

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT**

DEBORAH CARR, BRENDA MOORE,
MARY ELLEN WILSON,

Plaintiffs

v.

XAVIER BECERRA, SECRETARY,
UNITED STATES
DEPARTMENT OF HEALTH AND HUMAN
SERVICES,

Defendant

Civil Action No. 3:22-cv-988 (MPS)

March , 2023

**[PROPOSED] ORDER GRANTING PLAINTIFFS' EMERGENCY MOTION FOR
ENFORCMENT OF PRELIMINARY INJUNCTION**

Upon review of Plaintiffs' Emergency Motion for Enforcement of Preliminary Injunction (ECF #), and upon conducting a status conference on March , 2023 in which the parties were able to set forth their views on the proposed relief contained therein, the Court GRANTS the motion and ORDERS as follows:

The Defendant, through the Centers for Medicare and Medicaid Services, must immediately: (1) inform states by letter and in its next All-State Call that they may not drop anyone covered by the class certification order from Medicaid coverage during the preliminary injunction, (2) prominently re-post its prior guidance on the agency's website, (3) highlight in its new letter and in the next All-State Call where this information has been posted on its website and the obligation of states to restore coverage automatically where feasible and retroactively, and (4) remind states in the letter, the website and in the next All-State Call that their eligibility for supplemental Medicaid funding is contingent on compliance with the agency's previous

guidance for implementing the Families First Coronavirus Response Act, including the duty to retroactively reinstate class members to their dates of termination.

Michael P. Shea, J.

Certificate of Service

I hereby certify that, on February 28, 2023, a copy of the foregoing document was filed electronically and served by overnight delivery to anyone unable to accept electronic filing. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system or by overnight delivery to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

s/Sheldon V. Toubman
Sheldon V. Toubman