

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

Scott S. Harris
Clerk of the Court
(202) 479-3011

May 20, 2022

Clerk
United States Court of Appeals
for the District of Columbia Circuit
E. Barrett Prettyman U. S. Courthouse
333 Constitution Ave., NW, Room 5205
Washington, DC 20001-2866

**Re: Xavier Becerra, Sec'y of Health & Human Servcs., et al.
v. Charles Gresham, et al.,
No. 20-37 (Your Dkt. Nos. 19-5094 & 19-5096);**

**Xavier Becerra, Sec'y of Health & Human Servcs., et al.
v. Samuel Philbrick, et al.,
(Your Dkt. Nos. 19-5293 & 19-5295); and**

**Arkansas
v. Charles Gresham, et al.,
No. 20-38 (Your Dkt. Nos. 19-5094 & 19-5096)**

Dear Clerk:

Attached please find a certified copy of the judgment of this Court in the above-entitled cases.

Sincerely,

SCOTT S. HARRIS, Clerk

By 

Hervé Bocage
Judgments/Mandates Clerk

Enc.
cc: All counsel of record

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May 20, 2022

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Washington, D. C. 20001

**Re: Xavier Becerra, Sec'y of Health & Human Servcs., et al.
v. Charles Gresham, et al.,
No. 20-37 (Dkt. Nos. 19-5094 & 19-5096);**

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No. 20-38 (Dkt. Nos. 19-5094 & 19-5096)**

Dear Counsel:

Today, a certified copy of the judgment of this Court in the above-entitled cases was emailed to the Clerk of the United States Court of Appeals for the District of Columbia Circuit.

The petitioner in No. 20-38 is given recovery of costs in this Court as follows:

Clerk's costs: \$300.00

This amount may be recovered from the respondents.

Sincerely,

SCOTT S. HARRIS, Clerk

By 
Herve Bocage
Judgments/Mandates Clerk

cc: Clerk, USCA D. C. Circuit

(Dkt. Nos. 19-5094, 19-5096, 19-5293, & 19-5295)

Supreme Court of the United States

No. 20-37

**XAVIER BECERRA, SECRETARY OF HEALTH
AND HUMAN SERVICES, ET AL.,**

Petitioners

v.

CHARLES GRESHAM, ET AL.;**XAVIER BECERRA, SECRETARY OF HEALTH
AND HUMAN SERVICES, ET AL.,**

Petitioners

v.

SAMUEL PHILBRICK, ET AL.;*and*

No. 20-38

ARKANSAS,

Petitioner

v.

CHARLES GRESHAM, ET AL.

ON PETITIONS FOR WRITS OF CERTIORARI to the United States Court of Appeals for the District of Columbia Circuit.

THESE CAUSES having been submitted on the petitions for writs of certiorari and the response thereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the motion to vacate the judgments is granted. The judgment of the United States Court of Appeals for the District of Columbia Circuit in Nos. 19–5094 and 19–5096 is vacated, and the cases are remanded to that court with instructions to direct the District Court to vacate its judgment and dismiss the case as moot. See *United States v. Munsingwear, Inc.*, 340 U. S. 36 (1950). The judgment of the United States Court of Appeals for the District of Columbia Circuit in Nos. 19–

5293 and 19–5295 is vacated, and the cases are remanded to that court with instructions to direct the District Court to remand to the Secretary of Health and Human Services.

IT IS FURTHER ORDERED that the petitioner the State of Arkansas in No. 20–38 recovers from Charles Gresham, et al., Three Hundred Dollars (\$300.00) for costs herein expended.

April 18, 2022

Case No. 20-38

Clerk's costs: \$300.00

