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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 CALIFORNIA TRIBAL FAMILIES COALITION) Civil Action No. 3:20-cv-06018-MMC
14 *et al.*,)
15 Plaintiffs,)
16 v.) **NOTICE OF FILING OF CERTIFIED**
17 ALEX AZAR *et al.*,) **ADMINISTRATIVE RECORD FOR AFCARS**
18 Defendants.) **FINAL RULE DATED MAY 12, 2020**
19)

PLEASE TAKE NOTICE THAT Defendants have attached hereto and filed herewith the certified administrative record for the final rule dated May 12, 2020 relating to the Adoption and Foster Care Analysis and Reporting System (“AFCARS”).

Description	Production Nos.
Secretary Memo 2019 NPRM	HHS000001-HHS000004
DOI Request to Extend Comment Period	HHS000005-HHS000006
Milner decision on DOI Input on Data Elements	HHS000007-HHS000008
Secretary Memo 2018 ANPRM	HHS000009-HHS000010
Secretary Memo 2018 Implement Delay Final Rule	HHS000011-HHS000012
Secretary Memo 2020 Final Rule	HHS000013-HHS000016
Hargan Predevelopment Decision Memo	HHS000017-HHS000022
Secretary Memo 2018 Implement Delay NPRM	HHS000023-HHS000025
Information Memoranda	HHS000026-HHS000164
Executive Orders	HHS000165-HHS000170
OMB Paper	HHS000171-HHS000198
Website Information on 2018 NPRM	HHS000199-HHS000231
Website Information on 2019 ANPRM	HHS000232-HHS000315
Wagner Decision to Issue NPRM	HHS000316-HHS000119
2018 Tribal Consultation Information	HHS000320-HHS000342
2019 Tribal Consultation Information	HHS000343-HHS000366
Johnson Decision to Issue Final Rule	HHS000367-HHS000380
Guideline Paper Cited by Commenters	HHS000381-HHS000475
E.O. 12866 OMB Meeting	HHS000476-HHS000606
Regulations Published	HHS000607-HHS000669
2018 ANPRM Comments	HHS000670-HHS001903
2018 Implementation Delay NPRM Comments	HHS001904-HHS002081
2019 NPRM Comments	HHS002082-HHS002960

1 DATED: December 23, 2020

Respectfully submitted,

2 DAVID L. ANDERSON
United States Attorney

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4 /s/ Emmet P. Ong
EMMET P. ONG
5 Assistant United States Attorney

6 *Attorneys for Defendants Alex Azar, in his official*
7 *capacity as Secretary of Health and Human*
8 *Services; Lynn A. Johnson, in her official capacity*
9 *as Assistant Secretary for the Administration for*
10 *Children and Families; U.S. Department of Health*
11 *and Human Services; and Administration for*
12 *Children and Families*

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6 Attorney for Defendant
7 UNITED STATES OF AMERICA

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

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12 CALIFORNIA TRIBAL FAMILIES COALITION,) Civil Action No. 3:20-cv-06018
YUROK TRIBE, CHEROKEE NATION, FACING)
13 FOSTER CARE IN ALASKA, ARK OF)
FREEDOM ALLIANCE, RUTH ELLIS CENTER,)
14 and TRUE COLORS, INC.,)

15 Plaintiffs,)

16 v.)

17 ALEX AZAR, in his official capacity as Secretary)
of)
18 Health and Human Services, LYNN A. JOHNSON,)
19 in her official capacity as Assistant Secretary for the)
Administration for Children and Families, U.S.)
20 DEPARTMENT OF HEALTH AND HUMAN)
SERVICES, and ADMINISTRATION FOR)
21 CHILDREN AND FAMILIES,)

22 Defendants.)

CERTIFICATION

23 I, Jerry Milner, Associate Commissioner, Children’s Bureau, certify that, to the best of
24 my knowledge, the attached documents constitute a true and accurate copy of the materials
25 relevant to the promulgation of the May 12, 2020 final rule relating to the Adoption and Foster
26 Care Analysis and Reporting System (AFCARS). These materials include a complete record,
27 according to the agency’s records, of properly submitted public comments that addressed
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1 AFCARS.
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5 Date: 12-22-2020

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7 Jerry Milner
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