

STAYED, APPEAL, CONSOLIDATED, LC01

**Eastern District of Washington
U.S. District Court (Yakima)
CIVIL DOCKET FOR CASE #: 1:19-cv-03040-SAB**

State of Washington v. Azar et al
Assigned to: Judge Stanley A Bastian
related Case: 1:19-cv-03045-SAB
Case in other court: 9CCA, 19-35394
Cause: 05:0701 Judicial Review of Agency Decision

Date Filed: 03/05/2019
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures Act/Review or
Appeal of Agency Decision
Jurisdiction: U.S. Government Defendant

Plaintiff

State of Washington

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Date Filed	#	Docket Text
03/05/2019	<u>1</u>	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against All Defendants (Filing fee \$ 400; Receipt # 0980-3107729) Filed by State of Washington. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Exhibit Exhibit A)(Sprung, Jeffrey) (Entered: 03/05/2019)

03/05/2019		Notice of Judge Assignment. Judge Stanley A Bastian assigned to case. (LR, Case Administrator) (Entered: 03/05/2019)
03/05/2019	<u>2</u>	Summons Issued as to Alex M Azar, II. (Attachments: # <u>1</u> Summons Issued as to U.S. Department of Health and Human Services)(LR, Case Administrator) (Entered: 03/05/2019)
03/05/2019	<u>3</u>	CERTIFICATE OF SERVICE as to <u>1</u> Complaint, filed by State of Washington. (Sprung, Jeffrey) (Entered: 03/05/2019)
03/18/2019	<u>4</u>	NOTICE of Appearance by Andrew Marshall Bernie on behalf of All Defendants (Attorney Andrew Marshall Bernie added to party Alex M Azar, II(pty:dft), Attorney Andrew Marshall Bernie added to party United States Department of Health and Human Services(pty:dft))(Bernie, Andrew) (Entered: 03/18/2019)
03/18/2019	<u>5</u>	NOTICE of Appearance by Bradley P Humphreys on behalf of Alex M Azar, II, United States Department of Health and Human Services (Attorney Bradley P Humphreys added to party Alex M Azar, II(pty:dft), Attorney Bradley P Humphreys added to party United States Department of Health and Human Services(pty:dft))(Humphreys, Bradley) (Entered: 03/18/2019)
03/18/2019	<u>6</u>	Joint MOTION to Expedite <i>and Set Briefing Schedule on Motions for Preliminary Injunction</i> by State of Washington. Motion Hearing set for 3/20/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Proposed Order)(Sprung, Jeffrey) (Entered: 03/18/2019)
03/18/2019	<u>7</u>	Unopposed MOTION to Consolidate Cases <i>for Pretrial Proceedings</i> by State of Washington. Motion Hearing set for 3/20/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Proposed Order)(Sprung, Jeffrey) (Entered: 03/18/2019)
03/18/2019	<u>8</u>	Order Granting <u>7</u> Motion to Consolidate; <u>6</u> Motion to Expedite, and Setting Briefing Schedule. In Court Hearing on Plaintiffs' Motions for Preliminary Injunction set for 4/25/2019 at 10:00 AM in Yakima, Courtroom 203. Signed by Judge Stanley A Bastian. (PL, Case Administrator) (Entered: 03/18/2019)
03/22/2019	<u>9</u>	MOTION for Preliminary Injunction by State of Washington. Motion Hearing set for 4/25/2019 at 10:00 AM in Yakima Courtroom 203 before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>10</u>	DECLARATION by Karl Eastlund in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>11</u>	DECLARATION by Cynthia Harris in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2)(Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>12</u>	DECLARATION by Anuj Khattar, M.D. in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>13</u>	DECLARATION by Dr. Judy Kimelman in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3, # <u>4</u> Exhibit Exhibit 4, # <u>5</u> Exhibit Exhibit 5)(Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>14</u>	DECLARATION by Bob Marsalli in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>15</u>	DECLARATION by David Schumacher in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>16</u>	DECLARATION by Dr. Judy Zerzan-Thul in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Sprung, Jeffrey) (Entered: 03/22/2019)
03/22/2019	<u>17</u>	DECLARATION by Kristin Beneski in Support re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Attachments: # <u>1</u> Exhibit Exhibit 1a-1t, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3, # <u>4</u> Exhibit Exhibit 4, # <u>5</u> Exhibit Exhibit 5, # <u>6</u> Exhibit Exhibit 6, # <u>7</u> Exhibit Exhibit 7)(Sprung, Jeffrey) (Entered: 03/22/2019)

