

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF KENTUCKY (Bowling Green Division)

HONORABLE THOMAS MASSIE,
HONORABLE RAND PAUL, HONORABLE
ANDY BIGGS, HONORABLE DAN BISHOP,
HONORABLE LAUREN BOEBERT,
HONORABLE ANDREW CLYDE,
HONORABLE WARREN DAVIDSON,
HONORABLE BOB GOOD, HONORABLE
PAUL GOSAR, HONORABLE MARJORIE
TAYLOR GREENE, HONORABLE BRIAN
MAST, HONORABLE ALEX MOONEY,
HONORABLE BARRY MOORE, HONORABLE
RALPH NORMAN, HONORABLE BILL POSEY,
HONORABLE MATT ROSENDALE, and
HONORABLE CHIP ROY,

Plaintiffs,

-against-

CENTERS FOR DISEASE CONTROL AND
PREVENTION; ROCHELLE P. WALENSKY in
her official capacity as Director of Centers for
Disease Control and Prevention; and SHERRI A.
BERGER in her official capacity as Chief of Staff
of Centers for Disease Control and Prevention,

Defendants.

Civil Action No.
1:22-cv-0031-BJB-HBB

JOINT STIPULATION OF DISMISSAL

WHEREAS, on June 22, 2023, the Eleventh Circuit dismissed the appeal in *Health Freedom Defense Fund v. Biden*, No. 22-11287, as moot; and

WHEREAS, defendants' order requiring people to wear masks while on commercial airlines, public-transportation conveyances, and transportation hubs is no longer in effect; and

WHEREAS, defendant Centers for Disease Control and Prevention has represented that it is not aware of any present intention, plans, or discussions by defendants regarding reinstating the mask mandate on aircraft; and

NOW THEREFORE, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), all parties hereby stipulate to dismissal of the above-captioned matter without prejudice.

Dated: July 11, 2023

Respectfully submitted,

SIRI & GLIMSTAD LLP

/s/ Stephen M. Pezzi

/s/ Aaron Siri

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CERTIFICATE OF SERVICE

I hereby certify that on this date, I caused a true and correct copy of this filing to be served on counsel of record by filing it with the Court's CM/ECF system.

/s/ Aaron Siri _____
Aaron Siri
SIRI & GLIMSTAD LLP

Attorneys for Plaintiff