

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

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No. 21-14098-JJ

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STATE OF FLORIDA,

Plaintiff - Appellant,

versus

DEPARTMENT OF HEALTH AND HUMAN SERVICES,  
SECRETARY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES,  
UNITED STATES OF AMERICA,  
U.S. CENTERS FOR MEDICARE AND MEDICAID SERVICES,  
ADMINISTRATOR OF THE CENTERS FOR MEDICARE AND MEDICAID,

Defendants - Appellees.

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On Appeal from the United States  
District Court for the Northern District of Florida

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BEFORE: ROSENBAUM, JILL PRYOR, and LAGOA, Circuit Judges.

BY THE COURT:

Before the Court is Appellant's "Time-Sensitive Motion for Injunction Pending Appeal." The motion is DENIED, as Appellant failed to make the requisite showing for an injunction pending appeal. *See Nken v. Holder*, 445 U.S. 418, 434 (2009).

Judge Lagoa would grant the motion and dissents. Opinions will follow.