

**General Docket
Tenth Circuit Court of Appeals**

Court of Appeals Docket #: 13-1377 Nature of Suit: 3446 Americans w/Disab. Act - Other CO Cross-Disability Coalition, et al v. Abercrombie & Fitch, et al Appeal From: United States District Court for the District of Colorado - Denver Fee Status: Fee Paid	Docketed: 09/10/2013 Termed: 09/02/2014
Case Type Information: 1) civil 2) private 3) -	
Originating Court Information: District: 1082-1 : 1:09-CV-02757-WYD-KMT Court Reporter: Tamara Hoffschildt, - Trial Judge: Wiley Y. Daniel, -, U.S. District Judge Date Filed: 11/24/2009 Date NOA Filed: 09/09/2013	
Date Rec'd COA: 09/10/2013	
Prior Cases: None	
Current Cases: None	
Panel Assignment: Not available	

ANITA HANSEN Plaintiff - Appellee	<p>Hillary Benham-Baker Direct: 415-373-5333 Email: hillary@cbbllp.com [NTC Retained] Campins Benham-Baker Firm: 415-373-5333 8 California Street, Suite 703 San Francisco, CA 94111</p> <p>Julia Campins Direct: 415-373-5333 Email: julia@cbbllp.com [NTC Retained] Campins Benham-Baker Firm: 415-373-5333 8 California Street, Suite 703 San Francisco, CA 94111</p> <p>Timothy Patrick Fox Direct: 303-595-9700 Email: tfox@creeclaw.org [NTC Retained] Fox & Robertson, P.C. Firm: 303-595-9700 104 Broadway Suite 400 Denver, CO 80203</p> <p>Bill Lann Lee Direct: 510-839-6824 Email: blee@creeclaw.org [Retained] Lewis Feinberg Lee & Jackson Firm: 510/839-6824 476 9th Street Oakland, CA 94607</p> <p>Andrew Christopher Montoya Direct: 303-839-1775</p>
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v.

ABERCROMBIE & FITCH CO.
Defendant - Appellant

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Defendant - Appellant

J.M. HOLLISTER LLC, DBA Hollister Co.
Defendant - Appellant

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COLORADO CROSS-DISABILITY COALITION, a Colorado non-profit corporation; ANITA HANSEN; JULIE FARRAR, on behalf of themselves and all others similarly situated,

Plaintiffs - Appellees,

and

BENJAMIN HERNANDEZ; ROBERT SIROWITZ; JOSHUA STAPEN; ROBIN STEPHENS,

Plaintiffs,











v.

ABERCROMBIE & FITCH CO.; ABERCROMBIE & FITCH STORES, INC.; J.M. HOLLISTER LLC, d/b/a Hollister Co.,













Defendants - Appellants.










UNITED STATES OF AMERICA; LEGAL CENTER FOR PEOPLE WITH DISABILITIES AND OLDER PEOPLE; AMERICAN ASSOCIATION OF PEOPLE WITH DISABILITIES; CENTER FOR RIGHTS OF PARENTS WITH DISABILITIES; DISABILITY RIGHTS AND ADVOCATES; DISABILITY RIGHTS EDUCATION AND DEFENSE FUND; DISABILITY RIGHTS LEGAL CENTER; LEGAL AID SOCIETY-EMPLOYMENT LAW CENTER; NATIONAL DISABILITY RIGHTS NETWORK; NATIONAL FEDERATION OF THE BLIND,

















Amici Curiae.













