

United States Court of Appeals

For The Eighth Circuit

Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329

St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

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www.ca8.uscourts.gov

July 21, 2023

Mr. Nicholas J. Bronni
ATTORNEY GENERAL'S OFFICE
200 Catlett-Prien Building
323 Center Street
Little Rock, AR 72201-0000

RE: 23-2681 Dylan Brandt, et al v. Tim Griffin, et al

Dear Counsel:

The district court clerk has transmitted a notice of appeal and docket entries in this matter, and we have docketed them under the caption and case number shown above. Please include the caption and the case number on all correspondence or pleadings submitted to this court.

Counsel in the case must supply the clerk with an Appearance Form. Counsel may download or fill out an [Appearance Form](#) on the "Forms" page on our web site at www.ca8.uscourts.gov.

We note the docketing fee is pending. Please pay the \$505 docket and filing fees to the district court clerk immediately. Failure to pay the fee will result in issuance of an order to show cause why the appeal should not be dismissed.

The court has established a briefing schedule for the case, a copy of which will be forwarded under separate notice of docket activity. Please refer to the schedule and note the key filing dates. You should also review [Federal Rules of Appellate Procedure](#) 28 and 32, as well as Eighth Circuit Rules 28A and 32A. Sample briefs may be obtained by contacting the St. Louis Clerk's office.

Within 14 days of today's date, counsel for appellant must: (1) file a verification that any transcripts needed for the appeal have been ordered and that satisfactory arrangements have been made for payment, and (2) file a notice of the method of appendix preparation selected for the case. [Eighth Circuit Rule](#) 30A contains detailed information on appendix preparation.

The court has directed the clerk's office to monitor and enforce compliance with the briefing schedule. Failure to file your brief will result in issuance of a show cause order and may lead to dismissal of the appeal. Requests for extensions of time must be timely and should establish good cause. Overlength briefs are strongly discouraged.

Please note the provisions of Eighth Circuit Rule 32A governing briefs and reply briefs responding to multiple briefs.

If you have any questions about the schedule or procedures for the case, please contact our office

Michael E. Gans
Clerk of Court

AEV

Enclosure(s)

cc: Mr. Garrard R. Beeney
Mr. Michael A. Cantrell
Ms. Clerk, U.S. District Court, Eastern District of Arkansas
Ms. Leslie Cooper
Ms. Karen Dellinger
Ms. Sharon Elizabeth Echols
Mr. James D. Esseks
Ms. Sarah C. Everett
Ms. Valarie Flora
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Mr. Aviv S. Halpern
Ms. Elaine M Hinson
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Ms. Laura Kabler Oswell
Mr. Daniel J. Richardson
Mr. Chase B. Strangio
Ms. Hannah Lorraine Templin
Mr. Christopher L. Travis
Ms. Breean Walas

District Court/Agency Case Number(s): 4:21-cv-00450-JM

Caption For Case Number: 23-2681

Dylan Brandt, by and through his mother Joanna Brandt; Joanna Brandt; Sabrina Jennen, by and through her parents Lacey and Aaron Jennen; Lacey Jennen; Aaron Jennen; Brooke Dennis, by and through her parents Amanda and Shayne Dennis; Amanda Dennis; Shayne Dennis; Parker Saxton, by and through his father Donnie Saxton; Donnie Saxton; Michele Hutchison, on behalf of herself and her patients; Kathryn Stambough, on behalf of herself and her patients

Plaintiffs - Appellees

v.

Tim Griffin, in his official capacity as the Arkansas Attorney General; Amy E. Embry, in her official capacity as the Executive Director of the Arkansas State Medical Board; Michael J. Birrer, in official capacity as member of the Arkansas State Medical Board; Christopher D. Davis, in official capacity as member of the Arkansas State Medical Board; John H. Scribner, in official capacity as member of the Arkansas State Medical Board; Elizabeth Anderson, in official capacity as member of the Arkansas State Medical Board; C. Wesley Kluck, in official capacity as member of the Arkansas State Medical Board; Edward Gardner, "Ward"; in official capacity as member of the Arkansas State Medical Board; Rodney Griffin, in official capacity as member of the Arkansas State Medical Board; Betty Guhman, in official capacity as member of the Arkansas State Medical Board; Brian L. McGee, in official capacity as member of the Arkansas State Medical Board; Timothy C. Paden, in official capacity as member of the Arkansas State Medical Board; Don R. Philips, in official capacity as member of the Arkansas State Medical Board; Matthew A. Sellers, in official capacity as member of the Arkansas State Medical Board; Brad A. Thomas, in official capacity as member of the Arkansas State Medical Board; Veryl D. Hodges, in official capacity as member of the Arkansas State Medical Board

Defendants - Appellants

Addresses For Case Participants: 23-2681

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John Hibbs

From: ca08ml_cmecf_Notify@ca8.uscourts.gov
Sent: Friday, July 21, 2023 2:11 PM
Subject: 23-2681 Dylan Brandt, et al v. Tim Griffin, et al "CIVIL case docketed" (4:21-cv-00450-JM)

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Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 07/21/2023

