FILED
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U.S. DISTRICT COURT
N.D. OF ALABAMA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

AMERICA'S FRONTLINE DOCTORS, *et al.*,	)	
Plaintiffs,	)	
	)	
v.	)	**Case No. 2:21-cv-702-CLM**
	)	
XAVIER BECERRA, Secretary of the U.S. Department of Health and Human Services, *et al.*,	)	
Defendants.	)	

ORDER

The Plaintiffs have filed a *Notice of Voluntary Dismissal* (doc. 21), in which they seek to "dismiss Count VII of the complaint" under Rule 41(a). But in *Perry v. Schumacher Group of Louisiana.*, 891 F.3d 954 (11th Cir. 2018), the Eleventh Circuit held that Rule 41(a) is not an appropriate vehicle to dismiss a single claim without dismissing the entire lawsuit, *id.* at 958. Because the Court cannot use Rule 41(a) as the Plaintiffs wish, the Court **DENIES** Plaintiffs' motion.

To accomplish the same task, Plaintiffs may seek leave to amend their Complaint under Rule 15, *id.*, and the Court invites them to do so.

DONE and **ORDERED** on September 3, 2021.

COREY L. MAZE
UNITED STATES DISTRICT JUDGE