- 09/10/2013  [10106824] Civil case docketed. Preliminary record filed. DATE RECEIVED: 09/10/2013 Notice of appearance, docketing statement and transcript order form due 09/24/2013 for Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Notice of appearance due on 09/24/2013 for Colorado Cross-Disability Coalition, Julie Farrar, Anita Hansen, Benjamin Hernandez, Robert Sirowitz, Joshua Stapen and Robin Stephens [13-1377] [Entered: 09/10/2013 01:11 PM]
103 pg, 403.81 KB
- 09/13/2013 [10107879] Notice of appearance submitted by Kevin W. Williams and Andrew C. Montoya for Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen for court review. Certificate of Interested Parties: No. Served on 09/13/2013. Manner of Service: email. [13-1377]--[Edited 09/13/2013 by KF. PDF removed. The pleading is filed on 9/13/13] KWW [Entered: 09/13/2013 03:24 PM]
- 09/13/2013 [10107880] Notice of appearance submitted by Julia Campins and Hillary Benham-Baker for Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen for court review. Certificate of Interested Parties: No. Served on 09/13/2013. Manner of Service: email. --[Edited 09/13/2013 by SDS to remove pdf from entry as the pleading has been filed] [13-1377] KWW [Entered: 09/13/2013 03:26 PM]
- 09/13/2013 [10107882] Notice of appearance submitted by Bill Lann Lee for Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen for court review. Certificate of Interested Parties: No. Served on 09/13/2013. Manner of Service: email. [13-1377]--[Edited 09/13/2013 by JM PDF removed filed by the court on 9/13/13.] KWW [Entered: 09/13/2013 03:28 PM]
- 09/13/2013 [10107883] Notice of appearance submitted by Amy F. Robertson and Timothy P. Fox for Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen for court review. Certificate of Interested Parties: No. Served on 09/13/2013. Manner of Service: email. --[Edited 09/13/2013 by AD. PDF removed, pleading redocketed 9-13-13] [13-1377] KWW [Entered: 09/13/2013 03:29 PM]
- 09/13/2013  [10107887] Notice of appearance filed by Mr. Timothy Patrick Fox and Ms. Amy Farr Robertson for Colorado Cross-Disability Coalition, Ms. Anita Hansen and Ms. Julie Farrar. CERT. OF INTERESTED PARTIES: n. Served on 09/13/2013. Manner of Service: email. --[Edited 09/16/2013 by AD to correct party filers to reflect notice of appearance] [13-1377] [Entered: 09/13/2013 03:37 PM]
1 pg, 62.85 KB
- 09/13/2013  [10107890] Notice of appearance filed by Andrew C Montoya and Mr. Kevin W. Williams for Colorado Cross-Disability Coalition, Ms. Anita Hansen and Ms. Julie Farrar. CERT. OF INTERESTED PARTIES: n. Served on 09/13/2013. Manner of Service: email [13-1377] [Entered: 09/13/2013 03:41 PM]
1 pg, 62.54 KB
