

General Docket
United States Court of Appeals for the Sixth Circuit

Court of Appeals Docket #: 12-2673	Docketed: 12/26/2012
Nature of Suit: 3440 Civil Rights: Other	
Autocam Corporation, et al v. Kathleen Sebelius, et al	
Appeal From: Western District of Michigan at Grand Rapids	
Fee Status: fee paid	

Case Type Information:

- 1) Civil
- 2) Private
- 3) Federal Question

Originating Court Information:**District:** 0646-1 : [1:12-cv-01096](#)**Trial Judge:** Robert J. Jonker, U.S. District Judge**Date Filed:** 10/08/2012**Date Order/Judgment:**

12/24/2012

Date NOA Filed:

12/26/2012

Prior Cases:

None

Current Cases:

None

AUTOCAM CORPORATION
 Plaintiff - Appellant

Patrick Thomas Gillen
 Direct: 734-355-4728
 [COR LD NTC Retained]
 Fidelis Center for Law and Policy
 1025 Commons Circle
 Naples, FL 34119

Jason Charles Miller
 Direct: 616-831-1700
 [COR NTC Retained]
 Miller Johnson
 Firm: 616-831-1700
 250 Monroe Avenue, N.W.
 Suite 800
 Grand Rapids, MI 49503

AUTOCAM MEDICAL, LLC
 Plaintiff - Appellant

Patrick Thomas Gillen
 Direct: 734-355-4728
 [COR LD NTC Retained]

(see above)

Jason Charles Miller
Direct: 616-831-1700
[COR NTC Retained]
(see above)

JOHN KENNEDY
Plaintiff - Appellant

Patrick Thomas Gillen
Direct: 734-355-4728
[COR LD NTC Retained]
(see above)

Jason Charles Miller
Direct: 616-831-1700
[COR NTC Retained]
(see above)

PAUL KENNEDY
Plaintiff - Appellant

Patrick Thomas Gillen
Direct: 734-355-4728
[COR LD NTC Retained]
(see above)

Jason Charles Miller
Direct: 616-831-1700
[COR NTC Retained]
(see above)

JOHN KENNEDY, IV
Plaintiff - Appellant

Patrick Thomas Gillen
Direct: 734-355-4728
[COR LD NTC Retained]
(see above)

Jason Charles Miller
Direct: 616-831-1700
[COR NTC Retained]
(see above)

MARGARET KENNEDY
Plaintiff - Appellant

Patrick Thomas Gillen
Direct: 734-355-4728
[COR LD NTC Retained]
(see above)

Jason Charles Miller
Direct: 616-831-1700
[COR NTC Retained]
(see above)

THOMAS KENNEDY

Patrick Thomas Gillen

Plaintiff - Appellant

Direct: 734-355-4728
[COR LD NTC Retained]
(see above)

Jason Charles Miller
Direct: 616-831-1700
[COR NTC Retained]
(see above)

v.

KATHLEEN SEBELIUS, Secretary of the United
States Department of Health and Human Services
Defendant - Appellee

Alisa B. Klein
Direct: 202-514-1597
[COR LD NTC Government]
U.S. Department of Justice
Civil Division, Appellate Section
Room 7235
Firm: 202-514-3547
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

Mark B. Stern
Direct: 202-514-5089
[COR NTC Government]
U.S. Department of Justice
Civil Division, Appellate Staff
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES
Defendant - Appellee

Alisa B. Klein
Direct: 202-514-1597
[COR LD NTC Government]
(see above)

Mark B. Stern
Direct: 202-514-5089
[COR NTC Government]
(see above)

HILDA L. SOLIS, names as Hilda Solis; Secretary
of the United States Department of Labor
Defendant - Appellee

Alisa B. Klein
Direct: 202-514-1597
[COR LD NTC Government]
(see above)

Mark B. Stern
Direct: 202-514-5089
[COR NTC Government]

UNITED STATES DEPARTMENT OF LABOR
Defendant - Appellee

(see above)

Alisa B. Klein
Direct: 202-514-1597
[COR LD NTC Government]
(see above)

Mark B. Stern
Direct: 202-514-5089
[COR NTC Government]
(see above)

TIMOTHY GEITHNER, Secretary of the United
States Department of the Treasury
Defendant - Appellee

Alisa B. Klein
Direct: 202-514-1597
[COR LD NTC Government]
(see above)

