

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

AMY BRYANT, M.D.

Plaintiff,

v.

JOSHUA H. STEIN, in his
official capacity as
Attorney General for the
State of North Carolina,
JEFF NIEMAN, in his official
capacity as District Attorney
for North Carolina 18th
Prosecutorial District,
KODY H. KINSLEY, in his
official capacity as the
North Carolina Secretary of
Health and Human Services,
MICHAUX R. KILPATRICK, MD,
PHD, in her official capacity
as President of the North
Carolina Medical Board; and
CHRISTINE M. KHANDELWAL, DO,
DEVDUTTA G. SANGVAI, MD, MBA,
JOHN W. RUSHER, MD, JD,
WILLIAM M. BRAWLEY, W. HOWARD
HALL, MD, SHARONA Y. JOHNSON,
PHD, FNP-BC, JOSHUA D. MALCOLM,
JD, MIGUEL A. PINEIRO, PA-C,
MHPE, MELINDA H. PRIVETTE, MD,
JD, ANURADHA RAO-PATEL, MD
and ROBERT RICH, JR., MD,
in their official capacities
as members of the North
Carolina Medical Board,

Defendants,

TIMOTHY K. MOORE and
PHILIP E. BERGER,

Movants.

1:23-cv-77

ORDER

Philip E. Berger, President Pro Tempore of the North Carolina Senate, and Timothy K. Moore, Speaker of the North Carolina House of Representatives, move to intervene on behalf of the General Assembly and as agents of the State of North Carolina to defend N.C. Gen. Stat. §§ 14-44, 14-45, 14- 45.1, 90-21.82, 90-21.90, and 10A N.C. Admin. Code Subchapter 14E pursuant to Fed. R. Civ. P. 24 and LR 7.3. (Doc. 29.) Plaintiff has filed a response to the motion and states that she does not oppose the motion. (Doc. 44.) Plaintiff requests that intervenors be required to file an answer or motion to dismiss on or before March 24, 2023. (Id.) Defendant Joshua Stein, in his official capacity as Attorney General for the State of North Carolina, has filed a response in which he advises that "he does not oppose intervention in this matter." (Doc. 45.)

In light of Plaintiff and Defendant Stein's position that the motion is unopposed, and Plaintiff's request that any response be filed by March 24, this court finds good cause to shorten the time for the remaining defendants to respond to the motion to intervene, (Doc. 29), if at all. See LR 7.3(f).

IT IS THEREFORE ORDERED that any additional responses from the remaining defendants to the motion to intervene, (Doc. 29), shall be filed on or before Wednesday, March 8, 2023. If no

response is filed on or before March 8, 2023, the motion will be decided as an uncontested motion.

IT IS FURTHER ORDERED that the movant Intervenor shall file an objection, if any, to the response date of March 24, 2023 as proposed by Plaintiff on or before Wednesday, March 8, 2023.

This the 1st day of March, 2023.


United States District Judge