

**UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND**

STATE OF COLORADO, *et al.*,

Plaintiffs,

v.

U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES, *et al.*,

Defendants.

Civil Action No.
25cv121-MSM-AEM

**STATUS REPORT AND
JOINT MOTION FOR FURTHER SCHEDULING
AND ADDITIONAL RELIEF**

The parties, by and through their undersigned counsel, respectfully submit this status report and propose additional case deadlines and relief below.

1. On April 1, 2025, Plaintiffs filed this case (ECF 1) and moved for a temporary restraining order (ECF 4), which the Court entered by text order on April 3, 2025, as well as on April 5, 2025 (ECF 54). Plaintiffs amended their complaint on April 8, 2025. ECF 59. The parties then filed initial and supplemental briefs concerning the Plaintiffs' preliminary injunction motion between April 8 and 24, 2025. ECF 60, 68, 69, 80, 81.

2. On May 16, 2025, the Court granted Plaintiffs' motion for a preliminary injunction. ECF 84. Defendants have notified the Court (ECF 85) of their compliance with the Court's Preliminary Injunction Order, which remains in force through today.

3. On December 12, 2025, the parties jointly moved to stay this case (ECF 100), and have since submitted subsequent joint motions (ECF 101, 102) extending the stay through today, Friday, April 10, 2026, which the Court granted by text orders on December 17, 2025, and March 5, 2026.

4. During this stay, the parties have conferred about the efficient resolution of the parties' claims and defenses and now propose the following schedule and related relief:

a. The Defendants will produce the Administrative Record by Friday, May 1, 2026;¹

b. The parties will submit a status report by Tuesday, June 2, 2026, after the Plaintiffs have an opportunity to review the Administrative Record, to propose additional deadlines for the efficient resolution of the parties' claims and defenses.

5. The parties also request that Defendants not be required to respond to the Complaint under Federal Rule of Civil Procedure 12 at this time.

¹ The parties did not stipulate on a narrowed Administrative Record.

Dated: April 17, 2026

Respectfully submitted,

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES; ROBERT F. KENNEDY, JR., in his official capacity as Secretary of Health and Human Services,

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CERTIFICATE OF SERVICE

I hereby certify that, on April 17, 2026, I filed the foregoing document through this Court's Electronic Case Filing (ECF) system, thereby serving it upon all registered users in accordance with Federal Rule of Civil Procedure 5(b)(2)(E) and Local Rule Gen 304.

/s/ Kevin Bolan

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