



U.S. Department of Justice
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September 7, 2021

VIA CM/ECF

Catherine O'Hagan Wolfe, Clerk
United States Court of Appeals
for the Second Circuit
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

RE: *State of New York et al. v. U.S. Dep't of Health & Human Servs. et al.*, Nos.
19-4254, 20-31, 20-32, 20-41

Dear Ms. Wolfe:

We submit this letter pursuant to the Court's order of February 5, 2021, which placed these consolidated appeals in abeyance and directed appellants to file stay status letters every 30 days, beginning 30 days from the date of the order. These consolidated appeals concern the validity of a final rule that the U.S. Department of Health & Human Services (HHS) promulgated in 2019. *See* Protecting Statutory Conscience Rights in Health Care, 84 Fed. Reg. 23,170 (May 21, 2019). HHS remains in the process of reassessing the issues that these cases present. We will file additional status reports at 30-day intervals, consistent with the Court's order.

Sincerely,

s/ Sarah Carroll

Sarah Carroll
U.S. Department of Justice
Appellate Staff, Civil Division

cc (via CM/ECF): Counsel of Record