UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION

STATE OF FLORIDA,

Plaintiff,

v. No. 3:21-cv-2722-MCR-HTC

DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.,

Defendants.
_____/

NOTICE OF SIMILAR CASE

Under Local Rule 5.6, a "party who files . . . a case must file a notice" if the case "involves issues of fact or law in common with the issues in another case pending in the District." Consistent with that rule, the State of Florida hereby notifies the Court of *Darling et al. v. Sacred Heart Health System, Inc. et al.*, No. 3:21-cv-1787-TKW-HTC.

Darling involves a challenge to an employer-instituted vaccine mandate that plaintiffs claim was coerced by the then-impending CMS vaccine mandate. *See, e.g.*, ECF No. 5 at 17–23. This claim overlaps substantially with both the facts and the legal issues relevant to the above-captioned case, in which Florida argues that CMS's vaccine mandate is unlawful and improperly forces States and employers to be complicit in unauthorized federal overreach.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of November, 2021, a true and correct copy of the foregoing was filed with the Court's CM/ECF system and furnished by US Mail to:

Xavier Becerra, Secretary
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Washington, DC 20201

U.S. Centers for Medicare and Medicaid Services
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Baltimore, MD 21244

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/s/ David M. Costello
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