

**General Docket  
Seventh Circuit Court of Appeals**

**Court of Appeals Docket #:** 13-1077  
**Nature of Suit:** 2440 Other Civil Rights  
William Grote, III, et al v. Kathleen Sebelius, et al  
**Appeal From:** Southern District of Indiana, New Albany Division  
**Fee Status:** Paid

**Docketed:** 01/09/2013

**Case Type Information:**

- 1) civil
- 2) us
- 3) -

**Originating Court Information:**

**District:** 0756-4 : [4:12-cv-00134-SEB-DML](#)  
**Trial Judge:** Sarah Evans Barker, District Court Judge  
**Date Filed:** 10/29/2012  
**Date Order/Judgment:** 12/27/2012

**Date NOA Filed:**  
01/09/2013

**Prior Cases:**

None

**Current Cases:**

	<b>Lead</b>	<b>Member</b>	<b>Start</b>	<b>End</b>
Consolidated	<a href="#">12-3841</a>	13-1077	01/30/2013	

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Plaintiff - Appellant

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Plaintiff - Appellant

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(see above)

v.

KATHLEEN SEBELIUS, in her official capacity as Secretary of the  
United States Department of Health and Human Services  
Defendant - Appellee

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DEPARTMENT OF JUSTICE  
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SETH D. HARRIS, in his official capacity as Acting Secretary of the  
United States Department of Labor  
Defendant - Appellee

Alisa B. Klein, Attorney  
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(see above)

HILDA L. SOLIS, in her official capacity as Secretary of the United  
States Department of Labor  
**Terminated:** 03/18/2013  
Defendant - Appellee

TIMOTHY F. GEITHNER, in his official capacity as Secretary of the  
United States Department of the Treasury  
**Terminated:** 03/18/2013  
Defendant - Appellee

JACOB J. LEW, in his official capacity as Secretary of the United  
States Department of the Treasury  
Defendant - Appellee

Alisa B. Klein, Attorney  
[COR LD NTC Government Federal]  
(see above)

UNITED STATES DEPARTMENT OF HEALTH & HUMAN  
SERVICES  
Defendant - Appellee

Alisa B. Klein, Attorney  
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UNITED STATES DEPARTMENT OF LABOR  
Defendant - Appellee

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(see above)

UNITED STATES DEPARTMENT OF THE TREASURY  
Defendant - Appellee

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WILLIAM D. GROTE, III, et al.,  
Plaintiffs - Appellants

v.

KATHLEEN SEBELIUS, et al.,  
Defendants - Appellees

01/09/2013	<input type="checkbox"/> <a href="#">1</a> 48 pg, 355.36 KB	U.S. civil case docketed. Fee paid. Transcript information sheet due by 01/23/2013. Docketing Statement due for Appellants Walter F. Grote, William D. Grote III, William Dominic Grote IV, Grote Industries, Incorporated and Grote Industries, LLC by 01/16/2013. Appellant's brief due on or before 02/19/2013 for Walter F. Grote, William D. Grote III, William Dominic Grote IV, Grote Industries, Incorporated and Grote Industries, LLC. [1] [6455493] [13-1077] (AD)
01/09/2013	<input type="checkbox"/>	THIS CAUSE CONSISTS OF MORE THAN 5 PARTIES FOR EITHER SIDE. The following are those parties to this cause as reflected on the District Court docket, yet are not reflected on the Appellate docket/caption for administrative purposes: APPELLANTS: Michael R. Grote, W. Frederick Grote, III and John R. Grote. [6455495-2] [6455495] [13-1077] (AD)
01/11/2013	<input type="checkbox"/> <a href="#">2</a> 2 pg, 46.32 KB	Attorney Jacek Pruski for TREA, LABR, HHS, Hilda L. Solis, Kathleen Sebelius and Timothy F. Geithner in 13-1077 terminated and added Attorney(s) Alisa B. Klein for party(s) Appellee Timothy F. Geithner Appellee LABR Appellee HHS Appellee TREA Appellee Hilda L. Solis Appellee Kathleen Sebelius, in case 13-1077 per disclosure statement. Disclosure statement filed by Attorney(s) Alisa B. Klein for party(s) Appellee Timothy F. Geithner Appellee LABR Appellee HHS Appellee TREA Appellee Hilda L. Solis Appellee Kathleen Sebelius, in case 13-1077. [2] [6455890] [13-1077]--[Edited 01/11/2013 by SM to reflect terminated and added attorney.] (Klein, Alisa)
01/11/2013	<input type="checkbox"/> <a href="#">3</a> 2 pg, 46.32 KB	Disclosure Statement filed by Attorney Mark B. Stern for Appellees Timothy F. Geithner, Kathleen Sebelius, Hilda L. Solis, HHS, LABR and TREA. [3] [6455891] [13-1077] (Klein, Alisa)
01/11/2013	<input type="checkbox"/> <a href="#">4</a> 98 pg, 1.8 MB	Motion filed by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC Injunction Pending Appeal. [4] [6455898] [13-1077] (Wilkins, Michael)
01/11/2013	<input type="checkbox"/> <a href="#">5</a> 1 pg, 171.24 KB	ORDER: Filed clerk's notice to Appellees Timothy F. Geithner, Kathleen Sebelius, Hilda L. Solis, HHS, LABR and TREA to file a response to Plaintiffs-Appellants' Motion for Injunction Pending Appeal. The governments response is due by Thursday, January 17, 2013. [5] JRN [6456264] [13-1077] (JAD)
01/16/2013	<input type="checkbox"/> <a href="#">6</a> 3 pg, 43.44 KB	Docketing statement filed by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC. Prior or Related proceedings: No. [6] [6457066] [13-1077] (Wilkins, Michael)
01/17/2013	<input type="checkbox"/> <a href="#">7</a> 28 pg, 138.46 KB	Filed Response in Opposition by Appellees Timothy F. Geithner, Kathleen Sebelius, Hilda L. Solis, HHS, LABR and TREA to Plaintiffs-Appellants' Motion for Injunction Pending Appeal. [7][6457514] [13-1077] (Klein, Alisa)
01/23/2013	<input type="checkbox"/> <a href="#">8</a> 1 pg, 47.57 KB	Filed Seventh Circuit Transcript Information Sheet by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC. [8] [6458695] [13-1077] (AM)
01/24/2013	<input type="checkbox"/> <a href="#">9</a> 13 pg, 77.39 KB	Filed Reply by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC Attorney Michael A. Wilkins to Motion for Injunction Pending Appeal. [9][6459028] [13-1077] (Wilkins, Michael)
01/30/2013	<input type="checkbox"/> <a href="#">10</a> 19 pg, 223.89 KB	Order: The motion for an injunction pending appeal is GRANTED. The defendants are enjoined pending resolution of this appeal from enforcing the contraception mandate against the Grote Family and Grote Industries. This case is consolidated with Korte. Oral argument will be scheduled by separate order when briefing has been completed. (See order for further details) Circuit Judge Joel M. Flaum, Circuit Judge Ilana Diamond Rovner, dissenting, Circuit Judge Diane S. Sykes. *This order is being released in typescript. It will be published; a printed version will follow. [4] JR [10] [6460731] [13-1077] (AM)
02/01/2013	<input type="checkbox"/> <a href="#">11</a> 45 pg, 242.68 KB	Amicus brief filed by Amicus Curiae Liberty, Life, and Law Foundation by consent. Paper copies due on 02/08/2013. Electronically Transmitted. [11] [6461271] [12-3841] (BS)
02/04/2013	<input type="checkbox"/> <a href="#">12</a> 2 pg, 74.31 KB	Appearance form filed by Attorney Stephen Robert Clark for Amicus Curiae Liberty, Life, and Law Foundation in 12-3841. Additional Parties: Breast Cancer Prevention Institute, Bioethics Defense Fund, and Life Legal Defense Foundation. [12] [6461486] [12-3841, 13-1077]--[Edited 02/04/2013 by FP to reflect that atty. Clark is added to the docket.] (Clark, Stephen)
02/04/2013	<input type="checkbox"/> <a href="#">13</a> 40 pg, 130.24 KB	Submitted brief by Steven W. Fitschen for amicus DAVID M. WAGNER, BRADLEY P. JACOB, CHARLES E. RICE, COMMON GOOD FOUNDATION, COMMON GOOD ALLIANCE, AND CATHOLIC ONLINE, LLC. Consent from all parties contained within brief. [13] [6461543] [12-3841, 13-1077] (Fitschen, Steven)
02/04/2013	<input type="checkbox"/> <a href="#">14</a> 40 pg, 174.21 KB	Amicus brief filed by Amici Curiae Catholic Online, Common Good Alliance, Common Good Foundation, Charles E. Rice, Bradley P. Jacob and David M. Wagner by consent. Paper copies due on 02/11/2013. Electronically Transmitted. [14] [6461607] [12-3841] (BS)
02/04/2013	<input type="checkbox"/> <a href="#">15</a> 43 pg, 298.28 KB	Amicus brief filed by Amici Curiae Drury Southwest, Inc., Drury Development Corporation and Association of American Physicians and Surgeons, Incorporated, by consent. Paper copies due on 02/11/2013. Electronically Transmitted. [15] [6461627] [12-3841] (AB)

- 02/04/2013  THIS CAUSE CONSISTS OF MORE THAN 5 PARTIES FOR EITHER SIDE. The following are amicus parties to this cause, yet are not reflected on the Appellate docket/caption for administrative purposes: DRURY HOTELS COMPANY, LLC; AMERICAN ASSOCIATION OF PRO-LIFE OBSTETRICIANS & GYNECOLOGISTS; CHRISTIAN MEDICAL ASSOCIATION; CATHOLIC MEDICAL ASSOCIATION; NATIONAL CATHOLIC BIOETHICS CENTER; PHYSICIANS FOR LIFE; NATIONAL ASSOCIATION OF PRO-LIFE NURSES. [6461631-2] [6461631] [12-3841]--[Edited 02/04/2013 by AB] (AB)
- 02/04/2013  [16](#) Disclosure Statement filed by Attorney Steven W. Fitschen for Amici Curiae Catholic Online, Common Good Alliance, Common Good Foundation, Bradley P. Jacob, Charles E. Rice and David M. Wagner in 12-3841. [16] [6461719] [12-3841, 13-1077] (Fitschen, Steven)  
4 pg, 18.26 KB
- 02/04/2013  [17](#) Submitted brief by Stephen Robert Clark for amicus Life Legal Defense Foundation, Bioethics Defense Fund, Breast Cancer Prevention Institute. Leave granted by court order. [17] [6461728] [12-3841, 13-1077] (Clark, Stephen)  
40 pg, 316.64 KB
- 02/04/2013  [18](#) Amended Disclosure Statement filed by Attorney Steven W. Fitschen for Amici Curiae Catholic Online, Common Good Alliance, Common Good Foundation, Bradley P. Jacob, Charles E. Rice and David M. Wagner in 12-3841. [18] [6461729] [12-3841, 13-1077] (Fitschen, Steven)  
3 pg, 15.1 KB
- 02/04/2013  [19](#) Amicus brief filed by Amici Curiae Life Legal Defense Foundation, Bioethics Defense Fund and Breast Cancer Prevention Institute by consent. Paper copies due on 02/12/2013 Electronically Transmitted. [19] [6461806] [12-3841] (RT)  
40 pg, 319.93 KB
- 02/04/2013  [20](#) Amicus brief filed by Amicus Curiae Catholic Vote by consent. Paper copies due on 02/12/2013 Electronically Transmitted. [20] [6461813] [12-3841] (RT)  
39 pg, 366.19 KB
- 02/04/2013  [21](#) Amicus brief filed by Amicus Curiae United States Justice Foundation by consent. Paper copies due on 02/12/2013 Electronically Transmitted. [21] [6461818] [12-3841] (RT)  
28 pg, 210.06 KB
- 02/04/2013  [22](#) Amicus brief filed by Amicus Curiae Gospel Rescue Missions, Prison Fellowship Ministries, Association of Christian Schools International, National Association of Evangelicals, Ethics & Religious Liberty Commission of the Southern Baptist Convention, Patrick Henry College, Institutional Religious Freedom Alliance and Christian Legal Society by consent. Paper copies due on 02/12/2013 Electronically Transmitted. [22] [6461825] [12-3841] (RT)  
55 pg, 430.78 KB
- 02/05/2013  [23](#) Disclosure Statement filed by Attorney John P. Tuskey for Amici Curiae Catholic Online, Common Good Alliance, Common Good Foundation, Bradley P. Jacob, Charles E. Rice and David M. Wagner in 12-3841. [23] [6461856] [12-3841, 13-1077] (Fitschen, Steven)  
3 pg, 17.94 KB
- 02/12/2013  [24](#) Filed slip opinion of the court's January 30, 2013 order granting the motion for an injunction pending appeal. Joel M. Flaum, Circuit Judge; Ilana Diamond Rovner, Circuit Judge, dissenting and Diane S. Sykes, Circuit Judge. [24] [6463559] [13-1077] (AD)  
36 pg, 204.87 KB
- 02/19/2013  [25](#) Submitted appellant brief by Michael A. Wilkins for Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077. [25] [6465303] [13-1077, 12-3841] (Wilkins, Michael)  
101 pg, 315.75 KB
- 02/19/2013  [26](#) Appellant's brief filed by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC. Electronically Transmitted. Paper copies due on 02/27/2013. Appellee's brief due on or before 03/21/2013 for Timothy F. Geithner, Kathleen Sebelius, Hilda L. Solis, United States Department of Health & Human Services, United States Department of Labor and United States Department of the Treasury. [26] [6465329] [13-1077] (AB)  
101 pg, 325.87 KB
- 02/21/2013  [27](#) Disclosure Statement filed by Attorney Michael Wilkins; Michael Cork; Bryan Beauman; Matthew Bowman for Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077. [27] [6465831] [13-1077, 12-3841] [27] [6465831] [13-1077, 12-3841]--[Edited 02/21/2013 by CD to reflect addition of counsel.] (Wilkins, Michael)  
4 pg, 579.81 KB
- 02/26/2013  [28](#) Disclosure Statement filed by Attorney Noel J. Francisco for Roman Catholic Archdiocese of Indianapolis, Inc.; Indiana Catholic Conference, Inc.; and the Roman Catholic Diocese of Springfield in Illinois (Amici Curiae). [28] [6466948] [13-1077, 12-3841] (Francisco, Noel)  
4 pg, 150.6 KB
- 02/26/2013  [29](#) Submitted brief by Noel J. Francisco for amicus Roman Catholic Archdiocese of Indianapolis, Inc.; Indiana Catholic Conference, Inc.; and the Roman Catholic Diocese of Springfield in Illinois (Amici Curiae). Consent from all parties contained within brief. [29] [6466955] [13-1077, 12-3841] (Francisco, Noel)  
42 pg, 278.52 KB
- 02/26/2013  [30](#) Amicus brief filed by Amici Curiae Indiana Catholic Conference, Diocese of Springfield and Archdiocese of Indianapolis by consent. Paper copies due on 03/05/2013 Electronically Transmitted. [30] [6467004] [13-1077] (RS)  
42 pg, 293.96 KB
- 02/26/2013  [31](#) Submitted brief by Angela M. Engelsen for amicus Wisconsin Family Action. Consent from all parties contained within brief. [31] [6467028] [13-1077, 12-3841] (Engelsen, Angela)  
40 pg, 350.71 KB

