

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

PLANNED PARENTHOOD FEDERATION OF  
AMERICA, INC., and PLANNED  
PARENTHOOD OF NORTHERN NEW  
ENGLAND, INC.

Plaintiffs,

19 Civ. 5433 (PAE)

-v.-

XAVIER BECERRA, *in his official capacity as Secretary,  
United States Department of Health and Human Services;*  
UNITED STATES DEPARTMENT OF HEALTH AND  
HUMAN SERVICES; MELANIE FONTES RAINER, *in her  
official capacity as Director, Office for Civil Rights, United  
States Department of Health and Human Services;* and  
OFFICE FOR CIVIL RIGHTS, *United States Department of  
Health and Human Services,*

Defendants.

**JOINT STATUS REPORT**

NATIONAL FAMILY PLANNING AND  
REPRODUCTIVE HEALTH ASSOCIATION, and  
PUBLIC HEALTH SOLUTIONS, INC.,

Plaintiffs,

19 Civ. 5435 (PAE)

-v-

XAVIER BECERRA, *in his official capacity as Secretary  
of the U.S. Department of Health and Human Services;*  
U.S. DEPARTMENT OF HEALTH AND HUMAN  
SERVICES; MELANIE FONTES RAINER, *in her official  
capacity as Director of the Office for Civil Rights of the U.S.  
Department of Health and Human Services;* and OFFICE  
FOR CIVIL RIGHTS OF THE U.S. DEPARTMENT OF  
HEALTH AND HUMAN SERVICES,

Defendants.

**JOINT STATUS REPORT**


Pursuant to the Court's Order of August 30, 2024, the Parties jointly submit this status report. The Parties are pleased to report that they concluded negotiations on Plaintiffs' pending fee petition and reached an amicable settlement without Court involvement. Pursuant to the Parties' agreement, Plaintiffs hereby withdraw their pending fee petition. *See Planned Parenthood v. Azar*, No. 19 Civ. 5433 (PAE), Dkt. 138 (S.D.N.Y. Apr. 2, 2024); *Nat'l Fam. Plan. & Reprod. Health Assoc. v. Azar*, No. 19 Civ. 5435 (PAE), Dkt. 146 (S.D.N.Y. Apr. 2, 2024). The Parties request that the Court close the case.

Dated: January 10, 2025

Respectfully submitted,  
/s/ David M. Zions  
David M. Zions

GRANTED. The Court respectfully directs the Clerk of Court to close this case.

SO ORDERED.

  
PAUL A. ENGELMAYER  
United States District Judge

Date: January 13, 2025

Alexa Kolbi-Molinas  
Lindsey Kaley  
American Civil Liberties Union Foundation  
125 Broad Street, 18<sup>th</sup> floor  
New York, NY 10004  
Phone: (212) 549-2633  
Fax: (212) 549-2652  
Akolbi-molinas@aclu.org  
lkaley@aclu.org

Daniel Mach (*pro hac vice*)  
American Civil Liberties Union Foundation  
915 15<sup>th</sup> Street NW  
Washington, D.C. 20005  
Phone: (202) 675-2330  
Fax: (202) 546-0738  
dmach@aclu.org

Christopher Dunn  
New York Civil Liberties Union Foundation  
125 Broad Street, 19<sup>th</sup> floor  
New York, NY 10004  
Phone: (212) 607-2298  
Fax: (212) 607-3318  
cdunn@nyclu.org

*Attorneys for the NFPRHA & PHS Plaintiffs*

BRIAN M. BOYNTON  
Principal Deputy Assistant Attorney General

MICHELLE R. BENNETT  
Assistant Branch Director

/s/ Bradley P. Humphreys \*  
Trial Attorney, U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, N.W.  
Washington, D.C. 20005  
Phone: (202) 305-0878  
E-mail: Bradley.Humphreys@usdoj.gov

*Counsel for Defendants*

Diana O. Salgado (*pro hac vice*)  
Planned Parenthood Federation of America,  
Inc.  
1110 Vermont Avenue, NW, Ste. 300  
Washington, D.C. 20005  
Phone: (202) 973-4800  
Fax: (202) 296-3480  
Diana.salgado@ppfa.org

David M. Zions (*pro hac vice*)  
Covington & Burling LLP  
One City Center  
850 10<sup>th</sup> Street, NW  
Washington, D.C. 20001  
Phone: (202) 662-6000  
dzions@cov.com

Michelle Banker  
National Women's Law Center  
1350 Eye Street, NW, Ste. 700  
Washington, D.C. 20005  
Phone: (202) 588-5185  
mbanker@nwlc.com

*Attorneys for the Planned Parenthood  
Plaintiffs*