

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION

CHRISTOPHER SEAMAN and  
ELIZABETH ALLISON LYONS,  
individually and on behalf of C.S., a minor,  
et al.,

*Plaintiffs,*

v.

THE COMMONWEALTH OF VIRGINIA,  
et al.,

*Defendants.*

No. 3:22-cv-6-NKM

**NOTICE OF APPEAL**

Defendants the Commonwealth of Virginia, Glenn Youngkin, in his official capacity as the Governor of the Commonwealth of Virginia, Jason Miyares in his official capacity as the Attorney General of the Commonwealth of Virginia, Jillian Balow in her official capacity as the Virginia Superintendent of Public Instruction, and Colin Greene in his official capacity as Acting Virginia Health Commissioner (Defendants) by counsel and pursuant to Federal Rule of Appellate Procedure 3, hereby give notice that they appeal to the United States Court of Appeals for the Fourth Circuit from the District Court's Opinion and Order entered on March 23, 2022 (Dkt. Nos. 67, 68), granting in part Plaintiffs' motions for preliminary injunctive relief (Dkt. Nos. 4, 29). The District Court's decisions are immediately appealable under 21 U.S.C. § 1292(a)(1).

April 22, 2022

Respectfully submitted,

By: /s/ Andrew N. Ferguson  
ANDREW N. FERGUSON (Va. Bar #86583)  
*Solicitor General*

JASON S. MIYARES  
*Attorney General*

ANDREW N. FERGUSON (Va. Bar #86583)  
*Solicitor General*

CHARLES H. SLEMP III (Va. Bar #79742)  
*Chief Deputy Attorney General*

ERIKA L. MALEY (Va. Bar #97533)  
*Principal Deputy Solicitor General*

STEVEN G. POPPS (Va. Bar #80817)  
COKE MORGAN STEWART (Va. Bar #41933)  
*Deputy Attorneys General*

LUCAS W.E. CROSLow (Va. Bar #97517)  
*Deputy Solicitor General*

Office of the Attorney General  
202 North Ninth Street  
Richmond, Virginia 23219  
(804) 786-7704—Telephone  
(804) 371-0200—Facsimile

GRAHAM K. BRYANT (Va. Bar #90592)  
ANNIE CHIANG (Va. Bar #94703)  
M. JORDAN MINOT (Va. Bar # 95321)  
*Assistant Solicitors General*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 22nd day of April, 2022, I electronically filed the foregoing Notice of Appeal with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to all CM/ECF participants.

/s/ Andrew N. Ferguson  
ANDREW N. FERGUSON (#86583)  
*Solicitor General*