UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

State of fiew fork, ci at	State	of New	York,	et	al
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Plaintiffs,

v.

U.S. Department of Health and Human Services, et al.,

Defendants.

Case No. 1:20-cv-05583-AKH

NOTICE OF ADMINISTRATIVE RECORD

Defendants submit this notice to inform the Court that they have produced a copy of the Administrative Record to Plaintiffs' counsel. Attached, please find the certification and index for the Administrative Record. Given the volume of the Administrative Record, Defendants do not intend to file it on CM/ECF. Defendants will instead provide the Court with a courtesy copy of the Administrative Record in electronic format.

Dated: November 6, 2020 Respectfully submitted,

JEFFREY BOSSERT CLARK Acting Assistant Attorney General

WILLIAM K. LANE Counsel to the Assistant Attorney General

MICHELLE R. BENNETT Assistant Director, Federal Programs Branch

/s/ Stephen Ehrlich
STEPHEN EHRLICH
Trial Attorney
U.S. Department of Justice
Civil Division, Federal Programs Branch
1100 L Street, NW
Washington, D.C. 20005
Tel: (202) 305-7919
stephen.ehrlich@usdoj.gov

Attorneys for Defendants

Administrative Rulemaking Record Nondiscrimination in Health and Health Education Programs and Activities

CERTIFICATION OF THE ADMINISTRATIVE RECORD

I, March Bell, Chief of Staff, Office for Civil Rights, United States Department of Health and Human Services, hereby certify, to the best of my knowledge, that the produced materials, which are described in the accompanying Index, comprise the administrative record for the 2020 Final Rule, *Nondiscrimination in Health and Health Education Programs and Activities*, 42 C.F.R. §§ 438, 440, and 460, and 45 C.F.R. §§ 86, 92, 147, 155, and 156, concerning nondiscrimination provisions under Section 1557 of the Affordable Care Act. The record contains non-privileged materials that were indirectly or directly considered or relied upon by HHS in promulgating the 2020 Final Rule.

March Bell, Esq. Chief of Staff

Office for Civil Rights

United States Department of Health and Human Services

Final Rule: Nondiscrimination in Health and Health Education Programs or Activities

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November 6, 2020
The U.S. Department of Health & Human Services
Hubert H. Humphrey Building
200 Independence Avenue, S.W.
Washington, D.C. 20201

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00000001- 00000089	RIN 0945-AA11, Nondiscrimination in Health and Health Education Programs or Activities, 85 Fed. Reg. 37160 (June 19, 2020)
00000089	Public Comments submitted in Response to Nondiscrimination in Health and
00192229	Health Education Programs or Activities (as of January 25, 2020)
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00202227- 00204740	Citations in Final Rule cont.
00204741- 00529146	CMS, Provider of Service file - CLIA ¹
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00712326- 00820527	Qualified Health Plans Landscape Individual Market Medical ³
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¹ This publically available data from CMS is produced in the native Microsoft Excel format because converting such spreadsheets to PDF proved unwieldy—totaling approximately 1.7 million pages and more than 100 GB—and created various technical difficulties in exporting, uploading, and downloading the administrative record. This CMS data is also more usable and understandable in the native Microsoft Excel format because converting such data to PDF distorted and dissected the spreadsheets.

² See supra, Note 1.

³ See supra, Note 1.

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00821450- 00821492	Regulatory Flexibility Act Pub. L. 96-354, 94 Stat. 1164 (Sept. 19, 1980) (codified at 5 U.S.C. § 601-612)
00821493- 00821497	Civil Rights Restoration Act of 1987, Pub. L. 100-259, 102 Stat. 28 (Mar. 22, 1988)
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00821553- 00821588	Americans with Disabilities Act of 1990, as amended, 42 U.S.C. §§ 12101 et seq.
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00822709- 00823173	Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019, Pub. L. 115–245—Sept. 28, 2018
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01449125- 01449140	Abt, Memorandum, ACA Section 1557: Revisions to the NPRM economic analysis, based on a review of public comments (Dec. 16, 2019)
01449141- 01449142	Email from F. Rothschild to R. Severino, et al., sending correspondence from C. Schmid (Sept. 11, 2019)
01449143- 01449145	OCR-PACHA Listening Session (Sept. 24, 2019)
01449146- 01449147	README.TXT, Index – Final Rule
01449148- 01449197	RIN 0945-AA11, Nondiscrimination in Health and Health Education Programs or Activities, Proposed Rule, 84 Fed. Reg. 27846 (June 14, 2019)
01449197- 01641337	Public Comments submitted in Response to Notice of Proposed Rulemaking, Nondiscrimination in Health and Health Education Programs or Activities
01641338	Index of Public Comments submitted in Response to Notice of Proposed Rulemaking, Nondiscrimination in Health and Health Education Programs or Activities
01641339	Link to Comments Index
01641340	Index of Public Comments submitted in Response to Notice of Proposed Rulemaking, Nondiscrimination in Health and Health Education Programs or Activities
01641341	README.TXT – Index, Section 1557 NPRM
01641342- 01649382	Citations in Section 1557 NPRM
01649383- 01652914	Citations in Section 1557 NPRM, cont.
01652915	Index to Citations in Section 1557 NPRM
01652916- 01652921	Links to Citations in Section 1557 NPRM

