

STAYED,TERMED

**U.S. District Court
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:13-cv-00563-RBJ**

Armstrong et al v. Sebelius et al
Assigned to: Judge R. Brooke Jackson
Case in other court: USCA, 13-01218
USCA, 13-01480
Cause: 42:2000bb Religious Freedom Restoration Act.

Date Filed: 03/05/2013
Date Terminated: 09/29/2014
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Defendant

Amicus

ACLU

represented by **Mark Silverstein**
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**LIBERTY, LIFE, AND LAW
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Plaintiff

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also known as
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Plaintiff

Jeffrey S. May

represented by **Michael Jeffrey Norton**
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ATTORNEY TO BE NOTICED

Plaintiff

William L. Armstrong, III
also known as
Wil Armstrong

represented by **Michael Jeffrey Norton**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

John A. May

represented by **Michael Jeffrey Norton**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Dorothy A. Shanahan

represented by **Michael Jeffrey Norton**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Cherry Creek Mortgage Co., Inc.
a Colorado corporation

represented by **Michael Jeffrey Norton**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Kathleen Sebelius
in her official capacity as Secretary of the
United States Department of Health and
Human Services

represented by **Michelle Renee Bennett**
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Defendant

Seth D. Harris
in his official capacity as Acting Secretary
of the United States Department of Labor

represented by **Michelle Renee Bennett**
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Defendant

Jacob J. Lew
in his official capacity as Secretary of the
United States Department of the Treasury

represented by **Michelle Renee Bennett**
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Defendant

**United States Department of Health
and Human Services**

represented by **Michelle Renee Bennett**
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Defendant

United States Department of Labor

represented by **Michelle Renee Bennett**
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*ATTORNEY TO BE NOTICED***Defendant**United States Department of the
Treasuryrepresented by **Michelle Renee Bennett**
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Date Filed	#	Docket Text
03/05/2013	<u>1</u>	COMPLAINT against Kathleen Sebelius, Seth D Harris, Jacob J Lew, United States Department of Labor, United States Department of the Treasury, United States Department of Health and Human Services (Filing fee \$ 350, Receipt Number 1082-3255226), filed by Cherry Creek Mortgage Co., Inc., John A May, William L Armstrong, III, Jeffrey S May, W (Bill) L Armstrong, Dorothy A Shanahan. (Attachments: # <u>1</u> Civil Cover Sheet)(Norton, Michael) (Entered: 03/05/2013)
03/05/2013	<u>2</u>	Exhibits in Support of <u>1</u> Complaint, by Plaintiffs W (Bill) L Armstrong, William L Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S May, John A May, Dorothy A Shanahan. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Norton, Michael) (Entered: 03/05/2013)
03/05/2013	<u>3</u>	SUMMONS REQUEST as to Kathleen Sebelius, Seth D. Harris, Jacob J. Lew re <u>2</u> Exhibits, <u>1</u> Complaint, by Plaintiffs W (Bill) L Armstrong, William L Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S May, John A May, Dorothy A Shanahan. (Norton, Michael) (Entered: 03/05/2013)
03/05/2013	<u>4</u>	NOTICE OF CASE ASSOCIATION by Plaintiffs W (Bill) L Armstrong, William L Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S May, John A May, Dorothy A Shanahan (Norton, Michael) (Entered: 03/05/2013)
03/05/2013	<u>5</u>	CORPORATE DISCLOSURE STATEMENT. (Norton, Michael) (Entered: 03/05/2013)
03/05/2013	6	Case assigned to Judge Richard P. Matsch and drawn to Magistrate Judge Boyd N. Boland. Text Only Entry. (ccovi,) (Entered: 03/05/2013)
03/05/2013	<u>7</u>	SUMMONS issued by Clerk. Magistrate Judge Consent Form attached. (Attachments: # <u>1</u> Magistrate Judge Consent Form) (ccovi,) (Entered: 03/05/2013)
03/06/2013	<u>8</u>	MEMORANDUM RETURNING CASE for reassignment by Senior District Judge Richard P. Matsch. (rpmcd) (Entered: 03/06/2013)
03/06/2013	9	CASE REASSIGNED pursuant to <u>8</u> Memorandum Returning Case. This case is reassigned to Judge R. Brooke Jackson. All future pleadings should be designated as 13-00563-RBJ-BNB. Text Only Entry (rpmcd) (Entered: 03/06/2013)
03/07/2013	<u>10</u>	ORDER TO SET SCHEDULING CONFERENCE: The parties are ordered to set an initial scheduling conference in this Court (with Judge Jackson) pursuant to Fed. R. Civ. P. 16(b) and D.C.COLO.LCivR 16.1 no later than 45 days after the answer, motion to dismiss or other response to the complaint is filed. By Judge R. Brooke Jackson on 03/07/2013. (rbjsec.) (Entered: 03/07/2013)
03/15/2013	<u>11</u>	NOTICE of Entry of Appearance by Michelle Renee Bennett on behalf of All Defendants (Bennett, Michelle) (Entered: 03/15/2013)
03/18/2013	<u>12</u>	MOTION for Preliminary Injunction by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 03/18/2013)
03/18/2013	<u>13</u>	BRIEF in Support of <u>12</u> MOTION for Preliminary Injunction filed by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 03/18/2013)