03/22/2019	<u>18</u>	MOTION for Preliminary Injunction by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. Motion Hearing set for 4/25/2019 at 10:00 AM in Yakima Courtroom 203 before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order)(Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>19</u>	DECLARATION by Clare Coleman in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Chiang, Emily) Modified on 4/10/2019 See Corrected Declaration filed at ECF No. <u>39</u> (LR, Case Administrator). (Entered: 03/22/2019)
03/22/2019	<u>20</u>	DECLARATION by Dr. Kathryn Kost in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>21</u>	DECLARATION by Connie Cantrell in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>22</u>	DECLARATION by Kristin A. Adams, Ph.D. in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>23</u>	DECLARATION by J. Elisabeth Kruse, M.S., C.N.M., A.R.N.P. in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>24</u>	DECLARATION by Tessa Madden, M.D., M.P.H. in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Attachments: # <u>1</u> Exhibit)(Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>25</u>	DECLARATION by Heather Maisen in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 03/22/2019)
03/22/2019	<u>26</u>	DECLARATION by Sarah Prager, M.D., M.A.S. in Support re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Attachments: # <u>1</u> Exhibit)(Chiang, Emily) (Entered: 03/22/2019)
04/09/2019	<u>27</u>	NOTICE of Appearance by Taylor Washburn on behalf of American College of Obstetricians and Gynecologists, American Academy of Pediatrics, American College of Physicians, Society for Maternal–Fetal Medicine, Society for Adolescent Health Medicine (Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>28</u>	MOTION to Appear Pro Hac Vice re Attorney: Daniel W. Richards. Filing fee \$ 200, receipt number 0980–3136848. by American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>29</u>	MOTION to Appear Pro Hac Vice re Attorney: Catherine J. Djang. Filing fee \$ 200, receipt number 0980–3136977. by American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>30</u>	MOTION to Appear Pro Hac Vice re Attorney: Douglas H. Hallward–Driemeier. Filing fee \$ 200, receipt number 0980–3136991. by American Academy of Pediatrics,