- 09/13/2013  [10107892] Notice of appearance filed by Ms. Julia Campins and Ms. Hillary Benham-Baker for Ms. Anita Hansen, Ms. Julie Farrar and Colorado Cross-Disability Coalition. CERT. OF INTERESTED PARTIES: n. Served on 09/13/2013. Manner of Service: email. [13-1377] [Entered: 09/13/2013 03:50 PM]
1 pg, 31.34 KB
- 09/13/2013  [10107894] Notice of appearance filed by Mr. Bill Lann Lee for Colorado Cross-Disability Coalition, Ms. Anita Hansen and Ms. Julie Farrar. CERT. OF INTERESTED PARTIES: n. Served on 09/13/2013. Manner of Service: email. --[Edited 09/16/2013 by AD to correct party filers to reflect notice of appearance] [13-1377] [Entered: 09/13/2013 03:53 PM]
1 pg, 59.83 KB
- 09/16/2013  [10107996] Admissions letter sent. Response date set to 10/16/2013 for Julia Campins. [13-1377] [Entered: 09/16/2013 09:15 AM]
2 pg, 21.9 KB
- 09/16/2013  [10108007] Admissions letter sent. Response date set to 10/16/2013 for Bill Lann Lee. [13-1377] [Entered: 09/16/2013 09:39 AM]
2 pg, 21.87 KB
- 09/20/2013  [10109918] Docketing statement filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Served on 09/13/2013. Manner of Service: email. [13-1377] MAK [Entered: 09/20/2013 09:15 AM]
104 pg, 4.82 MB
- 09/20/2013 [10109930] Notice of appearance submitted by Mark A. Kneuve and Michael J. Ball for Appellants Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC for court review. Certificate of Interested Parties: Yes. Served on 09/20/2013. Manner of Service: email. [13-1377]--[Edited 09/20/2013 by KF. PDF removed. The pleading is filed on 9/20/13] MAK [Entered: 09/20/2013 09:26 AM]
- 09/20/2013  [10109971] Notice of appearance filed by Mr. Michael J. Ball and Mr. Mark A. Kneuve for Abercrombie & Fitch Stores, Inc., Abercrombie & Fitch Co. and J.M. Hollister LLC. CERT. OF INTERESTED PARTIES: n. (The name listed is an attorney previously listed in this case.) Served on 09/20/2013. Manner of Service: email [13-1377] [Entered: 09/20/2013 10:18 AM]
3 pg, 99.13 KB
- 09/20/2013  [10110076] Acknowledgment of transcript order filed by Mr. Michael Jacob Ball for Abercrombie & Fitch Stores, Inc., Abercrombie & Fitch Co. and J.M. Hollister LLC. Transcript ordered: Motions Hearing held on August 16, 2013. Served on: 09/20/2013. Manner of Service: email. [13-1377] MJB [Entered: 09/20/2013 12:24 PM]
1 pg, 9.79 KB
- 09/20/2013 [10110219] Minute order filed - Transcript order form due 10/04/2013 for Tamara Hoffschildt. Transcript requested: Motions Hearing held on 08/16/2013. (Text Only - No Attachment) [13-1377] [Entered: 09/20/2013 02:49 PM]
- 09/23/2013 [10110582] Notice of appearance submitted by Gregory A. Eurich and Joseph Neguse for Appellants







Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC for court review. Certificate of Interested Parties: No. Served on 09/23/2013. Manner of Service: email. --[Edited 09/23/2013 by SDS to remove pdf from entry as the pleading has been filed] [13-1377] GAE [Entered: 09/23/2013 01:12 PM]

- 09/23/2013  [10110622] Notice of appearance filed by Mr. Gregory A. Eurich and Mr. Joseph Neguse for Abercrombie & Fitch Stores, Inc., Abercrombie & Fitch Co. and J.M. Hollister LLC. CERT. OF INTERESTED PARTIES: n. Served on 09/23/2013. Manner of Service: email. [13-1377] [Entered: 09/23/2013 02:18 PM]
1 pg, 32.23 KB
- 09/24/2013  [10110875] Notice of Mediation Conference filed by the Tenth Circuit Mediation Office. Case is referred for mediation conferencing; conference scheduled for 10/04/2013 at 10:00 am (MDT). Please review the attached Notice for additional information. [13-1377] [Entered: 09/24/2013 10:52 AM]
2 pg, 21.12 KB
- 09/26/2013 [10111604] Minute order filed -. Hernandez, Sirowitz, Stapen and Stephens changed from plaintiffs-appellees to just plaintiffs. No entries of appearances in this court filed. (Text Only - No Attachment) [13-1377] [Entered: 09/26/2013 09:18 AM]
- 10/08/2013 [10114987] Filed notice record is complete. Served on 10/08/2013. Appellants' brief and appendix due on 11/18/2013 for Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC [13-1377] [Entered: 10/08/2013 03:33 PM]
- 10/17/2013  [10117377] Attorney admission letter, second notice sent. Attorney admission response date set to 10/28/2013. [13-1377] [Entered: 10/17/2013 11:34 AM]
2 pg, 21.92 KB
- 11/05/2013  [10122540] Motion filed by Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen to extend time to file appellee/respondent's brief until 01/02/2014. Served on: 11/05/2013. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] AFR [Entered: 11/05/2013 12:42 PM]
5 pg, 36.64 KB
- 11/12/2013  [10124159] On the court's own motion and pursuant to 10th Cir. R. 33.1, order filed by (CLK) extending time to file appellants brief and appendix until 12/09/2013. Appellants brief and appendix due on 12/09/2013 for Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC.[13-1377] [Entered: 11/12/2013 02:21 PM]
1 pg, 43.07 KB
- 11/25/2013  [10128011] Motion filed by Appellants Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC for stay of Injunctive Relief Pending Appeal. Served on: 11/25/2013. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] MAK [Entered: 11/25/2013 12:48 PM]
53 pg, 1.92 MB
- 12/05/2013  [10130705] Response filed by Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen to Appellants' Motion to Stay Injunctive Relief Pending Appeal. Served on 12/05/2013. Manner of Service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] JC [Entered: 12/05/2013 11:35 AM]
34 pg, 623.92 KB
- 12/09/2013  [10131469] Appellant/Petitioner's brief filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. 7 paper copies to be provided to the court. Served on 12/09/2013 by email. Oral argument requested? Yes. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. --[Edited 12/10/2013 by AD to upload additional attachment (additional attachment was included with paper copies of brief)] [13-1377] MAK [Entered: 12/09/2013 11:41 AM]
163 pg, 7.14 MB
- 12/09/2013 [10132004] Appendix filed by Appellants Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Original and 1 copy. Appendix pages: 1103. Number of volumes: 3. Hardcopy only. Served on 12/09/2013. Manner of Service: US mail. [13-1377] [Entered: 12/10/2013 01:17 PM]
- 12/10/2013 [10132005] Minute order filed - Appellee brief now due 01/13/2014 for Colorado Cross-Disability Coalition, Anita Hansen and Julie Farrar. (Text Only - No Attachment) [13-1377] [Entered: 12/10/2013 01:18 PM]
- 12/12/2013  [10132835] Motion filed by Appellants Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC for stay of Injunctive Relief Pending Appeal. Served on: 12/12/2013. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] MAK [Entered: 12/12/2013 12:34 PM]
13 pg, 249.18 KB
- 12/19/2013  [10134970] Motion filed by Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen to extend time to file appellee/respondent's brief until 02/03/2014. Served on: 12/19/2013. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] AFR [Entered: 12/19/2013 03:54 PM]
5 pg, 37.63 KB
- 12/20/2013  [10135213] Order filed by Clerk of the Court granting Appellees' motion to extend time to file eres brief. Appellees' brief now due 02/03/2014 for Colorado Cross-Disability Coalition, Anita Hansen and Julie Farrar. (21-day extension). Served on 12/20/2013. [13-1377] [Entered: 12/20/2013 12:47 PM]
1 pg, 21.07 KB
- 12/23/2013  [10135480] Order filed by Judges Tymkovich and Phillips denying appellants' motion for stay filed by Appellants Abercrombie & Fitch Stores, Inc., Abercrombie & Fitch Co. and J.M. Hollister LLC. Served on 12/23/2013. [13-1377] [Entered: 12/23/2013 10:40 AM]
3 pg, 25.68 KB
- 02/03/2014 [10146195] Appellee/Respondent's brief filed by Colorado Cross-Disability Coalition, Ms. Julie Farrar and