- 02/26/2013  [32](#) Submitted brief by Kimberlee Wood Colby for Amicus Curiae Gospel Rescue Missions in 12-3841. Consent from all parties contained within brief. [32] [6467120] [13-1077, 12-3841] (Colby, Kimberlee)  
44 pg, 244.17 KB
- 02/26/2013  [33](#) Amicus brief filed by Amicus Curiae Gospel Rescue Missions by consent. Paper copies due on 03/06/2013 Electronically Transmitted. [33] [6467203] [13-1077] (RT)  
44 pg, 300.52 KB
- 02/26/2013  [34](#) Brief deficiency letter sent to Amicus Curiae Wisconsin Family Action in 13-1077. [34] [6467256] [13-1077, 12-3841] Date updated: 02/27/2013 (SK)  
2 pg, 94.06 KB
- 02/26/2013  [37](#) Amicus brief filed by Amicus Curiae Wisconsin Family Action by consent. Paper copies due on 03/06/2013 Electronically Transmitted. [37] [6467354] [13-1077] (SK)  
44 pg, 406.82 KB
- 02/27/2013  [35](#) Disclosure Statement filed by Attorneys Angela M. Engelsen and Scott W. Gaylord for Wisconsin Family Action. [35] [6467315] [13-1077, 12-3841]--[Edited 02/27/2013 by ER - to reflect attorney Scott W. Gaylord] (Engelsen, Angela)  
4 pg, 126.14 KB
- 02/27/2013  [36](#) Re-Submitted brief by Angela M. Engelsen for Amicus Curiae Wisconsin Family Action in 13-1077. Consent from all parties contained within brief. [36] [6467316] [13-1077, 12-3841] (Engelsen, Angela)  
44 pg, 381.51 KB
- 02/27/2013  [38](#) Disclosure Statement filed by Attorney Angela M. Engelsen for Amicus Curiae Wisconsin Family Action. [38] [6467361] [13-1077] (SK)  
2 pg, 91.43 KB
- 03/01/2013  [39](#) ~~Brief deficiency letter sent to Appellees Timothy F. Geithner, Kathleen Sebelius, Hilda L. Solis, HHS, LABR and TREA.~~ DEFICIENCY LETTER ENTERED IN ERROR. [39] [6468564] [12-3841] Date updated: 03/04/2013--[Edited 03/04/2013 by BS] (SP)  
2 pg, 17.1 KB
- 03/07/2013  [40](#) Submitted brief by Martha J. Perkins for amicus National Health Law Program. Consent from all parties contained within brief. [40] [6469666] [12-3841, 13-1077] (Perkins, Martha)  
33 pg, 621.72 KB
- 03/07/2013  [41](#) Amicus brief filed by Amicus Curiae National Health Law Program by consent. Paper copies due on 03/15/2013 Electronically Transmitted. [41] [6469684] [12-3841] (RS)  
33 pg, 672.43 KB
- 03/08/2013  [42](#) Disclosure Statement filed by Attorney Lorie Chaiten Richard Muniz Thomas E. Kennedy III Brigitte Amiri Daniel Mach for American Civil Liberties Union American Civil Liberties Union of Illinois Anti-Defamation League Catholics for Choice Hadassah, Womens Zionist Organization of America, Inc. Interfaith Alliance Foundation. Additional Parties: National Coalition of American Nuns National Council of Jewish Women Protestants for the Common Good Religious Coalition for Reproductive Choice Religious Institute Unitarian Universalist Association Unitarian Universalist Womens Federation. [42] [6469776] [12-3841, 13-1077] (Chaiten, Lorie)  
6 pg, 463.8 KB
- 03/08/2013  [43](#) Submitted brief by Lorie Chaiten for amicus American Civil Liberties Union American Civil Liberties Union of Illinois Anti-Defamation League Catholics for Choice Hadassah, the Womens Zionist Organization of America, Inc. Interfaith Alliance Foundation et al.. Consent from all parties contained within brief. [43] [6469779] [12-3841, 13-1077] (Chaiten, Lorie)  
40 pg, 239.34 KB
- 03/08/2013  [44](#) Submitted brief by Lisa S. Blatt for amicus Center for Reproductive Rights, Am. Public Health Ass'n, Guttmacher Inst., Nat'l Family Planning & Reproductive Health Ass'n, Nat'l Latina Inst. for Reproductive Health, Nat'l Women's Health Network, Prof. R. Alta Charo, and Reproductive Health Techs Proj. Consent from all parties contained within brief. [44] [6469880] [12-3841, 13-1077] (Blatt, Lisa)  
47 pg, 302.43 KB
- 03/08/2013  [45](#) Disclosure Statement filed by Attorney Lisa S. Blatt, Robert J. Katerberg, Andrew S. Macurdy, Julianna S. Gonen for Center for Reproductive Rights, American Public Health Association, Guttmacher Institute, National Family Planning & Reproductive Health Association, National Latina Institute for Reproductive Health. Additional Parties: National Women's Health Network, Professor R. Alta Charo, and Reproductive Health Technologies Project. [45] [6469892] [12-3841, 13-1077] (Blatt, Lisa)  
5 pg, 150.5 KB
- 03/08/2013  [46](#) Amicus brief filed by Amici Curiae Center for Reproductive Rights and American Public Health Association by consent. Paper copies due on 03/15/2013 Electronically Transmitted. [46] [6469901] [12-3841] (RS)  
47 pg, 303.17 KB
- 03/08/2013  THIS CAUSE CONSISTS OF MORE THAN 5 AMICI: The following are those parties to this cause : GUTTMACHER INSTITUTE, NATIONAL FAMILY PLANNING & REPRODUCTIVE HEALTH ASSOCIATION, NATIONAL LATINA INSTITUTE FOR REPRODUCTIVE HEALTH, NATIONAL WOMEN'S HEALTH NETWORK, PROFESSOR R. ALTA CHARO, REPRODUCTIVE HEALTH TECHNOLOGIES PROJECT [6469905-2] [6469905] [12-3841] (RS)
- 03/08/2013  [47](#) Amicus brief filed by Amici Curiae American Civil Liberties Union of Illinois and American Civil Liberties Union in 12-3841 by consent. Paper copies due on 03/15/2013 Electronically Transmitted. [47] [6469970] [12-3841] (SK)  
40 pg, 236.69 KB
- 03/08/2013  THIS CAUSE CONSISTS OF MORE THAN 5 AMICI CURIAE. The following are those parties to this cause: ANTI-DEFAMATION LEAGUE; CATHOLICS FOR CHOICE; HADASSAH, THE WOMEN'S ZIONIST ORGANIZATION OF AMERICA. INC.; INTERFAITH ALLIANCE FOUNDATION; NATIONAL



