

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

July 21, 2023

Christopher M. Wolpert
Clerk of Court

LOY ARLAN BRUNSON,

Plaintiff - Appellant,

v.

ALMA S. ADAMS; PETE AGUILAR;
COLIN Z. ALLRED; MARK E. AMODEI;
KELLY ARMSTRONG; JAKE
AUCHINCLOSS; CYNTHIA AXNE;
DON BACON; TROY BALDERSON;
ANDY BARR; NANETTE DIAZ
BARRAGAN; KAREN BASS; JOYCE
BEATTY; AMI BERA; DONALD S.
BEYER, JR.; GUS M. ILIRAKIS;
SANFORD D. BISHOP, JR.; EARL
BLUMENAUER; LISA BLUNT
ROCHESTER; SUZANNE BONAMICI;
CAROLYN BOURDEAUX; JAMAAL
BOWMAN; BRENDAN F. BOYLE;
KEVIN M. BRADY; ANTHONY G.
BROWN; JULIA BROWNLEY; VERN
BUCHANAN; KEN BUCK; LARRY
BUCHSHON; CORI BUSH; CHERI
BUSTOS; G. K. BUTTERFIELD; SALUD
O. CARBAJAL; TONY CARDENAS;
ANDRE CARSON; MATT
CARTWRIGHT; ED CASE; SEAN
CASTEN; KATHY CASTOR; JOAQUIN
CASTRO; LIZ CHENEY; JUDY CHU;
DAVID N. CICILLINE; KATHERINE M.
CLARK; YVETTE D. CLARKE;
EMANUEL CLEAVER; JAMES E.
CLYBURN; STEVE COHEN; JAMES
COMER; GERALD E. CONNOLLY; JIM
COOPER; J. LUIS CORREA; JIM
COSTA; JOE COURTNEY; ANGIE
CRAIG; DAN CRENSHAW; CHARLIE

No. 23-4042

(D.C. No. 2:21-CV-00175-RJS)
(D. Utah)

CRIST; JASON A. CROW; HENRY CUELLAR; JOHN R. CURTIS; SHARICE DAVIDS; DANNY K. DAVIS; RODNEY DAVIS; MADELEINE DEAN; PETER A. DEFAZIO; DIANA L. DEGETTE; ROSA L. DELAURO; SUZAN K. DELBENE; ANTONIO DELGADO; VAL BUTLER DEMINGS; MARK DESAULNIER; THEODORE E. DEUTCH; DEBBIE DINGELL; LLOYD DOGGETT; MICHAEL F. DOYLE; TOM EMMER; VERONICA ESCOBAR; ANNA G. ESHOO; ADRIANO ESPAILLAT; DWIGHT EVANS; RANDY FEENSTRA; A. DREW FERGUSON, IV; BRIAN K. FITZPATRICK; LIZZIE LETCHER; JEFF FORTENBERRY; BILL FOSTER; LOIS FRANKEL; MARCIA L. FUDGE; MIKE GALLAGHER; RUBEN GALLEGO; JOHN GARAMENDI; SYLVIA R. GARCIA; JESUS GARCIA; JARED F. GOLDEN; JIMMY GOMEZ; TONY GONZALES; ANTHONY GONZALEZ; VICENTE GONZALEZ; JOSH GOTTHEIMER; KAY GRANGER; AL GREEN; RAUL M. GRIJALVA; GLENN GROTHMAN; BRETT GUTHRIE; DEBRA A. HAALAND; JOSH HARDER; ALCEE L. HASTINGS; JAHANA HAYES; JAIME HERRERA BEUTLER; BRIAN HIGGINS; J. FRENCH HILL; JAMES A. HIMES; ASHLEY HINSON; TREY HOLLINGSWORTH; STEVEN HORSFORD; CHRISSY HOULAHAN; STENY H. HOYER; JARED HUFFMAN; BILL HUIZENGA; SHEILA JACKSON LEE; SARA JACOBS; PRAMILA JAYAPAL; HAKEEM S. JEFFRIES; DUSTY JOHNSON; EDDIE BERNICE JOHNSON; HENRY C. JOHNSON, JR.; MONDAIRE JONES; DAVID P. JOYCE; KAIALI'I KAHELE; MARCY KAPTURE; JOHN KATKO; WILLIAM

