

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

John Ley
Clerk of Court

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May 09, 2011

Jessica Lyublanovits
United States District Court
401 SE 1ST AVE STE 243
GAINESVILLE, FL 32601-6895

Appeal Number: 11-10894-HH
Case Style: State of Florida, et al v. Robert Smith, Jr.
District Court Docket No: 3:10-cv-00091-RV-EMT

The enclosed certified copy of this Court's Order of Dismissal is issued as the mandate of this court. See 11th Cir. R. 41-4. Counsel and pro se parties are advised that pursuant to 11th Cir. R. 27-2, "a motion to reconsider, vacate, or modify an order must be filed within 21 days of the entry of such order. No additional time shall be allowed for mailing."

The district court clerk is requested to acknowledge receipt on the copy of this letter enclosed to the clerk.

Sincerely,

JOHN LEY, Clerk of Court

Reply to: Elora Jackson, HH
Phone #: (404) 335-6173

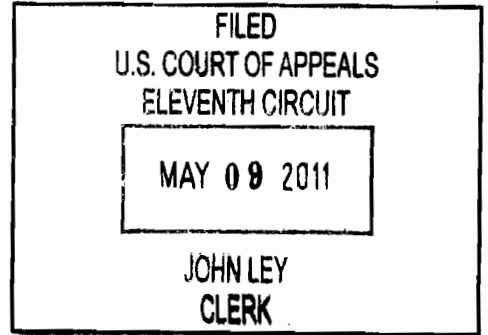
Enclosure(s)

DIS-4 Multi-purpose dismissal letter

Filed 0511 11 UsDcFln 1PM 1244
Rec'd 0516 11 UsDcFln 3PM 0307

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

No. 11-10894-HH



STATE OF FLORIDA,
by and through Pam Bondi, Attorney General,
STATE OF SOUTH CAROLINA
by and through Alan Wilson, Attorney General,
STATE OF NEBRASKA,
by and through Jon Bruning, Attorney General,
STATE OF TEXAS,
by and through Greg Abbott, Attorney General,
STATE OF UTAH,
by and through Mark L. Shurtleff,
Attorney General, et al.,

Plaintiffs - Appellees,

versus

UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES,
KATHLEEN SEBELIUS,
in her official capacity as the secretary of the
United States Department of Health and
Human Services, et al.,

Defendants,

ROBERT P. SMITH, JR.,

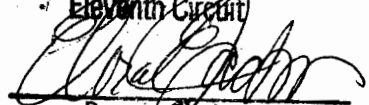
Movant-Appellant.

On Appeal from the United States District Court for the
Northern District of Florida

BEFORE: TJOFLAT, CARNES, and WILSON, Circuit Judges.

BY THE COURT:

Appellant's voluntary motion to dismiss this appeal with prejudice is
GRANTED.

A True Copy Attested:
Clerk, U.S. Court of Appeals,
Eleventh Circuit
By: 
Deputy Clerk
Atlanta, Georgia