

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Apr 26, 2023**

SEAN F. McAVOY, CLERK

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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

STATE OF WASHINGTON, et al.,

Plaintiffs,

v.

UNITED STATES FOOD AND DRUG  
ADMINISTRATION, et al.

Defendants,

STATE OF IDAHO; STATE OF  
IOWA; STATE OF MONTANA;  
STATE OF NEBRASKA; STATE OF  
SOUTH CAROLINA; STATE OF  
TEXAS; STATE OF UTAH,

Plaintiffs-Intervenors,

Case No. 1:23-cv-03026

**NOTICE OF APPEAL**

1 The States of Idaho, Iowa, Montana, Nebraska, South Carolina,  
2 Texas, and Utah (“State Intervenors”) hereby appeal to the United  
3 States Court of Appeals for the Ninth Circuit from the Order Denying  
4 State Intervenors’ Motion to Intervene, Dkt. #104, entered April 21,  
5 2023.  
6

7 Pursuant to Ninth Circuit Rule 3-2, State Intervenors’ Represen-  
8 tation Statement is attached hereto.  
9

10 Dated: April 26, 2023  
11

12 /s/ Lincoln Davis Wilson  
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**CERTIFICATE OF SERVICE**

I hereby certify that, on April 26, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Lincoln Davis Wilson  
LINCOLN DAVIS WILSON (WA #53764)



1           3.     Plaintiff State of Arizona:

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10 \* *Pro Hac Vice pending*

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