

# Supreme Court of the United States

No. 25-133

JOSEPH MILLER, ET AL.,

Petitioners,

v.

JAMES V. MCDONALD, COMMISSIONER, NEW YORK STATE  
DEPARTMENT OF HEALTH, ET AL.

**ON PETITION FOR WRIT OF CERTIORARI** to the United States Court  
of Appeals for the Second Circuit.

**THIS CAUSE** having been submitted on the petition for writ of certiorari  
and the response thereto.

**ON CONSIDERATION WHEREOF**, it is ordered and adjudged by this  
Court that the petition for writ of certiorari is granted. The judgment of the above court in  
this cause is vacated, and the case is remanded to the United States Court of Appeals for  
the Second Circuit for further consideration in light of *Mahmoud v. Taylor*, 606 U. S. 522  
(2025).

**IT IS FURTHER ORDERED** that the petitioners, Joseph Miller, et al.,  
recover from James V. McDonald, Commissioner, New York State Department of Health, et  
al., Three Hundred Dollars (\$300.00) for costs herein expended.

December 8, 2025

**Clerk's costs:                      \$300.00**

