

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

STATE OF FLORIDA,	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	Civil Action No. 8:21-CV-00839
	§	
XAVIER BECERRA, Secretary of	§	
Health and Human Services, in his	§	
official capacity; HEALTH AND	§	
HUMAN SERVICES; ROCHELLE	§	
WALENSKY, Director of the Centers	§	
for Disease Control and Prevention, in	§	
her official capacity; CENTERS FOR	§	
DISEASE CONTROL AND	§	
PREVENTION; The UNITED	§	
STATES OF AMERICA,	§	
<i>Defendants.</i>	§	

**UNOPPOSED MOTION TO ATTEND REMOTELY**

1. The State of Texas (Texas) filed a motion to intervene on May 5, 2021.
2. Counsel for the State of Texas, Ryan Kercher and Kimberly Fuchs (admitted *pro hac vice*), respectfully request that they be granted leave to attend the Preliminary Injunction hearing scheduled for May 12, 2021 remotely, by whatever telephonic or video conference method is most convenient for the Court. Counsel further request that Grant Dorfman, Deputy First Assistant Attorney General for the State of Texas, also be granted leave to attend the hearing remotely.
3. Mr. Dorfman, Mr. Kercher, and Ms. Fuchs all reside in Austin, Texas.

4. Although Texas' Motion to Intervene is still pending, Texas' interests will be affected by this hearing. Counsel for Texas intends to observe the hearing only.
5. Counsel for Plaintiff, Defendants, and proposed intervenor State of Alaska are all unopposed to this motion.

Respectfully submitted,

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Attorney General of Texas

BRENT WEBSTER  
First Assistant Attorney General

GRANT DORFMAN  
Deputy First Assistant Attorney General

SHAWN E. COWLES  
Deputy Attorney General for Civil Litigation

THOMAS ALBRIGHT  
Chief, General Litigation Division

/s/ Ryan G. Kercher  
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ATTORNEYS FOR THE STATE OF TEXAS

### **CERTIFICATE OF SERVICE**

I certify that on May 10, 2021, I electronically filed this Unopposed Motion to Attend Remotely with the Clerk of Court by using the CM/ECF system, which provides notice to all parties.

/s/ Kimberly Fuchs

KIMBERLY FUCHS