

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:20-cv-05583-AKH**

State of New York et al v. United States Department of Health and Human Services et al
Assigned to: Judge Alvin K. Hellerstein
Cause: 05:702 Administrative Procedure Act

Date Filed: 07/20/2020
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures
Act/Review or Appeal of Agency
Decision
Jurisdiction: U.S. Government
Defendant

Plaintiff

State of New York

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Plaintiff

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Plaintiff

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Plaintiff

State of Colorado

Plaintiff

State of Connecticut

Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

State of Maine

Plaintiff

State of Maryland

Plaintiff

State of Michigan

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

State of Oregon

Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

Commonwealth of Virginia

Plaintiff

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V.

Defendant

**United States Department of
Health and Human Services**

Defendant

Alex M. Azar, II
*in his official capacity as Secretary
of Health and Human Services*

Defendant

Roger Severino

*in his official capacity as Director of
the Office for Civil Rights at the
United States Department of Health
and Human Services*

| Date Filed | # | Docket Text |
|-------------------|-------------------|--|
| 07/20/2020 | 1 | COMPLAINT against Alex M. Azar, II, Roger Severino, United States Department of Health and Human Services. (Filing Fee \$ 400.00, Receipt Number ANYSDC-20761160) Document filed by State of Maryland, State of Vermont, District of Columbia, State of North Carolina, State of California, Commonwealth of Virginia, State of New York, State of Oregon, State of Wisconsin, State of New Mexico, State of Minnesota, State of Delaware, Commonwealth of Massachusetts, State of Illinois, State of Michigan, State of Rhode Island, State of Nevada, State of New Jersey, State of Hawaii, State of Colorado, Commonwealth of Pennsylvania, State of Maine, State of Connecticut..(Wardenski, Joseph) (Entered: 07/20/2020) |
| 07/20/2020 | 2 | CIVIL COVER SHEET filed..(Wardenski, Joseph) (Entered: 07/20/2020) |
| 07/20/2020 | 3 | NOTICE OF APPEARANCE by Joseph Wardenski on behalf of State of New York..(Wardenski, Joseph) (Entered: 07/20/2020) |
| 07/20/2020 | 4 | REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Health and Human Services, re: 1 Complaint,, Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) (Entered: 07/20/2020) |
| 07/20/2020 | 5 | REQUEST FOR ISSUANCE OF SUMMONS as to Alex M. Azar II, in his official capacity as Secretary of Health and Human Services, re: 1 Complaint,, Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth |

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| | | of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) (Entered: 07/20/2020) |
| 07/20/2020 | 6 | REQUEST FOR ISSUANCE OF SUMMONS as to Roger Severino, in his official capacity as Director of the Office for Civil Rights at the United States Department of Health and Human Services, re: 1 Complaint,,. Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) (Entered: 07/20/2020) |
| 07/20/2020 | 7 | NOTICE OF APPEARANCE by Fiona Jeannette Kaye on behalf of State of New York..(Kaye, Fiona) (Entered: 07/20/2020) |
| 07/20/2020 | 8 | NOTICE OF APPEARANCE by Elena Stacy Goldstein on behalf of State of New York..(Goldstein, Elena) (Entered: 07/20/2020) |
| 07/21/2020 | | CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Alvin K. Hellerstein. Please download and review the Individual Practices of the assigned District Judge, located at https://nysd.uscourts.gov/judges/district-judges . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at https://nysd.uscourts.gov/rules/ecf-related-instructions ..(pne) (Entered: 07/21/2020) |
| 07/21/2020 | | Magistrate Judge James L. Cott is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (pne) (Entered: 07/21/2020) |
| 07/21/2020 | | Case Designated ECF. (pne) (Entered: 07/21/2020) |