COALITION OF AMERICAN NUNS; NATIONAL COUNCIL OF JEWISH WOMEN; PROTESTANTS FOR THE COMMON GOOD; RELIGIOUS COALITION FOR REPRODUCTIVE CHOICE; RELIGIOUS INSTITUTE; UNITARIAN UNIVERSALIST ASSOCIATION; UNITARIAN UNIVERSALIST WOMEN'S FEDERATION. [6469981-2] [6469981] [12-3841] (SK)

- 03/08/2013  [48](#) Amicus brief filed by Amici Curiae National Women's Law Center, et al. by consent. Paper copies due on 03/18/2013 Electronically Transmitted. [48] [6470030] [12-3841] (RS)  
47 pg, 276.07 KB
- 03/08/2013  [49](#) Amicus brief filed by Amicus Curiae Americans United for Separation of Church and State, Union for Reform Judaism, Central Conference of American Rabbis, Women of Reform Judaism, Hindu American Foundation by consent. Paper copies due on 03/18/2013 Electronically Transmitted. [49] [6470083] [12-3841] (RT)  
39 pg, 198.45 KB
- 03/08/2013  [50](#) Disclosure Statement filed by Attorney Lorie A. Chaiten for Amici Curiae American Civil Liberties Union of Illinois and American Civil Liberties Union. [50] [6470104] [12-3841] (SK)  
1 pg, 30.01 KB
- 03/15/2013  [51](#) Submitted appellant reply brief by Edward L. White III for Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841. [51] [6471534] [12-3841, 13-1077] (White, Edward)  
50 pg, 255.28 KB
- 03/15/2013  [52](#) Appellant's reply brief filed by Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated. Paper copies due on 03/22/2013 Electronically Transmitted. [52] [6471563] [12-3841] (BS)  
50 pg, 260.95 KB
- 03/18/2013  53 Appellee Timothy F. Geithner has been substituted by Appellee Jacob J. Lew in 12-1469, 12-2847, 12-3524, 12-3841, 13-1077 & 13-1479, pursuant to FRAP 43(c). [53] [6471847] [12-1469, 12-2847, 12-3524, 12-3841, 13-1077, 13-1479] (JR)
- 03/18/2013  [54](#) Submitted appellee brief by Alisa B. Klein for Appellees Jacob J. Lew, Kathleen Sebelius, Hilda L. Solis, HHS, LABR and TREA. [54] [6471877] [13-1077] (Klein, Alisa)  
62 pg, 307.12 KB
- 03/18/2013  55 Appellee Hilda L. Solis has been substituted by Appellee Seth D. Harris in 12-2565, 12-3841, 13-1077, 13-1369 & 13-1479, pursuant to FRAP 43(c). [55] [6471963] [12-2565, 12-3841, 13-1077, 13-1369, 13-1479] (JR)
- 03/18/2013  [56](#) Appellee's brief filed by Appellees Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, HHS, LABR and TREA. Electronically Transmitted. Paper copies due on 03/25/2013. Appellant's reply brief, if any, is due on or before 04/01/2013 for Appellants Walter F. Grote, William D. Grote III, William Dominic Grote IV, Grote Industries, Incorporated and Grote Industries, LLC. [56] [6471972] [13-1077] (AB)  
62 pg, 347.75 KB
- 03/22/2013  [57](#) Disclosure Statement filed by Attorney Bruce H. Schneider for Physicians for Reproductive Health. Additional Parties: American College of Obstetricians and Gynecologists, American Society for Emergency Contraception, Association of Reproductive Health Professionals, American Society for Reproductive Medicine, Society for Adolescent Health & Medicine, American Medical Wom. [57] [6473233] [13-1077, 12-3841] (Schneider, Bruce)  
3 pg, 42.09 KB