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01652922	Index to Citations in Section 1557 NPRM
01652923	CMS, Provider of Service file – CLIA (see 01652925-01977331) ⁷
01652924	CMS, Provider of Service file – Other (see 01977332-02160510) ⁸
01652925- 01977331	CMS, Provider of Service file - CLIA
01977332- 02160510	CMS, Provider of Service file - Other
02160511- 02263271	Qualified Health Plans Landscape Individual Market Medical ⁹
02262372- 02263277	Patient Protection and Affordable Care Act, Pub. L. 111-148,124 Stat. 119, 260 (Mar. 23, 2010)
02263278- 02263320	Regulatory Flexibility Act Pub. L. 96-354, 94 Stat. 1164 (Sept. 19, 1980) (codified at 5 U.S.C. § 601-612)
02263321- 02263325	Civil Rights Restoration Act of 1987, Pub. L. 100-259, 102 Stat. 28 (Mar. 22, 1988)
02263326- 02263329	Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act, 18 U.S.C. § 249 (Oct. 28, 2009)
02263330- 02263339	Violence Against Women Reauthorization Act, 127 Stat. 61, 34 U.S.C. § 12291
02263340- 02263387	Paperwork Reduction Act of 1995, 44 U.S.C. §§ 3501, et seq.
02263388- 02263390	Architectural Barriers Act of 1968, 42 U.S.C. §§ 4151 et seq.
02263391- 02263426	Americans with Disabilities Act of 1990, as amended, 42 U.S.C. §§ 12101 et seq.
02263427- 02263429	29 U.S.C. § 794d

⁷ See supra, Note 1.

⁸ See supra, Note 1.

⁹ See supra, Note 1.

Bates Number	Description
02263430- 02263437	Religious Freedom Restoration Act, 42 U.S.C. § 2000bb
02263438- 02264325	Consolidated Appropriations Act, 2016, Pub. L. 114–113—Dec. 18, 2015
02264326- 02264340	Adobe properties tab corresponding to Consolidated Appropriations Act, 2016 pdf
02264341- 02264342	42 U.S.C. § 18116
02264343- 02264344	Coates-Snowe Amendment, 42 U.S.C. § 238n, Pub. L 104-140
02264345- 02264346	Church Amendments, 42 U.S.C. § 300a-7
02264347- 02264398	U.S. Constitution
02264399- 02264547	Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019, Pub. L. 115–245—Sept. 28, 2018
02264548- 02264696	Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019, Pub. L. 115–245—Sept. 28, 2018
02264697- 02264701	42 U.S.C. § 18023
02264702- 02264702	42 U.S.C. § 18063
02264703- 02264710	42 U.S.C. § 18043
02264711- 02264712	42 U.S.C. § 1103
02264713- 02264718	42 U.S.C. § 300gg
02264719- 02264726	Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d et seq.