-  Ms. Anita Hansen. 7 paper copies to be provided to the court. Served on: 02/03/2014. Manner of service: email. Oral argument requested? Yes. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] AFR [Entered: 02/03/2014 03:32 PM]
100 pg, 499.74 KB
- 02/03/2014 [10147460] Supplemental appendix filed by Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen. Original and 1 copy. Appendix pages: 298. Number of volumes: 2 (Volume 1 filed under seal). Hardcopy only. Served on 02/05/2014. Manner of Service: US mail. [13-1377] [Entered: 02/06/2014 02:41 PM]
- 02/06/2014 [10147464] Minute order filed - Appellants' optional reply brief now due 02/21/2014 for Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. (Text Only - No Attachment) [13-1377] [Entered: 02/06/2014 02:43 PM]
- 02/10/2014  [10148086] Motion submitted by Legal Center for People with Disabilities and Older People, American Association of People with Disabilities, Center for Rights of Parents with Disabilities, Disability Rights Advocates, Disability Rights Education and Defense Fund, et al. for leave to file an amicus brief. Served on: 02/10/2014 Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] MMU [Entered: 02/10/2014 09:46 AM]
11 pg, 109.1 KB
- 02/10/2014 This entry has been removed from the docket. [lg] Brief has been filed as of 2/10/2014 [10148119] Amicus Curiae brief received but not filed, filed by AAPD, Centers for Rights of Parents with Disabilities, Disability Rights Advocates, Disability Rights Education and Defense Fund, Disability Rights Legal Center, Legal Aid Society-Employment Law Center, Legal Center For People With Disabilities And Older People, National Disability Rights Network and National Federation of the Blind. 7 paper copies to be provided to the court. Served on 02/10/2014. Manner of Service: email. [13-1377] [Entered: 02/10/2014 10:32 AM]
- 02/10/2014 [10148120] Notice of appearance submitted by Sasha Samberg-Champion for UNITED STATES AS AMICUS for court review. Certificate of Interested Parties: No. Served on 02/10/2014. Manner of Service: email. --[Edited 02/10/2014 by SDS to remove pdf from entry as the pleading has been filed][13-1377] SMS [Entered: 02/10/2014 10:33 AM]
- 02/10/2014 [10148124] Notice of appearance submitted by Mark L. Gross for UNITED STATES AS AMICUS for court review. Certificate of Interested Parties: No. Served on 02/10/2014. Manner of Service: email. --[Edited 02/10/2014 by SDS to remove pdf from entry as the pleading has been filed] [13-1377] SMS [Entered: 02/10/2014 10:38 AM]
- 02/10/2014  [10148125] Notice of appearance filed by Mr. Sasha M. Samberg-Champion for United States of America. CERT. OF INTERESTED PARTIES: n. Served on 02/10/2014. Manner of Service: email. [13-1377] [Entered: 02/10/2014 10:39 AM]
1 pg, 30.59 KB
- 02/10/2014  [10148130] Notice of appearance filed by Mr. Mark L. Gross for United States of America. CERT. OF INTERESTED PARTIES: n. Served on 02/10/2014. Manner of Service: email. [13-1377] [Entered: 02/10/2014 10:44 AM]
1 pg, 30.63 KB
- 02/10/2014  [10148201] Order filed by Clerk of the Court granting the Amici motion to become amicus filed by the Legal Center for People with Disabilities and Older People, et al. Served on 02/10/2014. [13-1377] Please see order for additional information. [Entered: 02/10/2014 12:10 PM]
2 pg, 27.07 KB
- 02/10/2014 This entry has been removed from the docket. Brief docketed as filed by clerk as of 02/10/2014. [sds] [10148355] Amicus Curiae brief submitted by UNITED STATES. 7 paper copies to be provided to the court. Served on 02/10/2014. Manner of Service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] SMS [Entered: 02/10/2014 02:41 PM]
- 02/10/2014  [10148671] Amicus Curiae brief filed by United States of America. 7 paper copies provided to the court. Served on 02/10/2014. Manner of Service: email. [13-1377] [Entered: 02/11/2014 12:36 PM]
37 pg, 88.74 KB
- 02/10/2014  [10148797] Amicus Curiae brief filed by AAPD, Center for Rights of Parents with Disabilities, Disability Rights Advocates, Disability Rights Education and Defense Fund, Disability Rights Legal Center, Legal Aid Society-Employment Law Center, Legal Center For People With Disabilities And Older People, National Disability Rights Network and National Federation of the Blind. Original and 7 copies. Served on 02/10/2014. Manner of Service: email. [13-1377] [Entered: 02/11/2014 03:43 PM]
17 pg, 146.87 KB
- 02/21/2014  [10151354] Appellant/Petitioner's reply brief filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. 7 paper copies to be provided to the court. Served on 02/21/2014. Manner of Service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] MAK [Entered: 02/21/2014 11:59 AM]
39 pg, 235.14 KB
- 02/21/2014  [10151356] Motion filed by Appellants Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC to expedite case. Served on: 02/21/2014. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] MAK [Entered: 02/21/2014 12:04 PM]
6 pg, 473.36 KB
- 02/21/2014 [10151467] Notice of an NDAs re-sent to Andrew Montoya. [13-1377] [Entered: 02/21/2014 02:43 PM]