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| 07/21/2020 | 9 | ELECTRONIC SUMMONS ISSUED as to Roger Severino..(pne) (Entered: 07/21/2020) |
| 07/21/2020 | 10 | ELECTRONIC SUMMONS ISSUED as to Alex M. Azar, II..(pne) (Entered: 07/21/2020) |
| 07/21/2020 | 11 | ELECTRONIC SUMMONS ISSUED as to United States Department of Health and Human Services..(pne) (Entered: 07/21/2020) |
| 07/21/2020 | 12 | NOTICE OF APPEARANCE by Travis William England on behalf of State of New York..(England, Travis) (Entered: 07/21/2020) |
| 07/21/2020 | 13 | FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Toni L. Harris to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Michigan. (Attachments: # 1 Affidavit, # 2 Certificate of Good Standing, # 3 Text of Proposed Order).(Harris, Toni) Modified on 7/21/2020 (aea). (Entered: 07/21/2020) |
| 07/21/2020 | 14 | FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Fadwa A. Hammoud to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20780187. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Michigan. (Attachments: # 1 Affidavit, # 2 Certificate of Good Standing, # 3 Text of Proposed Order).(Hammoud, Fadwa) Modified on 7/21/2020 (aea). (Entered: 07/21/2020) |
| 07/21/2020 | | >>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. 14 MOTION for Fadwa A. Hammoud to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20780187. Motion and supporting papers to be reviewed by Clerk's Office staff., 13 MOTION for Toni L. Harris to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. The filing is deficient for the following reason(s): missing Certificate of Good Standing from Supreme Court of Michigan - PO Box 30052, Lansing, MI 48909, Phone: 517-373-0120; Affidavit needs to be signed and notarized;. Re-file the motion as a Motion to Appear Pro Hac Vice - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Proposed Order. (aea) (Entered: 07/21/2020) |

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| 07/21/2020 | 15 | NOTICE OF APPEARANCE by Matthew Colangelo on behalf of State of New York..(Colangelo, Matthew) (Entered: 07/21/2020) |
| 07/24/2020 | 16 | FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Michael W. Field to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20832730. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Rhode Island. (Attachments: # 1 Affidavit Affidavit of Michael W. Field, # 2 Supplement Cert. of Good Standing, # 3 Supplement Proposed Order).(Field, Michael) Modified on 7/24/2020 (aea). (Entered: 07/24/2020) |
| 07/24/2020 | | >>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. 16 MOTION for Michael W. Field to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20832730. Motion and supporting papers to be reviewed by Clerk's Office staff. The filing is deficient for the following reason(s): Affidavit is not notarized. Re-file the motion as a Motion to Appear Pro Hac Vice - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Proposed Order. (aea) (Entered: 07/24/2020) |
| 07/24/2020 | 17 | MOTION for Neli Nima Palma to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20839315. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of California. (Attachments: # 1 Affidavit of Neli N. Palma, # 2 Exhibit A, # 3 Exhibit B, # 4 Proposed Order).(Palma, Neli) (Entered: 07/24/2020) |
| 07/24/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 17 MOTION for Neli Nima Palma to Appear Pro Hac Vice. Filing fee \$ 200.00, receipt number ANYSDC-20839315. Motion and supporting papers to be reviewed by Clerk's Office staff. The document has been reviewed and there are no deficiencies. (aea) (Entered: 07/24/2020) |
| 07/24/2020 | 18 | FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Martine N. D'Agostino to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20843728. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of California. (Attachments: # 1 Affidavit of Martine D'Agostino in Support of Motion to |

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| | | Appear Pro Hac Vice, # 2 Text of Proposed Order).(D'Agostino, Martine) Modified on 7/27/2020 (vba). (Entered: 07/24/2020) |
| 07/24/2020 | 19 | MOTION for Kaliko'onalani Diara Fernandes to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Hawaii. (Attachments: # 1 Affidavit of Kaliko'onalani Diara Fernandes and Certificates of Good Standing, # 2 Text of Proposed Order).(Fernandes, Kaliko'Onalani) (Entered: 07/24/2020) |
| 07/26/2020 | 20 | ORDER FOR ADMISSION PRO HAC VICE granting 17 Motion for Neli Nima Palma to Appear Pro Hac Vice. The motion of Neli N. Palma, for admission to practice Pro Hac Vice in the above-captioned action is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 7/26/20) (yv) (Entered: 07/27/2020) |
| 07/27/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 19 MOTION for Kaliko'onalani Diara Fernandes to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) Modified on 7/27/2020 (vba). (Entered: 07/27/2020) |
| 07/27/2020 | | >>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. 18 MOTION for Martine N. D'Agostino to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20843728. Motion and supporting papers to be reviewed by Clerk's Office staff... The filing is deficient for the following reason(s): MOTION NOT SIGNED;. Re-file the motion as a Corrected Motion to Appear Pro Hac Vice - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Proposed Order.. (vba) (Entered: 07/27/2020) |
| 07/27/2020 | 21 | MOTION for Toni L. Harris to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20864885. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Michigan. (Attachments: # 1 Affidavit, # 2 Certificate of Good Standing, # 3 Text of Proposed Order).(Harris, Toni) (Entered: 07/27/2020) |

