

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

VITA NUOVA, INC.,

Plaintiff,

v.

ALEX M. AZAR II et al.,

Defendants.

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Civil Action No. 4:19-cv-00532-O

ORDER

Before the Court is Defendants’ Motion to Dismiss for Lack of Jurisdiction (ECF No. 17), filed November 12, 2019; Plaintiff’s Response (ECF No. 18), filed December 3, 2019; and Defendants’ Reply (ECF No. 25), filed January 17, 2020. A significant portion of the briefing centers around the Ninth Circuit’s cases in related Title X litigation. On February 24, 2020, the Ninth Circuit published an opinion lifting injunctions against the 2019 rule that denies federal funding to clinics where abortion is a method of family planning. *See California by and through Becerra v. Azar*, Nos. 19-15974, 19-15979, 19-35386, 19-35394, 2020 WL 878528 (9th Cir. 2020) (en banc). In light of this opinion, the Court believes it would be beneficial if Plaintiff supplemented its response and address if any of its arguments have changed. Accordingly, it is **ORDERED** that Plaintiff submit such a supplement **on or before March 6, 2020**.

SO ORDERED on this **25th day of February, 2020**.



Reed O’Connor
UNITED STATES DISTRICT JUDGE