

1 Brent P. Ray (Admitted *pro hac vice*)
Andrew J. Chinsky (Admitted *pro hac vice*)
2 **KING & SPALDING LLP**
110 North Wacker Drive, Suite 3800
3 Chicago, Illinois 60606
T: +1 312 995 6333
4 F: +1 312 995 6330
Email: bray@kslaw.com
5 achinsky@kslaw.com

6 Daniel C. Barr (Bar No. 010149)
Janet M. Howe (Bar No. 034615)
7 **PERKINS COIE LLP**
2901 N. Central Avenue, Suite 2000
8 Phoenix, AZ 85012-2788
T: +1 602 351 8085
9 F: +1 602 648 7085
Email: dbarr@perkinscoie.com
10 jhowe@perkinscoie.com

11 *Counsel for Plaintiffs and the Class*
12 (Additional Counsel on Signature Page)

13
14 **UNITED STATES DISTRICT COURT**
15 **FOR THE DISTRICT OF ARIZONA**

16 D.H., by and through his mother, Janice)
17 Hennessy-Waller; and John Doe, by his)
guardian and next friend, Susan Doe, on)
18 behalf of themselves and all others)
similarly situated,)
19 Plaintiffs,)
20 vs.)
21 Jami Snyder, Director of the Arizona)
Health Care Cost Containment System,)
22 in her official capacity,)
23 Defendant.)

No. 4:20-cv-335-TUC-SHR
JOINT STATUS REPORT

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1 In advance of the next status conference, the parties hereby provide a status update
2 on the litigation.

3 First, the parties request that the status conference be moved back to occur the week
4 of August 16-20, and that, if the Court were willing, to hold the conference in person.

5 Second, in an effort to streamline the case, Plaintiffs intend to withdraw their motion
6 for class certification. Defendant does not oppose this action. The parties are currently
7 discussing whether it makes sense for the Plaintiffs to file an Amended Complaint in
8 conjunction with this withdrawal. Defendant is also considering whether its subpoena of
9 El Rio Health would be mooted by such withdrawal.

10 Third, the parties continue to work cooperatively to conduct discovery in an efficient
11 and productive manner. Documents from both sides are still being collected and produced,
12 including the medical records ordered by the Court. Depositions will follow once
13 substantial production of documents is complete.

14 Finally, the parties believe that, in advance of the next status conference, it would be
15 helpful to the Court if the parties would submit a proposed schedule for at least the
16 remainder of fact discovery. The request to postpone the status conference is intended to
17 provide time for the parties to complete and submit this proposed schedule.

18
19 Respectfully submitted,

20 DATED: AUGUST 2, 2021

PERKINS COIE LLP

21 /s/ Janet M. Howe

Daniel C. Barr (Bar No. 010149)

Janet M. Howe (Bar No. 034615)

PERKINS COIE LLP

2901 N. Central Avenue, Suite 2000

Phoenix, AZ 85012-2788

T: +1 602 351 8085

F: +1 602 648 7085

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jhowe@perkinscoie.com

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Brent P. Ray*
Andrew J. Chinsky*
KING & SPALDING LLP
110 N. Wacker Drive, Suite 3800
Chicago, Illinois 60606
T: +1 312 995 6333
F: +1 312 995 6330
Email: bray@kslaw.com
achinsky@kslaw.com

Asaf Orr*
NATIONAL CENTER FOR LESBIAN
RIGHTS
870 Market Street, Suite 370
San Francisco, CA 94102
T: +1 415 392 6257
F: +1 415 392 8442
Email: aorr@nclrights.org

Abigail K. Coursolle*
Catherine McKee*
NATIONAL HEALTH LAW PROGRAM
3701 Wilshire Boulevard, Suite 750
Los Angeles, CA 90010
T: +1 310 204 6010
Email: coursolle@healthlaw.org
mckee@healthlaw.org

Attorneys for Plaintiffs and the Class

** Admitted pro hac vice*

BURNS BARTON PLC

/s/
David T. Barton (Bar No. 0016848)
2201 East Camelback Road, Ste. 360
Phoenix, AZ 85106
T: +1 602 753-4500
Email: david@burnsbarton.com

Logan T. Johnston (Bar No. 009484)
Johnston Law Offices, PLC
14040 N. Cave Creek Rd., Suite 309
Phoenix, Arizona 85022
T: +1 602 435-0050
Email: ltjohnston@live.com

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CERTIFICATE OF SERVICE

I hereby certify that on August 2, 2021, I electronically transmitted the attached documents to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Logan T. Johnston
JOHNSTON LAW OFFICES, P.L.C.
14040 N. Cave Creek Rd., Suite 309
Phoenix, Arizona 85022
ltjohnston@live.com

David Barton
BURNSBARTON PLC
2201 E. Camelback Road, Suite 360
Phoenix, AZ 85016
david@burnsbarton.com

Attorneys for Defendant

/s/ Marie van Olffen