

**IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

AIR FORCE OFFICER,	)	
	)	
Plaintiff-Appellee,	)	Case No. 22-11200
v.	)	
	)	
LLOYD J. AUSTIN, III, et al.,	)	
	)	
Defendants-Appellees.	)	

MAY 2023 STATUS REPORT

Pursuant to the Court’s August 24, 2022 Order, the parties hereby jointly provide this status update:

- On April 17, 2023, the Sixth Circuit Court of Appeals denied the government’s petition for panel rehearing or rehearing en banc in *Doster v. Kendall*, Nos. 22-3497, 22-3702 (6th Cir.). See *Doster v. Kendall*, 65 F.4th 792 (6th Cir. 2023).
- On April 18, 2023, the Southern District of Ohio ordered briefing on the issue of mootness in *Doster v. Kendall*, No. 1:22-cv-84 (S.D. Ohio), with the governments’ brief being due on May 2, 2023, and plaintiffs’ brief being due on May 16, 2023. On May 2, 2023, the government filed a motion to dismiss the *Doster* case as moot.

Dated: May 12, 2023

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