

1 JOSEPH H. HUNT  
 Assistant Attorney General  
 2 JOSEPH H. HARRINGTON  
 United States Attorney  
 3 ERIC B. BECKENHAUER  
 Assistant Branch Director  
 4 BRADLEY P. HUMPHREYS  
 CORMAC A. EARLY  
 5 Trial Attorneys  
 6 U.S. Department of Justice  
 7 Civil Division, Federal Programs Branch  
 8 1100 L. Street, NW  
 9 Washington, D.C. 20005  
 10 Tel: (202) 305-0878  
 11 Fax: (202) 616-8470  
 Bradley.Humphreys@usdoj.gov

12 **UNITED STATES DISTRICT COURT**  
 13 **EASTERN DISTRICT OF WASHINGTON**

14 STATE OF WASHINGTON,

15 *Plaintiff,*

16 v.

17 ALEX M. AZAR II, in his official  
 18 capacity as Secretary of the United States  
 19 Department of Health and Human  
 Services, *et al.*,

20 *Defendants.*  
 21

No. 2:20-cv-00047-SAB

NOTICE OF APPEAL

22  
 23  
 24  
 25  
 26  
 27  
 28 NOTICE OF APPEAL

1 PLEASE TAKE NOTICE that Defendants Alex M. Azar II, in his official  
2 capacity as Secretary of Health and Human Services; the United States Department of  
3 Health and Human Services; Seema Verma, in her official capacity as Administrator of  
4 the Centers for Medicare & Medicaid Services; and the Centers for Medicare &  
5 Medicaid Services hereby appeal to the United States Court of Appeals for the Ninth  
6 Circuit from all aspects of this Court's April 9, 2020 Order Granting Plaintiff's Motion  
7 for Partial Summary Judgment, ECF No. 17, and Judgment, ECF No. 18.

9 Dated: June 8, 2020

Respectfully submitted,

10 JOSEPH H. HUNT  
11 Assistant Attorney General

12 JOSEPH H. HARRINGTON  
13 United States Attorney

14 ERIC B. BECKENHAUER  
15 Assistant Branch Director

16 /s/ Bradley P. Humphreys  
17 BRADLEY P. HUMPHREYS  
18 CORMAC A. EARLY

19 Trial Attorneys  
20 United States Department of Justice  
21 Civil Division, Federal Programs  
22 Branch

23 1100 L Street, NW  
24 Washington, DC 20005

Tel: (202) 305-0878

Fax: (202) 616-8460

Email: Bradley.Humphreys@usdoj.gov

25 *Counsel for Defendants*  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that, on June 8, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification to all counsel of record.

/s/ Bradley P. Humphreys  
BRADLEY P. HUMPHREYS  
Trial Attorney  
U.S. Department of Justice