

**In the United States District Court  
for the Southern District of Georgia  
Brunswick Division**

THE STATE OF GEORGIA, and  
GEORGIA DEPARTMENT OF  
COMMUNITY HEALTH,

Plaintiffs,

v.

CHIQUITA BROOKS-LASURE,  
in her official capacity as  
Administrator of the Centers  
for Medicare and Medicaid  
Services, et al.,

Defendants.

2:22-CV-006

**ORDER**

The Court conducted a hearing today on the parties' cross dispositive motions. See Docket Entry of 5/17/2022; see also Dkt. Nos. 13, 23, 43, 44. The record shall remain open for ten (10) days for any additional submissions the parties wish to file on the merits, and the parties are **DIRECTED** to file briefs within ten (10) days addressing the propriety of remand without vacatur in the event the Court finds the agency action in this case was arbitrary, capricious, or contrary to law. See 5 U.S.C. § 706(2); Black Warrior Riverkeeper, Inc. v. U.S. Army Corps. Of Eng'rs, 781 F.3d 1271, 1289-92 (11th Cir. 2015).

**SO ORDERED** this 28th day of June, 2022.



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HON. LISA GODBEY WOOD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA