

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT**

HEALTHCARE DISTRIBUTION ALLIANCE,	:	Civil Action No.: 3:25-cv-01724-OAW
	:	
<i>Plaintiff,</i>	:	
	:	
v.	:	
	:	
MARK D. BOUGHTON, in his official capacity	:	
as Commissioner of the Connecticut Department	:	
of Revenue Services, and WILLIAM TONG, in	:	
his official capacity as Attorney General for the	:	
State of Connecticut,	:	
	:	
<i>Defendants.</i>	:	OCTOBER 29, 2025

**PLAINTIFF’S UNOPPOSED EMERGENCY MOTION FOR
EXPEDITED BRIEFING SCHEDULE AND CONSIDERATION
OF MOTION FOR PRELIMINARY INJUNCTION**

Pursuant to Federal Rule of Civil Procedure 7(b), and Local Rule 7, Plaintiff Healthcare Distribution Alliance (“HDA”), on behalf of its members, hereby moves for an expedited briefing schedule and consideration of HDA’s pending Motion for Preliminary Injunction.¹ See ECF No. 27. Defendants do not oppose the relief sought in this motion. The Parties agree to the proposed schedule and the request for expedited consideration.

Expedited adjudication of the preliminary injunction is supported by good cause where HDA’s members face imminent harm from the Connecticut Drug Price Cap of Public Act No. 25-168, §§ 345-47 (“the Drug Price Cap”), which goes into effect on January 1, 2026. Once the law takes effect, HDA members will be forced to either (1) comply with the unconstitutional Drug Price Cap and forfeit revenue that otherwise would have been generated, (2) face substantial

¹ An identical motion, with an identical schedule, is simultaneously being filed in the related matter, *Association for Accessible Medicines v. Boughton, et al.*, No. 3:25-cv-01757-OAW. The parties respectfully request that the Court consider either a joint hearing or back-to-back hearings for the two cases.

liability, including civil penalties and, for their officers and employees, criminal prosecution. They also will be prohibited from withdrawing any regulated product from Connecticut and subjected to another significant civil penalty if they do. Indeed, member companies must begin making and implementing pricing decisions for 2026 even before the calendar year begins, so the Act will harm member companies even before it formally takes effect. As shown in the motion for preliminary injunction, these harms cannot be remedied even after successful litigation, in part because of Defendants' ability to resist providing compensation by invoking Connecticut's sovereign immunity from monetary relief.

Expedited treatment will not prejudice Defendants, as the merits issues raised by HDA's Motion are purely legal and the relevant facts are already set forth in HDA's Motion and supporting declarations. Prompt resolution, by contrast, will preserve the status quo and serve the public interest by ensuring that constitutional questions are addressed before the law's implementation.

To aid the Court in adjudicating the Motion on an expedited basis, including prior to the effective date of January 1, 2026, the Parties have conferred and agreed upon the below expedited briefing schedule:

Filing	Proposed Deadline
Response to Plaintiff's Motion for Preliminary Injunction	November 17, 2025
Reply Brief	November 25, 2025
Hearing on Preliminary Injunction (if scheduled)	No later than December 15, 2025 ²

² Counsel for the State, Assistant Attorney General Patrick Ring, may be scheduled to appear for oral argument during the next term of the Connecticut Supreme Court, which runs from December 1, 2025 – December 12, 2025. In accordance with the Supreme Court's procedures, the State has already reported to the Supreme Court that no scheduling conflicts currently exist. To the extent this Court schedules a hearing on the preliminary injunction motion, the State has indicated that it will promptly advise the Court of any conflicts that may arise.

Defendants' Responsive Pleading	21 days after the Court's decision on Plaintiff's Motion for Preliminary Injunction
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For these reasons, HDA respectfully requests that the Court grant this Emergency Motion for Expedited Briefing and Consideration.

Dated: October 29, 2025
Hartford, Connecticut

Respectfully submitted,

/s/ Thomas J. Finn
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CERTIFICATE OF SERVICE

I hereby certify that on October 29, 2025, a copy of the foregoing document was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated below. Parties may access this filing through the Court's CM/ECF System.

By: /s/ Thomas J. Finn
Thomas J. Finn (ct20929)