

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION**

THE STATE OF LOUISIANA,
By and through its Attorney General, JEFF
LANDRY; ET AL,

PLAINTIFFS,

v.

XAVIER BECERRA, in his official capacity as
Secretary of Health and Human Services; et al.,

DEFENDANTS.

CIVIL ACTION NO. 3:21-CV-04370-TAD-
KDM

PLAINTIFF STATES' CROSS-MOTION FOR SUMMARY JUDGMENT

Plaintiff States hereby move for summary judgment on all counts. For the reasons set forth in their memorandum, Plaintiff States' motion should be granted and summary judgment should be entered for Plaintiff States. As explained in the attached Memorandum supporting this motion, Defendants have acted without statutory authority and contrary to law, violated the Administrative Procedure Act, violated the Congressional Review Act, violated the Treasury and General Government Appropriations Act of 1999, and violated the Constitution by promulgating and implementing *Vaccine and Mask Requirements to Mitigate the Spread of COVID-19 in Head Start Programs*, 86 Fed. Reg. 68052 (Nov. 30, 2021).

This Motion is made on the grounds specified in this Motion, the Complaint, the accompanying Memorandum of Law, all matters of which this Court may take judicial notice, and on such other and further oral or documentary evidence as may be presented to the Court at or before the hearing on this Motion.

Dated: August 5, 2022

By: /s/ Elizabeth B. Murrill

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