



U.S. Department of Justice  
Civil Division, Federal Programs Branch  
950 Pennsylvania Ave., NW  
Washington, DC 20530

**By ECF**

March 8, 2024

The Honorable Frederic Block  
United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 10007

Re: *Tanya Asapansa-Johnson Walker, et al. v. Xavier Becerra, et al.*, No. 20-cv-02834 (FB) (VMS)

Dear Judge Block:

On behalf of the parties to this Action, undersigned counsel respectfully submit this status report letter as to the ongoing administrative rulemaking proceedings of the United States Department of Health and Human Services (“HHS”) implementing Section 1557 of the Affordable Care Act. HHS published a proposed rule implementing Section 1557 of the Affordable Care Act in the Federal Register on August 4, 2022. Nondiscrimination in Health Programs and Activities, 87 Fed. Reg. 47,824 (Aug. 4, 2022). HHS has submitted a draft of the final rule to the Office of Management and Budget Office of Information and Regulatory Affairs (“OIRA”). OIRA received the draft final rule on December 21, 2023. The status of the rule is available at this website: <https://www.reginfo.gov/public/do/eoDetails?rrid=354213>.

Respectfully submitted,

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