- 03/22/2013  [58](#) Submitted brief by Bruce H. Schneider for amicus Physicians for Reproductive Health, American College of Obstetricians and Gynecologists, American Society for Emergency Contraception, Association of Reproductive Health Professionals, American Society for Reproductive Medicine, Society for Adolescent Hea. Consent from all parties contained within brief. [58] [6473240] [13-1077, 12-3841] (Schneider, Bruce)  
27 pg, 83.2 KB
- 03/22/2013  [59](#) Amicus brief filed by Amici Curiae American College of Obstetricians and Gynecologists and Physicians for Reproductive Choice and Health by consent. Paper copies due on 03/29/2013 Electronically Transmitted. [59] [6473266] [13-1077] (RS)  
27 pg, 82.42 KB
- 03/22/2013  THIS CAUSE CONSISTS OF MORE THAN 5 AMICI. The following are those parties to this cause as reflected on the District Court docket, yet are not reflected on the Appellate docket/caption for administrative purposes: AMERICAN SOCIETY FOR EMERGENCY CONTRACEPTION, ASSOCIATION OF REPRODUCTIVE HEALTH PROFESSIONALS, AMERICAN SOCIETY FOR REPRODUCTIVE MEDICINE, SOCIETY FOR ADOLESCENT HEALTH & MEDICINE, AMERICAN MEDICAL WOMEN'S ASSOCIATION, NATIONAL ASSOCIATION OF NURSE PRACTITIONERS IN WOMEN'S HEALTH, JAMES TRUSSELL, SUSAN F. WOOD, DON DOWNING, KATHLEEN BESINQUE[6473270-2] [6473270] [13-1077] (RS)
- 03/22/2013  [60](#) Filed Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841 Citation of Additional Authority, per Circuit Rule 28(e). [60] [6473284] [12-3841, 13-1077] (White, Edward)  
14 pg, 290.64 KB
- 03/22/2013  [61](#) NOTICE: Attorney Ms. Alisa B. Klein for Appellees LABR, HHS, TREA, Seth D. Harris, Kathleen Sebelius and Jacob J. Lew in 12-3841 will not be available for oral argument May 28-31, 2013. [61] [6473343] [12-3841, 13-1077] (Klein, Alisa)  
2 pg, 24.94 KB

03/25/2013  [62](#)  
3 pg, 372.64 KB Disclosure Statement filed by Attorney Ayesha N. Khan, Gregory M. Lipper for Americans United for Separation of Church and State, Union for Reform Judaism, Central Conference of American Rabbis, Women of Reform Judaism, Hindu American Foundation. [62] [6473646] [13-1077, 12-3841]--[Edited 03/25/2013 by FP; to reflect that this is a non-party/non-aty disclosure statement filed. ] (Lipper, Gregory)

03/25/2013  [63](#)  
2 pg, 115.08 KB Disclosure Statement filed by Attorney Martha J. Perkins for Amicus Curiae National Health Law Program in 12-3841. for National Health Law Program, Mexican American Legal Defense and Educational Fund, Asian Pacific American Legal Center, Black Women's Health Imperative, Forward Together, National Hispanic Medical Association, Ipas, SIECUS, Campaign to End AIDS, et al.. Additional Parties: HIV Law Project, National Women and AIDS Collective, and Housing Works. [63] [6473684] [13-1077, 12-3841]--[Edited 03/25/2013 by FP to reflect that this is a non-pty/aty disclosure statement.] (Perkins, Martha)

03/25/2013  [64](#)  
30 pg, 543.26 KB Submitted brief by Martha J. Perkins for Amicus Curiae National Health Law Program in 12-3841 amicus National Health Law Program, Mexican American Legal Defense and Educational Fund, Asian Pacific American Legal Center, Black Women's Health Imperative, Forward Together, National Hispanic Medical Association, Ipas, SIECUS, Campaign to End AIDS, et al.. Consent from all parties contained within brief. [64] [6473731] [13-1077, 12-3841] (Perkins, Martha)

