

CIVIL COVER SHEET

JS-44 (Rev. 3/13 DC)				
I. (a) PLAINTIFFS		DEFENDANTS		
Alcresta Therapeutics, Inc.		Xavier Becerra, Secretary, U.S. Department of Health and		
James Henry		Human Services	•	
Stephanie A. Webster		Chiquita Brooks- Lasure, Administrator, Centers for Medicare		
·		& Medicaid Services	•	
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIF	F Middlesex	COUNTY OF RESIDENCE OF FIRST LIS	STED DEFENDANT	
(EXCEPT IN U.S. PLAINTIFF CASES)		(IN U.S. PLAIN') NOTE: IN LAND CONDEMNATION CASES, USE:	FIFF CASES ONLY) THE LOCATION OF THE TRACT OF LAND INVOLVED	
(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)		ATTORNEYS (IF KNOWN)	THE EGGINGNOST THE TRACE OF EARLY INVOLVED	
Stephanie A. Webster	,	,		
Ropes & Gray, LLP				
2099 Pennsylvania Avenue NW				
Washington, D.C. 20006				
(202) 508-4859	=			
II. BASIS OF JURISDICTION	III. CITI	ZENSHIP OF PRINCIPAL PARTI	IES (PLACE AN x IN ONE BOX FOR	
(PLACE AN x IN ONE BOX ONLY)	PLAINTIFF	AND ONE BOX FOR DEFENDANT) FOR D		
1 U.S. Government 3 Federal Question		PTF DFT	PTF DFT	
Plaintiff (U.S. Government)	Not a Party) Citizen of t	this State O 1 O 1 Incorp	orated or Principal Place O 4 O 4	
		of Bus	iness in This State	
② 2 U.S. Government ② 4 Diversity		Another State O 2 O 2 Incorp.	orated and Principal 0 5 0 5	
Defendant (Indicate Citizensh			of Business in Another State	
Parties in item III)	Citizen of	Subject of a \bigcirc 3	0.00	
	Foreign Co	ountry Foreig	n Nation O 6 O 6	
IV C	ACE ACCIONMENT	Γ AND NATURE OF SUIT		
(Place an X in one category, A-N, the			espanding Nature of Suit)	
O A. Antitrust O B. Personal Injur	y/ O C	C. Administrative Agency	O D. Temporary Restraining	
Malpractice		Review	Order/Preliminary	
410 Antitrust 310 Airplane	1:	51 Medicare Act	Injunction	
315 Airplane Product		ST Medical Cree		
320 Assault, Libel & S	lander <u>Social</u>	<u>Security</u>	Any nature of suit from any category may be selected for this category of case	
330 Federal Employers	s Liability 🖳 😽	61 HIA (1395ff)	assignment.	
340 Marine	8	62 Black Lung (923)		
345 Marine Product Liability		63 DIWC/DIWW (405(g))	*(If Antitrust, then A governs)*	
350 Motor Vehicle		64 SSID Title XVI		
355 Motor Vehicle Product Liability		65 RSI (405(g)) Statutes		
360 Other Personal Inj	ury 78	91 Agricultural Acts		
362 Medical Malpractice		93 Environmental Matters		
365 Product Liability	📑 8	90 Other Statutory Actions (If		
367 Health Care/Pharm		Administrative Agency is		
Personal Injury Pr	* 1	Involved)		
368 Asbestos Product I	Паршту			
	0.00			
© E. General Civil (Other)	OR (F. Pro Se General Civil		
Real Property Bankruptcy	100 100 100	Forfeiture/Penalty	180 Consumon Cuodit	
	al 27 USC 158 drawal 28 USC 157	625 Drug Related Seizure of Property 21 USC 881	480 Consumer Credit 490 Cable/Satellite TV	
230 Rent, Lease & Ejectment	urawai 20 USC 157	690 Other	850 Securities/Commodities/	
240 Torts to Land Prisoner Petiti	ons	U OSO Other	Exchange	
245 Tort Product Liability 535 Death Penalty			896 Arbitration	
290 All Other Real Property 540 Mandamus & Other		Other Statutes	899 Administrative Procedure	
550 Civil Rights		375 False Claims Act	Act/Review or Appeal of	
Personal Property 555 Prison Conditions		400 State Reapportionment	Agency Decision	
370 Other Fraud 560 Civil Detainee – Condi		430 Banks & Banking	950 Constitutionality of State	
371 Truth in Lending of Confinement		450 Commerce/ICC Rates/etc.	Statutes	
380 Other Personal Property Damage Property Righ	te	460 Deportation	890 Other Statutory Actions	
Damage Property Rights 385 Property Damage 820 Copyrights		462 Naturalization	(if not administrative agency	
Product Liability 830 Patent		Application	review or Privacy Act)	
840 Trade	emark	465 Other Immigration		
		Actions		
Federal Tax St		470 Racketeer Influenced		
	s (US plaintiff or	& Corrupt Organization		
l	dant) Fhird Party 26 USC 7609			

