

No. 19-10754

**IN THE
UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

RICHARD W. DEOTTE, on behalf of themselves and others similarly situated; YVETTE DEOTTE, on behalf of themselves and others similarly situated; JOHN KELLEY, on behalf of themselves and others similarly situated; ALISON KELLEY, on behalf of themselves and others similarly situated; HOTZE HEALTH & WELLNESS CENTER, on behalf of themselves and others similarly situated; BRAIDWOOD MANAGEMENT, INCORPORATED,

Plaintiffs - Appellees

v.

STATE OF NEVADA,

Appellant.

On Appeal from
United States District Court for the Northern District of Texas
4:18-CV-825-O

**AMENDED NOTICE OF APPEAL
APPELLANT State of Nevada**

AARON D. FORD
Attorney General
/s/ Heidi Parry Stern
HEIDI PARRY STERN
Solicitor General
555 E. Washington Avenue
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PLEASE TAKE NOTICE that Proposed Intervenor State of Nevada hereby appeals to the United States Court of Appeals for the Fifth Circuit from this Court's July 29, 2019 Judgment, ECF No. 98; the Court's March 30, 2019 Order, ECF No. 33, granting Plaintiffs' motion for class certification; the Court's April 1, 2019 Order, ECF No. 37, amending class certification; the Court's June 6, 2019 Order, ECF No. 76, granting Plaintiffs' motions for summary judgment and for permanent injunction; and this Court's July 29, 2019 Order, ECF No. 97, denying State of Nevada's motion to intervene. Nevada previously filed a notice of protective appeal on July 3, 2019 to preserve its right to appeal pending resolution of the then-pending motion for intervention and the issuance of final judgment.

RESPECTFULLY SUBMITTED this 27th day of August, 2019.

AARON D. FORD
Attorney General

By: /s/ Heidi Parry Stern
HEIDI PARRY STERN
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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the clerk of court for the United States District Court for the Northern District of Texas, by using the CM/ECF system on the 27th day of August, 2019.

I further certify that that I have served counsel of record for all parties through this Court's CM/ECF system.

Appellees:	Counsel for Appellees:
Braidwood Management, Incorporated	Hartson Fillmore of Fillmore Law Firm, L.L.P. Fort Worth, TX
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Richard DeOtte	Hartson Fillmore of Fillmore Law Firm, L.L.P. Fort Worth, TX
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By: /s/ Sandra Geyer
SANDRA GEYER
Office of the Attorney General

CERTIFICATE OF COMPLIANCE

1. This document complies with the FED. R. APP. P. 32(a)(7)(B) because, it is double spaced excluding the parts of the document exempted by FED. R. APP. P. 32(f) and this document contains 649 words.
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