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| 07/27/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 21 MOTION for Toni L. Harris to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20864885. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 07/27/2020) |
| 07/27/2020 | 22 | MOTION for Fadwa A. Hammoud to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20865650. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Michigan. (Attachments: # 1 Affidavit, # 2 Certificate of Good Standing, # 3 Text of Proposed Order).(Hammoud, Fadwa) (Entered: 07/27/2020) |
| 07/27/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 22 MOTION for Fadwa A. Hammoud to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20865650. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 07/27/2020) |
| 07/27/2020 | 23 | NOTICE OF APPEARANCE by Marie Soueid on behalf of State of New Jersey..(Soueid, Marie) (Entered: 07/27/2020) |
| 07/27/2020 | 24 | MOTION for Martine N. D'Agostino to Appear Pro Hac Vice [<i>CORRECTED</i>]. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of California. (Attachments: # 1 Affidavit of Martine D'Agostino, # 2 Text of Proposed Order).(D'Agostino, Martine) (Entered: 07/27/2020) |
| 07/28/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 24 MOTION for Martine N. D'Agostino to Appear Pro Hac Vice [<i>CORRECTED</i>]. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 07/28/2020) |
| 07/28/2020 | 25 | NOTICE OF APPEARANCE by Benjamin Daniel Battles on behalf of State of Vermont..(Battles, Benjamin) (Entered: 07/28/2020) |
| 07/28/2020 | 26 | MOTION for Michael W. Field to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Rhode Island. (Attachments: # 1 |

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| | | Affidavit of Michael W. Field, # 2 Cert. of Good Standing, # 3 Proposed Order).(Field, Michael) (Entered: 07/28/2020) |
| 07/28/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 26 MOTION for Michael W. Field to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 07/28/2020) |
| 07/28/2020 | 27 | ORDER FOR ADMISSION PRO HAC VICE granting 19 Motion for Kalikoonalani Diara Fernandes to Appear Pro Hac Vice. The motion of Kalikoonalani Diara Fernandes, for admission to practice Pro Hac Vice in the above-captioned action, is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 7/28/20) (yv) (Entered: 07/28/2020) |
| 07/28/2020 | 28 | ORDER FOR ADMISSION PRO HAC VICE granting 21 Motion for Toni L. Harris to Appear Pro Hac Vice. The motion for Toni L. Harris, for admission to practice Pro Hac Vice in the above captioned case is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 7/28/20) (yv) (Entered: 07/28/2020) |
| 07/28/2020 | 29 | ORDER FOR ADMISSION PRO HAC VICE granting 24 Motion for Martine N. D'Agostino to Appear Pro Hac Vice. The motion for Martine N. D'Agostino, for admission to practice Pro Hac Vice in the above captioned case is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 7/28/20) (yv) (Entered: 07/28/2020) |

