

[NOT YET SCHEDULED FOR ORAL ARGUMENT]

IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

HIV & HEPATITIS POLICITY INSTITUTE,  
ET AL.,

Plaintiffs-Appellees-Cross  
Appellants,

v.

No. 23-5284

UNITED STATES DEPARTMENT OF  
HEALTH & HUMAN SERVICES, ET  
AL.,

Defendants-Appellants-Cross  
Appellees.

**JOINT STIPULATION TO DISMISS APPEAL NO. 23-5284**

Pursuant to Fed. R. App. P. 42(b)(1), the parties hereby stipulate to the dismissal of the government's appeal, No. 23-5284, each side to bear its own appellate costs for that appeal.

Respectfully Submitted,

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JANUARY 2024

**CERTIFICATE OF SERVICE**

I hereby certify that on January 16, 2024, I electronically filed the foregoing with the Clerk of the Court by using the appellate CM/ECF system. Service will be effectuated on the opposing counsel via the CM/ECF system.

/s/ Benjamin M. Shultz

**BENJAMIN M. SHULTZ**