- 02/28/2014  2 pg, 27.19 KB [10153396] Order filed by Clerk of the Court referring Appellants' Unopposed Motion to Expedite Appeal [10151356-2] to the panel of judges that will later be assigned to consider this case on the merits (no ruling will issue at this time). Although the motion to expedite has been referred to the panel that will decide the issues in the appeal, the case will be placed on the next available oral argument calendar and will accordingly be heard sometime during the week of May 12, 2014 on a date to be more specifically announced later. Served on 02/28/2014. [13-1377] [Entered: 02/28/2014 09:44 AM]
- 03/14/2014  2 pg, 27.57 KB [10157488] Order filed by Judges Kelly and Tymkovich. This matter is before the court, sua sponte, to reconsider our order dated December 23, 2013 denying defendants-appellants' Motion to Stay Injunctive Relief Pending Appeal. Upon further consideration, the district court's order dated August 20, 2013 granting injunctive relief is stayed pending further order of this court. Served on 03/14/2014. [13-1377] [Entered: 03/14/2014 09:11 AM]
- 03/18/2014  7 pg, 41.81 KB [10158303] Motion filed by Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen to reschedule oral argument. Served on: 03/18/2014. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] AFR [Entered: 03/18/2014 10:09 AM]
- 03/21/2014  4 pg, 45.07 KB [10159510] Order filed by the Clerk at the direction of the Court - Denying Attorney motion to reschedule oral argument filed by Appellees Colorado Cross-Disability Coalition, Ms. Anita Hansen and Ms. Julie Farrar. Further, the motion to expedite filed on February 21, 2014 is granted to the extent that the court will adhere to its original scheduling of a May 2014 oral argument in this matter. Served on 03/21/2014. [13-1377] [Entered: 03/21/2014 02:44 PM]
- 03/24/2014  1 pg, 394.39 KB [10159951] Calendar notice sent to counsel. Arguments to be held on Tuesday, May 13, 2014 at 9:00 A.M. in Courtroom III, Byron White United States Courthouse, Denver, CO. Counsel is required to go to <http://www.ca10.uscourts.gov> under the argument calendar tab to obtain an important notice regarding calendared cases and required forms. The calendar acknowledgment form (and the custody status form when applicable) must be completed and filed with the clerk via Electronic Case Filing within 10 days of today's date. [13-1377] Amicus curiae do not present oral argument without special permission from the court. Counsel for Amici do not need to file the acknowledgment form unless permission to argue has been granted by order of the court. [Entered: 03/24/2014 02:43 PM]
- 03/25/2014  1 pg, 285.17 KB [10160261] Oral Argument Acknowledgment Form filed by Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen. Served on 03/25/2014. Manner of Service: email. [13-1377] AFR [Entered: 03/25/2014 10:45 AM]
- 03/31/2014  1 pg, 47 KB [10161766] Oral Argument Acknowledgment Form filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Served on 03/31/2014. Manner of Service: email. [13-1377] MAK [Entered: 03/31/2014 08:58 AM]
- 03/31/2014  5 pg, 9.36 KB [10162037] Motion filed by Amicus Curiae United States of America for leave to allow amicus curiae to participate at oral argument. Served on: 03/31/2014. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] SMS [Entered: 03/31/2014 03:16 PM]
- 04/01/2014  2 pg, 413.11 KB [10162574] Order filed by Clerk of the Court. Amici Curiae's motion to participate in oral argument is granted. Six minutes of argument time ceded by the appellees will be given to the United States. Served on 04/01/2014. [13-1377] [Entered: 04/01/2014 04:19 PM]
- 04/02/2014  1 pg, 45.16 KB [10162717] Oral Argument Acknowledgment Form filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Served on 04/02/2014. Manner of Service: email. [13-1377] GAE [Entered: 04/02/2014 11:21 AM]
- 04/02/2014  1 pg, 45.11 KB [10162720] Oral Argument Acknowledgment Form filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Served on 04/02/2014. Manner of Service: email. [13-1377] JN [Entered: 04/02/2014 11:23 AM]
- 04/03/2014  1 pg, 36.11 KB [10163185] Oral Argument Acknowledgment Form filed by United States of America. Served on 04/03/2014. Manner of Service: email. [13-1377] SMS [Entered: 04/03/2014 11:43 AM]
- 04/03/2014  [10163251] Mark A. Knueve and Amy Farr Robertson re-added as arguing attorneys. [13-1377] [Entered: 04/03/2014 01:24 PM]
- 04/16/2014  1 pg, 31.54 KB [10167219] Notice of courtroom change for oral argument on 05/13/2014 from III to II. Counsel shall report 45 minutes prior to the session to check in with the Clerk. Arguing counsel must complete a new calendar acknowledgment form within 10 days to confirm the change. [13-1377] [Entered: 04/16/2014 02:29 PM]
- 04/17/2014  1 pg, 49.34 KB [10167373] Oral Argument Acknowledgment Form filed by Abercrombie & Fitch. Served on 04/17/2014. Manner of Service: email. [13-1377] --[Edited 04/25/2014 by AS to show party filing Oral Argument Acknowledgment Form] MAK [Entered: 04/17/2014 08:00 AM]
- 04/18/2014  1 pg, 36.18 KB [10167943] Oral Argument Acknowledgment Form filed by United States of America. Served on 04/18/2014. Manner of Service: email. [13-1377] SMS [Entered: 04/18/2014 12:09 PM]

