## IN THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

AMERICAN SECURITIES ASSOCIATION,

Plaintiff-Appellee,

v.

No. 23-11266

U.S. DEPARTMENT OF LABOR, et al.,

Defendants-Appellants.

# JOINT STIPULATION TO VOLUNTARY DISMISSAL OF APPEAL

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## JOINT CERTIFICATE OF INTERESTED PERSONS AND CORPORATE DISCLOSURE STATEMENT

The following persons and entities have an interest in the outcome of this case:

- 1. American Securities Association, Plaintiff-Appellee / Cross-Appellant
- 2. Begakis, Steven C., Counsel for Plaintiff-Appellee / Cross-Appellant
- 3. Connolly, J. Michael, Counsel for Plaintiff-Appellee / Cross-Appellant
- 4. Consovoy McCarthy PLLC, Counsel for Plaintiff-Appellee / Cross-

Appellant

- 5. Covington, Hon. Virginia M. Hernandez, U.S. District Court Judge
- 6. Ely, Alexander N., Counsel for Defendant-Appellant / Cross-Appellee
- 7. Holder, Gregory P., Mediator
- 8. Raab, Michael S., Counsel for Defendant-Appellant / Cross-Appellee
- 9. Robert W. Baird & Co. Inc., Member of Plaintiff-Appellee / Cross-

Appellant ASA

- 10. Shih, Michael, Counsel for Defendant-Appellant / Cross-Appellee
- 11. Stephens, Inc., Member of Plaintiff-Appellee / Cross-Appellant ASA
- 12. Su, Julie A., in her official capacity as Acting Secretary of Labor,

### Defendant-Appellant / Cross-Appellee

- 13. Thorp, Galen N., Counsel for Defendant-Appellant / Cross-Appellee
- 14. Tuite, Hon. Christopher P., U.S. Magistrate Judge
- 15. U.S. Department of Labor, Defendant-Appellant / Cross-Appellee

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Plaintiff-Appellee and Cross-Appellant American Securities Association has no

parent corporation, and no corporation owns 10% or more of its stock.

Pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, the parties

hereby stipulate to the voluntary dismissal of Defendants-Appellants' appeal in the

above-captioned case, with all parties to bear their own fees and costs.

Respectfully submitted,

MICHAEL S. RAAB

/s/ J. Michael Connolly

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Counsel for American Securities Association

May 2023

/s/ Michael Shih MICHAEL SHIH Attorneys, Appellate Staff Civil Division, Room 7268 U.S. Department of Justice 950 Pennsylvania Avenue N.W. Washington, D.C. 20530 (202) 353-6880 michael.shih@usdoj.gov

## **CERTIFICATE OF SERVICE**

I hereby certify that, on May 16, 2023, I electronically filed the foregoing document with the Clerk of this Court by using the appellate CM/ECF system. The participants in the case are registered CM/ECF users and service will be accomplished by the appellate CM/ECF system.

/s/ Michael Shih MICHAEL SHIH

#### **CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing document complies with the requirements of Fed. R. App. P. 27(d) because it has been prepared in 14-point Garamond, a proportionally spaced font. I further certify that this document complies with the type-volume limitation of Fed. R. App. P. 27(d)(2) because it contains 36 words according to the count of Microsoft Word.

> /s/ Michael Shih MICHAEL SHIH