Mark B. Stern
Direct: 202-514-5089
[COR NTC Government]
(see above)

UNITED STATES DEPARTMENT OF
TREASURY
Defendant - Appellee

Alisa B. Klein
Direct: 202-514-1597
[COR LD NTC Government]
(see above)

Mark B. Stern
Direct: 202-514-5089
[COR NTC Government]
(see above)

LIBERTY, LIFE AND LAW FOUNDATION
Amicus Curiae

Deborah Jane Dewart
Direct: 910-326-4554
[COR LD NTC Retained]
Law Office
620 E. Sabiston Drive
Swansboro, NC 28539

STATE OF MICHIGAN
Amicus Curiae

Bernard Eric Restuccia, Assistant Attorney General
[COR LD NTC Retained]
Office of the Michigan Attorney General
Appellate Division
P.O. Box 30217
Lansing, MI 48909

	John J. Bursch [NTC Retained] Office of the Michigan Attorney General 525 W. Ottawa Street 7th Floor Law Building Lansing, MI 48909
STATE OF OHIO Amicus Curiae	Frederick Dickson Nelson Direct: 614-728-4947 [COR LD NTC Retained] Office of the Ohio Attorney General Firm: 614-466-8980 30 E. Broad Street 17th Floor Columbus, OH 43215
ASSOCIATION OF GOSPEL RESCUE MISSIONS Amicus Curiae	Kimberlee Wood Colby Direct: 703-642-1070 [COR LD NTC Retained] Center for Law & Religious Freedom Firm: 703-642-1070 8001 Braddock Road Suite 302 Springfield, VA 22151
PRISON FELLOWSHIP MINISTRIES Amicus Curiae	Kimberlee Wood Colby Direct: 703-642-1070 [COR LD NTC Retained] (see above)
ASSOCIATION OF CHRISTIAN SCHOOLS INTERNATIONAL Amicus Curiae	Kimberlee Wood Colby Direct: 703-642-1070 [COR LD NTC Retained] (see above)
NATIONAL ASSOCIATION OF EVANGELICALS ETHICS & RELIGIOUS LIBERTY COMMISSION OF THE SOUTHERN BAPTIST CONVENTION Amicus Curiae	Kimberlee Wood Colby Direct: 703-642-1070 [COR LD NTC Retained] (see above)
PATRICK HENRY COLLEGE Amicus Curiae	Kimberlee Wood Colby Direct: 703-642-1070 [COR LD NTC Retained] (see above)
INSTITUTIONAL RELIGIOUS FREEDOM ALLIANCE AND CHRISTIAN LEGAL SOCIETY	Kimberlee Wood Colby Direct: 703-642-1070

Amicus Curiae	[COR LD NTC Retained] (see above)
AMERICAN CENTER FOR LAW & JUSTICE Amicus Curiae	Jay A. Sekulow Direct: 757-226-2489 [COR LD NTC Retained] American Center for Law & Justice 1000 Regent University Drive Robertson Hall Suite 422 Virginia Beach, VA 23467-0000
ASSOCIATION OF AMERICAN PHYSICIANS & SURGEONS Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] Americans United for Life 655 Fifteenth Street, N.W. Suite 410 Washington, DC 20005
AMERICAN ASSOCIATION OF PRO LIFE OBSTETRICIANS & GYNECOLOGISTS Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] (see above)
CHRISTIAN MEDICAL ASSOCIATION Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] (see above)
CATHOLIC MEDICAL ASSOCIATION Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] (see above)
NATIONAL CATHOLIC BIOETHICS CENTER Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] (see above)
PHYCICIANS FOR LIFE Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] (see above)
NATIONAL ASSOCIATION OF PRO LIFE NURSES Amicus Curiae	Mailee Rebecca Smith Direct: 202-289-1478 [COR LD NTC Retained] (see above)

BIOETHICS DEFENSE FUND
Amicus Curiae

Edward L. Metzger, III
[COR LD NTC Retained]
Adams, Stepner, Woltermann & Dusing
Firm: 859-394-6200
P.O. Box 861
Covington, KY 41012

Dorinda Bordlee
[COR NTC Retained]
Adams, Stepner, Woltermann & Dusing
Firm: 859-394-6200
P.O. Box 861
Covington, KY 41012

