

No. 23-13914
(consolidated with Nos. 23-13916 & 23-13921)

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

ALPHA PHI ALPHA FRATERNITY, INC., *et al.*,

Plaintiffs-Appellees

v.

SECRETARY, STATE OF GEORGIA,

Defendant-Appellant

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA

UNITED STATES' MOTION TO WITHDRAW ITS
BRIEF AS APPELLEE

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**CERTIFICATE OF INTERESTED PERSONS AND
CORPORATE DISCLOSURE STATEMENT**

Pursuant to Eleventh Circuit Rules 26.1-1 to 26.1-3, counsel for appellee United States hereby certifies that other than the persons and entities previously identified in the briefs filed in this matter there are no other persons or entities to identify.

s/ David N. Goldman
DAVID N. GOLDMAN
Attorney

Date: November 20, 2025

Following the change in Administration, the Department of Justice has reconsidered the United States' position as set out in its Brief as Appellee in this case. To reflect this reconsideration, the United States respectfully moves the Court to allow the United States to withdraw its Brief as Appellee, filed on April 8, 2024, and Supplemental Appendix, filed on April 10, 2024, pursuant to Federal Rule of Appellate Procedure 27.

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

This motion complies with the type-volume limit of Federal Rule of Appellate Procedure 27(d)(2)(A) because it contains 69 words, excluding the parts exempted by Federal Rule of Appellate Procedure 32(f). This motion also complies with the typeface and type-style requirements of Federal Rules of Appellate Procedure 27(d)(1)(E) and 32(a)(5)-(6) because it was prepared in Times New Roman 14-point font using Microsoft Word for Microsoft 365.

s/ David N. Goldman
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Date: November 20, 2025