Bates Number	Description
02264727- 02265032	Employee Retirement Income Security Act of 1974 (ERISA), Pub. L. 93-406
02265033- 02265034	5 U.S.C. § 5371
02265035- 02265040	26 U.S.C. § 5000A
02265041- 02265042	42 U.S.C. § 300gg-15
02265043- 02265044	42 U.S.C. § 300gg-19
02265045- 02265049	42 U.S.C. § 300gg-91
02265050- 02265075	42 U.S.C. § 1396d
02265076- 02265170	Medicare Access and CHIP Reauthorization Act (2015), PL.114-10
02265171- 02265185	Adobe properties tab corresponding to the Medicare Access and CHIP Reauthorization Act pdf
02265186- 02265187	42 U.S.C. § 1302
02265188- 02265240	42 U.S.C. § 13951
02265241- 02265245	Title IX of the Education Amendments of 1972, 20 U.S.C. §§ 1681 et seq.
02265246- 02265256	42 U.S.C. § 1395eee(f)
02265257- 02265263	42 U.S.C. § 1396u-4(f)
02265264- 02265300	Title VII of the Civil Rights Act of 1964, 42 U.S.C. § 2000e
02265301	42 U.S.C. § 18113

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02265302- 02265305	5 U.S.C. § 301
02265306- 02265314	29 U.S.C. § 705
02265315- 02265320	26 U.S.C. § 36(B)
02265321- 02265322	31 U.S.C. § 9701
02265323- 02265341	5 U.S.C. § 552
02265342- 02265344	42 U.S.C. § 300jj-11
02265345- 02265349	Age Discrimination Act of 1975, 42 U.S.C. §§ 6101 et seq.
02265350- 02265351	42. U.S.C. § 300jj-14
02265352- 02265359	42 U.S.C. §§ 18021 - 18024
02265360- 02265369	42 U.S.C. §§ 18031 - 18033
02265370- 02265375	42 U.S.C. §§ 18041 - 18044
02265376- 02265383	42 U.S.C. §§ 18051 - 18054
02265384- 02265386	42 U.S.C. §§ 18061 - 18063
02265387- 02265397	42 U.S.C. §§ 18071 - 18083
02265398- 02265399	Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794

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02265400- 02265445	Administrative Procedure Act, 5 U.S.C. §§ 551 et seq.
02265446- 02265449	Congressional Review Act, Pub. L. 104-121, sec. 251, 110 Stat. 847 (Mar. 29, 1996) (5 U.S.C. §§ 804 et seq.)
02265450	Unfunded Mandates Reform Act of 1995, Pub. L. 104-4, 109 Stat. 48 (Mar. 22, 1995) (2 U.S.C. § 1503(2))
02265451- 02265453	Executive Order 12250, Leadership and Coordination of Nondiscrimination Laws, 45 Fed. Reg. 72995 (Nov. 2, 1980)
02265454- 02265456	Executive Order 13777, Enforcing the Regulatory Reform Agenda, 82 Fed. Reg. 12285 (Mar. 1, 2017)
02265457- 02265466	Executive Order 12866, Regulatory Planning and Review, 58 Fed. Reg. 51735 (Oct. 4, 1993)
02265467- 02265471	Executive Order 13132, Federalism, 64 Fed. Reg. 43255 (Aug. 10, 1999)
02265472- 02265475	Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, 65 Fed. Reg. 50121 (Aug. 16, 2000)
02265476- 02265479	Executive Order 13175, Tribal Consultation, 65 Fed. Reg. 67249 (Nov. 9, 2000)
02265480- 02265481	Executive Order 13272, Proper Consideration of Small Entities in Agency Rulemaking, 67 Fed. Reg. 53461 (Aug. 16, 2002)
02265482- 02265484	Executive Order 13563, Improving Regulation and Regulatory Review, 76 Fed. Reg. 3821 (Jan. 21, 2011)
02265485- 02265487	Executive Order 13771, Reducing Regulation and Controlling Costs, 82 Fed. Reg. 9339 (Feb. 3, 2017)
02265488- 00265489	Executive Order 13765, Minimizing the Economic Burden of the Patient Protection and Affordable Care Act Pending Repeal, 82 Fed. Reg. 8351 (Jan. 24, 2017)
02265490- 02265491	Uniform Administrative Requirement, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. § 200.40(c)
02265492	42 C.F.R. § 435.905

