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No. 24-316

Title: **Robert F. Kennedy, Jr., Secretary of Health and Human Services, et al.,
Petitioners
v.
Braidwood Management, Inc., et al.**

Docketed: September 19, 2024

Lower Ct: United States Court of Appeals for the Fifth Circuit

Case Numbers: (23-10326)

Decision Date: June 21, 2024

Questions Presented

Proceedings and Orders

Sep 19 2024 Petition for a writ of certiorari filed. (Response due October 21, 2024)
Petition Proof of Service

Oct 21 2024 Brief amici curiae of The American Public Health Association, et al. filed.
Main Document Proof of Service Certificate of Word Count

Oct 21 2024	Brief amici curiae of The American Cancer Society, et al. filed. Main Document Proof of Service Certificate of Word Count
Oct 21 2024	Brief amici curiae of 35 Health Care Access Organizations filed. Main Document Proof of Service Certificate of Word Count
Oct 21 2024	Brief of respondents Braidwood Management, Inc., et al. in support filed. Main Document Proof of Service Certificate of Word Count
Oct 21 2024	Brief amici curiae of Illinois, et al. filed. Main Document Proof of Service Certificate of Word Count
Dec 18 2024	DISTRIBUTED for Conference of 1/10/2025.
Dec 18 2024	Reply of petitioners Xavier Becerra, et al. filed. (Distributed) Main Document Proof of Service
Jan 10 2025	Petition GRANTED.
Feb 18 2025	Brief of petitioners Robert F. Kennedy, Jr., et al. filed. Main Document Proof of Service

Feb 18 2025	Joint appendix filed. (Statement of costs filed.) Main Document Proof of Service
Feb 24 2025	SET FOR ARGUMENT on Monday, April 21, 2025.
Feb 24 2025	Brief amici curiae of American Hospital Association, et al. filed. Main Document Certificate of Word Count Proof of Service
Feb 25 2025	Record requested from the United States Court of Appeals for the Fifth Circuit.
Feb 25 2025	Record received from the United States Court of Appeals for the Fifth Circuit. The record is electronic and is available on PACER.
Feb 25 2025	Brief amici curiae of National Alliance of State and Territorial AIDS Directors, et al. filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amici curiae of United States of Care, et al. filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amici curiae of Public Citizen, et al. filed. Main Document Proof of Service Certificate of Word Count

Feb 25 2025	Brief amicus curiae of Gilead Sciences, Inc. filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amici curiae of American Public Health Association, et al. filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amici curiae of Chronic Illness and Disability Partnership, et al. filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amicus curiae of The Susan G. Komen Breast Cancer Foundation, Inc. filed. Main Document Certificate of Word Count Proof of Service
Feb 25 2025	Brief amici curiae of HIV and Hepatitis Policy Institute, et al. filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amici curiae of Patient and Physician Professional Organizations filed. Main Document Proof of Service Certificate of Word Count
Feb 25 2025	Brief amici curiae of Illinois, et al. filed. Main Document Certificate of Word Count Proof of Service

Feb 25 2025	Amicus brief of 48 Bipartisan Economic and Social Science Scholars not accepted for filing. (To be corrected - February 28, 2025)
Feb 25 2025	Brief amici curiae of 48 Bipartisan Economic and Social Science Scholars filed. (Corrected) Main Document Certificate of Word Count Proof of Service
Feb 25 2025	Amicus brief of Center for HIV Law and Policy, et al. not accepted for filing. (To be corrected - February 28, 2025)
Feb 25 2025	Brief amici curiae of Center for HIV Law and Policy, et al. filed. (Corrected) Main Document Certificate of Word Count Proof of Service
Feb 25 2025	Amicus brief of 35 Health Care Access Organizations not accepted for filing. (Counsel of record resubmitted using corrected notice of appearance–National Alliance of State and Territorial Aids Directors, et al.–April 01, 2025.)
Mar 03 2025	Brief amicus curiae of American College of Gastroenterology in support of neither party filed. Main Document Certificate of Word Count Proof of Service
Mar 07 2025	Record received electronically from the United States District Court for the Northern District of Texas and available with the Clerk.

Mar 19 2025	CIRCULATED
Mar 20 2025	Brief of respondents Braidwood Management, Inc., et al. filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 21 2025	Brief amicus curiae of Goldwater Institute filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 26 2025	Brief amicus curiae of Association of American Physicians and Surgeons filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 27 2025	Brief amicus curiae of Christian Employers Alliance filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 27 2025	Brief amicus curiae of Manhattan Institute filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 27 2025	Brief amicus curiae of Cato Institute filed. (Distributed) Main Document Certificate of Word Count Proof of Service

Mar 27 2025	Brief amicus curiae of Pacific Legal Foundation filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 27 2025	Brief amici curiae of Texas, et al. filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Mar 27 2025	Brief amicus curiae of The Buckeye Institute filed. (Distributed) Main Document Certificate of Word Count Proof of Service
Apr 11 2025	Reply of petitioners Robert F. Kennedy, Jr., Secretary of Health and Human Services, et al. filed. (Distributed) Main Document Proof of Service
Apr 21 2025	Argued. For petitioners: Hashim M. Mooppan, Principal Deputy Solicitor General, Department of Justice, Washington, D. C. For respondents: Jonathan F. Mitchell, Austin, Tex.
Apr 24 2025	The parties are directed to file supplemental letter briefs addressing the following question: Whether Congress has “by Law” vested the Secretary of the Department of Health and Human Services with the authority to appoint members of the United States Preventive Services Task Force. U. S. Const. art. II, §2, cl. 2. The briefs should address this Court’s decisions in <i>United States v. Hartwell</i> , 6 Wall. 385 (1868), and <i>United States v. Smith</i> , 124 U. S. 525 (1888). The briefs, not to exceed 15 pages, are to be filed simultaneously with the Clerk and served upon opposing counsel on or before 2 p.m., Monday, May 5, 2025.

May 02 2025	Motion of New Civil Liberties Alliance for leave to file amicus brief submitted. Main Document Proof of Service
May 05 2025	Supplemental letter brief of petitioners Robert F. Kennedy, Jr., Secretary of Health and Human Services, et al. filed. (Distributed) Main Document
May 05 2025	Supplemental brief of respondent Braidwood Management, Inc., et al. filed. (Distributed) Main Document Proof of Service
Jun 27 2025	Judgment REVERSED and case REMANDED. Kavanaugh, J., delivered the opinion of the Court, in which Roberts, C. J., and Sotomayor, Kagan, Barrett, and Jackson, JJ., joined. Thomas, J., filed a dissenting opinion, in which Alito and Gorsuch, JJ., joined.
Jul 29 2025	Judgment Issued. Main Document

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