		American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>31</u>	MOTION to Appear Pro Hac Vice re Attorney: Haley Eagon. Filing fee \$ 200, receipt number 0980–3137010. by American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>32</u>	MOTION to Appear Pro Hac Vice re Attorney: Lisa H. Bebhick. Filing fee \$ 200, receipt number 0980–3137027. by American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>33</u>	MOTION to Appear Pro Hac Vice re Attorney: Thomas N. Bulleit. Filing fee \$ 200, receipt number 0980–3137043. by American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/09/2019	<u>34</u>	Unopposed MOTION for Leave to File <i>Amicus Brief</i> by American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, Society for Maternal–Fetal Medicine. Motion Hearing set for 5/9/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/09/2019)
04/10/2019	<u>35</u>	NOTICE of Appearance by Taylor Washburn on behalf of Institute of Policy Integrity at New York University School of Law (Washburn, Taylor) (Entered: 04/10/2019)
04/10/2019	<u>36</u>	MOTION to Appear Pro Hac Vice re Attorney: Madison Condon. Filing fee \$ 200, receipt number 0980–3137606. by Institute of Policy Integrity at New York University School of Law. Motion Hearing set for 5/10/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/10/2019)
04/10/2019	<u>37</u>	MOTION to Appear Pro Hac Vice re Attorney: Jason A. Schwartz. Filing fee \$ 200, receipt number 0980–3137614. by Institute of Policy Integrity at New York University School of Law. Motion Hearing set for 5/10/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/10/2019)
04/10/2019	<u>38</u>	Unopposed MOTION for Leave to File <i>Amicus Brief</i> by Institute of Policy Integrity at New York University School of Law. Motion Hearing set for 5/10/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> (Proposed Order))(Washburn, Taylor) (Entered: 04/10/2019)
04/10/2019	<u>39</u>	DECLARATION of Clare Coleman <i>Corrected</i> re <u>19</u> Declaration in Support of Motion, by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 04/10/2019)
04/10/2019	<u>40</u>	ORDER GRANTING <u>34</u> MOTION FOR LEAVE TO FILE PROPOSED BRIEF OF <i>AMICI CURIAE</i> ; GRANTING <u>28</u> , <u>29</u> , <u>30</u> , <u>31</u> , <u>32</u> AND <u>33</u> PRO HAC VICE MOTIONS. Added Attorneys Daniel W Richards, Catherine J Djang, Douglas H Hallward–Driemeier, Haley Eagon, Lisa H Bebhick, and Thomas N Bulleit for American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, Society for Adolescent Health Medicine, and Society for Maternal–Fetal Medicine. Signed by Judge Stanley A Bastian. (LR, Case Administrator) (Entered: 04/10/2019)

04/10/2019	<u>41</u>	ORDER GRANTING <u>38</u> UNOPPOSED MOTION FOR LEAVE TO FILE PROPOSED BRIEF OF <i>AMICI CURIAE</i> ; GRANTING <u>36</u> AND <u>37</u> PRO HAC VICE MOTIONS. Added Attorneys Madison Condon and Jason A Schwartz for Institute of Policy Integrity at New York University School of Law. Signed by Judge Stanley A Bastian. (LR, Case Administrator) (Entered: 04/10/2019)
04/12/2019	<u>42</u>	MOTION to Appear Pro Hac Vice re Attorney: Benjamin M. Flowers. Filing fee \$ 200, receipt number 0980-3140006. by State of Ohio. Motion Hearing set for 5/13/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order)(Ard, Joel) (Entered: 04/12/2019)