Case Name: Dylan Brandt, et al v. Tim Griffin, et al
Case Number: [23-2681](#)
Document(s): [Document\(s\)](#)

Docket Text:

Civil case docketed. [5298264] [23-2681] (Adrienne Vonder Haar)

Notice will be electronically mailed to:

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The following document(s) are associated with this transaction:

Document Description: Civil Docketing Letter

Original Filename: /opt/ACECF/live/forms/AdrienneVonderHaar_232681_5298264_CivilDocketingLetters_104.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=07/21/2023] [FileNumber=5298264-0]

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Recipients:

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The following information is for the use of court personnel:

DOCKET ENTRY ID: 5298264

RELIEF(S) DOCKETED:

DOCKET PART(S) ADDED: 7322851, 7322852

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

APPEAL BRIEFING SCHEDULE ORDER

Appeal No. 23-2681 Dylan Brandt, et al v. Tim Griffin, et al

Date: July 21, 2023

APPEAL REQUIREMENTS

1. Complete and file immediately:
 - A. Corporate Disclosure Statement. See 8th Cir. R. 26.1A.
 - B. Entry of Appearance Form.
Forms are available at: www.ca8.uscourts.gov/all-forms
2. Prepare the Record on Appeal:
 - A. Within 10 days, confer with opposing counsel and determine the method of Appendix preparation. See FRAP 30 and 8th Cir. R. 30A.
 - B. Within 14 days, order any transcripts required for the appeal and arrange for payment. If no transcript is required, file a certificate of waiver. See FRAP 10(b). Appellee should order any additional transcripts within 14 days of appellant's order.
 - C. Review the "Record on Appeal" at: www.ca8.uscourts.gov/appeal-preparation-information .
3. Review "Briefing Checklist" and "Pointers on Preparing Briefs" at: www.ca8.uscourts.gov/appeal-preparation-information .

GENERAL INFORMATION

The following filing dates are established for the appeal. The dates will only be extended upon the filing of a timely motion establishing good cause for an extension of time. An extension of time automatically extends the filing date for the responding or replying party's brief. Dates are advanced if a party files its brief before the due date. Please refer to FRAP 25, FRAP 26 and FRAP 31 for provisions governing filing and service, as well as computing and extending time.

The Federal Rules of Appellate Procedure and the Eighth Circuit's Local Rules may be found at www.ca8.uscourts.gov/rules-procedures

The Practitioner's Handbook and the Court's Internal Operating Procedures may also be found at the same address.

**APPEAL BRIEFING SCHEDULE
FILING DATES:**

Method of Appendix Preparation Notification. **14 days from today**

Designation & Statement of Issues-Appellant **14 days from today**

Designation of Record-Appellee. **10 days from service of appellant's designation**

Transcript **08/30/2023**
(Karen Dellinger, Valarie Flora, Elaine Hinson)

Appendix (3 copies) **09/11/2023**
(Tim Griffin et al)

Appellant Brief with addendum **09/11/2023**
(Tim Griffin et al)

Appellee Brief. **30 days from the date the court issues
the Notice of Docket Activity filing the brief.**

Reply Brief **.21 days from the date the court issues
the Notice of Docket Activity filing the brief.**

**ALL BRIEFS AND APPENDICES SHOULD BE
FILED WITH THE ST. LOUIS OFFICE**

John Hibbs

From: ca08ml_cmecf_Notify@ca8.uscourts.gov
Sent: Friday, July 21, 2023 2:16 PM
Subject: 23-2681 Dylan Brandt, et al v. Tim Griffin, et al "Civil Briefing Schedule Set" (4:21-cv-00450-JM)

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Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 07/21/2023

Case Name: Dylan Brandt, et al v. Tim Griffin, et al
Case Number: [23-2681](#)
Document(s): [Document\(s\)](#)

Docket Text:

BRIEFING SCHEDULE SET AS FOLLOWS:

Transcript due on or before 08/30/2023. Appendix due 09/11/2023. BRIEF APPELLANTS, Elizabeth Anderson, Michael J. Birrer, Christopher D. Davis, Amy E. Embry, Edward Gardner, Rodney Griffin, Tim Griffin, Betty Guhman, Veryl D. Hodges, C. Wesley Kluck, Brian L. McGee, Timothy C. Paden, Don R. Philips, John H. Scribner, Matthew A. Sellers and Brad A. Thomas due 09/11/2023

Appellee brief is due 30 days from the date the court issues the Notice of Docket Activity filing the brief of appellant. [5298270] [23-2681] (Adrienne Vonder Haar)

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The following document(s) are associated with this transaction:

Document Description: Briefing Schedule

Original Filename: /opt/ACECF/live/forms/AdrienneVonderHaar_232681_5298270_AppealBriefingSchedule_172.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=07/21/2023] [FileNumber=5298270-0]
[c2b2e209c44ce1073abc29879f5aa7a198a0cd8a67f9fa73469829e9c64ed9f3985d4722656134983bc885f4145ce8796c8
32447591af0b8214868e14f3db830]]

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The following information is for the use of court personnel:

DOCKET ENTRY ID: 5298270

RELIEF(S) DOCKETED:

DOCKET PART(S) ADDED: 7322861, 7322862