

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

STATE OF NEW YORK, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 1:20-cv-5583-AKH
)	
U.S. DEPARTMENT OF HEALTH)	
AND HUMAN SERVICES, <i>et al.</i> ,)	
)	
Defendants.)	
_____)	

NOTICE OF MOTION TO DISMISS

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants’ Motion to Dismiss the Complaint for lack of subject matter jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(1), Defendants, by undersigned counsel, will move this court for an order dismissing the Complaint against all Defendants.

Pursuant to the court's November 19, 2020, order regulating proceedings, Plaintiffs shall file and serve their response to Defendants' motion by January 8, 2021, and Defendants may file and serve a reply by January 20, 2021.

Dated: December 2, 2020

Respectfully submitted,

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/s/ Liam C. Holland

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