

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

AMY BRYANT, M.D.,
Plaintiff-Appellee, Cross-Appellant

v.

TIMOTHY K. MOORE; PHILIP E. BERGER,
Intervenor-Defendants-Appellants, Cross-Appellees
and

JEFFREY NEALE JACKSON, in his official capacity as Attorney General
for the State of North Carolina,
Defendant-Appellee, Cross-Appellant

and

JEFF NEIMAN, in his official capacity as District Attorney for North Carolina
18th Prosecutorial District, et al.,
Defendants-Appellees.

On Appeal from the United States District Court
for the Middle District of North Carolina

**RESPONSE OF NORTH CAROLINA MEDICAL BOARD DEFENDANTS
TO MOTION FOR LEAVE TO FILE AMICUS BRIEF**

JEFF JACKSON
Attorney General

Michael E. Bulleri
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Counsel for N.C. Medical Board Defendants

On April 28, 2026, this Court entered an order, Dkt. 94, requesting a response to the motion by Taylor Dant for leave to file an amicus curiae brief, Dkt. 90, in support of plaintiff-appellee, Dr. Amy Bryant. Defendants Anuradha Rao-Patel, Devdutta G. Sangvai, Robert L. Rich, Mark A. Newell, Earic R. Bonner, J. Nelson Dollar, Lisa Ehrler, Vicki A. Harry, Sharona Y. Johnson, Shannon R. Joseph, Gregory S. McCarty, Miguel A. Pineiro, and Anthony R. Plunkett, in their official capacities as members of the North Carolina Medical Board¹, take no position on the motion for leave to file an amicus brief.

Respectfully submitted,

JEFF JACKSON
Attorney General

/s/ Michael E. Bulleri
Michael E. Bulleri
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¹ Pursuant to Fed. R. App. P. 43(c)(2), the current members of the Medical Board are automatically substituted as parties for the former members who were named in their official capacities only. Those former members who have been automatically substituted are Michaux R. Kilpatrick, Christine M. Khandelwal, John W. Rusher, William M. Brawley, W. Howard Hall, Joshua D. Malcolm, and Melinda H. Privette.

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*Counsel for N.C. Medical Board
Defendants*

Dated: May 8, 2026

CERTIFICATE OF COMPLIANCE

I certify that this response complies with the length requirements of Fed. R. App. P. 27(d) because it contains 56 words, excluding the items listed in Fed. R. App. P. 32(f), as measured by Microsoft Word. This brief further complies with the typeface and type-style requirements of Fed. R. App. P. 32(a)(5) & (6) because it has been prepared in a proportionally spaced typeface: 14-point Constantia font.

/s/ Michael E. Bulleri

Michael E. Bulleri

Special Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that on May 8, 2026, I filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Fourth Circuit by using the appellate CM/ECF system. Participants in the case are registered CM/ECF users and service will be accomplished by the appellate CM/ECF system.

Respectfully submitted, this the 8th day of May 2026.

/s/ Michael E. Bulleri

Michael E. Bulleri

Special Deputy Attorney General