

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

AUG 5 2021

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

STATE OF CALIFORNIA; et al.,

Plaintiffs-Appellees,

v.

U.S. DEPARTMENT OF HEALTH &
HUMAN SERVICES; et al.,

Defendants-Appellants.

No. 20-16802

D.C. No. 3:20-cv-00682-LB
Northern District of California,
San Francisco

ORDER

The appellants' unopposed motion (Docket Entry No. 31) to stay appellate proceedings is granted.

Appellate proceedings are stayed pending further Department of Health and Human Services rulemaking proceedings, or until further order of the court.

The appellants shall file a status report on October 8, 2021, and every 60 days thereafter while the rulemaking proceedings are pending. Status reports should include any change in the status of the proceedings and the estimated date completion, if known.

The appellants shall notify the court by filing a status report within 7 days of the resolution rulemaking proceedings.

Failure to file a status report will terminate the stay of appellate proceedings.

The remaining briefing schedule will be reset in a future order.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Terri Haugen
Deputy Clerk
Ninth Circuit Rule 27-7