

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA

The State of KANSAS, <i>et al.</i> , Plaintiffs, v. UNITED STATES OF AMERICA and the CENTERS FOR MEDICARE & MEDICAID SERVICES, Defendants, v. CLAUDIA MOYA LOPEZ, <i>et al.</i> , Intervenors.	Civil Action No. 1:24-cv-00150-DMT-CRH
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NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Fed. R. Civ. P. 41, Plaintiffs hereby give notice voluntary dismissal of this action.

On June 25, 2025 the Department of Health and Human Services published a final rule, *Patient Protection and Affordable Care Act; Marketplace Integrity and Affordability*, which, among other things, reverses the challenged rule and excludes DACA recipients from the ACA. 90 Fed. Reg. 27074. The rule became effective on August 25, 2025. Accordingly, Plaintiffs' claims are now moot.

Rule 41(a)(1)(A)(i) provides that a plaintiff may voluntarily dismiss an action without a court order by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Defendants United States of America, *et al.*, have not served an

answer or motion for summary judgment in this action. Plaintiffs accordingly notice voluntary dismissal of this action, without prejudice. *See* Fed. R. Civ. P. 41(a)(1)(B).

Dated: December 10, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that on this 10th day of December, 2025, I electronically filed the above and foregoing document with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to all counsel of record.

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