

GIBSON DUNN

Gibson, Dunn & Crutcher LLP

333 South Grand Avenue
Los Angeles, CA 90071-3197
Tel 213.229.7000
www.gibsondunn.com

Daniel Nowicki
Direct: +1 213.229.7040
Fax: +1 213.229.6040
DNowicki@gibsondunn.com

March 8, 2021

VIA CM/ECF

Catherine O'Hagan Wolfe
Clerk of Court
U.S. Court of Appeals for the Second Circuit
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: *State of New York, et al. v. U.S. Dep't of Health & Human Servs., et al.*, Nos. 19-4254, 20-31, 20-32, 20-41

Dear Ms. Wolfe:

Intervenor-Appellants the Christian Medical & Dental Associations and Dr. Regina Frost submit this letter pursuant to the Court's order dated February 5, 2021, which placed the above referenced consolidated appeals in abeyance and directed appellants to file stay status letters every 30 days. ECF No. 435. These consolidated appeals concern the validity of a final rule that the U.S. Department of Health & Human Services (HHS) promulgated in 2019. *See* Protecting Statutory Conscience Rights in Health Care, 84 Fed. Reg. 23,170 (May 21, 2019). The final rule implements numerous federal conscience protection statutes that protect Intervenor-Appellants' interests. Intervenor-Appellants are unaware of changes to the status of the final rule since this Court's February 5 order. We will file additional status reports at 30-day intervals consistent with the Court's order.

Respectfully submitted,

/s/ Daniel Nowicki
Daniel Nowicki

Counsel for Intervenor-Appellants

cc: (via CM/ECF) Counsels of Record