

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

STATE OF FLORIDA,

Plaintiff

v.

XAVIER BECERRA, Secretary of the
Dep't of Health and Human Services, *et*
al.,

Defendant.

Case No. 8:21-cv-839-SDM-AAS

DEFENDANTS' EXHIBIT LIST
FOR PRELIMINARY INJUNCTION HEARING

Pursuant to the Order dated April 23, 2021, ECF No. 12, Defendants submit this Exhibit List. Defendants do not intend to offer any live witness testimony at this hearing, and will instead rely on the filed declaration and exhibits identified below at this stage of the proceedings. *See Levi Strauss & Co. v. Sunrise Intern. Trading Inc.*, 51 F.3d 982, 985 (11th Cir. 1995) (court may rely on affidavit or hearsay at preliminary injunction hearing, if the evidence is appropriate given the character and objectives of the injunctive proceeding).

☒ Government ☐ Plaintiff(s) ☐ Defendant(s) ☐ Court ☐ Other:

Exhibit No.	Date Identified	Date Admitted	Witness	Description
1				Declaration of Capt. Aimee Treffiletti, ECF No. 31-1

2				Exhibit A to Treffiletti Decl. (selected comments, also available at regulations.gov)
3				Exhibit B to Treffiletti Decl. (April 28, 2021 Letter)
4				Exhibit C to Treffiletti Decl. (Technical Instructions & Operations Manual)
5				Exhibit D to Treffiletti Decl. (Application for a Conditional Sailing Certificate)
6				Exhibit E to Treffiletti Decl. (Vaccination Statement)
7				Orlando Sentinel, DeSantis' ban of vaccine passports could lead to showdown with businesses in Florida, available at https://www.orlandosentinel.com/politics/os-ne-prem-ne-vaccination-passports-florida-20210415-p5ih3mwtjrervlnnufbe3mijgi-story.html (April 15, 2021).
8				CLIA, Cruise Industry COVID-19 Facts and Resources, available at https://cruising.org/en/cruise-industry-covid-19-facts-and-resources .
9				Governor Ron DeSantis Announces His "Florida Leads" Budget Proposal for FY 2021-2022, https://www.flgov.com/2021/01/28/governor-ron-desantis-announces-his-florida-leads-budget-proposal-for-fy-2021-2022/
10				CDC, Covid-19 and Cruise Ship Travel, Level 4 Travel Notice, https://wwwnc.cdc.gov/travel/notices/covid-4/coronavirus-cruise-ship
11				Transport Canada, Government of Canada announces one-year ban for pleasure craft and cruise vessels (Feb. 4, 2021), https://www.canada.ca/en/transport-canada/news/2021/02/government-of-canada-announces-one-year-ban-for-pleasure-craft-and-cruise-vessels.html .

Dated: May 5, 2021

Respectfully submitted,

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