

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

_____	)	
BRYLEE MCCUTCHEN, <i>et al.</i> ,	)	
	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. 1:21-cv-01112-TSC
	)	
XAVIER BECERRA, Secretary	)	
of Health and Human Services, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**NOTICE OF NON-OPPOSITION**

By and through their undersigned counsel, Defendants hereby notify the Court that they do not oppose the State of Tennessee’s Motion to Intervene as Defendant. *See* ECF No. 19.

Dated: June 2, 2021

Respectfully submitted,

BRYAN M. BOYNTON  
Acting Assistant Attorney General

MICHELLE R. BENNETT  
Assistant Branch Director  
Civil Division

/s/ Peter M. Bryce  
PETER M. BRYCE  
Illinois Bar No. 6244216  
Senior Trial Counsel  
United States Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW, Room 11106  
Washington, D.C. 20005  
Tel: (202) 616-8335  
Fax: (202) 616-8470  
E-mail: [peter.bryce@usdoj.gov](mailto:peter.bryce@usdoj.gov)

*Attorney for Defendants*