

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

Association for Accessible Medicines,

Case. No. 23-cv-2024 (PJS/JFD)

Plaintiff,

vs.

SECOND STIPULATION

Keith Ellison, in his official capacity as
Attorney General of the State of Minnesota,

Defendant.

STIPULATION

Plaintiff Association for Accessible Medicines and Defendant Keith Ellison, in his official capacity as Attorney General of the State of Minnesota, hereby jointly stipulate and agree as follows:

1. On November 21, 2025, this Court entered an Order and Final Judgment (Doc. 63), which provided that any motion for attorney fees, nontaxable expenses, and any bill of costs shall be filed within 30 days after entry of judgment (December 22, 2025).
2. On December 17, 2025, the Court entered an Order staying the deadline for any motion for attorneys' fees, nontaxable expenses, and bill of costs (Doc. 67).
3. The Parties continue to pursue a negotiated resolution of Plaintiff's request for attorneys' fees, nontaxable expenses, and costs. Defendant's request for a legislative appropriation, if approved, would likely resolve Plaintiff's request for reimbursement of fees, expenses, and costs, which is the only issue remaining before the Court.

4. Defendant continues to pursue an appropriation from the Minnesota Legislature that would resolve any demand for attorneys' fees, nontaxable expenses, and costs incurred by Plaintiff during this litigation. The current legislative session is scheduled to conclude on May 18, 2026. It is Defendant's understanding that the Minnesota Legislature has established April 17, 2026 as the deadline for major finance bills to receive favorable action to be considered for final approval this session. Accordingly, on or shortly after that date, Defendant expects to know whether its effort to obtain an appropriation remains viable.

5. The Parties seek to avoid incurring additional fees, expenses, and costs associated with this action, including the litigation of Plaintiff's request for attorneys' fees, expenses, and costs unless such litigation becomes necessary. The Parties make this stipulation in good faith and not for the purpose of undue delay.

6. The Parties therefore believe that good cause exists to extend the current stay of proceedings for an additional 35 days to allow Defendant to continue pursuing a legislative appropriation.

WHEREFORE, the Parties respectfully request that the Court enter an Order staying the current deadline for any motion for attorney fees and related nontaxable expenses and any bill of costs until April 27, 2026 (35 days after the existing deadline of March 23, 2026).

At such time, the Parties will provide notify this Court of the status of Defendant's request to the Minnesota Legislature and whether additional time is necessary to obtain the requested authorization and appropriation. If it appears that no progress will be made on

Defendant's request to the Minnesota Legislature in the upcoming legislative session, the Parties will state at that time that Plaintiff will file any motion for attorney fees, nontaxable expenses, and bill of costs within 30 days of the Parties' status report, or under further order of this Court.

Dated: March 17, 2026

FELHABER LARSON

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Dated: March 17, 2026

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

Association for Accessible Medicines,

Case. No. 23-cv-2024 (PJS/JFD)

Plaintiff,

vs.

Keith Ellison, in his official capacity as
Attorney General of the State of Minnesota,

**[PROPOSED] ORDER EXTENDING
STAY OF DEADLINE FOR ANY
MOTION FOR ATTORNEY FEES,
NONTAXABLE EXPENSES, AND
BILL OF COSTS**

Defendant.

Upon consideration of the Court's, November 21, 2025, Order and Final Judgment (ECF No. 63) and the parties' Second Stipulation (ECF No. 68), the Parties' request to extend by an additional 35 days, through April 26, 2026, the current stay of the deadline for any motion for attorneys' fees, nontaxable expenses, and bill of costs is hereby **GRANTED**.

IT IS HEREBY ORDERED that:

1. The current stay of the March 22, 2026 deadline for any motion for attorneys' fees, nontaxable expenses, and bill of costs is **EXTENDED** by an additional 35 days, to allow Defendant to continue pursuing authorization and an appropriation from the Minnesota Legislature that may resolve Plaintiff's request for attorneys' fees, expenses, and costs without further litigation..
2. Upon expiration of the new deadline, the Parties shall notify the Court of the status of Defendant's request to the Minnesota Legislature and whether additional time is necessary to obtain the requested appropriation.

3. Alternatively, if it appears that the Defendant's request to the Minnesota Legislature is unlikely to be approved during the current legislative session, the Parties will notify this Court that Plaintiff will file any motion for its attorneys' fees, nontaxable expenses, and bill of costs within 30 days of the Parties' status report, or pursuant to further order of this Court.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: _____

Patrick J. Schiltz, Chief Judge
United States District Court