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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

STATE OF CALIFORNIA, *et al.*,  
Plaintiffs,  
v.  
ALEX M. AZAR II,<sup>1</sup> Secretary of  
the U.S. Dep’t of Health and Human Services, *et al.*,  
Defendants.  
Case No.: 4:17-cv-5783-HSG  
NOTICE OF APPEAL  
PRELIMINARY INJUNCTION  
APPEAL

PLEASE TAKE NOTICE that Alex M. Azar II, Secretary of the United States Department of Health and Human Services, R. Alexander Acosta, Secretary of the United States Department of

<sup>1</sup> Secretary Azar replaces former Acting Secretary Eric Hargan as a defendant, in his official capacity, by operation of Federal Rule of Civil Procedure 25(d).

Labor, Steven Mnuchin, Secretary of the United States Department of Treasury, the U.S. Department of Health and Human Services, the United States Department of Labor, and the United States Department of the Treasury hereby appeal to the United States Court of Appeals for the Ninth Circuit from the Court's Order Granting Plaintiffs' Motion for a Preliminary Injunction [ECF No. 105], which was issued on December 21, 2017.

Dated: February 16, 2018

Respectfully submitted,

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