Bates Number	Description
02265493- 02265499	42 C.F.R. § 438.3
02265500- 02265501	42 C.F.R. § 438.206
02265502- 02265506	42 C.F.R. § 438.10
02265507	42 C.F.R. § 440.262
02265508- 02265510	42 C.F.R. § 457.340
02265511	42 C.F.R. § 457.1207
02265512- 02265513	42 C.F.R. § 460.98
02265514- 02265517	42 C.F.R. § 460.112
02265518- 00265519	Uniform Administrative Requirement, Cost Principles, and Audit Requirements for HHS Awards, 45 C.F.R. § 75.502
02265520- 02265526	26 C.F.R. § 1.501(r)-(4)
02265527- 02265552	Nondiscrimination Under Programs Receiving Federal Assistance Through the Department of Health and Human Services Effectuation of the Title VI of the Civil Rights Act of 1964
02265553- 02265563	45 C.F.R. § 81, Practice and Procedure for Hearings Under 45 C.F.R. § 80
02265564- 02265605	45 C.F.R. § 84, Nondiscrimination of the Basis of Handicap in Programs or Activities Receiving Federal Financial Assistance
02265606- 02265622	45 C.F.R. § 85, Enforcement of Nondiscrimination of the Basis of Handicap in Programs or Activities Conducted by the Department of Health and Human Services
02265623- 02265642	45 C.F.R. § 86, Nondiscrimination of the Basis of Sex Education in Programs or Activities Receiving Federal Financial Assistance

Bates Number	Description
02265643-	45 C.F.R. § 90, Nondiscrimination of the Basis of Age in Programs or
02265651	Activities Receiving Federal Financial Assistance
02265652-	45 C.F.R. § 91, Nondiscrimination of the Basis of Age in Programs or
02265660	Activities Receiving Federal Financial Assistance from HHS
02265661-	45 C.F.R. § 92, Nondiscrimination of the Basis of Race, Color, National
02265675	Origin, Sex, Age, or Disability in Health Programs or Activities Receiving Federal Financial Assistance and Health Programs or Activities Administered by the Department of Health and Human Services or Entities
	Established Under Title I of the Patient Protection and Affordable Care Act
02265676-	45 C.F.R. § 147.104
02265680	
02265681-	45 C.F.R. § 147.136
02265695	
02265696-	45 C.F.R. § 147.200
02265702	
02265703-	CMS Exchange Establishment Standards, 45 C.F.R. § 155
02265817	
02265818	45 C.F.R. § 156.200
02265819-	DOJ Section 504 coordinating regulations, 28 C.F.R. § 41
02265826	
02265827-	45 C.F.R. § 153.310
02265828	
02265829-	45 C.F.R. § 156.1230
02265831	
02265832-	45 C.F.R. § 160.103
02265837	
02265838-	45 C.F.R. § 170.207
02265842	
02265843-	45 C.F.R. § 411.14
02265846	
02265847	45 C.F.R. § 411.41

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02265848- 02266126	ADA 2010 Standards
02266127- 02266218	ADA 1991 Standards
02266219- 02266220	DOJ Coordination and Compliance Division, Title IX Regulations by Agency, https://www.justice.gov/crt/fcs/Agency_Regulations#2
02266221- 02266222	45 C.F.R. § 411.5
02266223- 02266229	DOJ Title VI coordinating regulations, 28 C.F.R. § 42
02266230- 02266270	DOJ Title II regulations, 28 C.F.R. § 35
02266271- 02266447	DOJ Title III Regulations, 28 C.F.R. § 36
02266448- 02266474	36 C.F.R. § 1194 App. A, B, C & D
02266475- 02266589	CMS Exchange Establishment Standards, 45 C.F.R. § 155
02266590- 02266629	42 C.F.R. § 438
02266630	42 C.F.R. § 423.2264
02266631- 02266647	DOJ Title IX regulations, 28 C.F.R. § 54
02266648- 02266668	ED Title IX regulations, 34 C.F.R. § 106
02266669- 02266676	Access Board's 508 Standards, 36 C.F.R. § 1194.1 and Apps. A, C
02266677- 02266678	42 C.F.R. § 422.2262
02266679	42 C.F.R. § 422.2264