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| 07/28/2020 | 30 | ORDER FOR ADMISSION PRO HAC VICE granting 26 Motion for Michael W. Field to Appear Pro Hac Vice. The motion of Michael W. Field, for admission to practice Pro Hac Vice in the above captioned action is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 7/28/20) (yv) (Entered: 07/28/2020) |
| 07/28/2020 | 31 | MOTION for Joyce Chinenye Otuwa to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20886880. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Illinois. (Attachments: # 1 Affidavit of Joyce Otuwa in Support of Motion for Admission Pro Hac Vice, # 2 Exhibit 1 - Certificate of Good Standing, # 3 Text of Proposed Order Proposed Order).(Otuwa, Joyce) (Entered: 07/28/2020) |
| 07/28/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 31 MOTION for Joyce Chinenye Otuwa to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20886880. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 07/28/2020) |
| 07/28/2020 | 32 | NOTICE OF APPEARANCE by Toni L. Harris on behalf of State of Michigan..(Harris, Toni) (Entered: 07/28/2020) |
| 07/28/2020 | 33 | CONSENT MOTION to Serve <i>Complaint and Summonses by Email</i> . Document filed by State of New York..(Wardenski, Joseph) (Entered: 07/28/2020) |
| 07/29/2020 | 34 | ORDER FOR ADMISSION PRO HAC VICE granting 31 Motion for Joyce Otuwa to Appear Pro Hac Vice. The motion of Joyce Otuwa, for admission to practice pro hac vice in the above-captioned action is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice pro hac vice in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 7/29/20) (yv) (Entered: 07/29/2020) |

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| 07/29/2020 | 35 | MEMO ENDORSED ORDER granting 33 Motion to Serve U.S. Department of Health and Human Services (HHS), Alex M. Azar II, in his official capacity as Secretary of HHS, and Roger Severino, in his official capacity as Director of HHSs Office for Civil Rights. ENDORSEMENT: So ordered. Leave is granted. (Signed by Judge Alvin K. Hellerstein on 7/29/20) (yv) (Entered: 07/29/2020) |
| 07/29/2020 | 36 | CERTIFICATE OF SERVICE of Summons and Complaint,, served. All Defendants. Document filed by State of New York..(Wardenski, Joseph) (Entered: 07/29/2020) |
| 07/30/2020 | 37 | MOTION for Steven C. Kilpatrick to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20929517. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Wisconsin. (Attachments: # 1 Affidavit Affidavit of Steven C. Kilpatrick In Support of Motion for Admission Pro Hac Vice, # 2 Exhibit Exhibit 1 - Certificate of Good Standing, # 3 Text of Proposed Order Proposed Order).(Kilpatrick, Steven) (Entered: 07/30/2020) |
| 07/31/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 37 MOTION for Steven C. Kilpatrick to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20929517. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 07/31/2020) |
| 08/02/2020 | 38 | ORDER granting 37 Motion for Steven C. Kilpatrick to Appear Pro Hac Vice. The motion of STEVEN C. KILPATRICK, for admission to practice Pro Hac Vice in the above captioned action is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 8/2/20) (yv) (Entered: 08/03/2020) |
| 08/03/2020 | 39 | MOTION for Jacob B. Boyer to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20972296. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Commonwealth of Pennsylvania. |

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| | | (Attachments: # 1 Affidavit, # 2 Text of Proposed Order).(Boyer, Jacob) (Entered: 08/03/2020) |
| 08/03/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 39 MOTION for Jacob B. Boyer to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20972296. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 08/03/2020) |
| 08/03/2020 | 40 | NOTICE OF APPEARANCE by Heidi Parry Stern on behalf of State of Nevada..(Stern, Heidi) (Entered: 08/03/2020) |
| 08/04/2020 | 41 | ORDER for Admission Pro Hac Vice granting 39 Motion for Jacob B. Boyer to Appear Pro Hac Vice. The motion of Jacob B. Boyer, for admission to practice pro hac vice in the above- captioned action is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice pro hac vice in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 8/4/20) (yv) (Entered: 08/04/2020) |
| 08/04/2020 | 42 | MOTION for Vanessa L. Kassab to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20989249. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Delaware..(Kassab, Vanessa) (Entered: 08/04/2020) |
| 08/04/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 42 MOTION for Vanessa L. Kassab to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20989249. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 08/04/2020) |
| 08/04/2020 | 43 | MOTION for Amanda Hainsworth to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20990185. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Commonwealth of Massachusetts. (Attachments: # 1 Affidavit of Amanda Hainsworth, # 2 Exhibit A - Certificate of Good Standing, # 3 Proposed Order).(Hainsworth, Amanda) (Entered: 08/04/2020) |