03/18/2013	<u>14</u>	MINUTE ORDER re: <u>12</u> MOTION for Preliminary Injunction filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May. The Court directs that counsel jointly contact Chambers at (303) 844-4694 to set a half-day evidentiary hearing. A 67-page brief is unreasonable and excessive, the Court does not wish to receive briefs exceeding 25 pages henceforth in this case. Plaintiffs' reply is limited to 5 pages. By Judge R. Brooke Jackson on 03/18/2013. Text Only Entry (rbjsec.) (Entered: 03/18/2013)
03/19/2013	<u>15</u>	SUMMONS Returned Executed by Cherry Creek Mortgage Co., Inc., Jeffrey S. May, W. L. Armstrong, William L. Armstrong, III, John A. May, Dorothy A. Shanahan. Seth D. Harris served on 3/11/2013, answer due 4/1/2013; Jacob J. Lew served on 3/14/2013, answer due 4/4/2013; Kathleen Sebelius served on 3/11/2013, answer due 4/1/2013; United States Department of Health and Human Services served on 3/11/2013, answer due 4/1/2013; United States Department of Labor served on 3/11/2013, answer due 4/1/2013; United States Department of the Treasury served on 3/14/2013, answer due 4/4/2013. (Norton, Michael) (Entered: 03/19/2013)
03/21/2013	<u>16</u>	MINUTE ORDER re: <u>12</u> MOTION for Preliminary Injunction filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May. A half-day Evidentiary Hearing is scheduled for May 10, 2013 at 9:00 a.m. in Courtroom A 902 before Judge R. Brooke Jackson. By Judge R. Brooke Jackson on 03/21/2013. Text Only Entry (rbjsec.) (Entered: 03/21/2013)
04/01/2013	<u>17</u>	MOTION for Leave to File Excess Pages by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 04/01/2013)
04/02/2013	<u>18</u>	ORDER denying <u>17</u> Motion for Leave to File Excess Pages. By Judge R. Brooke Jackson on 04/02/2013. Text Only Entry (rbjsec.) (Entered: 04/02/2013)
04/10/2013	<u>19</u>	BRIEF in Opposition to <u>12</u> MOTION for Preliminary Injunction filed by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 04/10/2013)
04/12/2013	<u>20</u>	MOTION to File Amicus Brief <i>In Opposition to Plaintiffs' Motion For Preliminary Injunction</i> by Amicus ACLU. (Attachments: # <u>1</u> Exhibit A – Amicus Brief, # <u>2</u> Corporate Disclosure Statement)(Silverstein, Mark) (Entered: 04/12/2013)
04/12/2013	<u>21</u>	NOTICE of Entry of Appearance by Sara J. Rich on behalf of ACLU (Rich, Sara) (Entered: 04/12/2013)
04/15/2013	<u>22</u>	RESPONSE to <u>20</u> MOTION to File Amicus Brief <i>In Opposition to Plaintiffs' Motion For Preliminary Injunction</i> filed by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 04/15/2013)
04/22/2013	<u>23</u>	REPLY to Response to <u>12</u> MOTION for Preliminary Injunction filed by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 04/22/2013)
04/24/2013	<u>24</u>	AMENDED REPLY to Response to <u>12</u> MOTION for Preliminary Injunction, filed by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Modified on 4/24/2013 to indicate that this is an amended reply (alvsl).) (Entered: 04/24/2013)
04/24/2013	<u>25</u>	Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>1</u> Complaint, by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 04/24/2013)

