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**U.S. District Court
Western District of Pennsylvania (Erie)
CIVIL DOCKET FOR CASE #: 1:12-cv-00123-SJM**

PERSICO et al v. SEBELIUS et al
Assigned to: Judge Sean J. McLaughlin
Cause: 42:2000 Civil Rights: Other

Date Filed: 05/21/2012
Date Terminated: 01/22/2013
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

**MOST REVEREND LAWRENCE T.
PERSICO**
*BISHOP OF THE ROMAN CATHOLIC
DIOCESE OF ERIE, AS TRUSTEE FOR
THE ROMAN CATHOLIC DIOCESE OF
ERIE, A CHARITABLE TRUST*

represented by **John D. Goetz**
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ATTORNEY TO BE NOTICED

Plaintiff

**THE ROMAN CATHOLIC DIOCESE
OF ERIE**

represented by **John D. Goetz**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Leon F. DeJulius
(See above for address)
LEAD ATTORNEY
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Paul M. Pohl
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Alison M. Kilmartin
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ATTORNEY TO BE NOTICED

Ira M. Karoll
(See above for address)
ATTORNEY TO BE NOTICED

Laura E. Ellsworth
(See above for address)
ATTORNEY TO BE NOTICED

Mary Pat Stahler
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

ST. MARTIN CENTER, INC.
AN AFFILIATE NONPROFIT
CORPORATION OF CATHOLIC
CHARITIES OF THE DIOCESE OF
ERIE

represented by **John D. Goetz**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Leon F. DeJulius
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul M. Pohl
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Alison M. Kilmartin
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ATTORNEY TO BE NOTICED

Ira M. Karoll
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ATTORNEY TO BE NOTICED

Laura E. Ellsworth
(See above for address)
ATTORNEY TO BE NOTICED

Mary Pat Stahler
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

PRINCE OF PEACE CENTER, INC.
*AN AFFILIATE NONPROFIT
CORPORATION OF CATHOLIC
CHARITIES OF THE DIOCESE OF
ERIE*

represented by **John D. Goetz**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Leon F. DeJulius
(See above for address)
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Alison M. Kilmartin
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ATTORNEY TO BE NOTICED

Ira M. Karoll
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ATTORNEY TO BE NOTICED

Laura E. Ellsworth
(See above for address)
ATTORNEY TO BE NOTICED

Mary Pat Stahler
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

KATHLEEN SEBELIUS
*IN HER OFFICIAL CAPACITY AS
SECRETARY OF THE U.S.
DEPARTMENT OF HEALTH AND
HUMAN SERVICES*

represented by **Bradley P. Humphreys**
U.S. Department of Justice, Civil
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

HILDA SOLIS
*IN HER OFFICIAL CAPACITY AS
SECRETARY OF THE U.S.
DEPARTMENT OF LABOR*

represented by **Bradley P. Humphreys**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

TIMOTHY GEITHNER
*IN HIS OFFICIAL CAPACITY AS
SECRETARY OF THE U.S.
DEPARTMENT OF TREASURY*

represented by **Bradley P. Humphreys**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**

represented by **Bradley P. Humphreys**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. DEPARTMENT OF LABOR

represented by **Bradley P. Humphreys**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. DEPARTMENT OF TREASURY

represented by **Bradley P. Humphreys**
(See above for address)
LEAD ATTORNEY
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Amicus

CALL TO ACTION PENNSYLVANIA

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CATHOLICS FOR SOCIAL JUSTICE

represented by **Francis C. Rapp , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

PITTSBURGH AREA PAX CHRISTI

represented by **Francis C. Rapp , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

**ASSOCIATION OF PITTSBURGH
PRIESTS**

represented by **Francis C. Rapp , Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

**SEVENTY-NINE (79) MEMBERS OF
THE UNITED STATES CONGRESS**

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PRO HAC VICE
ATTORNEY TO BE NOTICED

