

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION**

AMERICAN HEALTH CARE  
ASSOCIATION; LEADINGAGE; TEXAS  
HEALTH CARE ASSOCIATION;  
ARBROOK PLAZA; BOOKER  
HOSPITAL DISTRICT; HARBOR  
LAKES NURSING & REHABILITATION  
CENTER,

*Plaintiffs,*

v.

XAVIER BECERRA, in his official  
capacity as Secretary of the United States  
Department of Health and Human  
Services; UNITED STATES  
DEPARTMENT OF HEALTH AND  
HUMAN SERVICES; CHIQUITA  
BROOKS-LASURE, in her official  
capacity as Administrator of the Centers  
for Medicare & Medicaid Services;  
CENTERS FOR MEDICARE &  
MEDICAID SERVICES,

*Defendants.*

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**Civil Action No. 2:24-cv-00114-Z-BR  
(Lead Case)**

Civil Action No. 2:24-cv-00171-Z  
(Consolidated Case)

**ORDER**

In order to avoid unnecessary cost or delay and because *State of Texas v. U.S. Department of Health and Human Services. et al.*, 2:24-cv-00171-Z (N.D. Tex.) and this case share common questions of law or fact, consist of similar parties, the same claims, and the same relief sought, it is hereby **ORDERED** that the cases are **CONSOLIDATED** for all purposes, with Civil Action No. 2:24-cv-00114-Z-BR serving as the lead case.

All parties are instructed to file any future filings in the lead case. Further, the parties will adhere to the agreed briefing schedule already in place in this matter. To the extent such orders are necessary, the terms of any protective order(s) and discovery order in place in the lead case governs

the entire consolidated case. The local rules' page limitations for motions will apply to the consolidated case.

The Clerk is instructed to add the consolidated plaintiffs and their corresponding lead and local counsel into the lead case. Additional counsel may file a Notice of Appearance in the lead case if they wish to continue as counsel of record in the lead consolidated action. Counsel who have appeared pro hac vice in Case No. 2:24-cv-00114-Z-BR may file a Notice of Appearance in the lead case without filing an additional application to appear pro hac vice in the lead case. Counsel who have not appeared in Cause No. 2:24-cv-00114-Z-BR at the point when it is consolidated into the lead case should file a Notice of Appearance only in the lead case.

So ORDERED and SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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THE HONORABLE MATTHEW J. KACSMARYK  
UNITED STATES DISTRICT JUDGE