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| 08/04/2020 | | >>> NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 43 MOTION for Amanda Hainsworth to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20990185. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 08/04/2020) |
| 08/04/2020 | 44 | MOTION for Megan J. McKenzie to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20995671. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of Minnesota. (Attachments: # 1 Affidavit, # 2 Text of Proposed Order).(McKenzie, Megan) (Entered: 08/04/2020) |
| 08/04/2020 | | >>> NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 44 MOTION for Megan J. McKenzie to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-20995671. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 08/04/2020) |
| 08/05/2020 | 45 | ORDER FOR ADMISSION PRO HAC VICE granting 22 Motion for Fadwa A. Hammoud to Appear Pro Hac Vice. (Signed by Judge Alvin K. Hellerstein on 8/5/2020) (jwh) (Entered: 08/05/2020) |
| 08/05/2020 | 46 | ORDER FOR ADMISSION PRO HAC VICE granting 42 Motion for Vanessa L. Kassab to Appear Pro Hac Vice. (Signed by Judge Alvin K. Hellerstein on 8/5/2020) (jwh) (Entered: 08/05/2020) |
| 08/05/2020 | 47 | ORDER FOR ADMISSION PRO HAC VICE granting 43 Motion for Amanda Hainsworth to Appear Pro Hac Vice. (Signed by Judge Alvin K. Hellerstein on 8/5/2020) (jwh) (Entered: 08/05/2020) |
| 08/05/2020 | 48 | ORDER FOR ADMISSION PRO HAC VICE granting 44 Motion for Megan J. McKenzie to Appear Pro Hac Vice. (Signed by Judge Alvin K. Hellerstein on 8/5/2020) (jwh) (Entered: 08/05/2020) |
| 08/06/2020 | 49 | NOTICE OF APPEARANCE by Fadwa A. Hammoud on behalf of State of Michigan..(Hammoud, Fadwa) (Entered: 08/06/2020) |
| 08/06/2020 | 50 | FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Tania Maestas to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21028091. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of New Mexico. (Attachments: # 1 Exhibit New Mexico |

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| | | Certificate of Good Standing, # 2 Exhibit New York Certificate of Good Standing, # 3 Affidavit, # 4 Text of Proposed Order).(Maestas, Tania) Modified on 8/6/2020 (bcu). (Entered: 08/06/2020) |
| 08/06/2020 | | >>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. 50 MOTION for Tania Maestas to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21028091. Motion and supporting papers to be reviewed by Clerk's Office staff... The filing is deficient for the following reason(s): Attorney Affidavit is not notarized. Please refile entire motion and make sure the affidavit is notarized.;. Re-file the motion as a Corrected Motion to Appear Pro Hac Vice - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Proposed Order.. (bcu) (Entered: 08/06/2020) |
| 08/06/2020 | 51 | MOTION for Tania Maestas to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of New Mexico. (Attachments: # 1 Exhibit New Mexico Certificate of Good Standing, # 2 Exhibit New York Certificate of Good Standing, # 3 Affidavit, # 4 Text of Proposed Order).(Maestas, Tania) (Entered: 08/06/2020) |
| 08/06/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 51 MOTION for Tania Maestas to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 08/06/2020) |
| 08/06/2020 | 52 | NOTICE OF APPEARANCE by Kaliko'Onalani Diara Fernandes on behalf of State of Hawaii..(Fernandes, Kaliko'Onalani) (Entered: 08/06/2020) |
| 08/18/2020 | 53 | FIRST MOTION for Lily G. Weaver to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21206627. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of California. (Attachments: # 1 Affidavit, # 2 Text of Proposed Order).(Weaver, Lily) (Entered: 08/18/2020) |
| 08/18/2020 | | >>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. 53 FIRST MOTION for Lily G. Weaver to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC- |

