

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

JANE DOE 2, *et al.*,

Plaintiffs,

v.

LLOYD J. AUSTIN, III, in his official  
capacity as Secretary of Defense, *et al.*,

Defendants.

Civil Action No. 17-cv-1597 (CKK)

**STIPULATION OF DISMISSAL WITH PREJUDICE (FED R. CIV. P. 41)**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and in light of Executive Order 14004 “revok[ing]” “the Presidential Memorandum of March 23, 2018,” challenged in this case, E.O. No. 14004 §§ 1, 2 (Jan. 25, 2021), as well as the issuance of Department of Defense Instruction (“DoDI”) 6130.03 (Medical Accession Standards) and DoDI 1300.28 (In Service Transition), which implemented Executive Order 14004 for the Department of Defense, Plaintiffs Jane Doe 2, Jane Doe 3, Jane Doe 4, Jane Doe 5, John Doe 1, Regan V. Kibby, and Dylan Kohere (collectively “Plaintiffs”), and Defendants Lloyd J. Austin III, in his official capacity as Secretary of Defense, Mark A. Milley, in his official capacity as Chairman of the Joint Chiefs of Staff, the United States Department of the Army, Christine E. Wormuth, in her official capacity as Secretary of the Army, the United States Department of the Navy, Carlos Del Toro, in his official capacity as Secretary of the Navy, the United States Department of the Air Force, Frank Kendall, in his

official capacity as Secretary of the Air Force, the United States Coast Guard, Alejandro N. Mayorkas, in his official capacity as Secretary of Homeland Security, the Defense Health Agency, Ronald J. Place, in his official capacity as Director of the Defense Health Agency, and the United States of America, (collectively “Defendants,” and together with Plaintiffs, “Parties”), hereby stipulate to the dismissal of the above-captioned case, with prejudice.

August 19, 2021

Respectfully Submitted,

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