- 04/25/2014  [10170183] Oral Argument Acknowledgment Form filed by Colorado Cross Disability Coalition. Served on 04/25/2013. Manner of Service: email. [13-1377] --[Edited 04/25/2014 by AS to show party filing Oral Argument Ack Form] AFR [Entered: 04/25/2014 09:22 AM]
1 pg, 409.37 KB
- 04/25/2014 [10170269] Mark A. Knueve and Amy Robertson and Sasha M. Samberg-Champion re-added as arguing attorneys. [13-1377] [Entered: 04/25/2014 10:58 AM]
- 05/13/2014  [10175580] Case argued by Mark Knueve for the Appellant, Amy Robertson for the Appellee, Sasha Samberg-Champion for the Amici Curiae, and submitted to Judges Kelly, Tymkovich and McHugh. [13-1377] [Entered: 05/13/2014 12:53 PM]
2 pg, 16.74 KB
- 06/20/2014  [10185333] Motion filed by Amicus Curiae United States of America for attorney Sasha Samberg-Champion to withdraw as counsel.. Served on: 06/20/2014. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] SMS [Entered: 06/20/2014 10:35 AM]
4 pg, 7.24 KB
- 06/23/2014  [10185709] Order filed by Judges Kelly, Tymkovich and McHugh granting Attorney Sasha Samberg-Champion's motion to withdraw as counsel for Amici Curiae, United States. Served on 06/23/2014. [13-1377] [Entered: 06/23/2014 12:14 PM]
2 pg, 21.95 KB
- 09/02/2014  [10202724] Affirmed in Part, Reversed in Part, Vacated and Remanded; Terminated on the merits after oral hearing; Written, signed, published; Judges Kelly, authoring judge Tymkovich and McHugh, concurring in part and dissenting in part. Mandate to issue. [13-1377] [Entered: 09/02/2014 11:05 AM]
76 pg, 363.6 KB
- 09/02/2014  [10202726] Judgment for opinion filed. [13-1377] [Entered: 09/02/2014 11:09 AM]
2 pg, 27.93 KB
- 09/10/2014  [10205056] Motion filed by Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen to extend time to file petition for rehearing until 10/16/2014. Served on: 09/10/2014. Manner of service: US mail, email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] AFR [Entered: 09/10/2014 09:24 AM]
10 pg, 65.17 KB
- 09/12/2014  [10205837] Order filed by Judges Kelly, Tymkovich and McHugh granting appellees' motion to extend time to file a petition for rehearing. Any petition shall be filed on or before 10/16/2014. Served on 09/12/2014. [13-1377] [Entered: 09/12/2014 11:03 AM]
2 pg, 30.18 KB
- 09/30/2014 [10211199] Notice of appearance submitted by Bonnie Robin-Vergeer for Amicus Curiae United States of America Amicus Curiae for court review. Certificate of Interested Parties: No. Served on 09/30/2014. Manner of Service: email. [13-1377]--[Edited 09/30/2014 by LG to remove PDF from entry, as pleading was filed on 9/30/2014] BIR [Entered: 09/30/2014 01:23 PM]
- 09/30/2014  [10211244] Notice of appearance filed by Ms. Bonnie I. Robin-Vergeer for United States of America. CERT. OF INTERESTED PARTIES: n. Served on 09/30/2014. Manner of Service: email [13-1377] [Entered: 09/30/2014 01:54 PM]
2 pg, 30.47 KB
- 10/16/2014 This entry has been removed from the docket. [JMN] Pleading filed incorrect as a motion. The court re-filed correct as a petition for rehearing. [10215729] Motion filed by Appellees Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen for rehearing, for rehearing en banc. Served on: 10/16/2014. Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] AFR [Entered: 10/16/2014 11:47 AM]
- 10/16/2014  [10215740] Petition for rehearing en banc filed by Colorado Cross-Disability Coalition, Ms. Julie Farrar and Ms. Anita Hansen. Served on 10/16/2014. Manner of Service: email. [13-1377] [Entered: 10/16/2014 11:58 AM]
96 pg, 597.29 KB
- 10/16/2014  [10215940] Order filed by Judges Kelly, Tymkovich and McHugh (CW) directing appellants to file a response to petition for rehearing en banc. Response due on 10/30/2014 for Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. Served on 10/16/2014. [13-1377] [Entered: 10/16/2014 05:12 PM]
2 pg, 27.64 KB
- 10/23/2014 [10217939] Amicus Curiae brief submitted by UNITED STATES. 12 paper copies to be provided to the court. Served on 10/23/2014. Manner of Service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377]--[Edited 10/23/2014 by LG to remove PDF as brief was filed as of 10/23/2014] BIR [Entered: 10/23/2014 12:39 PM]
- 10/23/2014 This entry has been removed from the docket. Motion docketed as filed by clerk on 10/23/2014. [sds] [10217944] Motion submitted by Legal Center for People With Disabilities and Older People, American Association of People With Disabilities, Center for Rights of Parents With Disabilities, Disability Rights Advocates, Disability Rights California, et al. for leave to file an amicus brief. Served on: 10/23/2014 Manner of service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. [13-1377] MMU [Entered: 10/23/2014 12:52 PM]
- 10/23/2014  [10217947] Amicus Curiae brief filed by United States of America. Original and 7 copies. Served on 10/23/2014. Manner of Service: email. [13-1377] [Entered: 10/23/2014 12:57 PM]
22 pg, 66.62 KB