Nike Nikas
[COR NTC Retained]
Adams, Stepner, Woltermann & Dusing
Firm: 859-394-6200
P.O. Box 861
Covington, KY 41012

Catherine W. Short
[COR NTC Retained]
Adams, Stepner, Woltermann & Dusing
Firm: 859-394-6200
P.O. Box 861
Covington, KY 41012

LIFE LEGAL DEFENSE FOUNDATION
Amicus Curiae

Edward L. Metzger, III
[COR LD NTC Retained]
(see above)

Dorinda Bordlee
[COR NTC Retained]
(see above)

Nike Nikas
[COR NTC Retained]
(see above)

Catherine W. Short
[COR NTC Retained]
(see above)

BREAST CANCER PREVENTION INSTITUTE
Amicus Curiae

Edward L. Metzger, III
[COR LD NTC Retained]
(see above)

Dorinda Bordlee
[COR NTC Retained]
(see above)

Nike Nikas
[COR NTC Retained]
(see above)

Catherine W. Short
[COR NTC Retained]
(see above)

DIOCESE OF GRAND RAPIDS
Amicus Curiae

David T. Raimer
[NTC Retained]
Jones Day
Firm: 202-879-3939
51 Louisiana Avenue, N.W.
Washington, DC 20001

AUTOCAM CORPORATION; AUTOCAM MEDICAL, LLC; JOHN KENNEDY; PAUL KENNEDY;
JOHN KENNEDY, IV; MARGARET KENNEDY; THOMAS KENNEDY

Plaintiffs - Appellants











v.

KATHLEEN SEBELIUS, Secretary of the United States Department of Health and Human Services;
UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES; HILDA L. SOLIS, names
as Hilda Solis; Secretary of the United States Department of Labor; UNITED STATES DEPARTMENT
OF LABOR; TIMOTHY GEITHNER, Secretary of the United States Department of the Treasury;
UNITED STATES DEPARTMENT OF TREASURY





















Defendants - Appellees

LIBERTY, LIFE AND LAW FOUNDATION; STATE OF MICHIGAN; STATE OF OHIO;
ASSOCIATION OF 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; AMERICAN CENTER FOR LAW & JUSTICE;
ASSOCIATION OF AMERICAN PHYSICIANS & SURGEONS; AMERICAN ASSOCIATION OF PRO
LIFE OBSTETRICIANS & GYNECOLOGISTS; CHRISTIAN MEDICAL ASSOCIATION; CATHOLIC
MEDICAL ASSOCIATION; NATIONAL CATHOLIC BIOETHICS CENTER; PHYCICIANS FOR
LIFE; NATIONAL ASSOCIATION OF PRO LIFE NURSES; BIOETHICS DEFENSE FUND; LIFE
LEGAL DEFENSE FOUNDATION; BREAST CANCER PREVENTION INSTITUTE; DIOCESE OF
GRAND RAPIDS

Amici Curiae

- 12/26/2012  Civil Case Docketed. Notice filed by Appellants Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy, Mr. Paul Kennedy and Mr. Thomas Kennedy. Transcript needed: y. (LS)
3 pg, 13.09 KB
- 12/26/2012 The case manager for this case is: Louise Schwarber. (LS)
- 12/26/2012  APPEARANCE filed for Appellees Mr. Timothy Geithner, Kathleen Sebelius, Hilda L. Solis, United States Department of Health and Human Services, United States Department of Labor and United States Department of Treasury by Abby C. Wright. Certificate of Service: 12/26/2012. (ACW)
1 pg, 77.18 KB
- 12/26/2012  APPELLANT APPEARANCE filed by Attorney Patrick T. Gillen for Appellants Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy [Computer problems; filed by csmgr]. (LS)
1 pg, 12.98 KB
- 12/26/2012  APPELLANT APPEARANCE filed by Attorney Mr. Jason Charles Miller for Appellants Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy. [Computer problems; filed by csmgr.] (LS)
1 pg, 13.29 KB
- 12/26/2012  CIVIL APPEAL STATEMENT OF PARTIES AND ISSUES filed by Attorney Mr. Jason Charles Miller for Appellants Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy. Certificate of Service:12/26/2012. [Computer problems; filed by csmgr.] (LS)
1 pg, 18.63 KB
- 12/26/2012  CORPORATE DISCLOSURE STATEMENT filed by Attorney Mr. Jason Charles Miller for Appellants Autocam Corporation. Certificate of Service: 12/26/2012. [Computer problems; filed by csmgr.] (LS)
1 pg, 18.29 KB
- 12/26/2012  CORPORATE DISCLOSURE STATEMENT filed by Attorney Mr. Jason Charles Miller for Autocam Medical, LLC. Certificate of Service: 12/26/2012. [Computer problems; filed by csmgr.] (LS)
1 pg, 18.68 KB
- 12/26/2012  EMERGENCY Appellant MOTION for Injunction Pending Appeal filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy for . Certificate of service: 12/26/2012. [Computer problems; filed by csmgr.] (LS)
91 pg, 3.44 MB
- 12/26/2012  Appellant MOTION filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy expedite case. Certificate of service: 12/26/2012. [Computer problems; filed by csmgr.] (LS)
4 pg, 31.96 KB
- 12/27/2012  RESPONSE in opposition filed regarding a motion for miscellaneous relief, [\[4761546-2\]](#); previously filed by Mr. Jason Charles Miller in 12-2673. Response from Attorney Ms. Abby Christine Wright for Appellees United States
68 pg, 499.64 KB

