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11 UNITED STATES DISTRICT COURT
12 FOR THE EASTERN DISTRICT OF WASHINGTON
13

14 STATE OF WASHINGTON, *et al.*,

15 Plaintiffs,

16 v.

17 U.S. FOOD AND DRUG
18 ADMINISTRATION, *et al.*,

19 Defendants.

No. 1:23-cv-03026

MOTION TO EXPEDITE

04/17/23

WITHOUT ORAL ARGUMENT

20 Defendants move for expedited consideration of their Motion for
21 Clarification, ECF No. 81. Plaintiffs have informed Defendants through counsel
22 that they oppose this Motion to Expedite, as well as the underlying Motion for
23 Clarification.

24 An expedited ruling on Defendants' Motion for Clarification is necessary
25 because the district court's order in *Alliance for Hippocratic Medicine v. FDA*,
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1 2:22-cv-00223-Z, Dkt. 137 (Apr. 7, 2023), will take effect at midnight Central
2 Time on Saturday, April 15, 2023, absent emergency relief. Without expedited
3 consideration, Defendants' Motion for Clarification may not be set for
4 consideration until May 10, 2023. Defendants therefore have good cause to seek an
5 immediate hearing on this Motion to Expedite. Defendants respectfully request a
6 ruling on their Motion for Clarification by Friday, April 14, 2023, in advance of
7 when the *Alliance* order will go into effect absent emergency relief.
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10
11 April 10, 2023

HILARY K. PERKINS
Assistant Director

12
13 /s/ Noah T. Katzen
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20 *Counsel for Defendants*
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CERTIFICATE OF SERVICE

I hereby certify that, on April 10, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Noah T. Katzen
NOAH T. KATZEN