICES; DIANE FOLEY,  
M.D., in her official capacity as the Deputy  
Assistant Secretary, Office of Population  
Affairs; OFFICE OF POPULATION  
AFFAIRS,

*Defendants-Appellants.*

Case Nos.

19-1614 (L) & 20-1215

**REPLY IN SUPPORT OF MOTION TO EXTEND TIME  
FOR APPELLANTS TO FILE THEIR REPLY BRIEF**

The Court should permit the amici to file their briefs on May 1, as FRAP 29(a)(6) permits, and grant the government a short extension of time to file its reply brief. The amici are likely to be prejudiced if forced to file earlier than May 1. Indeed they may be unable to file at all before May 1. And this extension merely permits, but does not require, the government to respond to the amici's briefs. The government can still file its brief on May 1 even if the Court grants the extension.

April 23, 2020

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*s/ Andrew Tutt*

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing reply in support of motion to extend the time for appellants to file their reply brief was filed electronically on April 23, 2020 and will, therefore, be served electronically upon all counsel.

*s/ Andrew Tutt*

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Andrew T. Tutt

## CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rules of Appellate Procedure 27(d) and 32(g), the undersigned counsel for appellee certifies that this brief:

1. This brief complies with the type-volume limitation of Fed. R. App. P. 27(d)(2) because this brief contains 92 words, excluding the parts of the brief exempted by Fed. R. App. P. 32(f).

2. This brief complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and (6) because this brief has been prepared using Microsoft Office Word and is set in Century Schoolbook font in a size equivalent to 14 points or larger.

*s/ Andrew Tutt*

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Andrew T. Tutt