R. KEATING; RO KHANNA; DANIEL T. KILDEE; DEREK KILMER; ANDY KIM; YOUNG KIM; RON KIND; ADAM KINZINGER; ANN KIRKPATRICK; RAJA KRISHNAMOORTHY; ANN M. KUSTER; DARIN LAHOOD; CONOR LAMB; JAMES R. LANGEVIN; RICK LARSEN; JOHN B. LARSON; ROBERT E. LATTA; JAKE LATURNER; BRENDA L. LAWRENCE; AL LAWSON, JR.; BARBARA LEE; SUSIE LEE; TERESA LEGER FERNANDEZ; ANDY LEVIN; MIKE LEVIN; TED LIEU; ZOE LOFGREN; ALAN S. LOWENTHAL; ELAINE G. LURIA; STEPHEN F. LYNCH; NANCY MACE; TOM MALINOWSKI; CAROLYN B. MALONEY; SEAN PATRICK MALONEY; KATHY E. MANNING; THOMAS MASSIE; DORIS O. MATSUI; LUCY MCBATH; MICHAEL T. MCCAUL; TOM MCCLINTOCK; BETTY MCCOLLUM; A. ADONALD MCEACHIN; JAMES P. MCGOVERN; PATRICK T. MCHENRY; DAVID B. MCKINLEY; JERRY MCNERNEY; GREGORY W. MEEKS; PETER MEIJER; GRACE MENG; KWEISI MFUME; MARIANETTE MILLER-MEEKS; JOHN R. MOOLENAAR; BLAKE D. MOORE; GWEN MOORE; JOSEPH D. MORELLE; SETH MOULTON; FRANK J. MRVAN; STEPHANIE N. MURPHY; JERROLD NADLER; GRACE F. NAPOLITANO; RICHARD E. NEAL; JOE NEGUSE; DAN NEWHOUSE; MARIE NEWMAN; DONALD NORCROSS; ALEXANDRIA OCASIO-CORTEZ; TOM O'HALLERAN; ILHAN OMAR; FRANK PALLONE, JR.; JIMMY PANETTA; CHRIS PAPPAS; BILL PASCRELL, JR.; DONALD M. PAYNE, JR.; NANCY PELOSI; ED PERLMUTTER; SCOTT H. PETERS;

DEAN PHILLIPS; CHELLIE PINGREE;
MARK POCAN; KATIE PORTER;
AYANNA PRESSLEY; DAVID E.
PRICE; MIKE QUIGLEY; JAMIE
RASKIN; TOM REED; KATHLEEN M.
RICE; CATHY MCMORRIS RODGERS;
DEBORAH K ROSS; CHIP ROY;
LUCILLE ROYBAL-ALLARD; RAUL
RUIZ; C.A. DUTCH RUPPERSBERGER;
BOBBY L. RUSH; TIM RYAN; LINDA
T. SANCHEZ; JOHN P. SARBANES;
MARY GAY SCANLON; JANICE D.
SCHAKOWSKY; ADAM B. SCHIFF;
BRADLEY SCOTT SCHNEIDER; KURT
SCHRADER; KIM SCHRIER; AUSTIN
SCOTT; DAVID SCOTT; ROBERT C.
SCOTT; TERRI A. SEWELL; BRAD
SHERMAN; MIKIE SHERRILL;
MICHAEL K. SIMPSON; ALBIO SIRES;
ELISSA SLOTKIN; ADAM SMITH;
CHRISTOPHER H. SMITH; DARREN
SOTO; ABIGAIL DAVIS
SPANGERGER; VICTORIA SPARTZ;
JACKIE SPEIER; GREG STANTON;
PETE STAUBER; MICHELLE STEEL;
BRYAN STEIL; HALEY M. STEVENS;
STEVE STIVERS; MARILYN
STRICKLAND; THOMAS R. SUOZZI;
ERIC SWALWELL; MARK TAKANO;
VAN TAYLOR; MIKE THOMPSON;
DINA TITUS; RASHIDA TLAIB; PAUL
TONKO; NORMA J. TORRES; RITCHIE
TORRES; LORI TRAHAN; DAVID J
TRONE; MICHAEL R. TURNER;
LAUREN UNDERWOOD; FRED
UPTON; JUAN VARGAS; MARC A.
VEASEY; FILEMON VELA; NYDIA M.
VELAZQUEZ; ANN WAGNER;
MICHAEL WALTZ; DEBBIE
WASSERMAN SCHULTZ; MAXINE
WATERS; BONNIE WATSON
COLEMAN; PETER WELCH; BRAD R.
WENSTRUP; BRUCE WESTERMAN;