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02266680- 02266693	Citations in Section 1557 NPRM
02266694- 02266696	Request for Information Regarding Nondiscrimination in Certain Health Programs or Activities, 78 Fed. Reg. 46558 (Aug. 1, 2013)
02266697- 02266723	Education Programs or Activities Receiving or Benefitting From Federal Financial Assistance, 82 Fed. Reg. 46656 (Oct. 6, 2017)
02266724- 02266728	2015 Edition Health Information Technology Certification Criteria, 2015 Edition Base Electronic Health Record Definition, and ONC Health IT Certification Program Modifications; Corrections and Clarifications, 80 Fed. Reg. 76868 (Dec. 11, 2015)
02266729- 02266762	Final Rule, Standards to Prevent, Detect, and Respond to Sexual Abuse and Sexual Harassment Involving Unaccompanied Children, 79 Fed. Reg. 77768 (Dec. 24, 2014)
02266763- 02266891	HHS Notice of Benefit and Payment Parameters for 2016, Final Rule, 80 Fed. Reg. 10750, 10788 (Feb. 27, 2015)
02266892- 02266896	Information and Communication Technology Standards and Guidelines, Architectural and Transportation Barriers Compliance Board, 83 Fed. Reg. 2912 (Jan. 22, 2018) (technical edits)
02266897- 02266928	Short-Term, Limited-Duration Insurance, 83 Fed. Reg. 38212 (Aug. 3, 2018)
02266929- 02266992	Additional Requirements for Charitable Hospitals; Community Health Needs Assessments for charitable Hospitals; Requirement of a Section 4959 Excise Tax Return and Time for Filing the Return, 79 Fed. Reg. 78954 (Dec. 31, 2014)
02266993- 02267080	Uniform Federal Accessibility Standards Guidelines, https://www.access-board.gov/guidelines-and-standards/buildings-and-sites/about-the-abastandards/ufas
02267081- 02267131	Nondiscrimination in Health Programs and Activities, 80 Fed. Reg. 54172 (Sept. 8, 2015)
02267132- 02267230	Nondiscrimination in Health Programs and Activities, 81 Fed. Reg. 31376 (May 18, 2016)
02267231- 02267232	Nondiscrimination in Health Programs and Activities; Correction, 81 Fed. Reg. 46613 (July 18, 2016)

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02267233- 02267250	Nondiscrimination on the Basis of Sex in Education Programs and Activities Receiving or Benefiting from Federal Financial Assistance, 40 Fed. Reg. 24128 (June 4, 1975)
02267251- 02267271	Amending the Regulations Governing Nondiscrimination on the Basis of Race, Color, National Origin, Handicap, Sex, and Age to Conform to the Civil Rights Restoration Act of 1987, 70 Fed. Reg. 24314 (May 9, 2005)
02267272- 02267376	Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance, 65 Fed. Reg. 52858 (Aug. 30, 2000)
02267377- 02267481	Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance, 65 Fed. Reg. 52858 (Aug. 30, 2000)
02267482- 02267494	Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance, 66 Fed. Reg. 4627 (Jan. 18, 2001) (Title IX common rule adopted by Department of Energy)
02267495- 02267507	Encino Motorcars v. Navarro, 146 S. Ct. 2117 (2016)
02267508- 02267515	Crocker v. Runyon, 207 F.3d 314 (6th Cir. 2000)
02267516- 02267526	Doe v. Bluecross Blueshield, No. 2:17-cv-02793-TLP-cgc, 2018 WL 3625012 (W.D. Tenn. 2018)
02267527- 02267538	Valencia v. City of Springfield, Ill., 883 F.3d 959 (7th Cir. 2018)
02267539- 02267546	Hollonbeck v. U.S. Olympic Comm. 513 F.3d 1191 (10th Cir. 2008)
02267547- 02267554	Barnes v. Gorman, 536 U.S. 181 (2002)
02267555- 02267573	Gebser v. Lago Vista Indep. Sch., 524 U.S. 274 (1998)
02267574- 02267618	Blunt v. Lower Merion Sch. Dist., Case 2:07-cv-03100-HB (E.D. Pa. Feb. 15, 2008)
02267619- 02267637	Franklin v. Gwinnett Cty. Pub. Sch., 503 U.S. 60 (1992)

