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December 29, 2021

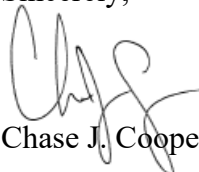
The Honorable Reed O'Connor
United States District Court
Northern District of Texas
501 West 10th Street, Room 201
Fort Worth, TX 76102-3673

Re: *Miller et al. v. Vilsack*, No. 4:21-cv-00595-O

Dear Judge O'Connor:

I am writing on behalf of Proposed Intervenor The Federation of Southern Cooperatives/Land Assistance Fund (the "Federation") in the above referenced lawsuit. On December 22, 2021, the Federation filed an emergency motion to stay proceedings pending appeal of this Court's denial of the Federation's motion to intervene as a defendant in this case. ECF No. 148. In its brief supporting the motion, the Federation explained that it was seeking consideration of the appeal on an expedited basis. ECF No. 149, at 1. Please be advised that the Court of Appeals has granted the Federation's motion to expedite appeal. The Federation's initial brief is due on December 30, 2021; Appellees' briefs are due by January 13, 2022; and the Federation's reply brief is due on January 20, 2022. The case also is to be expedited to the next available oral argument calendar. I have enclosed a copy of the Fifth Circuit's order for your reference. Thank you for your consideration.

Sincerely,



Chase J. Cooper

Enclosure

CC: Counsel of record via ECF

United States Court of Appeals
FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE,
Suite 115
NEW ORLEANS, LA 70130

December 28, 2021

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 21-11271 Miller v. Federation of Southern Coop
USDC No. 4:21-CV-595

Enclosed is an order entered in this case.

In light of the court order of December 28, 2021 granting the motion to expedite the above captioned appeal, please adhere to the following expedited briefing schedule (which was the proposed briefing schedule accepted by the Court):

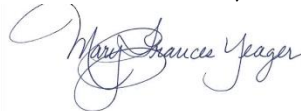
Appellant's Brief due by December 30, 2021
Appellees' Briefs due by January 13, 2022
Appellant's Reply Brief due January 20, 2022

All paper briefs must be sent by overnight mail, once requested.

The case will be tentatively calendared for oral argument. A copy of the court's printed calendar indicating the exact date and time of the hearing will be provided prior to the hearing date. Please adhere to the expedited briefing schedule without requesting extensions in order to insure the availability of the briefs to the court prior to oral argument.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Mary Frances Yeager, Deputy Clerk
504-310-7686

Mr. Chase Johnson Cooper
Ms. Marleigh D. Dover
Mr. Jonathan F. Mitchell
Mr. Jeffrey Eric Sandberg
Mr. Jack Starcher
Mr. Andrew E. Tauber

United States Court of Appeals
for the Fifth Circuit

No. 21-11271

SID MILLER, *On behalf of himself and others similarly situated*;
GREG MACHA; JAMES MEEK; LORINDA O'SHAUGHNESSY;
JEFF PETERS,

Plaintiffs—Appellees,

versus

TOM VILSACK, *In his official capacity as Secretary of Agriculture,*

Defendant—Appellee,

versus

FEDERATION OF SOUTHERN COOPERATIVES/
LAND ASSISTANCE FUND,

Movant—Appellant.

Appeal from the United States District Court
for the Northern District of Texas
No. 4:21-CV-595

O R D E R:

IT IS ORDERED that appellant's motion to expedite the appeal is GRANTED. Briefing will proceed on the schedule set forth in the motion to expedite. This matter is EXPEDITED to the next available oral argu-

ment calendar. Nothing in this order is to be construed as a comment on the merits of any issue.

/s/ Jerry E. Smith
JERRY E. SMITH
United States Circuit Judge