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**U.S. District Court
Northern District of Alabama (Southern)
CIVIL DOCKET FOR CASE #: 2:21-cv-00702-CLM**

America's Frontline Doctors, etc. et al v. Becerra et al
Assigned to: Judge Corey L Maze
Cause: 28:1331 Fed. Question

Date Filed: 05/19/2021
Jury Demand: Plaintiff
Nature of Suit: 720 Labor: Labor/Mgt. Relations
Jurisdiction: U.S. Government Defendant

Plaintiff

America's Frontline Doctors
TERMINATED: 03/24/2022

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Plaintiff

Dr. Scott Jensen
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Plaintiff

Ellen Miller
Individually and as Guardian of 3 Minor Siblings
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Plaintiff

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Individually and as Father of 2 Minor Children
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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

Julie Roberts, RN

TERMINATED: 11/01/2021

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Plaintiff

Amy Hunt
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Plaintiff

Richard Kennedy
Individually and as Administrator of the Estate of his mother Dovi Sanders Kennedy
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Plaintiff

Estate of Dovi Sanders Kennedy
by and through its Administrator Richard Kennedy
TERMINATED: 11/01/2021

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Plaintiff

Dr David Calderwood

represented by **F Ronald Jenkins**

an individual

(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Joseph S Gilbert
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Lowell H Becraft , Jr
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael A Hamilton
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LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Robert J Gargas
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LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Thomas B Renz
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Plaintiff

Joseph Makowski
an individual

represented by **F Ronald Jenkins**
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LEAD ATTORNEY
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Joseph S Gilbert
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Lowell H Becraft , Jr
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ATTORNEY TO BE NOTICED

Michael A Hamilton
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

N Ana Garner
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Robert J Gargas
(See above for address)
LEAD ATTORNEY

*PRO HAC VICE
ATTORNEY TO BE NOTICED*

Thomas B Renz
(See above for address)
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Plaintiff

Ellen Millen
*an individual
TERMINATED: 03/24/2022*

represented by **F Ronald Jenkins**
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*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Joseph S Gilbert
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*LEAD ATTORNEY
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Lowell H Becraft , Jr
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Michael A Hamilton
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*LEAD ATTORNEY
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ATTORNEY TO BE NOTICED*

N Ana Garner
(See above for address)
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Robert J Gargasz
(See above for address)
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Thomas B Renz
(See above for address)
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PRO HAC VICE
ATTORNEY TO BE NOTICED*

Plaintiff

Michael Nelson
an individual

represented by **F Ronald Jenkins**
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PRO HAC VICE
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Joseph S Gilbert
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Lowell H Becraft , Jr
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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Michael A Hamilton
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

N Ana Garner
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Robert J Gargas
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Thomas B Renz
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LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Plaintiff

Joseph Leahy
an individual

represented by **F Ronald Jenkins**
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LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Joseph S Gilbert
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PRO HAC VICE
ATTORNEY TO BE NOTICED

Lowell H Becraft, Jr
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael A Hamilton
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

N Ana Garner
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Robert J Gargas
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LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Thomas B Renz
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

V.

Defendant

Xavier Becerra

Secretary of the U.S. Department of Health and Human Services, in his official and personal capacities

represented by **Isaac C Belfer**
CONSUMER PROTECTION BRANCH
US DEPARTMENT OF JUSTICE
PO Box 386
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James William Harlow
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Defendant

US Department of Health and Human Services

represented by **Isaac C Belfer**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James William Harlow
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Don B Long , III
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Black & White Partnerships

TERMINATED: 06/10/2021

Defendant

Dr. Anthony Fauci

Director of the National Institute of Allergies and Infectious Diseases, in his official and personal capacities

TERMINATED: 03/24/2022

represented by **Isaac C Belfer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James William Harlow
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Dr. Janet Woodcock

Acting Commissioner of the Food and Drug

represented by **Isaac C Belfer**
(See above for address)

Administration, in her official and personal capacities

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

James William Harlow
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Food and Drug Administration

represented by **Isaac C Belfer**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

James William Harlow
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Don B Long , III
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Center for Disease Control and Prevention
TERMINATED: 03/24/2022

represented by **Isaac C Belfer**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

James William Harlow
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Don B Long , III
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

National Institute of Health
TERMINATED: 03/24/2022

represented by **Isaac C Belfer**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

James William Harlow
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Don B Long , III
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

National Institute of Allergies and Infectious Diseases
TERMINATED: 03/24/2022

represented by **Isaac C Belfer**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

James William Harlow
(See above for address)
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ATTORNEY TO BE NOTICED*

