

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

ALEXANDER R. DEANDA,

Plaintiff,

v.

XAVIER BECERRA, in his official capacity as
Secretary of Health and Human Services;
JESSICA SWAFFORD MARCELLA, in her official
capacity as Deputy Assistant Secretary for
Population Affairs; UNITED STATES OF
AMERICA,

Defendants.

Civil Action No. 2:20-cv-92-Z

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Defendants, Xavier Becerra, in his official capacity as Secretary of the Department of Health and Human Services; Jessica Swafford Marcella, in her official capacity as Deputy Assistant Secretary for Population Affairs; and the United States of America, respectfully move this Court for summary judgment in their favor on all claims. Pursuant to Local Civil Rule 56.3(b), each of the matters required by Local Civil Rule 56.3(a) is set forth in the accompanying brief. For the reasons stated therein, Defendants request that summary judgment be entered in their favor.

Dated: July 2, 2021

Respectfully submitted,

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Acting Assistant Attorney General

MICHELLE BENNETT
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/s/ Amber Richer

AMBER RICHER (CA Bar No. 253918)

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Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on July 2, 2021, I electronically transmitted the foregoing to the parties and the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court.

/s/ Amber Richer
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