

No. 21-15640

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

INSTITUTE FOR FISHERIES RESOURCES, et al.,
Plaintiffs / Appellees,

v.

XAVIER BECERRA, Secretary of the United States
Department of Health and Human Services, et al.,
Defendants / Appellants,

and

AQUABOUNTY TECHNOLOGIES, INC.,
Intervenor-Defendant.

Appeal from the United States District Court for the Northern
District of California, No. 16-cv-01574-VC (Hon. Vince Chhabria)

MOTION TO VOLUNTARILY DISMISS APPEAL

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Pursuant to Federal Rule of Appellate Procedure 42(b), Federal Appellants voluntarily move this Court for an order dismissing the above captioned appeal. The parties have agreed that each side shall bear its own costs and fees on appeal.

Respectfully submitted,

/s/ Jeffrey S. Beelaert

JEFFREY S. BEELAERT

Environment and Natural Resources Division

U.S. Department of Justice

April 21, 2021

DJ # 90-8-6-07939