

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA

THE STATE OF OKLAHOMA et al.,

Plaintiffs,

v.

JOSEPH R. BIDEN et al.,

Defendants.

No. CIV-21-1069-G

NOTICE

Pursuant to this Court’s order of December 20, 2022, ECF No. 53, Defendants respectfully notify the Court of a “material development[] relating to the implementation or enforcement of Executive Order 14042,” *see id.* at 3.

On May 1, 2023, the White House issued a statement announcing that the Administration “will end the COVID-19 vaccine requirement[] for . . . Federal contractors” on May 11, 2023, “the same day that the COVID-19 public health emergency ends.” *See* The White House, *The Biden-Harris Administration Will End COVID-19 Vaccination Requirements for Federal Employees, Contractors, International Travelers, Head Start Educators, and CMS-Certified Facilities* (May 1, 2023), <https://perma.cc/93DS-N47L>. The statement explains that the Administration is now “in a different phase of [its] response to COVID-19,” given that nearly 270 million Americans have received at least one shot of the COVID-19 vaccine, COVID-19 deaths have declined by 95%, and hospitalizations are down nearly 91%. *Id.*

Defendants will notify the Court once the President takes the action announced in the White House’s statement.

Dated: May 3, 2023

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

On May 3, 2023, I electronically submitted this document to the clerk of court of the U.S. District Court for the Western District of Oklahoma using the court's electronic case filing system. I certify that I have served all parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Jody D. Lowenstein

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