

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 24-5172****September Term, 2024****1:19-cv-02848-JEB****Filed On:** December 4, 2024

Monte A. Rose, Jr., et al.,

Appellees

v.

Xavier Becerra, Secretary, United States  
Department of Health and Human Services,  
in his official capacity, et al.,

Appellees

Indiana Family and Social Services  
Administration,

Appellant

**BEFORE:** Wilkins, Pan, and Garcia, Circuit Judges**ORDER**

Upon consideration of the motion to dismiss, the response in support, the opposition, the reply, and the Rule 28(j) letter, it is

**ORDERED** that the motion to dismiss be referred to the merits panel to which this appeal is assigned. The parties are directed to address in their briefs the issues presented in the motion to dismiss rather than incorporate those arguments by reference.

The Clerk is directed to enter a briefing schedule.

**Per Curiam**