

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION**

**STATE OF LOUISIANA ET AL**

**CASE NO. 3:21-CV-03970**

**VERSUS**

**JUDGE TERRY A. DOUGHTY**

**XAVIER BECERRA ET AL**

**MAG. JUDGE KAYLA D. MCCLUSKY**

**MEMORANDUM ORDER**

Plaintiff States of Louisiana, Montana, Arizona, Alabama, Georgia, Idaho, Indiana, Mississippi, Oklahoma, South Carolina, Utah, and West Virginia (“Plaintiff States”) filed a Complaint [Doc. No. 1] and Motion for Preliminary Injunction [Doc. No. 2] on November 15, 2021. This Court issued a Minute Entry [Doc. No. 5] on November 16, 2021, which set deadlines for Defendants Xavier Becerra, United States Department of Health and Human Services, Chiquita Brooks-Lasure, and Centers for Medicare and Medicaid Services (collectively “Government Defendants”) to respond to the Motion for Preliminary Injunction.

The Complaint [Doc. No. 1] and the interim final rule at issue, 86 Fed. Reg. 61555-01, states that all healthcare workers to whom the rule is applied are required to submit to at least one COVID-19 vaccination by December 6, 2021 before they can provide any care, treatment, or other services for the healthcare worker’s employer and/or its patients. The interim final rule also requires such healthcare workers to be fully vaccinated by January 4, 2022.

The briefing deadlines previously set forth in the Court’s Minute Entry [Doc. No. 5] would surpass the December 6 deadline. Accordingly,

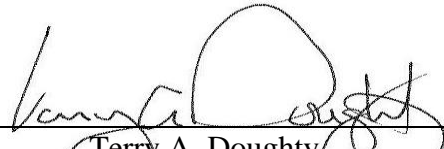
**IT IS ORDERED** that Plaintiff States promptly serve Government Defendants with the Complaint and Motion for Preliminary Injunction.

**IT IS FURTHER ORDERED** that Government Defendants file a Response to the Motion for Preliminary Injunction by Friday, November 26, 2021, at 5:00 p.m., CST.

**IT IS FURTHER ORDERED** that Plaintiff States file a Reply to the Response by Wednesday, December 1, 2021, at 5:00 p.m., CST.

**IT IS FURTHER ORDERED** that the Minute Entry [Doc. No. 5] dated November 16, 2021, is **VACATED**.

MONROE, LOUISIANA, this 17<sup>th</sup> day of November 2021.



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Terry A. Doughty  
United States District Judge