

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION**

STATE OF TEXAS, *et al.*,

Plaintiffs,

v.

XAVIER BECERRA, in his official capacity as
Secretary of Health and Human Services, *et al.*,

Defendants.

Civil Action No. 5:22-cv-00185-H

NOTICE OF APPEAL

Notice is hereby given that all Defendants in the above-named case hereby appeal to the United States Court of Appeals for the Fifth Circuit from the Memorandum Opinion and Order dated August 23, 2022 (ECF No. 73).

Dated: October 21, 2022

Respectfully submitted,

BRIAN M. BOYNTON
Principal Deputy Assistant Attorney General

JENNIFER D. RICKETS
Director, Federal Programs Branch

ERIC BECKENHAUER
Assistant Director, Federal Programs Branch

/s/ Christopher R. Healy
CHRISTOPHER R. HEALY

KATE TALMOR

ALEXANDER ELY

Trial Attorneys

Civil Division, Federal Programs Branch

U.S. Department of Justice

1100 L Street, NW

Washington, DC 20005

Phone: (202) 514-8095

Email: Christopher.Healy@usdoj.gov

Counsel for Defendants