04/24/2013	<u>26</u>	ORDER granting <u>20</u> MOTION to File Amicus Brief In Opposition to Plaintiffs' Motion For Preliminary Injunction. The federal decisions cited by the parties are divided as to whether ACLU amicus briefs have been accepted in similar cases. The response indicates that the amicus brief advocates the same position as the government and is essentially duplicative. To avoid having to read the amicus brief to resolve that issue, thereby defeating the purpose of the response, the Court asked a law clerk to do so and to advise whether the brief is duplicative. Based upon that source, the Court is satisfied that while the issues are similar, the analysis is somewhat different. The Court therefore is willing to consider the brief, just as it would be willing to consider an amicus brief from an organization opposed to the government's position. By Judge R. Brooke Jackson on 04/24/2013. Text Only Entry(rbjsec.) (Entered: 04/24/2013)
04/24/2013	<u>27</u>	ORDER granting <u>25</u> Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>1</u> Complaint. By Judge R. Brooke Jackson on 04/24/2013. Text Only Entry(rbjsec.) (Entered: 04/24/2013)
04/24/2013	<u>28</u>	BRIEF in Opposition to <u>12</u> MOTION for Preliminary Injunction filed by Amicus ACLU. (Silverstein, Mark) (Entered: 04/24/2013)
04/26/2013	<u>29</u>	RESPONSE to <u>12</u> MOTION for Preliminary Injunction filed by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 04/26/2013)
04/30/2013	<u>30</u>	Unopposed MOTION for Leave to <i>FILE AMICUS CURIAE BRIEF IN SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION</i> by Amicus LIBERTY, LIFE, AND LAW FOUNDATION. (Attachments: # <u>1</u> Proposed Document Amicus Curiae Brief of LLLF)(Ingold, Christopher) (Entered: 04/30/2013)
04/30/2013	<u>31</u>	CORPORATE DISCLOSURE STATEMENT. (Ingold, Christopher) (Entered: 04/30/2013)
05/01/2013	<u>32</u>	ORDER granting <u>30</u> Unopposed MOTION for Leave to FILE AMICUS CURIAE BRIEF IN SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION. By Judge R. Brooke Jackson on 05/01/2013. Text Only Entry(rbjsec.) (Entered: 05/01/2013)
05/01/2013	<u>33</u>	BRIEF in Support of <u>12</u> MOTION for Preliminary Injunction filed by Amicus LIBERTY, LIFE, AND LAW FOUNDATION. (Ingold, Christopher) (Entered: 05/01/2013)
05/01/2013	<u>34</u>	NOTICE of Entry of Appearance by Daniel D. Domenico on behalf of Attorney General, State of Colorado (Domenico, Daniel) (Entered: 05/01/2013)
05/01/2013	<u>35</u>	Unopposed MOTION to File Amicus Brief by Amicus Attorney General, State of Colorado. (Attachments: # <u>1</u> Proposed Document Amicus Brief)(Domenico, Daniel) (Entered: 05/01/2013)
05/02/2013	<u>36</u>	ORDER granting <u>35</u> Motion to File Amicus Brief. The Clerk of Court's office is directed to file the amicus brief at [35-1]. By Judge R. Brooke Jackson on 05/02/2013. Text Only Entry(rbjsec.) (Entered: 05/02/2013)
05/02/2013	<u>37</u>	Amicus Curiae BRIEF in Support of <u>12</u> MOTION for Preliminary Injunction filed by Amicus Attorney General, State of Colorado. (Filed pursuant to Order at Dkt. No. 36 .) (alvsl) (Entered: 05/02/2013)
05/10/2013	<u>38</u>	MINUTE ENTRY for proceedings held before Judge R. Brooke Jackson: Hearing on Motion for Preliminary Injunction held on 5/10/2013. ORDERED:The Plaintiffs' Motion for Preliminary Injunction <u>12</u> is DENIED. Hearing concluded. Court Reporter: Kara Spittler. (wjmcld,) (Entered: 05/10/2013)
05/16/2013	<u>39</u>	NOTICE OF APPEAL as to <u>38</u> Order on Motion for Preliminary Injunction,, Motion Hearing,, Terminate Deadlines and Hearings, by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan (Filing fee \$ 455, Receipt Number 1082-3364059) (Norton, Michael) (Entered: 05/16/2013)