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| | | 21206627. Motion and supporting papers to be reviewed by Clerk's Office staff... The filing is deficient for the following reason(s): AFFIDAVIT NEEDS TO BE NOTARIZED;. Re-file the motion as a Motion to Appear Pro Hac Vice - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Proposed Order.. (wb) (Entered: 08/18/2020) |
| 08/19/2020 | 54 | ORDER FOR ADMISSION TANIA MAESTAS PRO HAC VICE granting 51 Motion for Tania Maestas to Appear Pro Hac Vice. The motion of Tania Maestas, for admission to practice Pro Hac Vice in the above captioned action is GRANTED. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 8/19/20) (yv) (Entered: 08/19/2020) |
| 08/20/2020 | 55 | FIRST MOTION for Lily G. Weaver to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of California. (Attachments: # 1 Affidavit, # 2 Text of Proposed Order).(Weaver, Lily) (Entered: 08/20/2020) |
| 08/20/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 55 FIRST MOTION for Lily G. Weaver to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 08/20/2020) |
| 08/21/2020 | 56 | ORDER FOR ADMISSION PRO HAC VICE granting 55 Motion for Lily G. Weaver to Appear Pro Hac Vice. The motion of Lily G. Weaver, for admission to practice Pro Hac Vice in the above-captioned action is granted. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 8/21/20) (yv) (Entered: 08/21/2020) |
| 09/02/2020 | 57 | MOTION for Amber Sizemore to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21450004. Motion and supporting papers to be reviewed by Clerk's Office |

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| | | staff. Document filed by Commonwealth of Pennsylvania. (Attachments: # 1 Proposed Order, # 2 Affidavit, # 3 Cdertificate of Good Standing).(Sizemore, Amber) (Entered: 09/02/2020) |
| 09/02/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 57 MOTION for Amber Sizemore to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21450004. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 09/02/2020) |
| 09/03/2020 | 58 | ORDER FOR ADMISSION PRO HAC VICE granting 57 Motion for Amber J. Sizemore to Appear Pro Hac Vice. The motion of Amber J. Sizemore for admission to practice Pro Hac Vice in the above captioned action is GRANTED. IT IS HEREBY ORDERED that Applicant is admitted to practice Pro Hac Vice in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. (Signed by Judge Alvin K. Hellerstein on 9/3/20) (yv) (Entered: 09/03/2020) |
| 09/09/2020 | 59 | MOTION for Kathleen M. Boergers to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21576026. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by State of California. (Attachments: # 1 Affidavit Affidavit of Kathleen M. Boergers in Support of Motion for Admission Pro Hac Vice, # 2 Text of Proposed Order [Proposed] Order in Support of Motion for Admission Pro Hac Vice).(Boergers, Kathleen) (Entered: 09/09/2020) |
| 09/10/2020 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 59 MOTION for Kathleen M. Boergers to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-21576026. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 09/10/2020) |
| 09/10/2020 | 60 | FILING ERROR - DEFICIENT DOCKET ENTRY - (SEE DOCUMENT #62) MOTION for Summary Judgment . Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of |

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| | | Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) Modified on 9/10/2020 (lb). (Entered: 09/10/2020) |
| 09/10/2020 | 61 | FILING ERROR - DEFICIENT DOCKET ENTRY - (LINKED TO A DEFICIENT ENTRY)- MEMORANDUM OF LAW in Support re: 60 MOTION for Summary Judgment . . Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) Modified on 9/10/2020 (lb). (Entered: 09/10/2020) |
| 09/10/2020 | 62 | MOTION for Summary Judgment (<i>Corrected</i>). Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) (Entered: 09/10/2020) |
| 09/10/2020 | 63 | MEMORANDUM OF LAW in Support re: 62 MOTION for Summary Judgment (<i>Corrected</i>). . Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) (Entered: 09/10/2020) |
| 09/10/2020 | 64 | RULE 56.1 STATEMENT. Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of |

