

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

COMMONWEALTH OF MASSACHUSETTS,)
et al.)

Plaintiffs,)

v.)

NATIONAL INSTITUTES OF HEALTH, *et al.*,)

Defendants.)

Case No. 1:25-cv-10338

ASSOCIATION OF AMERICAN MEDICAL)
COLLEGES, *et al.*)

Plaintiffs,)

v.)

NATIONAL INSTITUTES OF HEALTH, *et al.*,)

Defendants.)

Case No. 1:25-cv-10340

ASSOCIATION OF AMERICAN)
UNIVERSITIES, *et al.*)

Plaintiffs,)

v.)

DEPARTMENT OF HEALTH AND HUMAN)
SERVICES, *et al.*,)

Defendants.)

Case No. 1:25-cv-10346

NOTICE OF APPEAL

Pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, Defendants National Institutes of Health, Jay Bhattacharya, in his official capacity as Director of the National Institutes of Health,¹ the U.S. Department of Health and Human Services, and Robert F. Kennedy, Jr., in his official capacity as Secretary of the U.S. Department of Health and Human Services,² hereby appeal to the United States Court of Appeals for the First Circuit from the Final Judgment and Permanent Injunction entered in these cases on April 4, 2025,³ as well as from all interlocutory orders merged into that judgment, including the court’s preliminary injunction of March 5, 2025.⁴

Dated: April 8, 2025

Respectfully submitted,

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/s/ Thomas W. Ports, Jr.
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¹ Pursuant to Federal Rule of Civil Procedure 25(d), Acting Director Matthew Memoli’s successor, Director Bhattacharya, is automatically substituted as a party.

² Pursuant to Federal Rule of Civil Procedure 25(d), Acting Secretary Dorothy Fink’s successor, Secretary Kennedy, is automatically substituted as a party.

³ No. 1:25-cv-10338 (Doc. No. 112); No. 1:25-cv-10340 (Doc. No. 56); and No. 1:25-cv-10346 (Doc. No. 100).

⁴ No. 1:25-cv-10338 (Doc. No. 105); No. 1:25-cv-10340 (Doc. No. 51); and No. 1:25-cv-10346 (Doc. No. 95).

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CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

Dated: April 8, 2025

/s/ Thomas W. Ports, Jr.
Thomas W. Ports, Jr.