04/12/2019	<u>43</u>	MOTION for Leave to File <i>Amicus Brief</i> by State of Ohio. Motion Hearing set for 5/13/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Text of Proposed Order)(Ard, Joel) (Entered: 04/12/2019)
04/12/2019	<u>44</u>	MEMORANDUM in Opposition re <u>18</u> MOTION for Preliminary Injunction , <u>9</u> MOTION for Preliminary Injunction filed by All Defendants. (Humphreys, Bradley) (Entered: 04/12/2019)
04/15/2019	45	The <i>Amici</i> States' Motion for Leave to File <i>Amicus</i> Brief, ECF No. <u>43</u> , is GRANTED. The <i>Amici</i> States' Motion for Admission <i>Pro Hac Vice</i> , ECF No. <u>42</u> , is GRANTED. Benjamin Flower is hereby admitted to practice in the United States District Court for the Eastern District of Washington in the above-captioned case. Pursuant to Local Rule 83.2(c), the States' <i>Amici</i> local counsel of record, Joel Ard, shall sign all pleadings, motions, and other papers prior to filing, and shall meaningfully participate in the case. Signed by Judge Stanley A Bastian. Text entry; no PDF document will issue. This text-only entry constitutes the court order on the matter. (TR, Case Administrator) (Entered: 04/15/2019)
04/16/2019	<u>46</u>	MOTION to Appear Pro Hac Vice re Attorney: Sarah E. Pitlyk. Filing fee \$ 200, receipt number 0980-3142498. by Susan B. Anthony List. Motion Hearing set for 5/23/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order proposed Order)(Ahrend, George) (Entered: 04/16/2019)
04/16/2019	<u>47</u>	MOTION to Appear Pro Hac Vice re Attorney: Adam S. Hochschild. Filing fee \$ 200, receipt number 0980-3142517. by Susan B. Anthony List. Motion Hearing set for 5/23/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order proposed Order)(Ahrend, George) (Entered: 04/16/2019)
04/16/2019	<u>48</u>	MOTION for Leave to File <i>Amicus Curiae Brief</i> by Susan B. Anthony List. Motion Hearing set for 5/23/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> proposed Amicus Curiae Brief, # <u>2</u> Text of Proposed Order proposed Order)(Ahrend, George) (Entered: 04/16/2019)
04/16/2019	49	TEXT ORDER: Susan B. Anthony List's Unopposed Motion for Leave to File Brief of Amicus Curiae in Support of Defendants, ECF No. <u>48</u> , is GRANTED. The Applications for Leave to Appear Pro Hac Vice for Sarah E. Pitlyk, ECF No. <u>46</u> , and Adam Hochschild, ECF No. <u>47</u> , are GRANTED. Sarah E. Pitlyk and Adam Hochschild are hereby admitted to practice in the United States District Court for the Eastern District of Washington in the above-captioned case. Pursuant to Local Rule 83.2(c), Susan B. Anthony List's local counsel of record, George M. Ahrend, shall sign all pleadings, motions, and other papers prior to filing, and shall meaningfully participate in this case. Signed by Judge Stanley A Bastian. Text entry; no PDF document will issue. This text-only entry constitutes the court order on the matter. (LR, Case Administrator) (Entered: 04/16/2019)
04/18/2019	<u>50</u>	SUMMONS Returned Executed by Deborah Oyer, Feminist Women's Health Center, National Family Planning & Reproductive Health Association, Teresa Gall re Alex M Azar, II, Diane Foley, United States Department of Health and Human Services. (Shaeffer, Joseph) (Entered: 04/18/2019)
04/19/2019	<u>51</u>	REPLY MEMORANDUM re <u>18</u> MOTION for Preliminary Injunction filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 04/19/2019)
04/19/2019	<u>52</u>	REPLY MEMORANDUM re <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Sprung, Jeffrey) (Entered: 04/19/2019)