05/17/2013	<u>40</u>	LETTER Transmitting Notice of Appeal to all counsel advising of the transmittal of the <u>39</u> Notice of Appeal, filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May to the U.S. Court of Appeals. (Retained Counsel, Fee paid) (Attachments: # <u>1</u> Docket Sheet, # <u>2</u> Preliminary Record)(lswsl) (Entered: 05/17/2013)
05/17/2013	<u>41</u>	USCA Case Number 13-1218 for <u>39</u> Notice of Appeal, filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May. (dbrow,) (Entered: 05/17/2013)
05/21/2013	<u>42</u>	TRANSCRIPT of Hearing on Plaintiffs' Motion for Preliminary Injunction held on 5-10-13 before Judge Jackson. Pages: 1-99. <P> NOTICE – REDACTION OF TRANSCRIPTS: Within seven calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal identifiers from the electronic transcript of the court proceeding. If a Notice of Intent to Redact is not filed within the allotted time, this transcript will be made electronically available after 90 days. Please see the Notice of Electronic Availability of Transcripts document at www.cod.uscourts.gov. </P> Transcript may only be viewed at the court public terminal or purchased through the Court Reporter/Transcriber prior to the 90 day deadline for electronic posting on PACER. Release of Transcript Restriction set for 8/22/2013. (Spitler, Kara) (Entered: 05/21/2013)
05/31/2013	<u>43</u>	Unopposed MOTION to Stay <i>District Court Proceedings Pending Appeal</i> by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 05/31/2013)
06/03/2013	44	ORDER granting <u>43</u> Unopposed MOTION to Stay District Court Proceedings Pending Appeal. By Judge R. Brooke Jackson on 06/03/2013. Text Only Entry(rbjsec.) (Entered: 06/03/2013)
06/05/2013	<u>45</u>	TRANSCRIPT ORDER FORM re <u>39</u> Notice of Appeal, by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan, Defendant Seth D. Harris (Norton, Michael) (Entered: 06/05/2013)
06/05/2013	<u>46</u>	REPORTER TRANSCRIPT ORDER FORM filed by Kara Spitler; Transcripts ordered 5/10/13. Confirmed on docket. (lswsl) (Entered: 06/05/2013)
06/06/2013	47	LETTER TO USCA and all counsel certifying the record is complete as to <u>39</u> Notice of Appeal, filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May. A transcript order form was filed stating that the necessary transcript is already on file. (Appeal No. 13-1218) Text Only Entry (lswsl) (Entered: 06/06/2013)
07/01/2013	<u>48</u>	MOTION for Order to <i>F.R. Civ P. 62(c) and Request for Forthwith Determination</i> by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Norton, Michael) (Entered: 07/01/2013)
07/18/2013	<u>49</u>	BRIEF in Opposition to <u>48</u> MOTION for Order to <i>F.R. Civ P. 62(c) and Request for Forthwith Determination</i> filed by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Attachments: # <u>1</u> Excerpts from Transcript of PI Hearing)(Bennett, Michelle) (Entered: 07/18/2013)
08/01/2013	<u>50</u>	ORDER Plaintiffs have moved for an order reversing this Courts order of May 10, 2013, and therefore granting a preliminary injunction as requested, in light of the en banc decision in <i>Hobby Lobby Stores, Inc. v. Sebelius</i> , 2013 WL 3216103 (10th Cir. June 27, 2013). See Order for Details, by Judge R. Brooke Jackson on 8/1/2013. (ervsl,) (Entered: 08/01/2013)
08/09/2013	<u>51</u>	RESPONSE to <u>50</u> Order, by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Attachments: # <u>1</u>