Department of Health and Human Services, United States Department of Treasury, United States Department of Labor, Kathleen Sebelius, Mr. Timothy Geithner and Hilda L. Solis Certificate of Service:12/27/2012. (ACW)

- 12/28/2012   TRANSCRIPT ORDER FORM filed by Mr. Jason Charles Miller for Autocam Corporation, et al. Transcript on file in district court. (LS)
1 pg, 48.51 KB
- 12/28/2012   BRIEFING LETTER SENT setting briefing schedule: appellant brief due 02/11/2013; appellee brief due 03/14/2013. (LS)
5 pg, 17.77 KB
- 12/28/2012   ORDER filed denying motion for injunction penindg appeal [\[4761546-2\]](#) filed by Mr. Jason Charles Miller; granting motion expedite case [\[4761553-2\]](#) filed by Mr. Jason Charles Miller. The clerk shall expedite this appeal for briefing and submission. Karen Nelson Moore, John M. Rogers (Dissenting) and Richard Allen Griffin, Circuit Judges. (LS)
5 pg, 129.22 KB
- 12/30/2012   PETITION for rehearing before original panel filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy. Certificate of Service: 12/30/2012. [DISREGARD - coounsel to refile using the path: Motion/Stipulation >> motion >> Court/Clerk Decisions >> reconsider pervious order.]--[Edited 12/31/2012 by LS] (JCM)
0 pg, 0 KB
- 12/31/2012   MOTION filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy to stay injunction pending appeal. Certificate of Service: 12/31/2012. [DISREGARD - counsel to refile using the path: Motion/Stipulation >> motion >> Court/Clerk Decisions >> reconsider pervious order.]--[Edited 12/31/2012 by LS] (JCM)
0 pg, 0 KB
- 12/31/2012   ADDITIONAL CITATION filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy. Certificate of Service: 12/31/2012. [DISREGARD - counsel to include in motion to reconsider; does not conform to FRAP 28(j).] (JCM)
0 pg, 0 KB
- 12/31/2012   MOTION filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy to reconsider order dated 12/28/2012. Certificate of Service: 12/31/2012. (JCM)
37 pg, 375.85 KB
- 12/31/2012   ORDER filed denying motion to reconsider previous order [\[4763270-2\]](#) filed by Mr. Jason Charles Miller. Karen Nelson Moore, John M. Rogers (Dissenting) and Richard Allen Griffin, Circuit Judges. (LS)
2 pg, 97.21 KB
- 01/15/2013   APPEARANCE filed for Appellees Mr. Timothy Geithner, Kathleen Sebelius, Hilda L. Solis, United States Department of Health and Human Services, United States Department of Labor and United States Department of Treasury by Alisa B. Klein. Certificate of Service: 01/15/2013. (ABK)
1 pg, 77.27 KB
- 01/15/2013   APPEARANCE filed for Appellees Mr. Timothy Geithner, Kathleen Sebelius, Hilda L. Solis, United States Department of Health and Human Services, United
1 pg, 77.23 KB

States Department of Labor and United States Department of Treasury by Mark B. Stern. Certificate of Service: 01/15/2013. (MBS)