04/25/2019	<u>53</u>	Minute Entry for proceedings held before Judge Stanley A Bastian: Motion Hearing held on 4/25/2019 re <u>18</u> MOTION for Preliminary Injunction filed by Deborah Oyer, Teresa Gall, Feminist Women's Health Center, National Family Planning & Reproductive Health Association, <u>9</u> MOTION for Preliminary Injunction filed by State of Washington. (Reported/Recorded by: Lynette F. Walters) (EC, Courtroom Deputy) (Entered: 04/25/2019)
04/25/2019	<u>54</u>	ORDER GRANTING PLAINTIFFS' MOTIONS FOR PRELIMINARY INJUNCTION, granting <u>18</u> Motion for Preliminary Injunction; granting <u>9</u> Motion for Preliminary Injunction. Signed by Judge Stanley A Bastian. (LR, Case Administrator) (Entered: 04/25/2019)
05/02/2019	<u>55</u>	NOTICE by All Defendants (Attachments: # <u>1</u> Exhibit)(Humphreys, Bradley) (Entered: 05/02/2019)
05/03/2019	<u>56</u>	NOTICE OF TELEPHONIC SCHEDULING CONFERENCE:A Telephonic Scheduling Conference has been set for 5/23/2019 at 10:00 a.m. via Teleconference before Judge Stanley A Bastian. Participants should plan to call the Court Conference line: 1-888-636-3807 / Access code: 8839796 (No security code) five minutes before the conference. (Attachments: # <u>1</u> Consent to Magistrate)(EC, Courtroom Deputy) (Entered: 05/03/2019)
05/03/2019	<u>57</u>	LODGED NOTICE OF APPEAL from District Court decision as to <u>54</u> Order on Motion for Preliminary Injunction, by All Defendants. Filing fee \$ 505, receipt number WAIVED. (Humphreys, Bradley) (Entered: 05/03/2019)
05/03/2019	<u>58</u>	MOTION to Stay re <u>54</u> Order on Motion for Preliminary Injunction, by All Defendants. Motion Hearing set for 5/10/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Text of Proposed Order)(Humphreys, Bradley) (Entered: 05/03/2019)
05/03/2019	<u>61</u>	NOTICE OF INTERLOCUTORY AND PRELIMINARY INJUNCTION APPEAL as to <u>54</u> Order on Motion for Preliminary Injunction, by All Defendants. cc: Court Reporter: Lynette Walters. (LR, Case Administrator) Modified on 5/6/2019 9CCA Case No. 19-35394 (LR, Case Administrator). (Entered: 05/06/2019)
05/04/2019	<u>59</u>	MOTION to Expedite <i>Hearing on Motion for Stay of Preliminary Injunction</i> by All Defendants. Motion Hearing set for 5/10/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order)(Humphreys, Bradley) (Entered: 05/04/2019)
05/04/2019	<u>60</u>	Errata filed by All Defendants : Re <u>58</u> MOTION to Stay re <u>54</u> Order on Motion for Preliminary Injunction, . (Attachments: # <u>1</u> Affidavit, # <u>2</u> Text of Proposed Order)(Humphreys, Bradley) (Entered: 05/04/2019)
05/06/2019	<u>62</u>	9CCA Payment Notification form re <u>61</u> Notice of Interlocutory and Preliminary Injunction Appeal. Fee Waived. (LR, Case Administrator) (Entered: 05/06/2019)
05/06/2019	<u>63</u>	Letter from Appeal Deputy Clerk to Andrew Marshall Bernie and Bradley P Humphreys dated 5/6/2019. (Attachments: # <u>1</u> Notice of Appeal, # <u>2</u> Public Docket Sheet)(LR, Case Administrator) (Entered: 05/06/2019)
05/06/2019	<u>64</u>	9CCA Appeal Case Number 19-35394 for <u>61</u> Notice of Interlocutory and Preliminary Injunction Appeal filed 5/3/2019. (LR, Case Administrator) (Entered: 05/06/2019)
05/06/2019	<u>65</u>	RESPONSE to Motion re <u>59</u> MOTION to Expedite <i>Hearing on Motion for Stay of Preliminary Injunction</i> filed by All Plaintiffs. (Sprung, Jeffrey) (Entered: 05/06/2019)
05/07/2019	66	TEXT ORDER: Defendants' Motion to Expedite, ECF No. <u>59</u> , is DENIED. The hearing set for May 10, 2019 on Defendant's Motion to Stay, ECF No. <u>58</u> , is continued to May 23, 2019. The deadline for filing Plaintiffs' response to Defendant's Motion to Stay is May 17, 2019. The deadline for any reply is May 22, 2019. Signed by Judge Stanley A Bastian. Text entry; no PDF document will issue. This text-only entry constitutes the court order on the matter. (LR, Case Administrator) (Entered: 05/07/2019)
05/08/2019	<u>67</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Motion Hearing. Proceedings held on April 25, 2019 in Yakima, Washington before Judge Stanley A Bastian. Page Numbers: 1-105