		Exhibit Transcript of Hobby Lobby remand hearing)(Bennett, Michelle) (Entered: 08/09/2013)
08/13/2013	<u>52</u>	RESPONSE to <u>50</u> Order, by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 08/13/2013)
08/14/2013	<u>53</u>	SUPPLEMENT/AMENDMENT to <u>52</u> Response to Order by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 08/14/2013)
08/19/2013	<u>54</u>	ORDER: If (1) plaintiffs file a motion to suspend their appeal pending reconsideration of the injunction issue by this Court, which the government has indicated it will not oppose, or (2) the defendant files a similar motion in the Circuit, and (3) either as a result of such a motion by either party or sua sponte the Tenth Circuit remands the case to this Court to reconsider its decision in light of Hobby Lobby, the Court will then do so. By Judge R. Brooke Jackson on 08/19/13. (alvsl) (Entered: 08/19/2013)
09/05/2013	<u>55</u>	USCA ORDER AND JUDGMENT as to <u>39</u> Notice of Appeal, filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May : We grant the motion for remand,vacate the district courts order, and remand for further proceedings consistentwith the Hobby Lobby decision. We deny as moot plaintiffs request for a motion for injunction pending appeal. (USCA Case No. 13-1218) (This document is not the Mandate) (dbrow,) (Entered: 09/05/2013)
09/17/2013	<u>56</u>	ORDER : The defendants, their officers and employees are preliminarily enjoined from any further effort to apply or enforce against Cherry Creek Mortgage Co., Inc. or the individual plaintiffs the preventive services requirements found at 42 U.S.C. § 300gg-13(a)(4) or the application of penalties found in 26 U.S.C. § 4980D, 26 U.S.C. § 4980H, and 29 U.S.C. § 1132, pending further order of this Court. by Judge R. Brooke Jackson on 9/17/2013. (trlee,) (Entered: 09/17/2013)
09/17/2013	57	ORDER finding as moot <u>48</u> MOTION for Order to F.R. Civ P. 62(c) and Request for Forthwith Determination. By Judge R. Brooke Jackson on 09/17/2013. Text Only Entry(rbjsec.) (Entered: 09/17/2013)
09/27/2013	<u>58</u>	MOTION for Summary Judgment by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Norton, Michael) (Entered: 09/27/2013)
10/01/2013	<u>59</u>	MOTION to Stay <i>Case in Light of Lapse of Appropriations</i> by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 10/01/2013)
10/02/2013	60	ORDER granting <u>59</u> MOTION to Stay Case in Light of Lapse of Appropriations. By Judge R. Brooke Jackson on 10/02/2013. Text Only Entry(rbjsec.) (Entered: 10/02/2013)
10/17/2013	<u>61</u>	Unopposed MOTION to Stay <i>Case</i> by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 10/17/2013)
10/18/2013	62	ORDER granting <u>61</u> Unopposed MOTION to Stay Case. By Judge R. Brooke Jackson on 10/18/2013. Text Only Entry(rbjsec.) (Entered: 10/18/2013)
10/28/2013	<u>63</u>	MANDATE of USCA as to <u>39</u> Notice of Appeal, filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May : (USCA Case No. 13-1218) (dbrow,) (Entered: 10/28/2013)
11/15/2013	<u>64</u>	NOTICE OF APPEAL as to <u>56</u> Order, by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury

		(Bennett, Michelle) (Entered: 11/15/2013)
11/18/2013	<u>65</u>	LETTER Transmitting Notice of Appeal to all counsel advising of the transmittal of the <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor to the U.S. Court of Appeals. (Retained Counsel, Fee not paid,) (Attachments: # <u>1</u> Docket Sheet, # <u>2</u> Preliminary Record)(dbrow,) (Entered: 11/18/2013)
11/18/2013	<u>66</u>	USCA Case Number 13-1480 for <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. (dbrow,) (Entered: 11/18/2013)
11/26/2013	<u>67</u>	ORDER of USCA as to <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. The previously ordered abatement in this appeal remains in place. (USCA Case No. 13-1480) (dbrow,) (Entered: 11/27/2013)
05/12/2014	<u>68</u>	ORDER of USCA as to <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. Abatement of this appeal will remain in place. (USCA Case No. 13-1480) (dbrow,) (Entered: 05/12/2014)
07/02/2014	<u>69</u>	ORDER of USCA as to <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. Accordingly, the abatement of this appeal is lifted and proceedings will resume. (USCA Case No. 13-1480) (dbrow,) (Entered: 07/02/2014)
07/14/2014	<u>70</u>	ORDER of USCA as to <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. Proceedings in this appeal are ABATED until August 13, 2014. (USCA Case No. 13-1480) (dbrow,) (Entered: 07/14/2014)
08/12/2014	<u>71</u>	ORDER of USCA as to <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. Appeal will remain abated until September 5, 2014. (USCA Case No. 13-1480) (dbrow,) (Entered: 08/13/2014)
09/04/2014	<u>72</u>	ORDER and MANDATE of USCA as to <u>64</u> Notice of Appeal, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor : (USCA Case No. 13-1480) (Attachments: # <u>1</u> mandate)(trlee,) (Entered: 09/04/2014)
09/08/2014	73	MINUTE ORDER re: <u>58</u> MOTION for Summary Judgment filed by Cherry Creek Mortgage Co., Inc., W. L. Armstrong, William L. Armstrong, III, Dorothy A. Shanahan, Jeffrey S. May, John A. May. The Court requests a response to the pending motion for summary judgment on or before September 22, 2014 if the government opposes the motion. Or, an indication that the government does not oppose the motion. One way or the other the Court will rule on the motion shortly thereafter. By Judge R. Brooke Jackson on 09/08/2014. Text Only Entry (rbjsec.) (Entered: 09/08/2014)
09/22/2014	<u>74</u>	NOTICE of Consent to Injunction and Judgment by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury (Attachments: # <u>1</u> Proposed Order (PDF Only))(Bennett, Michelle) (Entered: 09/22/2014)
09/23/2014	75	ORDER finding as moot <u>58</u> Motion for Summary Judgment. By Judge R. Brooke Jackson on 09/23/2014. Text Only Entry(rbjsec.) (Entered: 09/23/2014)

