UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF NORTH CAROLINA CIVIL ACTION NO. 1:23-cv-00077

AMY BRYANT, MD,)	
Plaintiff,))	DEFI
V.)	BOA
JOSHUA H. STEIN, in his official capacity as Attorney General for the State of North Carolina, et al.,))))	IN DEFENI MO
Defendants.)	

DEFENDANT MEDICAL BOARD'S STATEMENT IN RESPONSE TO DEFENDANT-INTERVENORS' MOTION TO DISMISS

This Statement is submitted on behalf of Defendant, Michaux R. Kilpatrick, in her official capacity as President of the North Carolina Medical Board, and Defendants Christine M. Khandelwal, Devdutta G. Sangvai, John W. Rusher, William M. Brawley, W. Howard Hall, Sharona Y. Johnson, Joshua D. Malcolm, Miguel A. Pineiro, Melinda H. Privette, Anuradha Roa-Patel, Robert Rich, Jr., in their official capacity as board members of the North Carolina Medical Board (collectively, "the Medical Board"), by and through undersigned counsel. On March 24, 2023, Defendant-Intervenors Philip E. Berger, President Pro Tempore of the North Carolina Senate, and Timothy K. Moore, Speaker of the North Carolina House of Representatives, filed a Motion to Dismiss. (D.E. 53) The Medical Board hereby notifies the Court and counsel that it takes no position on Defendant-Intervenors' Motion to Dismiss.

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Respectfully submitted, this 14th day of April 2023.

JOSHUA H. STEIN Attorney General

<u>/s/ Michael Bulleri</u> Michael Bulleri Special Deputy Attorney General N.C. State Bar No. 35196 E-mail: <u>mbulleri@ncdoj.gov</u>

N.C. Department of Justice P.O. Box 629 Raleigh, NC 27602-0629 Telephone: (919) 716-6900 Facsimile: (919) 716-6761 *Counsel for Defendant Medical Board*