

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

BRAIDWOOD MANAGEMENT, INC., *et al.*,

Plaintiffs,

v.

XAVIER BECERRA, *et al.*,

Defendants.

Civil Action No. 4:20-cv-00283-O

**SUPPLEMENTAL APPENDIX TO RESPONSE TO PLAINTIFFS' SUPPLEMENTAL
MOTION FOR SUMMARY JUDGMENT AND SUPPLEMENTAL CROSS-MOTION
FOR SUMMARY JUDGMENT**

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1. Excerpt of Email Chain Between J. Mitchell and C. Lynch Supp. App. 001

Date: November 23, 2022

Respectfully submitted,

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Lynch, Christopher M. (CIV)

From: Jonathan Mitchell <jonathan@mitchell.law>
Sent: Monday, November 14, 2022 5:32 AM
To: Lynch, Christopher M. (CIV)
Subject: Re: [EXTERNAL] Activity in Case 4:20-cv-00283-O Braidwood Management Inc. et al. v. Xavier Becerra et al. Memorandum Opinion and Order

Chris:

I'm sorry for my delay on this. I should have this for you by COB today.

—Jonathan

On Oct 25, 2022, at 10:03 AM, Lynch, Christopher M. (CIV) <Christopher.M.Lynch@usdoj.gov> wrote:

Hi Jonathan,

I hope all is well—congratulations on finishing one more brief of the many in this case!

Within two weeks from today, could you please supplement pursuant to FRCP 26(e) the Maxwells' interrogatory response No. 4 for the period since their initial responses? As of June 2021, when their responses are dated, the Maxwells "intend[ed] to purchase health insurance but h[ad] not done so yet." Maxwell Rog. Answers at 4. Thanks in advance.

Best,
Chris

From: Jonathan Mitchell <jonathan@mitchell.law>
Sent: Friday, September 16, 2022 9:37 PM
To: Lynch, Christopher M. (CIV) <Christopher.M.Lynch@usdoj.gov>
Subject: Re: [EXTERNAL] Activity in Case 4:20-cv-00283-O Braidwood Management Inc. et al. v. Xavier Becerra et al. Memorandum Opinion and Order

That schedule looks good to me. It wouldn't shock me if Judge O'Connor makes us move things along faster, but I'm to propose it the way you have it.

Could you please go ahead and file it? Sorry I couldn't be more helpful today. Just too many deadlines hitting all at once.

CERTIFICATE OF SERVICE

I hereby certify that on November 23, 2022, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of for the Northern District of Texas by using the CM/ECF system. Counsel in the case are registered CM/ECF users and service will be accomplished by the CM/ECF system.

By: /s/ Christopher M. Lynch
Christopher M. Lynch