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O G. Habeas Corpus/ 2255	O H. Employment Discrimination	⊙ I. FOIA/Privacy Act	O J. Student Loan		
530 Habeas Corpus – General 510 Motion/Vacate Sentence 463 Habeas Corpus – Alien Detainee	442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation)	895 Freedom of Information Act 890 Other Statutory Actions (if Privacy Act)	152 Recovery of Defaulted Student Loan (excluding veterans)		
	(If pro se, select this deck)	*(If pro se, select this deck)*			
K. Labor/ERISA (non-employment) 710 Fair Labor Standards Act 720 Labor/Mgmt. Relations 740 Labor Railway Act 751 Family and Medical Leave Act 790 Other Labor Litigation 791 Empl. Ret. Inc. Security Act	L. Other Civil Rights (non-employment) 441 Voting (if not Voting Rights Act) 443 Housing/Accommodations 440 Other Civil Rights 445 Americans w/Disabilities – Employment 446 Americans w/Disabilities – Other 448 Education	M. Contract 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholder's Suits 190 Other Contracts 195 Contract Product Liability 196 Franchise	○ N. Three-Judge Court 441 Civil Rights – Voting (if Voting Rights Act)		
V. ORIGIN					
O 1 Original Proceeding Proceeding From State Court	3 Remanded from Appellate Court Reopened	○ 5 Transferred from another district Litig	ii-district		
VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.) 5 U.S.C. § 552; action to compel the production of records under the Freedom of Information Act.					
VII. REQUESTED IN COMPLAINT	CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND JUI	S Check Y YES Check Y	ES only if demanded in complaint NO X		
VIII. RELATED CASE(S) IF ANY	(See instruction) YES	NO K If yes, pl	ease complete related case form		
DATE: April 26, 2022	SIGNATURE OF ATTORNEY OF RECORD /s/ Stephanie A. Webster				

INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET JS-44 Authority for Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and services of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil cover sheet. These tips coincide with the Roman Numerals on the cover sheet.

- I. COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: Use 11001 to indicate plaintiff if resident of Washington, DC, 88888 if plaintiff is resident of United States but not Washington, DC, and 99999 if plaintiff is outside the United States.
- III. CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed <u>only</u> if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV. CASE ASSIGNMENT AND NATURE OF SUIT: The assignment of a judge to your case will depend on the category you select that best represents the <u>primary</u> cause of action found in your complaint. You may select only <u>one</u> category. You <u>must</u> also select <u>one</u> corresponding nature of suit found under the category of the case.
- VI. CAUSE OF ACTION: Cite the U.S. Civil Statute under which you are filing and write a brief statement of the primary cause.
- VIII. RELATED CASE(S), IF ANY: If you indicated that there is a related case, you must complete a related case form, which may be obtained from the Clerk's Office.

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.