

[NOT YET SCHEDULED FOR ORAL ARGUMENT]

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

Case No. 10-5287

JAMES L. SHERLEY, *et al.*,
Plaintiffs-Appellees,

v.

KATHLEEN SEBELIUS,
in her official capacity as Secretary of the Department of
Health and Human Services, *et al.*,
Defendants-Appellants.

On Appeal From The United States District Court For The District Of Columbia

NOTICE OF INTENT TO FILE AN AMICUS CURIAE BRIEF

Pursuant to Rule 29(b) of the rules of the District of Columbia Circuit, the State of Wisconsin files this Notice of Intent to File an Amicus Brief in the above-captioned case.

Respectfully submitted,

/s/ Jon E. Pettibone

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