

No. 24-1884

Neurological Surgery v. Dep't of Health & Human Servs.

In the
United States Court of Appeals
For the Second Circuit

August Term, 2024

No. 24-1884

NEUROLOGICAL SURGERY PRACTICE OF LONG ISLAND, PLLC,
Plaintiff-Appellant,

v.

UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES,
UNITED STATES DEPARTMENT OF THE TREASURY, UNITED STATES
DEPARTMENT OF LABOR, ROBERT F. KENNEDY, JR., in his official
capacity as Secretary, United States Department of Health and
Human Services, SCOTT BESSENT, in his official capacity as Secretary,
United States Department of the Treasury, LORI CHAVEZ-DEREMER,
in her official capacity as Secretary, United States Department of
Labor,
*Defendants-Appellees.**

On Appeal from a Judgment of the United States District Court for
the Eastern District of New York.

ARGUED: MAY 15, 2025

* The Clerk of Court is directed to amend the official caption to conform with the above.

Before: CALABRESI, BIANCO and NARDINI, *Circuit Judges*.

ERRATA

PAGE	DELETE	INSERT
145 F.4th at 221.	The court then dismissed all of Neurological Surgery’s claims for mootness. In a footnote, noted that it agreed with the Departments “that the [c]ourt’s reasoning in dismissing the original complaint is just as applicable to the amended complaint.”	The court then dismissed all of Neurological Surgery’s claims for mootness. In a footnote, it noted that it agreed with the Departments “that the [c]ourt’s reasoning in dismissing the original complaint is just as applicable to the amended complaint.”

**Copies have been sent
by chambers to:**

☒ **Panel Members**
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So Ordered:

/s/ WJN
William J. Nardini, Circuit Judge
September 2, 2025