

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA**

THE RELIGIOUS SISTERS OF MERCY,  
*et al.*,

*Plaintiffs,*

v.

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

*Defendants.*

No. 3:16-cv-386

CATHOLIC BENEFITS ASSOCIATION,  
*et al.*

*Plaintiffs,*

v.

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

*Defendants.*

No. 3:16-cv-432

**DEFENDANTS' MOTION TO DISMISS**

For the reasons described in their accompanying memorandum in support, filed together with this motion, Defendants respectfully move the Court to dismiss the above-captioned actions for lack of jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(1).

Dated: December 23, 2020

Respectfully Submitted,

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