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### By ACMS Filing

April 2, 2025

Catherine O'Hagan Wolfe  
Clerk of Court  
United States Court of Appeals for the Second Circuit  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, NY 10007

**Re: Oral Argument in *Boehringer Ingelheim Pharmaceuticals, Inc. v. U.S. Dept. of Health & Human Services*, No. 24-2092**

Dear Ms. Wolfe:

Oral argument in this matter is scheduled for Thursday, April 3. In its March 18, 2025 Order (ECF No. 222.1), the Court granted Plaintiff-Appellant *Boehringer Ingelheim Pharmaceuticals, Inc.*'s motion for expansion of oral argument time allotment and to allow divided argument. In particular, the Court granted twenty minutes of argument per side and authorized up to two attorneys to argue per side.

Pursuant to instruction from the case manager, *Boehringer* hereby provides notice that it intends to divide its argument time as follows: Kevin King will first argue for 11 minutes (regarding *Boehringer*'s Takings Clause, First Amendment, and Due Process Clause claims), and Ashley Parrish will then argue for 5 minutes (regarding *Boehringer*'s Administrative Procedure Act claim), leaving 4 minutes for rebuttal. Mr. King will present rebuttal on *Boehringer*'s behalf.

Sincerely,

/s/ *Kevin F. King*

Kevin F. King