

April 14, 2020

BY ECF

The Honorable Catherine C. Blake
United States District Judge
101 West Lombard Street, Chambers 7D
Baltimore, MD 21201

Re: *Planned Parenthood of Maryland, Inc., et al. v. Alex M. Azar II, et al.*,
Civil Action No. CCB-20-00361

Dear Judge Blake:

In advance of this afternoon's telephonic status conference, Plaintiffs in the above-captioned case respectfully submit this letter to describe their position as to the appropriate briefing schedule.

Defendants have not delayed implementation of the Separate-Billing Rule, as they previously indicated they might do. Accordingly, the Rule's June 27, 2020, implementation date remains effective. To preserve Plaintiffs' rights and provide this Court sufficient time to decide the summary judgment motions on an expedited schedule, Plaintiffs propose the following schedule:

May 1, 2020:

Deadline for Defendants to file (1) in lieu of an answer, a combined response to Plaintiffs' motion for summary judgment and a cross-motion for summary judgment (not to exceed 55 pages) and (2) the certified Administrative Record;

May 20, 2020:

Deadline for Plaintiffs to file (1) a combined response to Defendants' cross-motion for summary judgment and reply in support of Plaintiffs' motion for summary judgment (not to exceed 45 pages) and (2) another copy of their original memorandum in support of summary judgment that is identical to the version filed March 2, 2020, with the exception that Plaintiff will add pin cites to the Administrative Record;

May 29, 2020:

Deadline for Defendants to file a reply in support of their cross-motion for summary judgment (not to exceed 30 pages); and

At the Court's earliest convenience after June 1, 2020 (if the Court desires):

A hearing on the cross-motions.

BROWN GOLDSTEIN LEVY LLP

The Honorable Catherine C. Blake

April 14, 2020

Page 2

Should Defendants later delay the Rule's implementation date, Plaintiffs would at that time not oppose an extension to the above briefing schedule so long as it continued to provide this Court sufficient time to decide the cross-motions for summary judgment well in advance of the new implementation date.

Plaintiffs thank the Court for its consideration of this matter.

Sincerely,

A handwritten signature in blue ink that reads "Andrew D. Freeman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Andrew D. Freeman

ADF/ld

cc: All counsel of record (by ECF)