

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA

ELI LILLY AND COMPANY,
Lilly Corporate Center
893 Delaware Street
Indianapolis, IN 46225,

and

LILLY USA, LLC,
1500 South Harding Street
Indianapolis, IN 46221,

Plaintiffs,

v.

ALEX M. AZAR II, in his official capacity as
Secretary of Health & Human Services
Office of the Secretary
200 Independence Avenue, S.W.
Washington, D.C. 20201,

ROBERT P. CHARROW, in his official
capacity as General Counsel of
Health & Human Services
Office of the General Counsel
200 Independence Avenue, S.W.
Washington, D.C. 20201,

UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES
200 Independence Avenue, S.W.
Washington, D.C. 20201,

THOMAS J. ENGELS, in his official capacity
as Administrator of the Health Resources and
Services Administration
5600 Fishers Lane
Rockville, MD 20852,

and

HEALTH RESOURCES AND SERVICES
ADMINISTRATION
5600 Fishers Lane
Rockville, MD 20852,

Defendants.

No. 1:21-cv-81-SEB-MJD

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**PLAINTIFFS' COMBINED
MEMORANDUM IN SUPPORT OF
PLAINTIFFS' CROSS-MOTION
FOR SUMMARY JUDGMENT AND
IN OPPOSITION TO DEFENDANTS'
MOTION TO DISMISS OR, IN THE
ALTERNATIVE, FOR SUMMARY
JUDGMENT [DKT. 88]**

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