

No. 20-1114

IN THE SUPREME COURT OF THE UNITED STATES

---

AMERICAN HOSPITAL ASSOCIATION, ET AL., PETITIONERS

v.

XAVIER BECERRA,  
SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL.

---

**CERTIFICATE OF SERVICE**

It is hereby certified that all parties required to be served have been served with copies of the **BRIEF FOR THE RESPONDENTS**, via email and by first-class mail, postage prepaid, this 20<sup>TH</sup> day of October, 2021.

[See Attached Service List]

As required by Supreme Court Rule 33.1(h), I certify that the document 12,858 words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d). I declare under penalty of perjury that the foregoing is true and correct. Executed on October 20, 2021.

---

**Brian H. Fletcher**  
**Acting Solicitor General**  
**Counsel of Record**  
**Department of Justice**  
**Washington, D.C. 20530-0001**  
**(202) 514-2218**

**October 20, 2021**

Due to the continuing delay in receiving incoming mail at the Department of Justice, in addition to mailing your brief via first-class mail, we would appreciate a fax or email copy of your brief. If that is acceptable to you, please fax your brief to Charlene Goodwin, Supervisor, Case Management Specialist, Office of the Solicitor General, at (202) 514-8844, or email at [SupremeCtBriefs@USDOJ.gov](mailto:SupremeCtBriefs@USDOJ.gov). Ms. Goodwin's phone number is (202) 514-2218. Thank you for your consideration of this request.

20-1114

AMERICAN HOSPITAL ASSOCIATION, ET AL.,  
XAVIER BECERRA, SECRETARY OF HEALTH AND  
HUMAN SERVICES, ET AL.

JAMES C. DEVEREAUX  
NATIONAL RIGHT TO WORK LEGAL  
DEFENSE FOUNDATION  
STAFF ATTORNEY  
8001 BRADDOCK ROAD  
SPRINGFIELD, VA 22160  
703-321-8510  
JCD@NRTW.ORG  
703-321-9319(Fax)

THOMAS R. BARKER  
FOLEY HOAG LLP  
1717 K STREET, NW  
WASHINGTON, DC 20036-5342  
202-261-7310  
TBARKER@FOLEYHOAG.COM

MARGARET PEGGY DOTZEL  
ZUCKERMAN SPAEDER LLP  
1800 M STREET, NW  
SUITE 1000  
WASHINGTON, DC 20036-5807  
202-778-1998  
MDOTZEL@ZUCKERMAN.COM

THOMAS M. FISHER  
SOLICITOR GENERAL OF INDIANA  
IGC SOUTH, FIFTH FLOOR  
302 W. WASHINGTON STREET  
INDIANAPOLIS, IN 46204  
317-232-6255  
TOM.FISHER@ATG.IN GOV

CHAD GOLDER  
514 6TH STREET, NE  
WASHINGTON, DC 20002  
CHADGOLDER@GMAIL.COM

RAYMOND J. LAJEUNESSE, JR.  
C/O NATIONAL RIGHTS TO WORK LEGAL  
DEFENSE FOUNDATI  
8001 BRADDOCK ROAD  
SUITE 600  
SPRINGFIELD, VA 22160  
703-321-8510  
RJL@NRTW.ORG

ERIN E. MURPHY  
KIRKLAND & ELLIS LLP  
1301 PENNSYLVANIA AVE., NW  
WASHINGTON, DC 20004  
202-389-5000  
ERIN.MURPHY@KIRKLAND.COM

DANIEL M. ORTNER  
PACIFIC LEGAL FOUNDATION  
930 G STREET  
SACRAMENTO, CA 95814  
916-419-7111  
DORTNER@PACIFICLEGAL.ORG

MICHAEL PEPSON  
AMERICANS FOR PROSPERITY FOUNDATION  
1310 N. COURTHOUSE ROAD  
SUITE 700  
ARLINGTON, VA 22201  
571-329-4529  
MPEPSON@AFPHQ.ORG

JOE R. REEDER  
GREENBERG TRAUERIG LLP  
2101 L STREET, N.W.  
WASHINGTON, DC 20037  
202-331-3125  
REEDERJ@GTLAW.COM

RICHARD A. SAMP  
NEW CIVIL LIBERTIES ALLIANCE  
1225 19TH STREET NW  
SUITE 450  
WASHINGTON, DC 20036  
202-588-0302  
RICHSAMP@NCLA.LEGAL

WILLIAM B. SCHULTZ  
ZUCKERMAN SPAEDER LLP  
1800 M STREET, N.W.  
SUITE 1000  
WASHINGTON, DC 20036-5807  
202-778-1800  
WSCHULTZ@ZUCKERMAN.COM

ANDREW S.M. TSUI  
GREENBERG TRAUERIG, LLP  
2101 L STREET N.W.  
WASHINGTON, DC 20037  
202-331-3172  
TSUIA@GTLAW.COM

DONALD B. VERRILLI, JR.  
MUNGER, TOLLES & OLSON LLP  
601 MASSACHUSETTS AVENUE, NW  
SUITE 500E  
WASHINGTON, DC 20001-5369  
202-220-1101  
DONALD.VERRILLI@MTO.COM

EVAN A. YOUNG  
BAKER BOTTS LLP  
98 SAN JACINTO BOULEVARD  
SUITE 1500  
AUSTIN, TX 78701-4078  
512-322-2506  
EVAN.YOUNG@BAKERBOTTS.COM