

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ASSOCIATION OF AIR MEDICAL SERVICES,
et al.,

Plaintiffs,

v.

U.S. DEPARTMENT OF HEALTH AND
HUMAN SERVICES, *et al.*,

Defendants.

Civ. Action No. 1:21-cv-3031-RJL

MOTION TO RESCHEDULE HEARING DATE DUE TO COURT CONFLICT

The plaintiffs in the American Medical Association (“AMA”)/American Hospital Association (“AHA”) action, No. 21-cv-3231, respectfully request to reschedule the date of the March 17, 2022, hearing set by the Court’s February 28, 2022, minute order to another date very close in time.

Plaintiffs have good cause for their request. On March 17, 2022, undersigned lead counsel for plaintiff AMA, who will be arguing on behalf of the AMA/AHA plaintiffs, will be arguing a previously scheduled preliminary injunction appeal in the Eleventh Circuit in Atlanta, Georgia, in *Dream Defenders, et al. v. Governor of the State of Florida, et al.*, No. 21-13489.

Arguing counsel is available any other date in March aside from March 16 and 17, when he will be traveling to Atlanta and arguing in the Eleventh Circuit. Per the Court’s Scheduling Order [ECF No. 6], the AMA/AHA plaintiffs have consulted with the other parties in this case regarding their positions and dates of availability, including the dates of March 14-15 immediately before, and the dates of March 21-23 immediately after, the currently scheduled hearing date. Their positions are as follows:

- Counsel for plaintiffs in the Association of Air Medical Services action (1) consents to scheduling a hearing before March 16-17, (2) opposes scheduling a hearing after that date, and (3) is available on March 14-15 and 21-23.
- Defendants' counsel's statement: "Counsel for the defendants is available to appear for argument on March 17. In an effort to accommodate AMA counsel's scheduling conflict, counsel for the defendants has informed plaintiffs that he is also available to appear for argument on March 16, March 21, March 22, or March 23, and accordingly defendants would consent to this motion to the extent that plaintiffs seek to reschedule argument to occur on one of those dates. Due to the competing demands of the defendants' counsel's schedule, he would be unable to prepare adequately for an argument held on an earlier date, and accordingly defendants would oppose this motion to the extent that plaintiffs seek that relief."

Respectfully submitted,

/s James E. Tysse

Dated: March 2, 2022

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[PROPOSED] ORDER

This matter is before the Court on the Motion to Reschedule Hearing Date Due to Court Conflict filed by the plaintiffs in Civil Action No. 21-cv-3231. Upon consideration of the motion, it is hereby

ORDERED that the Motion is GRANTED; and it is further

ORDERED that the hearing previously scheduled for March 17, 2022 is RESCHEDULED to _____, 2022, _____ o'clock.

Dated: _____, _____

Richard J. Leon
United States District Judge