

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS

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FRANCISCAN ALLIANCE, INC., et al.

Plaintiffs,

v.

Case No. 16-CV-00108-O

ALEX M. AZAR II, Secretary of the  
United States Department of Health and  
Human Services, et al.

Defendants.

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**STATE OF WISCONSIN'S RENEWED MOTION TO DISMISS  
THE STATE OF WISCONSIN**

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Plaintiff State of Wisconsin respectfully asks this Court for an order dismissing it from this case. No party has indicated opposition to this motion. Plaintiff State of Wisconsin no longer has an interest in pursuing its claims.

Dated this 28th day of March, 2019.

Respectfully submitted,

JOSHUA L. KAUL  
Attorney General of Wisconsin

Electronically signed by:

s/ Steven C. Kilpatrick  
STEVEN C. KILPATRICK  
Assistant Attorney General

Counsel for Plaintiff State of Wisconsin

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### **CERTIFICATE OF CONFERENCE**

I certify that I contacted counsel for all of the parties regarding this motion and that none of the parties indicated they oppose this motion. The United States Department of Justice and its clients do not oppose the motion. The State plaintiffs and the private plaintiffs take no position on the motion.

### **CERTIFICATE OF SERVICE**

I certify that on March 28, 2019, I electronically filed the foregoing *State of Wisconsin's Renewed Motion to Dismiss the State of Wisconsin* with the clerk of court using the CM/ECF system, which will accomplish electronic notice and service for all participants who are registered CM/ECF users.

Dated this 28th day of March, 2019.

s/ Steven C. Kilpatrick  
STEVEN C. KILPATRICK

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**[PROPOSED] ORDER**

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Before the Court is Plaintiff State of Wisconsin's Unopposed Motion to Dismiss the State of Wisconsin as a plaintiff in this case. Having considered the motion, the Court finds that it should be and is hereby **GRANTED**. Plaintiff State of Wisconsin is dismissed from this case and the Clerk of Court is **DIRECTED** to update the docket sheet consistent with this Order.

**SO ORDERED** on this \_\_\_\_\_ day of **March, 2019**.

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THE HONORABLE REED O'CONNOR  
UNITED STATES DISTRICT JUDGE