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| | | <p>Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin..(Wardenski, Joseph) (Entered: 09/10/2020)</p> |
| <p>09/10/2020</p> | <p>65</p> | <p>DECLARATION of Joseph J. Wardenski in Support re: 62 MOTION for Summary Judgment (<i>Corrected</i>).. Document filed by Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, District of Columbia, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of New York, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Wisconsin. (Attachments: # 1 Exhibit 1 - HHS Action Plan to Reduce Racial and Ethnic Health Disparities, # 2 Exhibit 2 - Franciscan Alliance v. Azar Order (11/21/2019), # 3 Exhibit 3 - Letter from Lyle W. Cayce to Luke William Goodrich, # 4 Exhibit 4 - Walker v. Azar Electronic Order (9/8/2020), # 5 Exhibit 5 - Declaration of Ricardo Lara, # 6 Exhibit 6 - Declaration of Kevin Kish, # 7 Exhibit 7 - Declaration of Kim Bimestefer, # 8 Exhibit 8 - Declaration of Michael Conway, # 9 Exhibit 9 - Declaration of Tanya Hughes, # 10 Exhibit 10 - Declaration of Cassandra Codes-Johnson, # 11 Exhibit 11 - Declaration of Romona S. Fullman, # 12 Exhibit 12 - Declaration of Mila Kofman, # 13 Exhibit 13 - Declaration of Robert A. Planthold, # 14 Exhibit 14 - Declaration of Mary M. Madden, # 15 Exhibit 15 - Declaration of Amy M. Sneirson, # 16 Exhibit 16 - Declaration of Leana E. Amez, # 17 Exhibit 17 - Declaration of Alvin O. Gillard, # 18 Exhibit 18 - Declaration of Michele Eberle, # 19 Exhibit 19 - Declaration of Sharon C. Boyle, Esq., # 20 Exhibit 20 - Declaration of Kevin Beagan, # 21 Exhibit 21 - Declaration of Sunila Thomas George, # 22 Exhibit 22 - Declaration of Zecharias Hailu, # 23 Exhibit 23 - Declaration of Irina Vaynerman, # 24 Exhibit 24 - Declaration of Brooke Maylath, # 25 Exhibit 25 - Declaration of Amanda Medina-Forrester, # 26 Exhibit 26 - Declaration of Magda Schaler-Haynes, # 27 Exhibit 27 - Declaration of Nicole Comeaux, # 28 Exhibit 28 - Declaration of Kathyleen Kunkel, # 29 Exhibit 29 - Declaration of John Powell, # 30 Exhibit 30 - Declaration of Trisha Schell-Guy, # 31 Exhibit 31 - Declaration of Walker Wilson, # 32 Exhibit 32 - Declaration of Ana Novais, # 33 Exhibit 33 - Declaration of Patrick M. Allen, # 34 Exhibit 34 - Declaration of Adaline Strumolo, # 35 Exhibit 35 - Declaration of Delegate</p> |

