

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
NO. 7:23-CV-897**

IN RE:

CAMP LEJEUNE WATER LITIGATION

This Document Relates To:

ALL CASES

**UNITED STATES' MOTION FOR LEAVE
TO FILE REPLY IN SUPPORT OF
STATEMENT OF APPEAL REGARDING
DOCKET ENTRY 821**

Pursuant to Local Civil Rule 72.4(a)(3), the United States moves for leave to file a short reply of no more than three pages in support of its Statement of Appeal Regarding Docket Entry [821](#). *See* D.E. [829](#) (the “Appeal”).

Good cause exists because Plaintiffs’ response (D.E. [836](#)) contains material mischaracterizations, including information concerning the nature and use of the toxicity criteria and points of departure. In addition, Plaintiffs’ response asserts a new issue that was not addressed in the United States’ opening brief, namely that the United States lacked leave to file its February 19, 2026 notice (D.E. [815](#)) and thereby waived an argument. *See* D.E. [836](#) at 8 n.2. The United States attaches as Exhibit 1 the proposed reply, and as Exhibit 2 correspondence with the Court regarding the February 19, 2026 notice.

A limited reply would allow the United States to address these discrete matters and provide the Court with information for an accurate understanding of the governing scientific principles at issue and the record.

Accordingly, the United States respectfully requests leave to file the reply attached as Exhibit 1.

Dated: April 9, 2026

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2026, I electronically filed the foregoing using the Court's Electronic Case Filing system, which will send notice to all counsel of record.

/s/ Joshua G. Carpenito
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