Don B Long , III
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**United States of America, The**

represented by **Isaac C Belfer**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James William Harlow
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Joseph R Biden, Jr***in his official capacity as President of the United States**TERMINATED: 03/24/2022*

represented by **Isaac C Belfer**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James William Harlow
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/19/2021	1	MOTION for Temporary Restraining Order by America's Frontline Doctors, etc., Julie Bloom, Lyle Bloom, Jennifer Greenslade, Scott Jensen, Andrea McFarlane, Ellen Miller, Steven M Roth, Matt Schweder, Deborah Sobczak, Jody Sobczak. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit J-A, # 12 Exhibit K)(KEK) (Entered: 05/20/2021)
05/21/2021	2	NOTICE of Appearance by Don B Long, III on behalf of Xavier Becerra, US Department of Health and Human Services (Long, Don) (Entered: 05/21/2021)
05/24/2021	3	ORDER denying 1 Motion for TRO. The court has reviewed the Doctors' motion and finds no specific facts in the motion or attached affidavits that clearly show that immediate and irreparable injury, loss, or damage will result to the [Doctors] before [the Government Defendants] can be heard in opposition. See Fed. R. Civ. P. 65(b)(1)(A). So the court DENIES the Doctors' motion for temporary restraining order (doc. 1). Signed by Judge Corey L. Maze on 5/24/2021. (SRD) (Entered: 05/24/2021)
05/26/2021	4	NOTICE of Appearance by James William Harlow on behalf of Xavier Becerra, US Department of Health and Human Services (Harlow, James) (Entered: 05/26/2021)
06/03/2021	5	MOTION for Leave to Appear for all plaintiffs for Joseph S. Gilbert by America's Frontline Doctors, etc.. (Attachments: # 1 Exhibit Certificate of good standing)(Becraft, Lowell) Modified docket text on 6/3/2021 (MRR,). (Entered: 06/03/2021)
06/03/2021	6	MOTION for Leave to Appear for all plaintiffs for Robert J. Gargas by America's Frontline Doctors, etc.. (Attachments: # 1 Exhibit Certificates of good standing)(Becraft, Lowell) Modified docket text on 6/3/2021 (MRR,). (Entered: 06/03/2021)
06/03/2021	7	MOTION for Leave to Appear for all plaintiffs for Michael A. Hamilton by America's Frontline Doctors, etc.. (Attachments: # 1 Exhibit Certificate of good standing (Hamilton))(Becraft, Lowell) Modified docket text on 6/3/2021 (MRR,). (Entered: 06/03/2021)
06/03/2021	8	MOTION for Leave to Appear for all plaintiffs (Titled for Michael Hamilton content states for Thomas Brindley Renz) by America's Frontline Doctors, etc.. (Attachments: # 1 Exhibit Certificate of good standing (Renz))(Becraft, Lowell) Modified docket text on 6/3/2021 (MRR,). (Entered: 06/03/2021)
06/03/2021	9	MOTION for Leave to Appear for all plaintiffs for N. Ana Garner by America's Frontline Doctors, etc.. (Attachments: # 1 Exhibit Certificate of good standing (Garner))(Becraft, Lowell) Modified docket text on 6/3/2021 (MRR,). (Entered: 06/03/2021)
06/03/2021		PHV Fee paid: \$75.00, receipt number B4601113722 for Joseph S. Gilbert (Doc. 5) (MEB2) (Entered: 06/04/2021)
06/03/2021		PHV Fee paid: \$75.00, receipt number B4601113723 for Robert J. Gargas (Doc. 6) (MEB2) (Entered: 06/04/2021)
06/03/2021		PHV Fee paid: \$75.00, receipt number B4601113724 for Michael A. Hamilton (Doc. 7) (MEB2) (Entered: 06/04/2021)
06/03/2021		PHV Fee paid: \$75.00, receipt number B4601113728 for Thomas B. Renx (Doc. 8) (MEB2) (Entered: 06/04/2021)
06/03/2021		PHV Fee paid: \$75.00, receipt number B4601113729 for N. Ana Garner (Doc. 9) (MEB2) (Entered: 06/04/2021)

