

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

Victor Leal, et al.,

Plaintiffs,

v.

Xavier Becerra, et al.,

Defendants.

Case No. 2:20-cv-00185-Z

**STIPULATION OF DISMISSAL OF PLAINTIFF KIM ARMSTONG'S
REMAINING CLAIM UNDER RULE 41(a)(1)(A)(ii)**

The parties stipulate that plaintiff Kim Armstrong's remaining claim, which challenges the constitutionality of 42 U.S.C. § 300gg-13(a)(4) under the Appointments Clause, is dismissed with prejudice under Rule 41(a)(1)(A)(ii). This stipulation does not affect Ms. Armstrong's other claims, nor does it affect the claims asserted by Victor Leal or Patrick Von Dohlen. The stipulation of dismissal moots the plaintiffs' motion for partial entry of judgment under Rule 54(b). *See* ECF No. 26.

The parties will draft and submit a proposed final judgment for the Court to enter.

Respectfully submitted.

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CERTIFICATE OF SERVICE

I certify that on March 25, 2021, I served this document through CM/ECF upon:

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