

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

GROTE INDUSTRIES, LLC an Indiana)
limited liability company,)
<i>et al.</i>)
Plaintiffs,)
)
vs.)
)
KATHLEEN SEBELIUS in her official)
capacity as Secretary of the United States)
Department of Health and Human Services,)
<i>et al.</i>)
Defendants.)

No. 4:12-cv-00134-SEB-DML

ORDER GRANTING PRELIMINARY INJUNCTION

In accordance with the Seventh Circuit Court of Appeals’s decision in *Korte v. Sebelius*, 735 F.3d 654, 659 (7th Cir. 2013), with “instructions to enter preliminary injunctions barring enforcement of the [contraceptive-coverage requirement] against [Plaintiffs],” Defendants, their agents, officers, and employees are hereby ENJOINED from enforcing against Plaintiffs, their employee health plans, the group health insurance coverage provided in connection with such plans, and/or their insurers the statute and regulations that require Plaintiffs to provide their employees health coverage for “[a]ll Food and Drug Administration approved contraceptive methods, sterilization procedures, and patient education and counseling for all women with reproductive capacity, as prescribed by a health care provider,” 77 Fed. Reg. 8725 (Feb. 15, 2012), as well as any penalties, fines, assessments, or any other enforcement actions for noncompliance with such requirement, including those found in 26 U.S.C. § 4980D and 29 U.S.C. § 1132.

Other proceedings in this case are hereby STAYED pending the outcome of the *Hobby Lobby* and *Conestoga* cases, Nos. 13-354 and 13-356, currently pending before the United States Supreme Court. For purposes of docket management, this case is administratively closed without prejudice to the right of any party to move to reopen it within 60 days after the United States Supreme Court rules.

IT IS SO ORDERED.

Date: 02/20/2014

Copies to:

Electronically registered counsel of record via ECF.