



Moreover, the parties agree that the sole remaining issue in this case is whether the Court should enter a permanent injunction as additional relief beyond the vacatur of the Department of Labor's Advisory Opinion, and that the issues remanded by the U.S. Court of Appeals for the Fifth Circuit must be addressed for that purpose.

For the foregoing reasons, the parties request that the Court enter the briefing schedule proposed above.

Dated: September 14, 2023

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CERTIFICATE OF SERVICE

On September 14, 2023, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served the parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Robert G. Chadwick Jr.  
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