Amicus

**AMERICAN CENTER FOR LAW &
JUSTICE**

represented by **Noah Paul Fardo**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edward L. White
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/21/2012	1	COMPLAINT against All Defendants (Filing fee \$350, receipt number 0315-2375083), filed by ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, PRINCE OF PEACE CENTER, INC., DONALD W. TRAUTMAN. (Attachments: # 1 Civil Cover Sheet) (dm) (Entered: 05/21/2012)
05/21/2012	2	Disclosure Statement identifying None as corporate parent or other affiliate, by THE ROMAN CATHOLIC DIOCESE OF ERIE. (dm) (Entered: 05/21/2012)
05/21/2012	3	Disclosure Statement identifying None as corporate parent or other affiliate, by ST. MARTIN CENTER, INC.. (dm) (Entered: 05/21/2012)
05/21/2012	4	Disclosure Statement identifying None as corporate parent or other affiliate, by PRINCE OF PEACE CENTER, INC. (dm) (Entered: 05/21/2012)
05/21/2012	5	Summons Issued as to *TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY* (Attachments: # 1 Summons, # 2 Summons, # 3 Summons, # 4 Summons, # 5 Summons, # 6 Summons, # 7 Summons) (jd) (Entered: 05/21/2012)
05/24/2012	6	NOTICE of Appearance by Laura E. Ellsworth on behalf of PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Ellsworth, Laura) (Entered: 05/24/2012)
05/24/2012	7	NOTICE of Appearance by John D. Goetz on behalf of PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Goetz, John) (Entered: 05/24/2012)
05/24/2012	8	NOTICE of Appearance by Leon F. DeJulius on behalf of PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (DeJulius, Leon) (Entered: 05/24/2012)
05/24/2012	9	NOTICE of Appearance by Mary Pat Stahler on behalf of PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC

		DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Stahler, Mary Pat) (Entered: 05/24/2012)
06/06/2012	10	DISTRICT JUDGE OPTION by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN to have this case randomly assigned to a U.S. District Judge. (Goetz, John) (Entered: 06/06/2012)
06/08/2012		Case Reassigned to Judge Sean J. McLaughlin, presiding and Magistrate Judge Susan Paradise Baxter, referral. (dm) (Entered: 06/08/2012)
06/14/2012	11	SUMMONS/Return of Service Returned Executed by ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, PRINCE OF PEACE CENTER, INC., DONALD W. TRAUTMAN. KATHLEEN SEBELIUS served 5/29/2012; HILDA SOLIS served 5/29/2012; TIMOTHY GEITHNER served 5/25/2012; US DEPARTMENT OF HEALTH & HUMAN SERVICES served 5/29/2012; US DEPARTMENT OF LABOR served 6/1/2012; UNITED STATES DEPARTMENT OF TREASURY served 6/1/2012; US ATTORNEY GENERAL served 5/29/2012; US ATTORNEY served 5/25/2012, answer due 7/24/2012 (Attachments: # 1 Exhibit) (Pohl, Paul) (Entered: 06/14/2012)
06/15/2012		Update Answer Deadline: Answer due from US ATTORNEY 7/24/2012 (dm) (Entered: 06/15/2012)
07/03/2012	12	NOTICE of Appearance by Bradley P. Humphreys on behalf of TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Humphreys, Bradley) (Entered: 07/03/2012)
07/03/2012	13	Joint MOTION to Extend Time to Respond to Complaint by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. Motion(s) referred to Susan Paradise Baxter. (Attachments: # 1 Proposed Order) (Humphreys, Bradley) (Entered: 07/03/2012)
07/10/2012		ORDER VACATING the referral to Magistrate Judge Susan Paradise Baxter dated 6/8/2012. Signed by Judge Sean J. McLaughlin on 7/10/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 07/10/2012)
07/10/2012		Magistrate Judge Susan Paradise Baxter no longer assigned to case. (dm) (Entered: 07/10/2012)
07/10/2012	14	ORDER granting 13 Motion to Extend Time; Motion motion to dismiss the Complaint due by 8/6/2012; opposition to such motion due by 8/27/2012; Reply brief due 28 days after Plaintiffs file their opposition to the motion to dismiss. Signed by Judge Sean J. McLaughlin on 7/10/12. (nk,) (Entered: 07/10/2012)
08/06/2012	15	MOTION for Leave to File Amicus Curiae Brief in Support of Defendants by CALL TO ACTION PENNSYLVANIA, CATHOLICS FOR SOCIAL JUSTICE, PITTSBURGH AREA PAX CHRISTI and ASSOCIATION OF PITTSBURGH

