

[DO NOT PUBLISH]

In the
United States Court of Appeals
For the Eleventh Circuit

No. 21-11715

STATE OF FLORIDA,

Plaintiff-Appellant,

versus

UNITED STATES OF AMERICA,
SECRETARY OF THE UNITED STATES DEPARTMENT OF
HOMELAND SECURITY,
in his official capacity,
UNITED STATES DEPARTMENT OF HOMELAND
SECURITY,
ACTING COMMISSIONER OF U.S. CUSTOMS AND BORDER
PROTECTION,
in his official capacity,
UNITED STATES CUSTOMS AND BORDER PROTECTION, et

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Opinion of the Court

21-11715

al.,

Defendants-Appellees.

Appeal from the United States District Court
for the Middle District of Florida
D.C. Docket No. 8:21-cv-00541-CEH-SPF

Before WILSON, ROSENBAUM, and HULL, Circuit Judges.

PER CURIAM:

Upon unopposed motion of the Defendant-Appellant State of Florida, this Court hereby (1) vacates the district court's order, dated May 18, 2021, denying the State of Florida's motion for a preliminary injunction challenging certain interim immigration enforcement policies issued on January 20, 2021, by the United States Department of Homeland Security, and February 18, 2021, by the United States Immigration and Customs Enforcement; and (2) dismisses the State of Florida's appeal as moot because the above interim policies have been superseded and are no longer in effect.

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

December 14, 2021

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 21-11715-BB
Case Style: State of Florida v. USA, et al
District Court Docket No: 8:21-cv-00541-CEH-SPF

This Court requires all counsel to file documents electronically using the Electronic Case Files ("ECF") system, unless exempted for good cause. Non-incarcerated pro se parties are permitted to use the ECF system by registering for an account at www.pacer.gov. Information and training materials related to electronic filing, are available at www.ca11.uscourts.gov. Enclosed is a copy of the court's decision filed today in this appeal. Judgment has this day been entered pursuant to FRAP 36. The court's mandate will issue at a later date in accordance with FRAP 41(b).

The time for filing a petition for rehearing is governed by 11th Cir. R. 40-3, and the time for filing a petition for rehearing en banc is governed by 11th Cir. R. 35-2. Except as otherwise provided by FRAP 25(a) for inmate filings, a petition for rehearing or for rehearing en banc is timely only if received in the clerk's office within the time specified in the rules. Costs are governed by FRAP 39 and 11th Cir.R. 39-1. The timing, format, and content of a motion for attorney's fees and an objection thereto is governed by 11th Cir. R. 39-2 and 39-3.

Please note that a petition for rehearing en banc must include in the Certificate of Interested Persons a complete list of all persons and entities listed on all certificates previously filed by any party in the appeal. See 11th Cir. R. 26.1-1. In addition, a copy of the opinion sought to be reheard must be included in any petition for rehearing or petition for rehearing en banc. See 11th Cir. R. 35-5(k) and 40-1 .

Counsel appointed under the Criminal Justice Act (CJA) must submit a voucher claiming compensation for time spent on the appeal no later than 60 days after either issuance of mandate or filing with the U.S. Supreme Court of a petition for writ of certiorari (whichever is later) via the eVoucher system. Please contact the CJA Team at (404) 335-6167 or cja_evoucher@ca11.uscourts.gov for questions regarding CJA vouchers or the eVoucher system.

Pursuant to Fed.R.App.P. 39, each party to bear own costs.

For questions concerning the issuance of the decision of this court, please call the number referenced in the signature block below. For all other questions, please call Tonya L. Richardson, BB at (404) 335-6174.

Sincerely,

DAVID J. SMITH, Clerk of Court

Reply to: Jeff R. Patch
Phone #: 404-335-6151

OPIN-1A Issuance of Opinion With Costs