

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

Brianna Boe, *et al.*,)
)
Plaintiffs,)
)
and)
)
United States of America,)
)
Plaintiff-Intervenor,)
)
v.) No. 2:22-cv-00184-LCB-CWB
)
Hon. Steve Marshall, in his official)
capacity as Attorney General of the)
State of Alabama, *et al.*,)
)
Defendants.)

**PLAINTIFF-INTERVENOR UNITED STATES OF AMERICA'S
RENEWED MOTION TO STAY ALL DISTRICT COURT PROCEEDINGS**

standard of review to be applied in this case, and the question will be settled no later than a year from now.⁴

This Court has broad power to control its own docket and grant a stay. *Clinton v. Jones*, 520 U.S. 681, 706 (1997); *Southpoint Condo. Ass’n, Inc. v. Lexington Ins. Co.*, No. 19-cv-61365-BLOOM/Valle, 2020 WL 888025, at *1 (S.D. Fla. Feb. 24, 2020) (citing *Am. Mfrs. Mut. Ins. Co. v. Edward D. Stone, Jr. & Assocs.*, 743 F.2d 1519, 1525 (11th Cir. 1984)). The United States seeks a stay to avoid the prospect of re-litigation of the claims in this case in light of the Supreme Court’s decision and the resulting unnecessary expenditure of judicial resources.

Accordingly, the United States respectfully renews its motion to stay all district court proceedings until the Supreme Court rules on the appropriate standard of review. This would include a stay of all pending deadlines related to the case, including responses to Defendants’ pending motion for summary judgment, responses to *Daubert* motions, final lists of trial witnesses and exhibits and objections thereto, and trial.⁵

Dated: June 24, 2024

Respectfully submitted,

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KRISTEN CLARKE
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⁴ The Supreme Court is expected to hear arguments in *Skrmetti* this fall, with a decision likely by late June or early July 2025. Amy Howe, *Supreme Court takes up challenge to ban on gender-affirming care*, SCOTUSblog (June 24, 2024), <https://www.scotusblog.com/2024/06/supreme-court-takes-up-challenge-to-ban-on-gender-affirming-care/>.

⁵ The United States does not propose to stay any deadlines related to the ongoing ethics inquiry.

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CERTIFICATE OF SERVICE

I hereby certify that on June 24, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel of record.

Respectfully submitted,

/s/ Coty Montag

Deputy Chief, Federal Coordination
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