		PRIESTS (Attachments: # 1 Exhibit, # 2 Proposed Order) (Rapp, Francis) Modified on 8/7/2012 to correct filers (dm) (Entered: 08/06/2012)
08/06/2012	16	Disclosure Statement identifying None as corporate parent or other affiliate, by CALL TO ACTION PENNSYLVANIA, CATHOLICS FOR SOCIAL JUSTICE, PITTSBURGH AREA PAX CHRISTI and THE ASSOCIATION OF PITTSBURGH PRIESTS. (Rapp, Francis) Modified on 8/7/2012 to correct filers (dm) (Entered: 08/06/2012)
08/06/2012	17	MOTION to Dismiss for Lack of Jurisdiction by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Attachments: # 1 Proposed Order) (Humphreys, Bradley) (Entered: 08/06/2012)
08/06/2012	18	BRIEF in Support re 17 Motion to Dismiss/Lack of Jurisdiction, filed by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Humphreys, Bradley) (Entered: 08/06/2012)
08/07/2012		CLERK'S OFFICE QUALITY CONTROL MESSAGE re 16 Disclosure Statement, 15 Motion for Leave to File. ERROR: Incorrect filers selected. CORRECTION: Correct filers CALL TO ACTION PENNSYLVANIA, CATHOLICS FOR SOCIAL JUSTICE, PITTSBURGH AREA PAX CHRISTI and THE ASSOCIATION OF PITTSBURGH PRIESTS properly linked to Motion. This message is for informational purposes only. (dm) (Entered: 08/07/2012)
08/08/2012		ORDER Response to 17 Motion to Dismiss/Lack of Jurisdiction, Response to Motion due by 8/29/2012. Signed by Judge Sean J. McLaughlin on 8/7/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 08/08/2012)
08/21/2012	19	MOTION for attorney Edward L. White III to Appear Pro Hac Vice, (Filing fee \$40, Receipt # 0315-2479105) by American Center for Law & Justice et al. (Attachments: # 1 Proposed Order) (Fardo, Noah) (Entered: 08/21/2012)
08/21/2012	20	MOTION to File Amicus Brief by American Center for Law & Justice et al. (Attachments: # 1 Exhibit Proposed Amici Curiae Brief, # 2 Proposed Order) (Fardo, Noah) (Entered: 08/21/2012)
08/21/2012	21	Disclosure Statement identifying None as corporate parent or other affiliate, by American Center for Law & Justice et al. (Fardo, Noah) (Entered: 08/21/2012)
08/22/2012		ORDER granting 19 Motion for Edward White III to Appear Pro Hac Vice. Signed by Judge Sean J. McLaughlin on 8/22/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk,) (Entered: 08/22/2012)
08/24/2012		TEXT ORDER granting 15 Motion for Leave to File Amicus Curiae Brief. Signed by Judge Sean J. McLaughlin on 8/24/2012. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter.

