

ORAL ARGUMENT NOT SCHEDULED

No. 21-7078

**United States Court of Appeals
for the District of Columbia Circuit**

STATE OF NEW YORK, *et al.*,
Plaintiffs-Appellants,

v.

FACEBOOK, INC.,
Defendant-Appellee,

On Appeal from the United States District Court
for the District of Columbia, No. 1:20-cv-03589
The Honorable James E. Boasberg

**BRIEF OF THE UNITED STATES AS AMICUS
CURIAE SUPPORTING PLAINTIFFS-APPELLANTS**

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January 28, 2022

CERTIFICATE AS TO PARTIES, RULINGS, AND RELATED CASES

Pursuant to D.C. Circuit Rule 28(a)(1), the undersigned counsel certifies as follows:

A. Parties and Amici

The plaintiffs-appellants are the State of New York, District of Columbia, State of California, State of Colorado, State of Florida, State of Iowa, State of Nebraska, State of North Carolina, State of Ohio, State of Tennessee, State of Alaska, State of Arizona, State of Arkansas, State of Connecticut, State of Delaware, Territory of Guam, State of Hawaii, State of Idaho, State of Illinois, State of Indiana, State of Kansas, Commonwealth of Kentucky, State of Louisiana, State of Maine, State of Maryland, Commonwealth of Massachusetts, State of Michigan, State of Minnesota, State of Mississippi, State of Missouri, State of Montana, State of Nebraska, State of Nevada, State of New Hampshire, State of New Jersey, State of New Mexico, State of North Dakota, State of Oklahoma, State of Oregon, Commonwealth of Pennsylvania, State of Rhode Island, State of Texas, State of Utah, State of Vermont, Commonwealth of Virginia, State of Washington, State of West Virginia, State of Wisconsin, and State of Wyoming.

The defendant-appellee is Facebook, Inc. In October 2021, Facebook, Inc. changed its name to Meta Platforms, Inc.; however, the caption in this case has not been changed.

The parties and caption in this Court are the same as in the district court.

In this Court, the United States appears as amicus curiae supporting plaintiffs-appellants. The Committee to Support the Antitrust Laws, Economists (Daron Acemoglu, Cristina Caffarra, Gregory S. Crawford, Tomaso Duso, Florian Ederer, Massimo Motta, Martin Peitz, Thomas Philippon, Nancy L. Rose, Robert Seamans, Hal Singer, Marshall Steinbaum, Joseph E. Stiglitz, Ted Tatos, Tommaso Valletti, Luigi Zingales), and Former State Antitrust Enforcement Officials and Antitrust Law Professors (Lloyd Constantine, Harry First, Aaron Edlin, Andrew Chin, Andrew I. Gavil, Andrew Rossner, Anne Schneider, Barak Richman, Barak Y. Orbach, Charles G. Brown, Christopher L. Sagers, Dan Drachler, Darren Bush, Don Allen Resnikoff, Edward Cavanagh, Eleanor Fox, Ellen Cooper, George Sampson, James Tierney, Jeffrey L. Harrison, John B. Kirkwood, Joshua P. Davis, Kevin J. O'Connor, Marina Lao, Maurice Eitel Stucke, Norman W. Hawker, Pamela Jones Harbour, Paul F. Novak, Peter Carstensen, Rebecca Haw Allensworth, Robert Abrams, Robert H. Lande, Samuel N. Weinstein, Steven M. Rutstein, Susan Beth Farmer, Tam Ormiston, Thomas Greaney, Thomas J. Horton, and Warren Grimes) all appear as amicus curiae, also supporting plaintiffs-appellants.

B. Rulings Under Review

References to the rulings at issue appear in the Brief for Plaintiffs-Appellants.

C. Related Cases

A list of related cases appears in the Brief for Plaintiffs-Appellants.

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