

**U.S. District Court  
U.S. District of Minnesota (DMN)  
CIVIL DOCKET FOR CASE #: 0:13-cv-00295-JRT-LIB**

Hall et al v. Sebelius et al  
Assigned to: Judge John R. Tunheim  
Referred to: Magistrate Judge Leo I. Brisbois  
Cause: 28:2201 Declaratory Judgment

Date Filed: 02/05/2013  
Date Terminated: 11/26/2014  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Rev. Mr. (Deacon) Gregory E. Hall**

represented by **Erick G Kaardal**  
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**LEAD ATTORNEY**  
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**Plaintiff**

**American Mfg Company**

represented by **Erick G Kaardal**  
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**James V. F. Dickey**  
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**Thomas E Mathews**  
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**LEAD ATTORNEY**  
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V.

**Defendant**

**Kathleen Sebelius**

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

represented by **Ann M Bildtsen**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Seth D. Harris**

*in his official capacity as Acting  
Secretary of the United States  
Department of Labor and his successor*

represented by **Ann M Bildtsen**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Bradley Philip Humphreys**

(See above for address)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
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**Julie S Saltman**

(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Neil Wolin**

*in his official capacity as Acting  
Secretary of the United States  
Department of the Treasury and his  
successor*

represented by **Ann M Bildtsen**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Bradley Philip Humphreys**

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**LEAD ATTORNEY**  
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**ATTORNEY TO BE NOTICED**

**Julie S Saltman**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

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

represented by **Ann M Bildtsen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Bradley Philip Humphreys**  
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**Julie S Saltman**  
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**Defendant**

**United States Department of Labor**

represented by **Ann M Bildtsen**  
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*ATTORNEY TO BE NOTICED*

**Bradley Philip Humphreys**  
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**Julie S Saltman**  
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*LEAD ATTORNEY*  
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**Defendant**

**United States Department of the  
Treasury**

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**Bradley Philip Humphreys**  
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**Julie S Saltman**  
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Date Filed	#	Docket Text
02/05/2013	<u>1</u>	COMPLAINT for Declaratory and Injunctive Relief (Verified) – Jury Trial Demanded against All Defendants. ( Filing fee \$ 350 receipt number 0864–3437678.) Filed by Gregory E. Hall, American Mfg Company. <a href="#">Filer requests summons issued.</a>

		(Attachments: # <u>1</u> Civil Cover Sheet) (Kaardal, Erick) (Entered: 02/05/2013)
02/06/2013	<u>2</u>	TEXT-ONLY ENTRY. CLERK'S NOTICE OF INITIAL CASE ASSIGNMENT. Case assigned to Judge Richard H. Kyle per 6th-Civil Rights All List referred to Magistrate Judge Leo I. Brisbois. Please use case number 13-cv-00295 (RHK/LIB). (lmb) (Entered: 02/06/2013)
02/06/2013	<u>3</u>	Summons Issued as to Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (lmb) (Entered: 02/06/2013)
02/07/2013	<u>4</u>	ORDER OF DISQUALIFICATION. Judge Richard H. Kyle recused. Case reassigned to Judge John R. Tunheim for all further proceedings. <b>NOTE:</b> the new case number is <b>13-cv-295 JRT/LIB</b> . Please use this case number for all subsequent pleadings. Signed by Judge Richard H. Kyle on 2/7/2013. (LJG) (Entered: 02/07/2013)
02/08/2013	<u>5</u>	SUMMONS Returned Executed by Gregory E. Hall, American Mfg Company. Seth D. Harris served on 2/6/2013, answer due 2/27/2013; Kathleen Sebelius served on 2/6/2013, answer due 2/27/2013; United States Department of Health and Human Services served on 2/6/2013, answer due 2/27/2013; United States Department of Labor served on 2/6/2013, answer due 2/27/2013; United States Department of the Treasury served on 2/6/2013, answer due 2/27/2013; Neil Wolin served on 2/6/2013, answer due 2/27/2013. (Kaardal, Erick) (Entered: 02/08/2013)
03/22/2013	<u>6</u>	MOTION for Preliminary Injunction /Stay by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/22/2013)
03/22/2013	<u>7</u>	NOTICE OF HEARING ON MOTION <u>6</u> MOTION for Preliminary Injunction /Stay : at date and time to be determined. (Kaardal, Erick) (Entered: 03/22/2013)
03/22/2013	<u>8</u>	MEET and CONFER STATEMENT re <u>6</u> Motion for Preliminary Injunction filed by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/22/2013)
03/25/2013	<u>9</u>	MOTION for Admission Pro Hac Vice for Bradley Philip Humphreys by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (Bildtsen, Ann) (Entered: 03/25/2013)
03/25/2013		TEXT ONLY ENTRY-ORDER granting <u>9</u> Motion for Admission of U.S. Government Attorney Bradley Philip Humphreys for Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. Fee waived. Approved by Magistrate Judge Leo I. Brisbois on 3/25/2013. (MAP) (Entered: 03/25/2013)
03/25/2013	<u>10</u>	DEFENDANTS' NOTICE OF NON-OPPOSITION TO PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION AND STAY OF PROCEEDINGS by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin re <u>6</u> MOTION for Preliminary Injunction. (Humphreys, Bradley) Modified text on 3/25/2013 (lmb). (Entered: 03/25/2013)
04/02/2013	<u>11</u>	ORDER granting <u>6</u> Motion for Preliminary Injunction. All proceedings in this case are stayed pending resolution of the appeal in either O'Brien or Annex Medical, whichever occurs first. Signed by Judge John R. Tunheim on April 2, 2013. (Attachments: # <u>1</u> Exhibit(s)) (HAM) (Entered: 04/02/2013)
11/24/2014	<u>12</u>	STIPULATION for Entry of Judgment and Injunction in Favor of Plaintiffs and Stipulation for Fee Motion Briefing Schedule by American Mfg Company, Gregory E. Hall. Jointly Signed by Sylvia M. Burwell, United States Department of Health and Human Service, Seth D. Harris, United States Department of Labor, Neil Wolin, and United States Department of the Treasury. DOCUMENT/ATTACHMENTS FILED IN ERROR-PROPOSED ORDER/DOCUMENTS DO NOT GET FILED ON CM/ECF. (Attachments: # <u>1</u> Exhibit(s) 1, # <u>2</u> Exhibit(s) 2). (Kaardal, Erick) Modified text on 11/24/2014 (lmb). (Entered: 11/24/2014)
11/26/2014	<u>13</u>	ORDER granting <u>12</u> Stipulation, filed by American Mfg Company, Gregory E. Hall. Signed by Judge John R. Tunheim on November 25, 2014. (HAZ) (Entered: 11/26/2014)

