

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT  
100 EAST FIFTH STREET, ROOM 540  
POTTER STEWART U.S. COURTHOUSE  
CINCINNATI, OHIO 45202-3988

DEBORAH S. HUNT  
CLERK

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April 10, 2023

Mr. David Peters  
Mr. Charles W. Scarborough  
Mr. Jack Starcher  
Mr. Clark Lassiter Hildabrand  
Mr. Steven James Griffin  
Mr. Anthony, R. Napolitano  
Ms. Courtney E. Albini  
Mr. Matthew Scott Bowman  
Mr. John J. Bursch  
Mr. Jonathan Andrew Scruggs

Re: *State of Tennessee, et al. v. Dept. of Education, et al.*  
Appellate Case No. 22-5807

Dear Counsel,

I write at the direction of the panel assigned to your case. The panel requests that the parties file supplemental letter briefs, not to exceed 10 pages, on the following:

- How, if at all, the Department of Education's 2022 proposed Title IX regulations, published at 87 Fed. Reg. 41390, affect this case.
- How, if at all, the proposed Title IX regulations issued by the Department on April 6, 2023, affect this case. <https://www2.ed.gov/about/offices/list/ocr/docs/t9-ath-nprm.pdf>

Please submit the briefs no later than 5:00 p.m. EDT on Wednesday, April 19, 2023.

Thank you in advance for your cooperation with this request.

Sincerely,



Deborah S. Hunt, Clerk  
Sixth Circuit Court of Appeals