

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

TONN AND BLANK CONSTRUCTION, LLC,)	
)	
)	
Plaintiff,)	
)	
v.)	CASE NO. 1:12-CV-325-JD
)	
KATHLEEN SEBELIUS, <i>et al.</i> ,)	
)	
Defendants.)	
)	

ORDER

The Court previously entered an agreed-upon preliminary injunction [DE 43] and stayed the proceedings [DE 46] in the instant case until thirty days after the Seventh Circuit rendered a decision in *Korte* and *Grote*—appeals which similarly challenged the federal government’s contraception mandate. On November 8, 2013, the Seventh Circuit ruled that the plaintiffs in *Korte* and *Grote*, business owners and their for-profit companies, had standing to challenge the mandate and that compelling the plaintiffs to cover the objected to contraceptive services substantially burdened their religious exercise rights without sufficient justification under strict scrutiny. *Korte v. Sebelius*, 735 F.3d 654 (7th Cir. 2013) (Rovner, J., dissenting). Given the consolidated decision in *Korte* and *Grote*, on December 6, 2013, the undersigned lifted the stay in the instant litigation, extended the preliminary injunction, and ordered the parties to submit a joint report indicating their intentions with respect to proceeding in the present lawsuit [DE 48].

The parties have now filed their joint status report [DE 49] and requested that the Court continue to stay the case with the preliminary injunction in place until the United States Supreme

