

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
EASTERN DIVISION**

THE RELIGIOUS SISTERS OF MERCY,
et al.,

Plaintiffs,

v.

Xavier Becerra, Secretary of the United
States Department of Health and Human
Services, *et al.*,

Defendants.

Case No. 3:16-cv-386

CATHOLIC BENEFITS ASSOCIATION,
et al.,

Plaintiffs,

v.

Xavier Becerra, Secretary of the United
States Department of Health and Human
Services, *et al.*,

Defendants.

Case No. 3:16-cv-432

NOTICE OF APPEAL

Defendants in the above-captioned cases, Xavier Becerra, Secretary of the United States Department of Health and Human Services; the United States Department of Health and Human Services; Charlotte A. Burrows, Chair of the United States Equal Employment Opportunity Commission; and the United States Equal Employment Opportunity Commission, hereby give notice that they appeal to the United States Court of Appeals for the Eighth Circuit from all aspect

of this Court's Memorandum and Order, ECF No. 124; Order, ECF No. 133; and Judgment, ECF No. 135, and all prior orders and decisions that merge into those orders.

Dated: April 20, 2021

Respectfully Submitted,

BRIAN M. BOYNTON
Acting Assistant Attorney General

JENNIFER D. RICKETTS
Director, Federal Programs Branch

MICHELLE R. BENNETT
Assistant Director, Federal Programs
Branch

/s/ Bradley P. Humphreys
BRADLEY P. HUMPHREYS
U.S. Department of Justice
Civil Division, Federal Programs Branch
1100 L. Street, NW
Washington, DC 20005
Telephone: (202) 305-0878
Email: Bradley.Humphreys@usdoj.gov

Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on April 20, 2021, I electronically filed a copy of the foregoing. Notice of this filing will be sent via email to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF System.

/s/ Bradley P. Humphreys
BRADLEY P. HUMPHREYS