06/10/2021	10	COMPLAINT (<i>Original</i>) against All Defendants, filed by America's Frontline Doctors, etc..(Becraft, Lowell) (Entered: 06/10/2021)
06/15/2021	11	MOTION for Leave to Appear for all plaintiffs (<i>Jenkins</i>) by America's Frontline Doctors, etc.. (Becraft, Lowell) (Entered: 06/15/2021)
06/15/2021		PHV Fee paid: \$75.00, receipt number B4601114034 for F. Ronald Jenkins (Doc. 11) (MEB2) (Entered: 06/15/2021)
06/15/2021	12	NOTICE of Appearance by Isaac C Belfer on behalf of Xavier Becerra, US Department of Health and Human Services (Belfer, Isaac) (Entered: 06/15/2021)
06/16/2021	13	TEXT ORDER granting (Docs. 5 , 6 , 7 , 8 , 9 , 11) Motions for Leave to Appear Pro Hac Vice. Signed by Judge Corey L. Maze on 6/16/2021. (SRD) (Entered: 06/16/2021)
06/24/2021		Filing fee: \$ 402.00, receipt number H4601004842 (MEB2) (Entered: 06/25/2021)
06/30/2021	14	Summons Issued as to Xavier Becerra, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, Janet Woodcock, U.S. Attorney and U.S. Attorney General. Returned to plaintiffs for service. (MEB2) (Entered: 06/30/2021)
07/19/2021	15	MOTION for Preliminary Injunction by America's Frontline Doctors. (Attachments: # 1 Affidavit, # 2 Affidavit, # 3 Affidavit, # 4 Affidavit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit, # 8 Affidavit, # 9 Affidavit, # 10 Affidavit, # 11 Affidavit, # 12 Affidavit)(Becraft, Lowell) (Entered: 07/19/2021)
07/22/2021	16	TEXT ORDER: the Court will not enter a briefing schedule for the motion for preliminary injunction 15 until after all parties have been served and appear. Signed by Judge Corey L. Maze on 7/22/2021. (SRD) (Entered: 07/22/2021)
07/23/2021	17	AFFIDAVIT of Service for certified mail served on Most defendants on July 6, 2021, filed by America's Frontline Doctors. (Becraft, Lowell) (Entered: 07/23/2021)
07/23/2021	18	MOTION for Leave to Appear Pro Hac vice <i>Jonathan Diener</i> by America's Frontline Doctors. (Becraft, Lowell) (Entered: 07/23/2021)
08/20/2021	19	Joint MOTION to Set a Briefing Schedule (<i>Unopposed</i>) by Center for Disease Control and Prevention, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services. (Long, Don) (Entered: 08/20/2021)
08/24/2021	20	ORDER - This case comes before the court on the parties' joint motion to set a briefing schedule (doc. 19). The court GRANTS the motion (doc. 19) and sets the following briefing schedule on Plaintiffs motion for preliminary injunction: Defendants' consolidated motion to dismiss and brief in opposition to Plaintiffs' motion for preliminary injunction is due on or before September 16, 2021. Defendants' brief shall not exceed 45 pages. The court will hold a telephone status conference on September 21, 2021 at 9:30 AM Central Time. Counsel should call (877) 873-8018 and use access code 6714714 to participate. During the call, the court will discuss whether a hearing on the motion for preliminary injunction is necessary. Plaintiffs shall file a consolidated brief in opposition to Defendants' motion to dismiss and reply brief in support of Plaintiffs' motion for preliminary injunction on or before October 15, 2021. Plaintiffs' brief shall not exceed 45 pages. Defendants shall file a reply brief in support of their motion to dismiss on or before November 5, 2021. Defendants' brief shall not exceed 25 pages. Signed by Judge Corey L Maze on 8/24/2021. (KEK) (Entered: 08/24/2021)
08/28/2021	21	MOTION to Dismiss <i>via rule 41(a)</i> by America's Frontline Doctors. (Becraft, Lowell) (Entered: 08/28/2021)
09/03/2021	22	ORDER re 21 - Because the Court cannot use Rule 41(a) as the Plaintiffs wish, the Court DENIES Plaintiffs' motion. To accomplish the same task, Plaintiffs may seek leave to amend their Complaint under Rule 15, id., and the Court invites them to do so. Signed by Judge Corey L Maze on 9/3/2021. (KEK) (Entered: 09/03/2021)
09/16/2021	23	MOTION to Dismiss for Lack of Jurisdiction , <i>Improper Venue, and Failure to State a Claim</i> by Xavier Becerra, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, Janet Woodcock. (Harlow, James) (Entered: 09/16/2021)
09/16/2021	24	AFFIDAVIT re 23 MOTION to Dismiss for Lack of Jurisdiction , <i>Improper Venue, and Failure to State a Claim</i> by Xavier Becerra, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, Janet Woodcock. filed by Xavier Becerra, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, Janet Woodcock (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13)(Harlow, James) (Entered: 09/16/2021)
09/16/2021	25	Brief re 23 MOTION to Dismiss for Lack of Jurisdiction , <i>Improper Venue, and Failure to State a Claim</i> . (Harlow, James) (Entered: 09/16/2021)
09/21/2021		Minute Entry for proceedings held before Judge Corey L. Maze: Telephone Conference held on 9/21/2021. (TLM2)

