

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

THE AMERICAN HOSPITAL
ASSOCIATION, *et al.*,

Plaintiffs,

v.

ALEX M. AZAR II, in his official capacity as
SECRETARY OF HEALTH AND HUMAN
SERVICES,

Defendant.

Civil Action No. 1:19-cv-3619 (CJN)

**NOTICE OF FILING OF CERTIFIED SUPPLEMENT TO
THE ADMINISTRATIVE RECORD**

Defendant hereby files a revised certified index of the documents comprising the administrative record in this case. The revised index reflects that Defendant is supplementing the record with 34 attachments that were inadvertently omitted from the original certified record. The attachments are all PDF documents that were attached to comments submitted via regulations.gov. Although the information that each of the affected commenters entered on regulations.gov—such as information about the submitter—was included in the initial certified record, the PDF attachments for the affected comments unintentionally were not. In other words, although the existence of the affected comments was documented in the initial certified record, any comments contained in the PDF attachments were not. Nevertheless, all of the affected PDF attachments have been publicly available on regulations.gov.

Attached hereto is the declaration of Sheli Harris certifying the supplemented record and a revised index to the administrative record reflecting the added pages. A copy of the supplemental record pages themselves was delivered earlier today to counsel for Plaintiffs via email.

Dated: May 1, 2020

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U.S. Dept. of Health & Human Services

Respectfully submitted,

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