		<p>Parties have seven (7) business 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.</p> <p>Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.</p> <p>Information regarding the policy can be found on the court website at www.waed.uscourts.gov.</p> <p>To purchase a copy of the transcript contact Court Reporter/Transcriber Lynette F. Walters at 509-573-6613 or Lynette_Walters@waed.uscourts.gov. Redaction Request due 5/29/2019. Redacted Transcript Deadline set for 6/10/2019. Release of Transcript Restriction set for 8/6/2019. (Walters, Lynette) (Entered: 05/08/2019)</p>
05/09/2019	<u>68</u>	NOTICE of Appearance by Robert C Merritt on behalf of All Defendants (Attorney Robert C Merritt added to party Alex M Azar, II(pty:dft), Attorney Robert C Merritt added to party Diane Foley(pty:dft), Attorney Robert C Merritt added to party Office of Population Affairs(pty:dft), Attorney Robert C Merritt added to party United States Department of Health and Human Services(pty:dft))(Merritt, Robert) (Entered: 05/09/2019)
05/09/2019	<u>69</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Otherwise Respond to Plaintiffs' Complaints</i> by All Defendants. Motion Hearing set for 5/10/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order)(Merritt, Robert) (Entered: 05/09/2019)
05/09/2019	70	TEXT ORDER: Defendants' Unopposed Motion for Extension of Time to Respond to Complaints and for Expedited Consideration, ECF No. <u>69</u> , is GRANTED. The deadline for responding to Plaintiffs' complaints is extended to June 24, 2019. Signed by Judge Stanley A Bastian. Text entry; no PDF document will issue. This text-only entry constitutes the court order on the matter. (LR, Case Administrator) (Entered: 05/09/2019)
05/13/2019	<u>71</u>	Joint Certificate Pursuant to Rule 26 / Rule 16 <i>and Proposed Discovery Plan</i> by All Plaintiffs. (Sprung, Jeffrey) (Entered: 05/13/2019)
05/17/2019	<u>72</u>	RESPONSE to Motion re <u>58</u> MOTION to Stay re <u>54</u> Order on Motion for Preliminary Injunction, filed by State of Washington. (Beneski, Kristin) (Entered: 05/17/2019)
05/17/2019	<u>73</u>	MEMORANDUM in Opposition re <u>58</u> MOTION to Stay re <u>54</u> Order on Motion for Preliminary Injunction, filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 05/17/2019)
05/20/2019	74	NOTICE OF CHANGE OF TIME RE: SCHEDULING CONFERENCE – Text entry;no PDF document: The Telephonic Scheduling Conference set for 5/23/2019 at 10:00 a.m. has been reset for 10:15 a.m. via Teleconference before Judge Stanley A Bastian. Participants should plan to call the Court Conference line: 1-888-636-3807 / Access code: 8839796 (No security code) five minutes before the conference. (CHANGE OF TIME ONLY)(ES, Courtroom Deputy) (Entered: 05/20/2019)
05/21/2019	<u>75</u>	REPLY MEMORANDUM re <u>58</u> MOTION to Stay re <u>54</u> Order on Motion for Preliminary Injunction, filed by All Defendants. (Humphreys, Bradley) (Entered: 05/21/2019)
05/21/2019	<u>76</u>	SUMMONS Returned Executed by Deborah Oyer, Feminist Women's Health Center, National Family Planning & Reproductive Health Association, Teresa Gall re Office of Population Affairs. (Shaeffer, Joseph) (Entered: 05/21/2019)
05/23/2019	<u>77</u>	Minute Entry for TELEPHONIC proceedings held before Judge Stanley A Bastian: Status Conference held on 5/23/2019. (Reported/Recorded by: None) (ES, Courtroom Deputy) (Entered: 05/23/2019)

