



STATE OF KANSAS
OFFICE OF THE ATTORNEY GENERAL

DEREK SCHMIDT
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January 12, 2011

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Honorable Pamela Jo Bondi
Attorney General of Florida
The Capitol, Suite PL-01
Tallahassee, Florida 32399-1050

Re: *State of Florida, et al. v. United States Department of Health and Human Services, et al., Case No.:3:10-CV-91-RV/EMT*

Dear Attorney General Bondi:

Please accept this letter as the official request of the State of Kansas to join the above-captioned matter as an additional party plaintiff in order to challenge the constitutionality of the federal Patient Protection and Affordable Care Act, as amended by the Health Care and Education Reconciliation Act of 2010.

The Act's mandate that all citizens and legal residents of the United States maintain qualifying healthcare coverage or pay a penalty (the individual mandate) is an unprecedented attempt to expand federal power that would encroach on the sovereignty of the State of Kansas and on the rights of our citizens. Our belief is that this expansion of federal power exceeds the authority granted to the federal government by the United States Constitution.

This letter serves as authorization for your office to file a Motion for Leave to File Second Amended Complaint naming the State of Kansas as an additional party plaintiff. I request you make such filing as soon as possible.

I look forward to working with you and our colleagues in challenging this unprecedented attempt by the federal government to redefine the relationship between it, the states, and the American people.

Sincerely,

Derek Schmidt
Attorney General

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