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02267638- 02267643	Baker v. Aetna, 260 F.Supp.3d 694 (N.D. Tex. May 9, 2017)
02267644- 02267679	Food & Drug Admin. v. Brown & Williamson Tobacco Corp., 529 U.S. 120 (2000)
02267680- 02267698	ConocoPhillips Co. v. U.S. E.P.A., 612 F.3d 822 (5th Cir. 2010)
02267699- 02267840	Doe ex rel. Doe v. Boyertown Area Sch. Dist., Case 5:17-cv-01249-EGS (E.D. Pa. Aug. 25, 2017)
02267841- 02267859	Whitaker ex rel. Whitaker v. Kenosha Unified Sch. Dist. No. 1 Bd. of Educ., 858 F.3d 1034 (7th Cir. 2017), cert. dismissed, 138 S. Ct. 1260 (2018)
02267860- 02267874	G.G. ex rel. Grimm v. Gloucester Cnty. Sch. Bd., 132 F. Supp. 3d 736 (2015)
02267875- 02267900	G.G. ex rel. Grimm v. Gloucester Cnty. Sch. Bd., 822 F.3d 709 (4th Cir. 2016)
02267901- 02267918	Petition for a Writ of Certiorari, G.G. ex rel. Grimm v. Gloucester Cnty. Sch. Bd., 2016 WL 4610979 (U.S. Aug. 29, 2016)
02267919- 02267920	G.G. ex rel. Grimm v. Gloucester Cnty. Sch. Bd., 853 F. 3d 729 (4th Cir. 2017)
02267921	G.G. ex rel. Grimm v. Gloucester Cnty. Sch. Bd., 137 S. Ct. 1239 (2017)
02267922- 02267952	G.G. ex rel. Grimm v. Gloucester Cnty. Sch. Bd., Case 4:15-cv-00054-AWA-DEM (E.D. Va. May 22, 2018)
02267953- 02267961	Dodds v. U.S. Dept. of Education, 845 F.3d 217 (6th Cir. 2016)
02267962- 02267968	Tovar v. Essentia Health, 2018 WL 4516949 (D. Minn. Sept. 20, 2018)
02267969- 02267976	Tovar v. Essentia Health, 342 F. Supp. 3d 1055 (D. Minn. 2016)
02267977- 02267985	Tovar v. Essentia Health, 857 F.3d 771 (8th Cir. 2017)
02267986- 02267990	Boyden v. Conlin, 2017 WL 5592688 (W.D. Wis. Nov. 20, 2017)

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02267991- 02267999	Boyden v. Conlin, 2018 WL 2191733 (W.D. Wis. May 11, 2018)
02268000- 02268018	Boyden v. Conlin, 2018 WL 4473347 (W.D. Wis. Sept. 18, 2018)
02268019- 02268036	Flack v. Wisconsin Department of Health Services, 2018 WL 3574875 (W.D. Wis. July 25, 2018)
02268037- 02268041	Smith v. Highland Hospital of Rochester, No. 17-CV-6781-CJS (W.D.N.Y. Oct. 2, 2018)
02268042- 02268055	Prescott v. Rady Children's Hospital-San Diego, 265 F.Supp.3d 1090 (S.D. Cal. 2017)
02268056- 02268059	Prescott v. Rady Children's Hospital-San Diego, 2018 WL 2193649 (S.D. Cal. May 11, 2018)
02268060- 02268068	Edmo v. Idaho Dept. of Correction, 2018 WL 2745898 (D. Id. June 7, 2018)
02268069- 02268070	Edmo v. Idaho Dept. of Correction, 2018 WL 4896717 (D. Id. Oct. 9, 2018)
02268071- 02268115	Edmo v. Idaho Dept. of Correction, Case No. 1:17-cv-00151-BLW (D. Id. Dec. 13, 2018)
02268116- 02268125	New England Power Generators Assn. v. FERC, 879 F.3d 1192 (D.C. Cir. 2018)
02268126- 02268146	Complaint, Enstad v. Peacehealth (W.D. Wash. filed Oct. 5, 2017)
02268147- 02268149	Robinson v. Dignity Health, 2016 WL 7102832 (N.D. Cal. Dec. 6, 2016)
02268150- 02268197	Evancho v. Pine-Richland School District, Case No. 2:16-cv-01537-MRH (W.D. Pa. February 27, 2017)
02268198- 02268241	Johnston v. Univ. of Pittsburgh, Case No. 3:13-cv-00213-KRG (W.D. Pa. Mar. 31, 2015)
02268242- 02268317	Defendant's Notice of Appeal, Adams v. School Board of St. Johns County, Case 3:17-cv-00739-TJC-JBT (M.D. Fla. Aug. 24, 2018)

