

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

MAYOR AND CITY COUNCIL OF BALTIMORE,

*Plaintiff,*

v.

UNITED STATES DEPARTMENT OF HEALTH AND  
HUMAN SERVICES, *et al.*

*Defendants.*

Case No. 1:19-cv-01103-RDB

**JOINT STATUS REPORT**

On September 18, 2020, the parties filed a joint status report regarding the Fourth Circuit's decision affirming this Court's permanent injunction. *See* ECF No. 118. The parties proposed filing an additional status report by no later than February 15, 2021 "to address the status of any further review sought by the government" of the Fourth Circuit's decision. *Id.*

On October 7, 2020, the government filed a petition for certiorari with the United States Supreme Court regarding the Fourth Circuit's decision, which Plaintiff opposed. The petition remains pending before the Supreme Court at this time. Additionally, on January 28, 2021, President Biden issued a memorandum directing the Department of Health and Human Services to "review the Title X Rule and ... consider, as soon as practicable, whether to suspend, revise, or rescind, or publish for notice and comment proposed rules suspending, revising, or rescinding,

those regulations, consistent with applicable law, including the Administrative Procedure Act.”<sup>1</sup>

Defendants are now conducting that review and consideration.

Accordingly, the parties respectfully request that the Court continue to hold this matter in abeyance. The parties further propose to file an additional status report by no later than April 1, 2021.

Dated: February 12, 2021

/s/ Andrew Tutt

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<sup>1</sup> See <https://www.whitehouse.gov/briefing-room/presidential-actions/2021/01/28/memorandum-on-protecting-womens-health-at-home-and-abroad/>.

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