05/23/2019	<u>78</u>	NOTICE OF TELEPHONIC STATUS CONFERENCE – Text entry;no PDF document. – By Court: A Telephonic Status Conference has been set for 8/1/2019 at 10:00 a.m. (PST) via Teleconference before Judge Stanley A Bastian. Participants should plan to call the Court Conference line: 1–888–636–3807 / Access code: 8839796 (No security code) five minutes before the conference. (ES, Courtroom Deputy) (Entered: 05/23/2019)
05/24/2019	<u>79</u>	MOTION to Stay <i>Proceedings Pending Appeal</i> by All Defendants. Motion Hearing set for 6/24/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order)(Merritt, Robert) (Entered: 05/24/2019)
05/24/2019	<u>80</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Otherwise Respond to Plaintiffs' Complaints</i> by All Defendants. Motion Hearing set for 6/24/2019 Without Oral Argument before Judge Stanley A Bastian. (Attachments: # <u>1</u> Text of Proposed Order)(Merritt, Robert) (Entered: 05/24/2019)
05/24/2019	<u>81</u>	ORDER SETTING TELEPHONIC STATUS CONFERENCE – Telephonic Status Conference set for 8/1/2019 at 10:00 AM via Teleconference before Judge Stanley A Bastian. Signed by Judge Stanley A Bastian. (LR, Case Administrator) (Entered: 05/24/2019)
06/03/2019	<u>82</u>	ORDER DENYING <u>58</u> DEFENDANTS' MOTION TO STAY PRELIMINARY INJUNCTION PENDING APPEAL. Signed by Judge Stanley A Bastian. (LR, Case Administrator) (Entered: 06/03/2019)
06/07/2019	<u>83</u>	RESPONSE to Motion re <u>79</u> MOTION to Stay <i>Proceedings Pending Appeal Opposition</i> filed by Feminist Women's Health Center, Teresa Gall, National Family Planning & Reproductive Health Association, Deborah Oyer. (Chiang, Emily) (Entered: 06/07/2019)
06/07/2019	<u>84</u>	RESPONSE to Motion re <u>79</u> MOTION to Stay <i>Proceedings Pending Appeal</i> filed by State of Washington. (Beneski, Kristin) (Entered: 06/07/2019)
06/13/2019	<u>85</u>	NOTICE by All Defendants (Attachments: # <u>1</u> Exhibit)(Bernie, Andrew) (Entered: 06/13/2019)
06/14/2019	<u>86</u>	ORDER DENYING <u>79</u> DEFENDANTS' MOTION TO STAY PROCEEDINGS PENDING APPEAL, and granting <u>80</u> Defendants' Unopposed Motion for Extension of Time to Respond to Complaints. Signed by Judge Stanley A Bastian. (LR, Case Administrator) (Entered: 06/14/2019)
06/20/2019	<u>87</u>	COPY OF 9CCA ORDER as to <u>61</u> Notice of Appeal. The motion for a stay pending appeal is GRANTED. 9CCA: 19–35394. (LR, Case Administrator) (Entered: 06/20/2019)
06/24/2019	<u>88</u>	NOTICE by Alex M Azar, II, Diane Foley, Office of Population Affairs, United States Department of Health and Human Services <i>re Administrative Record</i> (Humphreys, Bradley) (Entered: 06/24/2019)
06/25/2019	<u>89</u>	COPY OF 9CCA ORDER as to <u>61</u> Notice of Appeal, re Emergency Motions for Reconsideration En Banc. 9CCA: 19–35394. (LR, Case Administrator) (Entered: 06/25/2019)
06/25/2019	<u>90</u>	COPY OF 9CCA ORDER as to <u>61</u> Notice of Appeal. Amended Order re Emergency Motions for Reconsideration En Banc. 9CCA: 19–35394. (LR, Case Administrator) (Entered: 06/25/2019)
07/01/2019	<u>91</u>	COPY OF 9CCA ORDER as to <u>61</u> Notice of Appeal, re leave to file an amicus brief in support of the emergency motion for reconsideration en banc. 9CCA: 19–35394. (LR, Case Administrator) (Entered: 07/01/2019)
07/03/2019	<u>92</u>	COPY OF 9CCA ORDER as to <u>61</u> Notice of Appeal, re cases be reheard en banc. 9CCA: 19–35394. (LR, Case Administrator) (Entered: 07/03/2019)
07/11/2019	<u>93</u>	COPY OF 9CCA ORDER as to <u>61</u> Notice of Interlocutory Appeal, re: denial of motion for administrative stay of the three–judge panel, 9CCA: 19–35394. (CLP, Case Administrator) (Entered: 07/11/2019)