

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE,  
Suite 115  
NEW ORLEANS, LA 70130

November 28, 2025

Ms. Karen S. Mitchell  
Northern District of Texas, Wichita Falls  
United States District Court  
1000 Lamar Street  
Room 203  
Wichita Falls, TX 76307-0000

Mr. David O'Toole  
U.S. District Court, Eastern District of Texas  
211 W. Ferguson Street  
Room 106  
Tyler, TX 75702

No. 24-40637 Federation of Americans v. LABR  
No. 24-10890 USDC No. 6:24-CV-163  
USDC No. 4:24-CV-482

Dear Ms. Mitchell, Mr. O'Toole,

Enclosed is a copy of the judgment issued as the mandate.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Sean Hannan, Deputy Clerk

cc w/encl:

Mr. Tiffany Bates  
Mr. Jason W. Burge  
Mr. Donald Colleluori  
Mr. Kelly Patrick Dunbar  
Mr. Russell Harris Falconer  
Mr. Charles William Fillmore  
Mr. Steven H. Hazel  
Mr. Andrew G. I. Kilberg  
Mr. Kevin Lamb  
Mr. Kent A. Mason  
Mr. Jason J. Mendro

Ms. Laura Myron  
Mr. David W. Ogden  
Ms. Amber Dawn Reece  
Mr. William Alvarado Rivera  
Mr. Andres C. Salinas  
Mr. Eugene Scalia  
Mr. Lochlan Francis Shelfer  
Mr. Michael Shih  
Ms. Galen Thorp  
Mr. Eric Harris Wessan  
Mr. Michael Alan Yanof  
Mr. Parker Douglas Young

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

November 28, 2025

Lyle W. Cayce  
Clerk

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No. 24-40637

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FEDERATION OF AMERICANS FOR CONSUMER CHOICE,  
INCORPORATED; JAMES HOLLOWAY; JAMES JOHNSON; TEXAS  
TITAN GROUP; PROVISION BROKERAGE, L.L.C.; V. ERIC  
COUCH,

*Plaintiffs—Appellees,*

*versus*

UNITED STATES DEPARTMENT OF LABOR; LORI CHAVEZ-  
DEREMER, *Secretary, U.S. Department of Labor, in his official capacity,*

*Defendants—Appellants,*

CONSOLIDATED WITH

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No. 24-10890

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AMERICAN COUNCIL OF LIFE INSURERS; NATIONAL  
ASSOCIATION OF INSURANCE AND FINANCIAL ADVISORS - FORT  
WORTH; NATIONAL ASSOCIATION OF INSURANCE AND  
FINANCIAL ADVISORS - DALLAS; NATIONAL ASSOCIATION OF  
INSURANCE AND FINANCIAL ADVISORS- PINEYWOODS OF EAST  
TEXAS; NATIONAL ASSOCIATION OF INSURANCE AND  
FINANCIAL ADVISORS - TEXAS; NATIONAL ASSOCIATION OF  
INSURANCE AND FINANCIAL ADVISORS; NATIONAL  
ASSOCIATION FOR FIXED ANNUITIES; INSURED RETIREMENT  
INSTITUTE; FINSECA,

No. 24-40637  
c/w No. 24-10890

*Plaintiffs—Appellees,*

FINANCIAL SERVICES INSTITUTE; SECURITIES INDUSTRY AND  
FINANCIAL MARKETS ASSOCIATION,

*Intervenor Plaintiffs—Appellees,*

*versus*

UNITED STATES DEPARTMENT OF LABOR; LORI CHAVEZ-  
DEREMER, *in her official capacity as Secretary, United States Department of  
Labor,*

*Defendants—Appellants.*

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 6:24-CV-163  
USDC No. 4:24-CV-482

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CLERK’S OFFICE:

Under FED. R. APP. P.42(B), the appeal is dismissed as of  
November 28, 2025, pursuant to appellant’s motion.

No. 24-40637  
c/w No. 24-10890

LYLE W. CAYCE  
Clerk of the United States Court  
of Appeals for the Fifth Circuit



By: \_\_\_\_\_  
Sean Hannan, Deputy Clerk

ENTERED AT THE DIRECTION OF THE COURT