03/25/2013  [65](#)  
39 pg, 497.51 KB Submitted brief by Gregory M. Lipper for amicus Americans United for Separation of Church and State, Union for Reform Judaism, Central Conference of American Rabbis, Women of Reform Judaism, Hindu American Foundation. Consent from all parties contained within brief. [65] [6473805] [13-1077, 12-3841] (Lipper, Gregory)

03/25/2013  [66](#)  
30 pg, 588.67 KB Amicus brief filed by Amici Curiae Mexican American Legal Defense and Education Fund, National Health Law Program, et al., by consent. Electronically Transmitted. Paper copies due on 04/02/2013. [66] [6473893] [13-1077] (AB)

03/25/2013  THIS CAUSE CONSISTS OF MORE THAN 5 AMICI CURIAE: The following are amicus parties to this cause, yet are not reflected on the Appellate docket/caption for administrative purposes: ASIAN PACIFIC AMERICAN LEGAL CENTER, BLACK WOMEN'S HEALTH IMPERATIVE, FORWARD TOGETHER, NATIONAL HISPANIC MEDICAL ASSOCIATION, IPAS, SEXUALITY INFORMATION AND EDUCATION COUNCIL OF THE U.S. (SIECUS), CAMPAIGN TO END AIDS, HIV LAW PROJECT, NATIONAL WOMEN AND AIDS COLLECTIVE AND HOUSING WORKS. [6473898-2] [6473898] [13-1077] (AB)

03/25/2013  [67](#)  
39 pg, 499.9 KB Amicus brief filed by Amicus Curiae Americans United for Separation of Church and State, Union for Reform Judaism, Central Conference of American Rabbis, et al., by consent. Electronically Transmitted. Paper copies due on 04/02/2013. [67] [6473905] [13-1077] (AB)

03/25/2013  THIS CAUSE CONSISTS OF MORE THAN 5 AMICI CURIAE: The following are amicus parties to this cause, yet are not reflected on the Appellate docket/caption for administrative purposes: UNION FOR REFORM JUDAISM, CENTRAL CONFERENCE OF AMERICAN RABBIS, WOMEN OF REFORM JUDAISM AND HINDU AMERICAN FOUNDATION. [6473909-2] [6473909] [13-1077] (AB)

04/01/2013  [68](#)  
30 pg, 179.42 KB Submitted appellant reply brief by Michael A. Wilkins for Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077. [68] [6475267] [13-1077, 12-3841] (Wilkins, Michael)

04/01/2013  [69](#)  
30 pg, 206.61 KB Appellant's reply brief filed by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC. Paper copies due on 04/08/2013 Electronically Transmitted. [69] [6475308] [13-1077] (BS)

04/01/2013  [70](#)  
4 pg, 137.06 KB Argument set for Wednesday, May 22, 2013, at 9:30 a.m. in the Main Courtroom, Room 2721. Each side limited to 15 minutes. [70] [6475356] [12-3841] (AB)

04/01/2013  [71](#)  
4 pg, 136.87 KB Argument set for Wednesday, May 22, 2013, at 9:30 a.m. in the Main Courtroom, Room 2721. Each side limited to 15 minutes. [71] [6475358] [13-1077] (AB)

04/01/2013  [72](#)  
1 pg, 86.08 KB Notice to the District Court to transmit the record on appeal. [72] [6475369] [13-1077] [72] [6475369] [13-1077]--[Edited 04/01/2013 by AB] (AB)

04/01/2013  [73](#)  
393 pg, 7.16 MB Original record on appeal filed electronically. Contents of record : 1 vol. of pleadings. [73] [6475497] [13-1077] (SK)

04/01/2013  [74](#)  
512 pg, 25.41 MB Original record on appeal filed electronically. Contents of record : 4 vol. of pleadings. [74] [6475542] [12-3841] (BS)

04/01/2013  75 Filed electronic transcript of proceedings held on 12/07/12. [75] [6475544] THIS TRANSCRIPT IS FOR INTERNAL COURT USE ONLY. Remote electronic access to the transcript is ONLY available through the District Court's PACER system. [12-3841] (BS)

04/04/2013  [76](#) Received argument confirmation from Alisa B. Klein for Appellees Seth D. Harris, Jacob J. Lew, Kathleen

4 pg, 464.19 KB Sebelius, HHS, LABR and TREA in 13-1077. [76] [6476599] [12-3841, 13-1077] (Klein, Alisa)

04/05/2013  [77](#) Received argument confirmation from Edward L. White for Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841. [77] [6476601] [12-3841, 13-1077] (White, Edward)  
2 pg, 101.95 KB

04/05/2013  [78](#) NOTICE: Attorney Ms. Alisa B. Klein for Appellees LABR, HHS, TREA, Seth D. Harris, Kathleen Sebelius and Jacob J. Lew in 12-3841 ~~will not be available for oral argument~~ (request to schedule cases first and second on the May 22, 2013 calendar). [78] [6476617] [12-3841, 13-1077]--[Edited 04/05/2013 by AB] (Klein, Alisa)  
2 pg, 16.96 KB