		11/26/2014)
11/26/2014	<u>14</u>	JUDGMENT in favor of American Mfg Company, Gregory E. Hall against United States Department of Health and Human Services, United States Department of Labor, Kathleen Sebelius, Seth D. Harris (Attachments: # <u>1</u> Civil Notice – appeal)(lmb) (Entered: 11/26/2014)
12/31/2014	<u>15</u>	STIPULATION for Extension of Time to File Plaintiffs' Motion for Attorneys' Fees and Costs by American Mfg Company, Gregory E. Hall. Jointly Signed by Sylvia M. Burwell, United States Department of Health and Human Service, Seth D. Harris, United States Department of Labor, Jacob Lew, United States Department of the Treasury, Daniel I. Werfel, and Internal Revenue Service. (Dickey, James) (Entered: 12/31/2014)
01/12/2015	<u>16</u>	ORDER granting <u>15</u> Stipulation, filed by American Mfg Company, Gregory E. Hall. Signed by Judge John R. Tunheim on January 9, 2015. (HAZ) (Entered: 01/12/2015)
03/11/2015	<u>17</u>	MOTION for Attorney Fees , <i>Costs and Expenses</i> by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>18</u>	NOTICE OF HEARING ON MOTION <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> : at date and time to be determined. (Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>19</u>	MEMORANDUM in Support re <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> LR7.1/LR72.2 Word Count Compliance Certificate)(Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>20</u>	Declaration of Erick G. Kaardal in Support of <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 1–13)(Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>21</u>	Declaration of Kevin Spellacy in Support of <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 1)(Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>22</u>	Declaration of Dan Biersdorf in Support of <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 1)(Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>23</u>	Declaration of Thomas Matthews in Support of <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>24</u>	Declaration of Noel Johnson in Support of <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>25</u>	MEET and CONFER STATEMENT re <u>17</u> Motion for Attorney Fees filed by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>26</u>	BILL OF COSTS by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/11/2015)
03/11/2015	<u>27</u>	Second Declaration of Erick G. Kaardal in Support of <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 14–15)(Kaardal, Erick) (Entered: 03/11/2015)
03/25/2015	<u>28</u>	MOTION for Admission Pro Hac Vice for U.S. Government Attorney Julie Saltman by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (Bildtsen, Ann) (Entered: 03/25/2015)
03/25/2015	<u>29</u>	MOTION for Extension of Time To Respond to Plaintiffs' Motion for Fees by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (Bildtsen, Ann) (Entered: 03/25/2015)
03/30/2015	30	TEXT ONLY ENTRY: ORDER granting <u>28</u> Motion for Admission Pro Hac Vice of U.S. Government Attorney Julie S. Saltman for Seth D. Harris, Kathleen Sebelius,