Danica Roem, # [36](#) Exhibit 36 - Declaration of Karen Kimsey, # [37](#) Exhibit 37 - Declaration of Melissa Black, # [38](#) Exhibit 38 - Declaration of Nathan Houdek, # [39](#) Exhibit 39 - Declaration of Jacey Cooper, # [40](#) Exhibit 40 - Nondiscrimination Regarding Coverage for Insureds Who Are Transgender or Gender Dysphoric, Wi. Off. of Commr of Ins. (June 29, 2020), # [41](#) Exhibit 41 - Expert Witness Declaration of Jaclyn White Hughto, PhD, MPH, # [42](#) Exhibit 42 - Declaration of Elena Rose Vera, # [43](#) Exhibit 43 - Declaration of Carrie Davis, # [44](#) Exhibit 44 - Declaration of Ted Lewis, # [45](#) Exhibit 45 - Declaration of James D. Jones, # [46](#) Exhibit 46 - Declaration of Jessica K. Altman, # [47](#) Exhibit 47 - Declaration of Teresa Miller, # [48](#) Exhibit 48 - Declaration of Mark Starr, # [49](#) Exhibit 49 - Declaration of Rachel Levine, M.D., # [50](#) Exhibit 50 - Declaration of Tracy Dolan, # [51](#) Exhibit 51 - Declaration of Brenda Jegede, # [52](#) Exhibit 52 - Declaration of Kathryn E. Macomber, # [53](#) Exhibit 53 - NASTAD comment, # [54](#) Exhibit 54 - National Ass'n of Pediatric Nurse Practitioners comment, # [55](#) Exhibit 55 - Jim Collins Foundation comment, # [56](#) Exhibit 56 - Yale New Haven Pediatric Gender Clinic comment, # [57](#) Exhibit 57 - Mount Sinai Health System comment, # [58](#) Exhibit 58 - American College of Obstetricians & Gynecologists comment, # [59](#) Exhibit 59 - Nat'l Latina Inst. for Reprod. Health comment, # [60](#) Exhibit 60 - NHeLP comment, # [61](#) Exhibit 61 - Endocrine Society comment, # [62](#) Exhibit 62 - AMA comment, # [63](#) Exhibit 63 - Am. Acad. of Pediatrics et al comment, # [64](#) Exhibit 64 - Am. Hosp. Ass'n comment, # [65](#) Exhibit 65 - Children's Hosp. Ass'n comment, # [66](#) Exhibit 66 - NCLR comment, # [67](#) Exhibit 67 - Physicians for Reprod. Health comment, # [68](#) Exhibit 68 - Center for Reprod. Rights comment, # [69](#) Exhibit 69 - Advocates for Youth comment, # [70](#) Exhibit 70 - Chronic Illness & Disability P'ship comment, # [71](#) Exhibit 71 - Lambda Legal comment, # [72](#) Exhibit 72 - ACLU of Mich. comment, # [73](#) Exhibit 73 - Uhrynowski comment, # [74](#) Exhibit 74 - Williamson comment, # [75](#) Exhibit 75 - Collected Stories in Response to 2013 RFI, # [76](#) Exhibit 76 - Anonymous comment, # [77](#) Exhibit 77 - NCTE comment, # [78](#) Exhibit 78 - Williams Inst. comment, # [79](#) Exhibit 79 - NARAL Pro-Choice Oregon Found. comment, # [80](#) Exhibit 80 - Nat'l LGBTQ Task Force comment, # [81](#) Exhibit 81 - Gender Justice comment, # [82](#) Exhibit 82 - Whitman-Walker Health comment, # [83](#) Exhibit 83 - TLDEF comment, # [84](#) Exhibit 84 - Baker comment, # [85](#) Exhibit 85 - Gray Brush comment, # [86](#) Exhibit 86 - Cooper comment, # [87](#) Exhibit 87 - Anonymous comment, # [88](#) Exhibit 88 - Olson comment, # [89](#) Exhibit 89 - Dominguez comment, # [90](#) Exhibit 90 - Cramer comment, # [91](#) Exhibit 91 - NCTE comment, # [92](#) Exhibit 92 - Comment from 22 states, # [93](#) Exhibit 93 - City of New York

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| | | comment, # 94 Exhibit 94 - City of Oakland comment, # 95 Exhibit 95 - Cal. Dep't of Ins. comment, # 96 Exhibit 96 - Cal. Health & Human Servs. Agency comment, # 97 Exhibit 97 - NAPWF comment, # 98 Exhibit 98 - NARAL comment, # 99 Exhibit 99 - Nat'l Hispanic Leadership Agenda comment, # 100 Exhibit 100 - Law and religion scholars comment, # 101 Exhibit 101 - Am. Med. Student Ass'n comment, # 102 Exhibit 102 - Ass'n of Am. Med. Colls. comment, # 103 Exhibit 103 - HIV Health Care Access Working Group comment, # 104 Exhibit 104 - Planned Parenthood comment, # 105 Exhibit 105 - Center for American Progress comment, # 106 Exhibit 106 - Human Rights Watch comment, # 107 Exhibit 107 - Nat'l Inst. for Reprod. Health comment, # 108 Exhibit 108 - Maine Family Planning comment, # 109 Exhibit 109 - American Psychiatric Ass'n comment).(Wardenski, Joseph) (Attachment 95 replaced on 9/11/2020) (lb). (Entered: 09/10/2020) |
| 09/10/2020 | 66 | DECLARATION of Joseph J. Wardenski <i>re: Proof of Service on Defendants</i> . Document filed by State of New York..(Wardenski, Joseph) (Entered: 09/10/2020) |

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