

Nos. 21-7000, 21-4108

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IN THE UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

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In re: MCP No 165; OSHA Rule on COVID-19 Vaccination and Testing, 86 Fed.  
Reg. 61, 402

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*On Petition for Review of Agency Order*

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**JOINDER IN OPPOSITION TO RESPONDENTS' MOTION TO AMEND  
SCHEDULE FOR STAY BRIEFING AND TO SET SCHEDULE FOR  
MERITS BRIEFING**

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**JOINDER IN OPPOSITION TO RESPONDENTS' MOTION TO AMEND  
SCHEDULE FOR STAY BRIEFING AND TO SET SCHEDULE FOR  
MERITS BRIEFING**

Petitioner Natural Products Association (“NPA”) joins with the opposition to Respondents’ Motion to Amend Schedule for Stay Briefing (“Respondents’ Motion”). *See* 6th Cir. No. 21-7000, Doc. 131. On November 26, 2021, twenty-seven states (the “State Petitioners”) filed an opposition to Respondents’ Motion. *See* 6th Cir. No. 21-7000, Doc. 144. On November 29, 2021, The Southern Baptist Theological Seminary, Asbury Theological Seminary, Sioux Falls Catholic Schools d/b/a Bishop O’Gorman Catholic Schools, The King’s Academy, Cambridge Christian School, Home School Legal Defense Association, Inc., and Christian Employers Alliance (the “Religious Petitioners”) filed opposition to Respondents’ Motion. *See* 6th Circuit No. 21-7000, Doc. 199. On November 29, 2021, Bentkey Services, LLC D/B/A The Daily Wire filed notice joining Religious Petitioners’ Opposition to Respondents’ Motion. *See* 6th Cir. No. 21-7000, Doc. 219. On November 29, 2021, Petitioners Burnett Specialists, Choice Staffing, LLC, Staff Force, Inc., and LeadingEdge Personnel Services, Ltd. filed a Joinder in Opposition to Respondents’ Motion. *See* 6th Cir. No. 21-7000, Doc. 216. On November 30, 2021, Petitioners MFA Incorporated, MFA Enterprises, Inc., Missouri Farm Bureau Services, Inc., Missouri Farm Bureau Insurance Brokerage, Inc., MFA Oil Company, Doyle Equipment Manufacturing Co., and Riverview

Manufacturing, Inc. (the “Agricultural Petitioners”) filed a Joinder in Opposition to Respondents’ Motion. *See* 6th Cir. No. 21-7000, Doc. 231.

As previously set forth by the other petitioners in their opposition motions and joinder filings, which arguments are adopted herein, Respondents’ proposed schedule is unnecessary, inequitable, will not allow for full development of the issues before the Court, impractical, and attempts to suddenly expedite a procedure after delaying action themselves. Therefore, NPA respectfully requests that this Court deny Respondents’ Motion to Amend Schedule for Stay Briefing and to Set Schedule for Merits Briefing.

Respectfully submitted this 1st day of December, 2021.

By: /s/ Henry M. Perlowski

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**CERTIFICATE OF COMPLIANCE**

This document complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), this document contains 311 words.

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/s/ Henry M. Perlowski

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**CERTIFICATE OF SERVICE**

I certify that on December 1, 2021, a copy of the foregoing was served by the Court's ECF system on counsel of record.

/s/ Henry M. Perlowksi  
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