



**U.S. Department of Justice**  
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VIA CM/ECF

March 29, 2022

Deborah S. Hunt  
Clerk of Court  
United States Court of Appeals for the Sixth Circuit  
540 Potter Stewart U.S. Courthouse  
100 E. Fifth Street  
Cincinnati, Ohio 45202

RE: *Ohio v. Becerra*, No. 21-4235 (6th Cir.)

Dear Ms. Hunt:

We write to inform the Court about developments related to the above-captioned case. Plaintiffs-appellants challenge a 2021 rule promulgated by the Department of Health and Human Services (HHS) concerning the agency's administration of the Title X program. The government filed its response brief in this case on March 24, 2022, and that brief discussed (at pp. 15-19) HHS's decision-making process for awarding Title X grants for the 2022 cycle.

Government counsel in this case learned yesterday that congressional delegations were informed of 2022 Title X grant awards within their respective congressional districts and States on March 24, consistent with HHS's usual practice of first notifying Congress. We also learned that HHS intends to send notices informing individual grantees of their awards on or about March 30, at which time it will also publicly announce the awards.

Sincerely,

Abby C. Wright

/s/ Kyle T. Edwards

Kyle T. Edwards

Counsel for Appellees

**CERTIFICATE OF SERVICE**

I hereby certify that on March 29, 2022, I electronically filed the foregoing letter with the Clerk of the Court for the United States Court of Appeals for the Sixth Circuit by using the appellate CM/ECF system.

*s/ Kyle T. Edwards*  
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Kyle T. Edwards