04/09/2013  [79](#) Received argument confirmation from Matthew S. Bowman for Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077. [79] [6477487] [13-1077, 12-3841] (Wilkins, Michael)  
2 pg, 332.4 KB

04/22/2013  [80](#) Filed Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841 Citation of Additional Authority, per Circuit Rule 28(e). [80] [6480488] [12-3841, 13-1077] (White, Edward)  
16 pg, 157.42 KB

04/23/2013  [81](#) Filed Notice of supplemental briefing on jurisdictional issues by Appellees Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, HHS, LABR and TREA in 12-3841. [81] [6480746] [12-3841, 13-1077] (Klein, Alisa)  
6 pg, 81.41 KB

04/23/2013  [82](#) Joint motion filed by Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077, Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841 to strike Notice of Supplemental Briefing on Jurisdictional Issues. [82] [6480937] [13-1077, 12-3841] (Wilkins, Michael)  
4 pg, 115.78 KB

04/23/2013  [83](#) Filed Response by Appellees Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, HHS, LABR and TREA in 12-3841 to appellants' joint motion to strike notice of supplemental briefing on jurisdictional issues. [83] [6480998] [12-3841, 13-1077] (Klein, Alisa)  
3 pg, 45.19 KB

04/25/2013  [84](#) ORDER: The following motion(s) and/or document(s) shall be taken with the case for determination by the merits panel: 1.) NOTICE OF SUPPLEMENTAL BRIEFING ON JURISDICTIONAL ISSUES, 2.) PLAINTIFFS-APPELLANTS' JOINT MOTION TO STRIKE "NOTICE OF SUPPLEMENTAL BRIEFING" and 3.) RESPONSE TO PLAINTIFFS' MOTION TO STRIKE NOTICE OF SUPPLEMENTAL BRIEFING ON JURISDICTIONAL ISSUES. When the merits briefing is distributed to the panel the clerk shall also distribute the motions and a copy of this order. JRN [84] [6481392] [12-3841, 13-1077] (ER)  
15 pg, 266.93 KB

05/07/2013  [85](#) Filed Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841 Citation of Additional Authority, per Circuit Rule 28(e). Argument set for: 05/22/2013. [85] [6484358] [12-3841, 13-1077] (White, Edward)  
16 pg, 460.64 KB

05/18/2013  [86](#) Filed Appellees Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, HHS, LABR and TREA in 12-3841 Citation of Additional Authority, per Circuit Rule 28(e). Argument set for: 05/22/2013. [86] [6487187] [12-3841, 13-1077] (Klein, Alisa)  
4 pg, 61.74 KB

05/22/2013  87 Case heard and taken under advisement by panel: Joel M. Flaum, Circuit Judge; Ilana Diamond Rovner, Circuit Judge and Diane S. Sykes, Circuit Judge. [87] [6487875] [13-1077] (LJ)

05/22/2013  88 Case argued by Matthew Bowman for Appellants Grote Industries, LLC, Grote Industries, Incorporated, William D. Grote, III, William Dominic Grote, IV and Walter F. Grote and Ms. Alisa B. Klein for Appellees LABR, HHS, TREA, Seth D. Harris, Kathleen Sebelius and Jacob J. Lew. [88] [6487877] [13-1077] (LJ)

06/25/2013  [89](#) Filed Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077, Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841 Citation of Additional Authority, per Circuit Rule 28(e). [89] [6495909] [13-1077, 12-3841] (Wilkins, Michael)  
2 pg, 272.98 KB

06/26/2013  [90](#) Filed Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841, Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077 Citation of Additional Authority, per Circuit Rule 28(e). Argument set for: 05/22/2013. [90] [6496265] [12-3841, 13-1077] (White, Edward)  
39 pg, 2.37 MB

06/27/2013  [91](#) Filed Response by Appellees Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, HHS, LABR and TREA in 12-3841 to appellants' 28j letter of June 26, 2013. [91][6496367] [12-3841, 13-1077] (Klein, Alisa)  
3 pg, 21.06 KB

06/28/2013  [92](#) Filed Appellants Cyril B. Korte, Jane E. Korte and Korte and Luitjohan Contractors, Incorporated in 12-3841, Appellants Walter F. Grote, William D. Grote, III, William Dominic Grote, IV, Grote Industries, Incorporated and Grote Industries, LLC in 13-1077 Citation of Additional Authority, per Circuit Rule 28(e). Argument set for: 05/22/2013. [92] [6496906] [12-3841, 13-1077] (White, Edward)  
168 pg, 417.04 KB

07/02/2013  [93](#) Filed Appellees Seth D. Harris, Jacob J. Lew, Kathleen Sebelius, HHS, LABR and TREA in 13-1077 Citation of Additional Authority, per Circuit Rule 28(e). Argument set for: 05/22/2013. [93] [6497881] [12-  
3 pg, 21.14 KB