- 02/01/2013 AMICUS APPEARANCE filed by Attorney Ms. Deborah Jane Dewart for Amicus Curiae Liberty, Life and Law Foundation. (LS)
- 02/11/2013
48 pg, 179.95 KB APPELLANT BRIEF filed by Mr. Jason Charles Miller for Autocam Corporation, Autocam Medical, LLC, Mr. John Kennedy, Mr. Paul Kennedy, Mr. John Kennedy, IV, Ms. Margaret Kennedy and Mr. Thomas Kennedy. Certificate of Service:02/11/2013. Argument Request: requested. (JCM)
- 02/12/2013
2 pg, 46.95 KB APPEARANCE filed for Amici Curiae Association of Christian Schools International, Association of Gospel Rescue Missions, Institutional Religious Freedom Alliance and Christian Legal Society, National Association of Evangelicals Ethics & Religious Liberty Commission of the Southern Baptist Convention, Patrick Henry College and Prison Fellowship Ministries by Kimberlee Wood Colby. Certificate of Service: 02/12/2013. (KWC)
- 02/13/2013
1 pg, 28.61 KB APPEARANCE filed for Amicus Curiae American Center For Law & Justice by Jay Alan Sekulow. Certificate of Service: 02/13/2013. (JAS)
- 02/14/2013
1 pg, 76.98 KB APPEARANCE filed for Amicus Curiae State of Ohio by Frederick D. Nelson. Certificate of Service: 02/14/2013. (FDN)
- 02/15/2013
53 pg, 273.96 KB AMICUS BRIEF filed by Mr. Jay A. Sekulow for American Center For Law & Justice. Certificate of Service:02/15/2013. (JAS)
- 02/15/2013
1 pg, 22.39 KB APPEARANCE filed for Amici Curiae Bioethics Defense Fund, Breast Cancer Prevention Institute and Life Legal Defense Foundation by Edward L. Metzger III. Certificate of Service: 02/15/2013. (ELM)
- 02/15/2013
45 pg, 101.45 KB AMICUS BRIEF filed by Ms. Deborah Jane Dewart for Liberty, Life and Law Foundation. Certificate of Service:02/15/2013. (DJD)
- 02/15/2013
1 pg, 68.43 KB APPEARANCE filed for Amicus Curiae State of Michigan by B. Eric Restuccia. Certificate of Service: 02/15/2013. (BER)
- 02/15/2013
1 pg, 76.92 KB APPEARANCE filed for Amici Curiae American Association of Pro Life Obstetricians & Gynecologists, Association of American Physicians & Surgeons, Catholic Medical Association, Christian Medical Association, National Association of Pro Life Nurses, National Catholic Bioethics Center and Phycians for Life by Mailee R. Smith. Certificate of Service: 02/15/2013. (MRS)
- 02/18/2013
3 pg, 150.94 KB APPEARANCE filed for Amici Curiae Bioethics Defense Fund, Breast Cancer Prevention Institute and Life Legal Defense Foundation by Dorinda C. Bordlee Nikolas T. Nikas Catherine W. Short. Certificate of Service: 02/18/2013. (ELM)
- 02/18/2013
44 pg, 356.39 KB AMICUS BRIEF filed by Mr. Edward L. Metzger, III for Bioethics Defense Fund, Life Legal Defense Foundation and Breast Cancer Prevention Institute. Certificate of Service:02/18/2013. (ELM)
- 02/19/2013 AMICUS BRIEF filed by Ms. Mailee Rebecca Smith for American Association

40 pg, 282.13 KB of Pro Life Obstetricians & Gynecologists, Association of American Physicians & Surgeons, Christian Medical Association, Catholic Medical Association, National Catholic Bioethics Center, Physicians for Life and National Association of Pro Life Nurses. Certificate of Service:02/19/2013. (MRS)

02/19/2013



44 pg, 324.24 KB

AMICUS BRIEF filed by Mr. Bernard Eric Restuccia for State of Michigan. Certificate of Service:02/19/2013. (BER)

- Documents and Docket Summary
 Documents Only

Include Page Numbers

Selected Pages: Selected Size:

Totals reflect accessible documents only and do not include unauthorized restricted documents.

PACER Service Center			
Transaction Receipt			
02/19/2013 15:33:00			
PACER Login:	hs0328	Client Code:	Fore
Description:	Docket Report (filtered)	Search Criteria:	12-2673
Billable Pages:	6	Cost:	0.60