## **United States Court of Appeals**

FIFTH CIRCUIT OFFICE OF THE CLERK

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January 30, 2023

Mr. Joshua Dos Santos U.S. Department of Justice Civil Rights Division 950 Pennsylvania Avenue, N.W. Washington, DC 20530

Mr. Drew C. Ensign Attorney General's Office for the State of Arizona Solicitor General's Office 2005 N. Central Avenue Phoenix, AZ 85004-1592

No. 22-30303 State of LA v. Centers for Disease USDC No. 6:22-CV-885

## Dear Counsel:

As the parties are aware, a relevant case to this one which was pending in the D.C. Circuit Court under Case No. 22-5325 (Huisha-Huisha v. Mayorkas) is currently in the United States Supreme Court 22-592 (Arizona v. under Case No. Mayorkas) (hereinafter, collectively, the "D.C. Case"). The parties have not fully briefed the effect, if any, of the results of the D.C. Case on this case pending in our court and whether it makes sense to hold this case in abeyance until the D.C. Case is fully concluded. Accordingly, the court requests that each side file a letter brief addressing what effect, if any, the D.C. Case could have on this case and whether or not this case should be held in abeyance pending that case, as well as the reason for the recommendation on the abeyance. The letter brief is due seven days from today.

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Sincerely,

LYLE W. CAYCE, Clerk

Charles whitney

Charles B. Whitney, Deputy Clerk 504-310-7679

cc:

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