

**MINUTE ENTRY**  
**TERRY A. DOUGHTY**  
**U.S. DISTRICT JUDGE**  
**February 7, 2022**

**UNITED STATES DISTRICT COURT**  
**WESTERN DISTRICT OF LOUISIANA**  
**MONROE DIVISION**

**STATE OF LOUISIANA ET AL**

**CASE NO. 3:21-CV-03970**

**VERSUS**

**JUDGE TERRY A. DOUGHTY**

**XAVIER BECERRA ET AL**

**MAG. JUDGE KAYLA D. MCCLUSKY**

Government Defendants<sup>1</sup> filed an Opposition [Doc. No. 55] to Plaintiff States<sup>2</sup> Motion for Leave to File Second Amended, Supplemental, and Restated Complaint [Doc. No. 51] on February 7, 2022. Plaintiff States shall file a reply to the Opposition by Tuesday, February 8, 2022, at 5:00 p.m., C.S.T. In particular, the Court urges Plaintiff States to reply to Government Defendants' claim that the notice of appeal deprives this Court of jurisdiction [Doc. No. 55, p. 15].

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<sup>1</sup> Government Defendants consist of Xavier Becerra, in his official capacity as Secretary of Health and Human Services, The U.S. Department of Health and Human Services (“DHH”), Chiquita Brooks-Lasure, in her official capacity as Administrator of the Center for Medicare and Medicaid Services (“CMS”).

<sup>2</sup> Plaintiff States consist of Louisiana, Montana, Arizona, Alabama, Georgia, Idaho, Indiana, Mississippi, Oklahoma, South Carolina, Utah, West Virginia, Kentucky, Ohio, Tennessee, and Virginia.