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02268318- 02268339	Memorandum Opinion, A.H. v. Minersville Area School District, Case No. 3:17-cv-391 (M.D. Pa. Oct. 2, 2019)
02268340- 02268344	Texas v. United States, 2017 WL 543266 (5th Cir. Feb. 9, 2017)
02268345- 02268382	Preliminary Injunction Order, Texas v. United States, Case No. 7:16-cv-00054-O (N.D. Tex. Aug. 21, 2016)
02268383- 02268393	Etsitty v. Utah Transit Auth., 502 F.3d 1215 (10th Cir. 2007)
02268394- 02268411	Mitchell v. Kallas, No. 15-cv-108 (7th Cir. July 10, 2018)
02268412- 02268482	Steward Machine Co. v. Davis, 301 U. S. 548 (1937)
02268483- 02268516	FCC v. Fox Television Stations, Inc., 556 U.S. 502 (2009)
02268517- 02268577	Harris v. McRae, 448 U. S. 297 (1980)
02268578- 02268623	Employees v. Department of Public Health and Welfare, 411 U. S. 279 (1973)
02268624- 02268669	Edelman v. Jordan, 415 U. S. 651 (1974)
02268670- 02268724	Pennhurst State School and Hospital v. Halderman, 451 U.S. 1 (1981)
02268725- 02268917	National Federation of Independent Business v. Sebelius, No. 11-393, slip op. (U.S. 2012)
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02268921- 02268923	Condry v. UnitedHealth Group, 2017 WL 7420997 (N.D. Cal. Aug. 15, 2017)
02268924- 02268928	Condry v. UnitedHealth Group, 2018 WL 3203046 (N.D. Cal. June 27, 2018)

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02269067- 02269085	Southeastern Pennsylvania Trans. Auth. v. Gilead, 102 F.Supp.3d 688 (E.D. Pa. 2015)
02269086- 02269135	Grove City College v. Bell, 465 U.S. 555 (1984)
02269136- 02269141	Lau v. Nichols, 414 U.S. 563 (1974)
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02269153- 02269195	Alexander v Sandoval, 532 U.S. 275 (2001)
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02269215- 02269227	Briscoe v. Health Care Serv. Corp., 281 F.Supp.3d 725 (N.D. Ill. 2017)
02269228- 02269267	York v. Wellmark, Inc., No. 4:16-cv-00627-RGE-CFB (S.D. Iowa Sep. 6, 2017)
02269268- 02269283	Chevron U.S.A., Inc. v. Natural Resources Defense Council, Inc., 467 U.S. 837 (1984)
02269284- 02269316	Franciscan Alliance, Inc., et al. v. Burwell, et al., 227 F.Supp.3d 660 (N.D. Tex. 2016)
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02269329- 02269331	Bostock v. Clayton County, 2017 WL 4456898 (N.D. Ga. July 21, 2017)
02269332- 02269338	Supreme Court Order List, Bostock v. Clayton County, 17-1618, cert. granted (Apr. 22, 2019)
02269339- 02269386	Petition for Writ of Certiorari, Bostock v. Clayton County, 17-1618, U.S.
02269387- 02269399	Reply Brief for Petitioners, Altitude Express, Inc. v. Zarda, No. 17-1623, U.S.
02269400- 02269406	Supreme Court Order List, Altitude Express, Inc. et al. v. Zarda, 17-1623, cert. granted (April 22, 2019)
02269407- 02269455	Petition for Writ of Certiorari, Altitude Express, Inc. v. Zarda, No. 17-1623, U.S.
02269456- 02269510	Zarda v. Altitude Express, Inc., 883 F.3d 100 (2d Cir. 2018)
02269511- 02269517	Supreme Court Order List, R.G. & G.R. Harris Funeral Homes, Inc. v. EEOC, et. al., 18-107, cert. granted (April 22, 2019)
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02269773- 02269786	Complaint, United States v. McCrory, No. 5:16-cv-238-BO (M.D.N.C. May 9, 2016) https://www.justice.gov/opa/file/849946/download
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02273849- 02273878	Louise Melling, Deputy Legal Director, ACLU, et al., Correspondence to Department of Health and Human Services, Office for Civil Rights (Aug. 13, 2019)
02273879	Crowell & Moring, Agenda, Health plan group meeting (Mar. 13, 2017)
02273880- 02273883	Kellan E. Baker, M.P.H., M.A, The Future of Transgender Coverage, N. Engl. J. of Med. (Downloaded from nejm.org on April 11, 2017)
02273884- 02273888	Kimberleigh Joy Smith, MPA Senior Director for Community Health Planning and Policy, Callen-Lorde, Correspondence to the Secretary of Health and Human Services (Aug. 7, 2019)
02273889- 02273922	Kathy Ko Chin, President & CEO, Asian & Pacific Islander American Health Forum, Correspondence to the Director, Office of Civil Rights, U.S. Department of Health and Human Services (Aug. 13, 2019)
02273923- 02273941	Anthony R. Picarello, Jr., Associate General Secretary & Relations General Counsel, United States Conference of Catholic Bishops, et al., Correspondence to Department of Health and Human Services, Office for Civil Rights (Nov. 6, 2015)
02273942- 02273949	Discrimination on the Basis of Sex under Federal Nondiscrimination Laws (Feb. 2019)
02273950- 02273952	Medical Association Statements Supporting Nondiscriminatory Coverage
02273953- 02273958	National Women's Law Center, Correspondence to the Director, Office of Civil Rights, U.S. Department of Health and Human Services, et al. (Nov. 1, 2017)