		(Entered: 09/21/2021)
09/21/2021	26	NOTICE OF WITHDRAWAL OF 15 PRELIMINARY INJUNCTION MOTION (Becraft, Lowell) Modified on 9/21/2021 (KEK). (Entered: 09/21/2021)
09/21/2021	27	TEXT ORDER: The Court has received the plaintiffs' Notice of Withdrawal of 15 Preliminary Injunction Motion. (Doc. 26). The Court therefore DENIES AS MOOT the plaintiffs' 15 Motion for Preliminary Injunction. Signed by Judge Corey L Maze on 9/21/2021. (KEK) (Entered: 09/21/2021)
10/14/2021	28	MOTION for Extension of Time to Amend <i>Complaint</i> by America's Frontline Doctors. (Becraft, Lowell) (Entered: 10/14/2021)
10/18/2021	29	TEXT ORDER: The Court GRANTS Plaintiffs' 28 Motion for Extension of Time. The Plaintiffs' amended complaint is now due on October 29, 2021. Signed by Judge Corey L Maze on 10/18/2021. (KEK) (Entered: 10/18/2021)
10/29/2021	30	AMENDED COMPLAINT against All Defendants, filed by America's Frontline Doctors.(Becraft, Lowell) (Entered: 10/29/2021)
11/04/2021	31	TEXT ORDER: The Court SETS a telephone conference for Monday, November 8, 2021, at 2:00PM CST. Counsel are to call 877-873-8018 and enter access code 6714714 to participate. Signed by Judge Corey L Maze on 11/4/2021. (KEK) (Entered: 11/04/2021)
11/04/2021	32	MOTION to Amend/Correct 30 Amended Complaint by America's Frontline Doctors. (Attachments: # 1 Exhibit Revised amended complaint)(Becraft, Lowell) (Entered: 11/04/2021)
11/05/2021	33	TEXT ORDER: The Court GRANTS the plaintiffs' Motion 32 to Amend/Correct the amended complaint. (Doc. 30). The Court instructs the plaintiffs to file the corrected amended complaint (doc. 32 -1) as a separate docket entry. Signed by Judge Corey L Maze on 11/5/2021. (KEK) (Entered: 11/05/2021)
11/08/2021		PHV Fee paid: \$ 75, receipt number 1126-3957816. (Becraft, Lowell) (Entered: 11/08/2021)
11/08/2021		Minute Entry for proceedings held before Judge Corey L. Maze: Conference held on 11/8/2021. (SRD) (Entered: 11/08/2021)
11/08/2021	34	SCHEDULING ORDER The dates and deadlines in this case are set forth within. Signed by Judge Corey L. Maze on 11/8/2021. (SRD) (Entered: 11/08/2021)
11/12/2021	35	Summons Issued as to Joseph R Biden, Jr, U.S. Attorney and U.S. Attorney General Returned to Plaintiff for service. (KEK) (Entered: 11/12/2021)
11/12/2021	36	TEXT ORDER: The Court LIMITS the length of the plaintiffs' second motion for preliminary injunction to fifty pages. The motion shall use 14-point, Times New Roman font in the body and 12-point, Times New Roman font in footnotes. The text of the motion shall be double-spaced, except for quotations exceeding 50 words, which may be block indented from the left and right margins and single-spaced. Signed by Judge Corey L. Maze on 11/12/21. (SRD) (Entered: 11/12/2021)
11/19/2021	37	Second MOTION for Preliminary Injunction by America's Frontline Doctors. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Affidavit, # 4 Affidavit, # 5 Exhibit, # 6 Exhibit)(Becraft, Lowell) (Entered: 11/19/2021)
12/17/2021	38	MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. (Harlow, James) (Entered: 12/17/2021)
12/17/2021	39	AFFIDAVIT re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> by Sharon Sutton by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. filed by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock (Harlow, James) (Entered: 12/17/2021)
12/17/2021	40	AFFIDAVIT re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> by Suzann Burk by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. filed by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock (Attachments: # 1 Exhibit 1 (Burk Decl.), # 2 Exhibit 2 (Burk Decl.), # 3 Exhibit 3 (Burk Decl.), # 4 Exhibit 4 (Burk Decl.), # 5 Exhibit 5 (Burk Decl.), # 6 Exhibit 6 (Burk Decl.), # 7 Exhibit 7 (Burk Decl.), # 8 Exhibit 8 (Burk Decl.), # 9 Exhibit 9 (Burk Decl.), # 10 Exhibit 10 (Burk Decl.), # 11 Exhibit 11 (Burk Decl.), # 12 Exhibit 12 (Burk Decl.), # 13 Exhibit 13 (Burk Decl.), # 14 Exhibit 14 (Burk Decl.), # 15 Exhibit 15 (Burk Decl.), # 16 Exhibit 16 (Burk Decl.), # 17 Exhibit 17 (Burk Decl.), # 18 Exhibit 18 (Burk Decl.), # 19 Exhibit 19

