

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

TEXAS MEDICAL ASSOCIATION, *et al.*,

Plaintiffs,

v.

U.S. DEPARTMENT OF HEALTH AND  
HUMAN SERVICES, *et al.*,

Defendants.

No. 6:21-cv-00425-JDK

**NOTICE OF APPEAL**

PLEASE TAKE NOTICE that all Defendants—the United States Department of Health and Human Services; the United States Department of the Treasury; the United States Department of Labor; the Office of Personnel Management; Xavier Becerra, in his official capacity as the Secretary of Health and Human Services; Janet Yellen, in her official capacity as the Secretary of the Treasury; Martin J. Walsh, in his official capacity as the Secretary of Labor; and Kiran Ahuja, in her official capacity as the Director of the Office of Personnel Management—hereby appeal to the United States Court of Appeals for the Fifth Circuit from the Memorandum Opinion and Order (ECF No. 113) granting summary judgment to the Plaintiffs and denying summary judgment to the Defendants, entered in this action on February 23, 2022; from the Final Judgment (ECF No. 114) in favor of the Plaintiff, entered in this action on the same date; and from all previous rulings in this action.

Dated: April 22, 2022

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify on this 22nd day of April, 2022, a true and correct copy of this document was served electronically by the Court's CM/ECF system to all counsel of record.

/s/ Joel McElvain  
JOEL McELVAIN