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02273959	Correspondence from the Director, Office of Civil Rights, U.S. Department of Health and Human Services (April 7, 2017)
02273960- 02273969	National Center for Transgender Equality, Legal Developments on Gender Identity Discrimination as Sex Discrimination (May 2018)
02273970- 02273975	National Center for Transgender Equality, Proposed rule on "Nondiscrimination in Health Programs and Activities" (RIN: 0945-AA11) (May 3, 2018)
02273976- 02273979	Catherine E. Lhamon, Chair, United States Commission on Civil Rights, et al., Correspondence to the Secretary of Health and Human Services (Dec. 7, 2018)
02273980- 02273981	1557 Non-discrimination Rule/Notice & Tagline Recommendations (May 5, 2017)
02273982- 02273995	Reducing the Regulatory Burdens of Section 1557 (Mar. 27, 2017)
02273996- 02274000	Email from T. Barker to R. Frohboese attaching Pharma Case Management - Cost Impact Analysis (May 2, 2017)
02274001- 02274004	David Johnson, Memorandum to the U.S. Department of Health & Human Services, Office for Civil Rights, Notice Requirements Under Federal Health and Privacy Regulations (April 13, 2017)
02274005- 02274007	Email from R. Severino to M. Noroha, et al., forwarding email from C. Smith, Director, Federal Public Policy, National Association of Chain Drug Stores (May 5, 2018)
02274008- 02274011	Christopher Smith, Director, Federal Public Policy, National Association of Chain Drug Stores, Correspondence to the Director, Office of Civil Rights, U.S. Department of Health and Human Services (Mar. 26, 2018)
02274012- 02274013	James L. Madara, MD, Executive Vice President, American Medical Association, Correspondence to the Director, Office of Civil Rights, U.S. Department of Health and Human Services (Sep. 1, 2017)
02274014- 02274061	Secretary of Defense, Memorandum to the President, Military Service by Transgender Individuals (Feb. 22 2018)
02274062- 02274117	Vice Admiral Donald C. Arthur, USN (Ret.) Former Surgeon General of the U.S. Navy, Palm Center, et al., DoD's Rationale for Reinstating the Transgender Ban Is Contradicted by Evidence (April 2018)
02274118- 02274189	The Centers for Medicare & Medicaid Services, Decision Memo for Gender Dysphoria and Gender Reassignment Surgery (CAG-00446N) (Aug. 30, 2016)

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02274190- 02274193	Language Access Listening Session (May 17, 2017)
02274194- 02274196	National Center for Transgender Equality, Health Care Non-Discrimination and Transgender People (April 2017)
02274197	Email from H. J. Tobin, Director of Policy, National Center for Transgender Equality, to R. Severino, et al., OCR Listening Session on Section 1557 (April 18, 2017)
02274198- 02274199	I am essential, Key Issues for May 18 th Meeting on Patient Protections & Access to Prescription Medications
02274200- 02274201	The Attorney General, Memorandum to United States Attorneys Heads of Department Components, Revised Treatment of Transgender Employment Discrimination Claims under Title VII of the Civil Rights Act of 1964 (Oct. 4, 2017)
02274202- 02274236	Jim Collins Foundation, Inc., Correspondence to the Office for Civil Rights, Department of Health and Human Services (Aug. 13, 2019)
02274237- 02274238	The World Professional Association for Transgender Health, Correspondence to the Director, Office for Civil Rights, U.S. Department of Health and Human Services (Aug. 15, 2017)
02274239- 02274244	Correspondence to the Regional Manager, Office of Civil Rights, U.S. Department of Health and Human Services (Oct. 22, 2018), attaching Claire Ainsworth, Sex Redefined, Nature vol. 518, 288–91 (Feb 19, 2015)