		(dm) (Entered: 08/24/2012)
08/24/2012		TEXT ORDER granting 20 Motion for Leave to File Amicus Brief. Signed by Judge Sean J. McLaughlin on 8/24/2012. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (dm) (Entered: 08/24/2012)
08/24/2012	22	NOTICE of Appearance by Edward L. White on behalf of AMERICAN CENTER FOR LAW & JUSTICE, SEVENTY-NINE (79) MEMBERS OF THE UNITED STATES CONGRESS. (White, Edward) (Entered: 08/24/2012)
08/24/2012	23	BRIEF in Opposition re 17 Motion to Dismiss/Lack of Jurisdiction, <i>Amici Curiae Brief In Support of Plaintiffs' Opposition to Defendants' Motion to Dismiss on Behalf of the American Center for Law & Justice and 79 Members of Congress</i> filed by AMERICAN CENTER FOR LAW & JUSTICE, SEVENTY-NINE (79) MEMBERS OF THE UNITED STATES CONGRESS. (White, Edward) (Entered: 08/24/2012)
08/27/2012	24	BRIEF in Opposition re 17 Motion to Dismiss/Lack of Jurisdiction, filed by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Attachments: # 1 Index of Exhibits, # 2 Exhibit Affidavit of Mary Maxwell, # 3 Exhibit Affidavit of David J. Murphy) (Pohl, Paul) (Entered: 08/27/2012)
08/31/2012	25	BRIEF in Support re 17 Motion to Dismiss/Lack of Jurisdiction, filed by ASSOCIATION OF PITTSBURGH PRIESTS, CALL TO ACTION PENNSYLVANIA, CATHOLICS FOR SOCIAL JUSTICE, PITTSBURGH AREA PAX CHRISTI. (Rapp, Francis) (Entered: 08/31/2012)
09/04/2012	26	NOTICE of Appearance by Alison M. Kilmartin on behalf of PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Kilmartin, Alison) (Entered: 09/04/2012)
09/04/2012	27	NOTICE of Appearance by Ira M. Karoll on behalf of PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Karoll, Ira) (Entered: 09/04/2012)
09/04/2012	28	MOTION for Leave to File Excess Pages <i>for Memorandum in Support of Motions for (1) Preliminary and Permanent Injunctions, (2) Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing, and (3) Scheduling Order or In-Person or Telephonic Status or Trial Setting Conference</i> by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Attachments: # 1 Proposed Order) (Pohl, Paul) (Entered: 09/04/2012)
09/04/2012	29	MOTION for Preliminary Injunction <i>and</i> , MOTION for Permanent Injunction by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Attachments: # 1 Proposed Order) (Pohl, Paul) (Entered: 09/04/2012)

09/04/2012	30	MOTION for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Attachments: # 1 Proposed Order) (Pohl, Paul) (Entered: 09/04/2012)
09/04/2012	31	MOTION for a Scheduling Order or In-Person or Telephonic Status or Trial Setting Conference re 30 MOTION for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing filed by PRINCE OF PEACE CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN, ST. MARTIN CENTER, INC., 29 MOTION for Preliminary Injunction and MOTION for Permanent Injunction filed by PRINCE OF PEACE CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN, ST. MARTIN CENTER, INC. by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Attachments: # 1 Proposed Order) (Pohl, Paul) (Entered: 09/04/2012)
09/04/2012	32	BRIEF in Support re 30 Motion for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing, 29 Motion for Preliminary Injunction, Motion for Permanent Injunction, 31 Motion for a Scheduling Order or In-Person or Telephonic Status or Trial Setting Conference, <i>Memorandum of Law in Support of Plaintiffs' Motion for Preliminary and Permanent Injunctions, Motion for Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing, and Motion for Scheduling Order or In-Person or Telephonic Status or Trial Setting Conference</i> filed by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Pohl, Paul) Modified on 9/10/2012. (tt) (Entered: 09/04/2012)
09/06/2012	34	ORDER granting 31 Motion for Status Conference. Status conference set for 9/11/12 at 1:30 p.m. before the Honorable Sean J. McLaughlin. Signed by Judge Sean J. McLaughlin on 9/6/12. (nk) (Entered: 09/06/2012)
09/10/2012	35	ORDER granting 28 Motion for Leave to File Excess Pages. Signed by Judge Sean J. McLaughlin on 9/10/12. (nk,) (Entered: 09/10/2012)
09/11/2012		Minute Entry for proceedings held before Judge Sean J. McLaughlin: Status Conference held on 9/11/2012. (Court Reporter: Ron Bench) Text-only entry; no PDF document will issue. This text-only entry constitutes a Minute of the Court or Notice on the matter. (nk) (Entered: 09/11/2012)
09/11/2012		NOTICE of Oral Argument on Motion re 17 MOTION to Dismiss for Lack of Jurisdiction: Motion Hearing set for 10/17/2012 10:00 AM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry. No PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 09/11/2012)
09/14/2012	36	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Status Conference Proceedings held on 9/11/2012 before Judge Sean J. McLaughlin. Court Reporter/Transcriber Ronald Bench, Telephone number 814-464-9613. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request

		Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction after 90 calendar days. For redaction purposes, or otherwise, during this 90 day period a copy of the transcript may be purchased from the court reporter/transcriber or viewed at the clerk's office public terminal. Notice of Intent for Redaction of Personal Data Identifiers due by 9/21/2012. Redaction Request due 10/5/2012. Redacted Transcript Deadline set for 10/15/2012. Release of Transcript Restriction set for 12/13/2012. (dm) (Entered: 09/14/2012)
09/24/2012	37	REPLY BRIEF re 17 Motion to Dismiss/Lack of Jurisdiction, filed by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Humphreys, Bradley) (Entered: 09/24/2012)
09/25/2012		ORDER Brief in Opposition re 30 Motion for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing, 29 Motion for Preliminary Injunction, Motion for Permanent Injunction; Brief due by 10/15/2012. Signed by Judge Sean J. McLaughlin on 9/25/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk) Modified on 10/2/2012. (tt) (Entered: 09/25/2012)
10/05/2012	38	MOTION to Amend the Case Caption by PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE, DONALD W. TRAUTMAN. (Attachments: # 1 Proposed Order) (Pohl, Paul) (Entered: 10/05/2012)
10/09/2012	39	ORDER granting 38 Motion amend caption. Signed by Judge Sean J. McLaughlin on 10/9/12. (nk) (Entered: 10/09/2012)
10/16/2012	40	MOTION for Leave to File Excess Pages <i>for Memorandum in Opposition to Plaintiffs' Motions for Preliminary and Permanent Injunctinos and for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing</i> by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Attachments: # 1 Proposed Order) (Humphreys, Bradley) (Entered: 10/16/2012)
10/16/2012	41	BRIEF in Opposition re 30 Motion for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing, 29 Motion for Preliminary Injunction, Motion for Permanent Injunction, filed by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Humphreys, Bradley) Modified on 10/31/2012. (tt) (Entered: 10/16/2012)
10/16/2012	42	ORDER granting 40 Motion for Leave to File Excess Pages. Signed by Judge Sean J. McLaughlin on 10/16/12. (nk) (Entered: 10/16/2012)
10/17/2012		Minute Entry for proceedings held before Judge Sean J. McLaughlin: Oral Argument held on 10/17/2012 re 17 MOTION to Dismiss for Lack of Jurisdiction filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT

		OF LABOR, U.S. DEPARTMENT OF TREASURY, TIMOTHY GEITHNER, HILDA SOLIS, KATHLEEN SEBELIUS. Motion is Under Advisement (Court Reporter: Ron Bench) Text-only entry; no PDF document will issue. This text-only entry constitutes a Minute of the Court or Notice on the matter. (nk) Modified on 10/19/2012. (nk) (Entered: 10/19/2012)
10/23/2012	43	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Hearing on Defendants' Motion to Dismiss held on October 17, 2012 before Judge Sean J. McLaughlin. Court Reporter/Transcriber Ronald J. Bench, Telephone number 814-464-9613. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction after 90 calendar days. For redaction purposes, or otherwise, during this 90 day period a copy of the transcript may be purchased from the court reporter/transcriber or viewed at the clerk's office public terminal. Notice of Intent for Redaction of Personal Data Identifiers due by 10/30/2012. Redaction Request due 11/13/2012. Redacted Transcript Deadline set for 11/23/2012. Release of Transcript Restriction set for 1/22/2013. (dm) (Entered: 10/23/2012)
11/02/2012	44	REPLY BRIEF re 30 Motion for a Rule 65(a)(2) Consolidated Trial and Preliminary Injunction Hearing, 29 Motion for Preliminary Injunction, Motion for Permanent Injunction, filed by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE. (Pohl, Paul) Modified on 11/14/2012. (tt) (Entered: 11/02/2012)
11/08/2012	45	NOTICE of <i>Supplemental Authority</i> by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY re 17 Motion to Dismiss/Lack of Jurisdiction. (Attachments: # 1 Exhibit A - Legatus v. Sebelius) (Humphreys, Bradley) (Entered: 11/08/2012)
11/13/2012	46	RESPONSE to 45 Notice, filed by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE. (Pohl, Paul) (Entered: 11/13/2012)
11/19/2012	47	NOTICE of <i>Supplemental Authority</i> by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE re 32 Brief in Support of Motion, 24 Brief in Opposition to Motion. (Attachments: # 1 Exhibit A) (Pohl, Paul) (Entered: 11/19/2012)
11/28/2012	48	RESPONSE to 47 Notice, filed by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Attachments: # 1 Catholic Diocese of Nashville v. Sebelius, # 2 Zubik v. Sebelius) (Humphreys, Bradley) (Entered: 11/28/2012)
11/29/2012	49	REPLY to 48 Response, filed by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE. (Pohl, Paul) (Entered: 11/29/2012)

12/05/2012	50	NOTICE of Supplemental Authority by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE re 17 Motion to Dismiss/Lack of Jurisdiction, (Attachments: # 1 Exhibit A - Archdiocese of New York v Sebelius) (Pohl, Paul) (Entered: 12/05/2012)
12/17/2012	51	RESPONSE to 50 Notice, filed by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Humphreys, Bradley) (Entered: 12/17/2012)
12/19/2012	52	NOTICE of Supplemental Authority by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE (Pohl, Paul) (Entered: 12/19/2012)
12/21/2012	53	RESPONSE to Plaintiffs' Notice of Supplemental Authority and Notice of Additional Supplemental Authority to 52 Notice, filed by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY. (Attachments: # 1 Exhibit Catholic Diocese of Biloxi v. Sebelius) (Humphreys, Bradley) (Entered: 12/21/2012)
12/21/2012	54	REPLY to 52 Notice, filed by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE. (Attachments: # 1 Exhibit) (Pohl, Paul) (Entered: 12/21/2012)
01/10/2013	55	NOTICE of Supplemental Authority by TIMOTHY GEITHNER, KATHLEEN SEBELIUS, HILDA SOLIS, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF LABOR, U.S. DEPARTMENT OF TREASURY re 17 Motion to Dismiss/Lack of Jurisdiction, (Attachments: # 1 Exhibit University of Notre Dame v. Sebelius, # 2 Exhibit Catholic Diocese of Peoria v. Sebelius, # 3 Exhibit Colorado Christian University v. Sebelius) (Humphreys, Bradley) (Entered: 01/10/2013)
01/15/2013	56	RESPONSE to 55 Notice, filed by LAWRENCE T. PERSICO, PRINCE OF PEACE CENTER, INC., ST. MARTIN CENTER, INC., THE ROMAN CATHOLIC DIOCESE OF ERIE. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2) (Pohl, Paul) (Entered: 01/15/2013)
01/22/2013	57	MEMORANDUM OPINION AND ORDER: AND NOW, to wit, this 22nd Day of January, 2013, for the reasons set forth in the accompanying Memorandum Opinion, IT IS ORDERED that the Defendants' Motion to Dismiss for lack of subject matter jurisdiction (ECF No. 17) shall be, and hereby is, GRANTED. Accordingly, all counts of Plaintiffs' complaint are hereby DISMISSED without prejudice pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure, and the case shall be marked "CLOSED." Signed by Judge Sean J. McLaughlin on 1/22/2013. (kas) (Entered: 01/22/2013)

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