		United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, and for Neil Wolin. Approved by Magistrate Judge Leo I. Brisbois on 3/30/2015. (JLW) (Entered: 03/30/2015)
04/03/2015	<u>31</u>	ORDER granting <u>29</u> Motion for Extension of Time. Signed by Judge John R. Tunheim on April 3, 2015. (HAZ) (Entered: 04/03/2015)
04/13/2015	<u>32</u>	Second MOTION for Extension of Time to File Response/Reply as to <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (Saltman, Julie) (Entered: 04/13/2015)
04/15/2015	<u>33</u>	COST JUDGMENT in favor of American Mfg Company, Gregory E. Hall against United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Kathleen Sebelius, Neil Wolin, Seth D. Harris (Attachments: # <u>1</u> Taxation of Costs Summary)(TP) (Entered: 04/15/2015)
04/16/2015	<u>34</u>	ORDER granting <u>32</u> Motion for Extension of Time to File Response/Reply re <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> Responses due by 4/21/2015. Signed by Judge John R. Tunheim on April 16, 2015. (HAZ) (Entered: 04/16/2015)
04/21/2015	<u>35</u>	MEMORANDUM in Opposition re <u>17</u> MOTION for Attorney Fees , <i>Costs and Expenses</i> filed by All Defendants. (Saltman, Julie) (Entered: 04/21/2015)
02/03/2016	<u>36</u>	MEMORANDUM OPINION AND ORDER granting in part and denying in part <u>17</u> Motion for Attorney Fees(Written Opinion) Signed by Chief Judge John R. Tunheim on February 3, 2016. (DML) (Entered: 02/03/2016)
02/03/2016	<u>37</u>	JUDGMENT (Attachments: # <u>1</u> Civil Notice – appeal)(lmb) (Entered: 02/03/2016)
03/02/2016	<u>38</u>	MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>39</u>	NOTICE OF HEARING ON MOTION <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> : at date and time to be determined. (Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>40</u>	MEMORANDUM in Support re <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> LR7.1/LR72.2 Word Count Compliance Certificate)(Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>41</u>	Declaration of Thomas E. Mathews in Support of <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 1–9)(Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>42</u>	Declaration of Kevin Spellacy in Support of <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 1)(Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>43</u>	Declaration of Erick G. Kaardal in Support of <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> filed by American Mfg Company, Gregory E. Hall. (Attachments: # <u>1</u> Exhibit(s) 1–13)(Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>44</u>	MEET and CONFER STATEMENT re <u>38</u> Motion for Attorney Fees filed by American Mfg Company, Gregory E. Hall. (Kaardal, Erick) (Entered: 03/02/2016)
03/02/2016	<u>45</u>	CERTIFICATE OF SERVICE ON PROPOSED ORDER by American Mfg Company, Gregory E. Hall re <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> (Kaardal, Erick) (Entered: 03/02/2016)
03/22/2016	<u>46</u>	MOTION for Extension of Time to File Response/Reply as to <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A. (Unopposed)</i> by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the

		Treasury, Neil Wolin. (Saltman, Julie) (Entered: 03/22/2016)
03/23/2016	<u>47</u>	ORDER granting <u>46</u> Motion for Extension of Time to File Response/Reply re <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel</i> . Responses due by 4/22/2016. Signed by Magistrate Judge Leo I. Brisbois on 3/23/2016. (las) (Entered: 03/23/2016)
04/22/2016	<u>48</u>	Second Unopposed MOTION for Extension of Time to File Response/Reply as to <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (Saltman, Julie) Modified text on 4/22/2016 (lmb). (Entered: 04/22/2016)
04/25/2016	<u>49</u>	ORDER – The Court, having reviewed Defendants Second Unopposed Motion to Extend Time to Respond to Plaintiffs' Motion for Fees hereby GRANTS the motion and ORDERS as follows: Defendants' response to Plaintiffs Motion for Fees, Costs, and Expenses must be filed on or before May 22, 2016. Signed by Magistrate Judge Leo I. Brisbois on 4/25/2016. (las) (Entered: 04/25/2016)
05/20/2016	<u>50</u>	MOTION for Extension of Time to File Response/Reply as to <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A. (Unopposed)</i> by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin. (Saltman, Julie) (Entered: 05/20/2016)
05/23/2016	<u>51</u>	ORDER granting <u>50</u> Motion for Extension of Time to File Response/Reply re <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> Responses due by 5/27/2016 Signed by Magistrate Judge Leo I. Brisbois on 5/22/2016. (las) (Entered: 05/23/2016)
05/27/2016	<u>52</u>	NOTICE by Seth D. Harris, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury, Neil Wolin re <u>38</u> MOTION for Attorney Fees <i>and Costs of Plaintiffs' Counsel Hughes Mathews, P.A.</i> (Saltman, Julie) (Entered: 05/27/2016)