

**UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT**

**State of Texas v. Biden**

No. 21-10806, United States Court of Appeals for the Fifth Circuit (August 3, 2022)

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**OPINION**

State of Texas v. Biden

PER CURIAM.

Case: 21-10806 Document: 00516418363 Page: 1 Date Filed: 08/03/2022 United States Court of Appeals for the Fifth Circuit United States Court of Appeals Fifth Circuit

FILED

August 3, 2022 No. 21-10806 Lyle W. Cayce Clerk State of Texas; State of Missouri, Plaintiffs—Appellees, versus Joseph R. Biden, Jr., in his official capacity as President of the United States of America; United States of America; Alejandro Mayorkas, Secretary, U.S. Department of Homeland Security; United States Department of Homeland Security; Troy Miller, Acting Commissioner, U.S. Customs and Border Protection; United States Customs and Border Protection; Tae D. Johnson, Acting Director, U.S. Immigration and Customs Enforcement; United States Immigration and Customs Enforcement; Ur M. Jaddou, Director of U.S. Citizenship and Immigration Services; United States Citizenship and Immigration Services, Defendants—Appellants. Appeal from the United States District Court for the Northern District of Texas USDC No. 2:21-cv-67

ON REMAND FROM

THE SUPREME COURT OF THE UNITED STATES

Case: 21-10806 Document: 00516418363 Page: 2 Date Filed: 08/03/2022 No. 21-10806 Before Barksdale, Engelhardt, and Oldham, Circuit Judges. Per Curiam: This court's decision, found at 20 F.4th 928 (5th Cir. 2021), returns to us on remand from the Supreme Court. See Biden v. Texas, 142 S. Ct. 2528

(2022). We REMAND for further proceedings consistent with the Supreme Court's decision. 2