		(Burk Decl.), # 20 Exhibit 20 (Burk Decl.), # 21 Exhibit 21 (Burk Decl.), # 22 Exhibit 22 (Burk Decl.))(Harlow, James) (Entered: 12/17/2021)
12/17/2021	41	AFFIDAVIT re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> by Peter Marks, M.D., Ph.D. by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. filed by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock (Attachments: # 1 Exhibit 1 (Marks Decl.), # 2 Exhibit 2 (Marks Decl.), # 3 Exhibit 3 (Marks Decl.), # 4 Exhibit 4 (Marks Decl.), # 5 Exhibit 5 (Marks Decl.), # 6 Exhibit 6 (Marks Decl.), # 7 Exhibit 7 (Marks Decl.))(Harlow, James) (Entered: 12/17/2021)
12/17/2021	42	Brief re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> . (Harlow, James) (Entered: 12/17/2021)
01/07/2022	43	RESPONSE in Opposition re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> filed by America's Frontline Doctors. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Affidavit)(Becraft, Lowell) (Entered: 01/07/2022)
01/28/2022	44	REPLY to Response to Motion re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> filed by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. (Belfer, Isaac) (Entered: 01/28/2022)
02/02/2022	45	TEXT ORDER: The Court SETS a telephone conference for Tuesday, February 8, 2022, at 1:30PM CST. Signed by Judge Corey L. Maze on 2/2/2022. (SRD) (Entered: 02/02/2022)
02/08/2022	46	ORDER The Court sets a hearing for Friday, March 11, 2022, at 9:30 a.m. CST in Robert S. Vance Federal Building and United States Courthouse in Birmingham, Alabama, for the plaintiffs' motion for preliminary injunction (doc. 37) and the defendants' motion to dismiss (doc. 38). Deadlines set within. The Court denies the plaintiffs motion for Jonathan Diener to appear pro hac vice because he has not paid his admission fee. (Doc. 18). Signed by Judge Corey L. Maze on 2/8/2022. (SRD) (Entered: 02/08/2022)
02/16/2022	47	RESPONSE in Opposition re 38 MOTION to Dismiss for Lack of Jurisdiction <i>and Failure to State a Claim</i> filed by America's Frontline Doctors. (Becraft, Lowell) (Entered: 02/16/2022)
03/02/2022	48	RESPONSE to re 47 filed by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. (Belfer, Isaac) (Entered: 03/02/2022)
03/03/2022	49	TEXT ORDER RESETTING the motion hearing currently set for March 11, 2022. The hearing, which was previously set for Friday, March 11, 2022 at 9:30 am Central in the Robert S. Vance United States Courthouse, Birmingham, AL is RESET and will now take place on Friday, March 11, 2022 at 9:30 AM Central in Courtroom 4B of the Hugo L. Black United States Courthouse, Birmingham, AL. Note that this is a LOCATION CHANGE ONLY . Signed by Judge Corey L. Maze on 3/3/2022. (SRD) (Entered: 03/03/2022)
03/23/2022	50	Joint MOTION to Withdraw Plaintiffs Motion for Preliminary Injunction and Dismiss Parties re 37 Second MOTION for Preliminary Injunction by Xavier Becerra, Joseph R Biden, Jr, Center for Disease Control and Prevention, Anthony Fauci, Food and Drug Administration, National Institute of Allergies and Infectious Diseases, National Institute of Health, US Department of Health and Human Services, United States of America, The, Janet Woodcock. (Belfer, Isaac) (Entered: 03/23/2022)
03/24/2022	51	TEXT ORDER: The Court GRANTS the parties' joint motion to withdraw the plaintiffs' motion for preliminary injunction (doc. 37) and to dismiss the following parties from the case: America's Frontline Doctors, Inc.; Lyle Bloom; Ellen Millen; Jody Sobczak; President Joseph R. Biden; Dr. Anthony Fauci; Centers for Disease Control and Prevention; National Institutes of Health; National Institute of Allergy and Infectious Diseases; and Does IX. (Doc. 50). Signed by Judge Corey L Maze on 3/24/2022. (KEK) (Entered: 03/24/2022)

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