JENNIFER WEXTON; SUSAN WILD;
NIKEMA WILLIAMS; FREDERICA S.
WILSON; STEVE WOMACK; JOHN A.
YARMUTH; DON YOUNG, in their
capacity as United States House
Representatives; TAMMY BALDWIN;
JOHN BARRASSO; MICHAEL F.
BENNET; MARSHA BLACKBURN;
RICHARD BLUMENTHAL; ROY
BLUNT; COREY A. BOOKER; JOHN
BOOZMAN; MIKE BRAUN; SHERROD
BROWN; RICHARD BURR; MARIA
CANTWELL; SHELLEY CAPITO;
BENJAMIN L. CARDIN; THOMAS R.
CARPER; ROBERT P. CASEY, JR.; BILL
CASSIDY; SUSAN M. COLLINS;
CHRISTOPHER A. COONS; JOHN
CORNYN; CATHERINE CORTEZ
MASTO; TOM COTTON; KEVIN
CRAMER; MIKE CRAPO; STEVE
DAINES; TAMMY DUCKWORTH;
RICHARD J. DURBIN; JONI ERNST;
DIANNE FEINSTEIN; DEB FISCHER;
KIRSTEN E. GILLIBRAND; LINDSEY
GRAHAM; CHUCK GRASSLEY; BILL
HAGERTY; MAGGIE HASSAN;
MARTIN HEINRICH; JOHN
HICKENLOOPER; MAZIE HIRONO;
JOHN HOEVEN; JAMES INHOFE; RON
JOHNSON; TIM KAINE; MARK
KELLY; ANGUS S. KING, JR.; AMY
KLOBUCHAR; JAMES LANKFORD;
PATRICK LEAHY; MIKE LEE; BEN
LUJAN; CYNTHIA M. LUMMIS; JOE
MANCHIN, III; EDWARD J. MARKEY;
MITCH MCCONNELL; ROBERT
MENENDEZ; JEFF MERKLEY; JERRY
MORAN; LISA MURKOWSKI;
CHRISTOPHER MURPHY; PATTY
MURRAY; JON OSSOFF; ALEX
PADILLA; RAND PAUL; GARY C.
PETERS; ROB PORTMAN; JACK REED;
JAMES E. RISCH; MITT ROMNEY;

JACKY ROSEN; MIKE ROUNDS;
MARCO RUBIO; BERNARD SANDERS;
BEN SASSE; BRIAN SCHATZ;
CHARLES E. SCHUMER; RICK SCOTT;
TIM SCOTT; JEANNE SHAHEEN;
RICHARD C. SHELBY; KYRSTEN
SINEMA; TINA SMITH; DEBBIE
STABENOW; DAN SULLIVAN; JON
TESTER; JOHN THUNE; THOM TILLIS;
PATRICK J. TOOMEY; HOLLEN VAN;
MARK R. WARNER; RAPHAEL G.
WARNOCK; ELIZABETH F. WARREN;
SHELDON WHITEHOUSE; ROBERT F.
WICKER; RON WYDEN; TODD
YOUNG, in their capacity as United States
Senators; JOSEPH ROBINETTE BIDEN,
JR., in his capacity of President of the
United States; MICHAEL RICHARD
PENCE, in his capacity as former Vice
President; KAMALA D. HARRIS, in her
capacity as Vice President of the United
States,

Defendants - Appellees.

ORDER

This appeal is dismissed for lack of prosecution pursuant to Tenth Circuit Rules 3.3(B) and 42.1. A copy of this order shall stand as and for the mandate of the court.

Entered for the Court



CHRISTOPHER M. WOLPERT, Clerk