09/23/2014	<u>76</u>	MINUTE ORDER re: <u>74</u> NOTICE of Consent to Injunction and Judgment, filed by Kathleen Sebelius, United States Department of Health and Human Services, Jacob J. Lew, Seth D. Harris, United States Department of the Treasury, United States Department of Labor. The Court grants the plaintiffs 10 days to file a response to the defendants' notice. No more than five pages. No reply. By Judge R. Brooke Jackson on 09/23/2014. Text Only Entry (rbjsec.) (Entered: 09/23/2014)
09/24/2014	<u>77</u>	RESPONSE to <u>74</u> Notice (Other), of <i>Consent to Injunction and Judgment</i> by Plaintiffs W. L. Armstrong, William L. Armstrong, III, Cherry Creek Mortgage Co., Inc., Jeffrey S. May, John A. May, Dorothy A. Shanahan. (Attachments: # <u>1</u> Proposed Order (PDF Only) Injunction and Judgment)(Norton, Michael) (Entered: 09/24/2014)
09/29/2014	<u>78</u>	ORDER : The regulations promulgated by the Department of Health and Human Services under the Patient Protection and Affordable Care Act of 2010 described in Hobby Lobby as "the contraceptive mandate" cannot lawfully be applied to Cherry Creek Mortgage Co., Inc. or to the individual plaintiffs in this case. Judgment shall enter. by Judge R. Brooke Jackson on 9/29/14. (jdyne,) (Entered: 09/29/2014)
09/29/2014	<u>79</u>	JUDGMENT in favor of the plaintiffs – Cherry Creek Mortgage Co. Inc., Dorothy A. Shanahan, Jeffrey S. May, John A. May, W. L. Armstrong, William L. Armstrong, III and against the defendants – United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Jacob J. Lew, Kathleen Sebelius and Seth D. Harris. by Judge R. Brooke Jackson on 9/29/14. (jdyne,) (Entered: 09/29/2014)
10/03/2014	<u>80</u>	Joint MOTION to Alter Judgment re <u>79</u> Judgment, , MOTION for Extension of Time to <i>Submit Plaintiffs' Bill of Costs and Motion for Attorneys' Fees</i> by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 10/03/2014)
10/07/2014	81	ORDER granting <u>80</u> Joint MOTION to Alter Judgment re <u>79</u> Judgment,, MOTION for Extension of Time to Submit Plaintiffs' Bill of Costs and Motion for Attorneys' Fees. An Amended Final Judgment will enter with the substituted paragraph. In addition, the parties request for a period of 45 days after the entry of the Amended Final Judgment to submit a bill of costs and/or a motion for attorney's fees is granted. By Judge R. Brooke Jackson on 10/7/2014. Text Only Entry(rbjsec.) (Entered: 10/07/2014)
10/07/2014	<u>82</u>	AMENDED FINAL JUDGMENT in favor of the plaintiffs, W.L. (Bill) Armstrong, Jeffrey S. May, William L. (Wil) Armstrong III, John A. May, Dorothy A. Shanahan and Cherry Creek Mortgage Co., Inc. and against the defendants, Sylvia M. Burwell, Thomas E. Perez, Jacob J. Lew, United States Department of Health and Human Services, United States Department of Labor and United States Department of the Treasury. by Clerk on 10/7/14. (jdyne,) (Entered: 10/07/2014)
11/20/2014	<u>83</u>	Unopposed MOTION for Extension of Time to <i>File Any Bill of Costs and/or Motion for Attorney's Fees</i> by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 11/20/2014)
11/21/2014	84	ORDER granting <u>83</u> Unopposed MOTION for Extension of Time to File Any Bill of Costs and/or Motion for Attorney's Fees. By Judge R. Brooke Jackson on 11/21/2014. Text Only Entry(rbjsec.) (Entered: 11/21/2014)
12/18/2014	<u>85</u>	Unopposed MOTION for Extension of Time to <i>File Any Bill of Costs and/or Motion for Attorney's Fees</i> by Defendants Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michelle) (Entered: 12/18/2014)
12/19/2014	86	ORDER granting <u>85</u> Unopposed MOTION for Extension of Time to File Any Bill of Costs and/or Motion for Attorney's Fees. Bill of costs and motions related to attorneys' fees are now due by January 19, 2015. By Judge R. Brooke Jackson on 12/19/2014. Text Only Entry(rbjsec.) (Entered: 12/19/2014)