

United States Court of Appeals
FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

July 02, 2015

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 14-20112 East Texas Baptist University, et al v. Sylvia
Burwell, Secretary HHS, et al

USDC No. 4:12-CV-3009

USDC No. 4:12-CV-314

USDC No. 4:12-CV-314

USDC No. 1:13-CV-709

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Angelique D. Batiste, Deputy Clerk
504-310-7715

Mr. Thomas F. Allen Jr.
Ms. Megan Barbero
Mr. Randal G. Cashiola
Mr. John Walter Crumley
Ms. Natalia Oehninger Delaune
Ms. Deborah Jane Dewart
Mr. Basheer Youssef Ghorayeb
Mr. Daniel David Hu
Mr. Bradley Philip Humphreys
Mr. Adam Craig Jed
Ms. Ayesha N. Khan
Ms. Alisa Beth Klein
Ms. Tamara Marinkovic
Mr. Terence M. Murphy
Mr. Patrick George Nemeroff
Mr. Jacek Pruski
Mr. Eric C. Rassbach
Mr. Joshua Marc Salzman
Mrs. Mailee Rebecca Smith
Ms. Diana Marie Verm
Mr. Kenneth Reed Wynne

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 14-20112

EAST TEXAS BAPTIST UNIVERSITY; HOUSTON BAPTIST UNIVERSITY,
Plaintiffs–Appellees,
WESTMINSTER THEOLOGICAL SEMINARY,
Intervenor Plaintiff–Appellee,

versus

SYLVIA MATHEWS BURWELL, in her official capacity as Secretary of the
United States Department of Health and Human Services; THOMAS PEREZ,
in his official capacity as Secretary of the United States Department of Labor;
JACOB J. LEW, in his official capacity as Secretary of the United States
Department of Treasury; UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES; UNITED STATES DEPARTMENT OF LABOR;
UNITED STATES DEPARTMENT OF TREASURY,
Defendants–Appellants.

Appeal from the United States District Court
for the Southern District of Texas
No. 4:12-CV-3009

* * * * *

No. 14-10241

UNIVERSITY OF DALLAS,

Plaintiff–Appellee,

versus

SYLVIA MATHEWS BURWELL, in her official capacity as Secretary of the United States Department of Health and Human Services; THOMAS PEREZ, in his official capacity as Secretary of the United States Department of Labor; JACOB J. LEW, in his official capacity as Secretary of the United States Department of Treasury; UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES; UNITED STATES DEPARTMENT OF LABOR; UNITED STATES DEPARTMENT OF TREASURY,

Defendants–Appellants.

Appeal from the United States District Court
for the Northern District of Texas
No. 4:12-CV-314

* * * * *

No. 14-40212

CATHOLIC DIOCESE OF BEAUMONT; CATHOLIC CHARITIES OF
SOUTHEAST TEXAS, INCORPORATED,

Plaintiffs–Appellees,

versus

SYLVIA MATHEWS BURWELL, in her official capacity as Secretary of the
United States Department of Health and Human Services; THOMAS PEREZ,
in his official capacity as Secretary of the United States Department of Labor;
JACOB J. LEW, in his official capacity as Secretary of the United States
Department of Treasury; UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES; UNITED STATES DEPARTMENT OF LABOR;
UNITED STATES DEPARTMENT OF TREASURY,

Defendants–Appellants.

Appeal from the United States District Court
for the Eastern District of Texas
No. 1:13-CV-709

* * * * *

No. 14-10661

CATHOLIC CHARITIES, DIOCESE OF FORT WORTH, INCORPORATED,
Plaintiff–Appellee,

versus

SYLVIA MATHEWS BURWELL, in her official capacity as Secretary of the U.S. Department of Health and Human Services; THOMAS PEREZ, in his official capacity as Secretary of the U.S. Department of Labor; JACOB J. LEW, in his official capacity as Secretary, U.S. Department of Treasury; UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES; UNITED STATES DEPARTMENT OF LABOR; UNITED STATES DEPARTMENT OF TREASURY,

Defendants–Appellants.

Appeal from the United States District Court
for the Northern District of Texas
No. 4:12-CV-314

O R D E R:

The motion of appellee Westminster Theological Seminary to stay the mandate and alternatively for rehearing in No. 14-20112 is DENIED, without prejudice, as unnecessary. The mandates are not scheduled to issue until August 14, 2015. Moreover, under Federal Rule of Appellate Procedure 40(a)(1), any request for rehearing is not due until 45 days from the date of the decision.

/s/ Jerry E. Smith
JERRY E. SMITH
United States Circuit Judge