

for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

July 28, 2025

Lyle W. Cayce  
Clerk

No. 23-40605

TEXAS MEDICAL ASSOCIATION; TYLER REGIONAL HOSPITAL,  
L.L.C.; DR. ADAM CORLEY,

*Plaintiffs—Appellees/Cross-Appellants,*

*versus*

UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES; OFFICE OF PERSONNEL MANAGEMENT; UNITED STATES DEPARTMENT OF LABOR; UNITED STATES DEPARTMENT OF TREASURY; ROBERT F. KENNEDY, JR., *Secretary, U.S. Department of Health and Human Services, in his official capacity*; CHARLES EZELL, *in his official capacity as the Acting Director of the Office of Personnel Management*; SCOTT BESSENT, *Secretary, U.S. Department of Treasury, in his official capacity*; LORI CHAVEZ-DE REMER, *Acting Secretary, U.S. Department of Labor, in her official capacity*,

*Defendants—Appellants/Cross-Appellees,*

LIFENET, INCORPORATED; AIR METHODS CORPORATION;  
ROCKY MOUNTAIN HOLDINGS, L.L.C.; EAST TEXAS AIR ONE,  
L.L.C.,

*Plaintiffs—Appellees/Cross-Appellants,*

*versus*

UNITED STATES DEPARTMENT OF HEALTH AND HUMAN  
SERVICES; OFFICE OF PERSONNEL MANAGEMENT; UNITED

No. 23-40605

STATES DEPARTMENT OF LABOR; UNITED STATES DEPARTMENT OF TREASURY; ROBERT F. KENNEDY, JR., *Secretary, U.S. Department of Health and Human Services, in his official capacity*; CHARLES EZELL, *in his official capacity as the Acting Director of the Office of Personnel Management*; SCOTT BESSENT, *Secretary, U.S. Department of Treasury, in his official capacity*; LORI CHAVEZ-DEREMER, *Acting Secretary, U.S. Department of Labor, in her official capacity*,

*Defendants—Appellants.*

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 6:22-CV-450  
USDC No. 6:22-CV-453

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ORDER:

IT IS ORDERED that the motion of America's Health Insurance Plans to file an *amicus curiae* brief in support of Appellants' *en banc* brief is GRANTED.

/s/Jennifer W. Elrod  
JENNIFER W. ELROD  
*Chief Judge*

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

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July 28, 2025

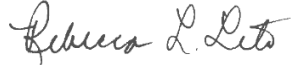
MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 23-40605 Texas Medical Association v. HHS  
USDC No. 6:22-CV-450  
USDC No. 6:22-CV-453

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Rebecca L. Leto, Deputy Clerk  
504-310-7703

Mr. Cody Matthew Akins  
Mr. Joshua Arters  
Mr. Jack R. Bierig  
Mr. K. Lee Blalack II  
Mr. Eric D. Chan  
Ms. Courtney Dixon  
Mr. Long Xuan Do  
Mr. Andrew Robert Hellman  
Ms. Hyland Hunt  
Ms. Jaime L.M. Jones  
Mr. David Alan King  
Mr. Aaron D. Lindstrom  
Mr. David O'Toole  
Mr. Leif Eric Overvold  
Ms. Penny Packard Reid  
Mr. Stephen Lee Shackelford Jr.  
Mr. Steven Shepard  
Mr. James Craig Smyser  
Mr. Kevin Benjamin Soter  
Ms. Jillian Stonecipher  
Mr. James Edward Tysse  
Mr. Joseph J. Wardenski