- 10/23/2014  [10217948] Amicus Curiae brief received but not filed by Legal Center for People With Disabilities and Older People, American Association of People With Disabilities, Center for Rights of Parents With Disabilities, Disability Rights Advocates, Disability Rights California, et al.. 7 paper copies to be provided to the court. Served on 10/23/2014. Manner of Service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes. --[Edited 10/23/2014 by SDS to show as received and not filed] [13-1377] MMU [Entered: 10/23/2014 12:59 PM]
22 pg, 116.31 KB
- 10/23/2014  [10217986] Motion for leave to file an amicus brief filed by Amici Curiae , AAPD, Center for Rights of Parents with Disabilities, Disability Rights Advocates, Disability Rights Education and Defense Fund, Disability Rights Legal Center, Disability Rights California, Legal Aid Society-Employment Law Center, Legal Center For People With Disabilities And Older People, National Disability Rights Network and National Federation of the Blind. Served on 10/23/2014. Manner of Service: email. [13-1377] [Entered: 10/23/2014 01:32 PM]
11 pg, 74.95 KB
- 10/23/2014  [10224432] Amicus Curiae brief filed by AAPD, Center for Rights of Parents with Disabilities, Disability Rights Advocates, Disability Rights California, Disability Rights Education and Defense Fund, Disability Rights Legal Center, Legal Aid Society-Employment Law Center, Legal Center For People With Disabilities And Older People, National Disability Rights Network and National Federation of the Blind. Served on 10/23/2014. Manner of Service: email. Filed per the court's order of 11/14/2014. [13-1377] [Entered: 11/14/2014 02:23 PM]
22 pg, 115.94 KB
- 10/30/2014  [10219991] Appellants' response to petition for rehearing and rehearing en banc filed by Abercrombie & Fitch Co., Abercrombie & Fitch Stores, Inc. and J.M. Hollister LLC. 12 paper copies to be provided to the court. Served on 10/30/2014. Manner of Service: email. This pleading complies with all required (privacy, paper copy and virus) certifications: Yes.--[Edited 10/30/2014 by SDS to correct event and modify docket text] [13-1377] MAK [Entered: 10/30/2014 11:23 AM]
22 pg, 237.39 KB
- 11/14/2014 [10224425] Order filed by Judges Kelly, Tymkovich and McHugh granting Motion for Leave to File Brief of Amici Curiae Legal Center for People with Disabilities and Older People, et al., in Support of Plaintiffs-Appellees' Petition for Rehearing and Rehearing En Banc. Served on 11/14/2014. Text only entry - please see subsequent entry for PDF. [13-1377] [Entered: 11/14/2014 02:15 PM]
- 11/14/2014  [10224428] Order filed by Judges Kelly, Tymkovich and McHugh denying petition for rehearing en banc filed by Appellees Colorado Cross-Disability Coalition, Ms. Anita Hansen and Ms. Julie Farrar. The Motion for Leave to File Brief of Amici Curiae Legal Center for People with Disabilities and Older People, et al., in Support of Plaintiffs-Appellees' Petition for Rehearing and Rehearing En Banc is granted. The brief shall be filed as of the date of receipt. [13-1377] [Entered: 11/14/2014 02:18 PM]
2 pg, 27.41 KB
- 11/24/2014  [10226879] Mandate issued. [13-1377] [Entered: 11/24/2014 08:35 AM]
2 pg, 21.2 KB