

APPEAL, CLOSED, NOREF

**U.S. District Court
Middle District of Florida (Ft. Myers)
CIVIL DOCKET FOR CASE #: 2:13-cv-00630-JSM-CM**

Ave Maria University v. Sebelius et al
Assigned to: Judge James S. Moody, Jr
Referred to: Magistrate Judge Carol Mirando
Case in other court: 14-15780
Cause: 28:2201 Injunction

Date Filed: 08/29/2013
Date Terminated: 07/12/2018
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

Ave Maria University

represented by **Diana M. Verm**
The Becket Fund for Religious Liberty
Suite 220
3000 K St NW
Washington, DC 20007
202/955-0095
Fax: 202/955-0090
Email: dverm@becketfund.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eric S. Baxter
The Becket Fund for Religious Liberty
Ste. 220
3000 K St. N.W.
Washington, DC 20007
202/955-0095
Fax: 202/955-0090
Email: ebaxter@becketfund.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Louis D. D'Agostino
Cheffy Passidomo, PA
Suite 201
821 Fifth Ave S
Naples, FL 34102-6621
239/261-9300
Fax: 239-261-9782
Email: lddagostino@napleslaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Westcott Pettit
Cheffy Passidomo, PA
Suite 201
821 Fifth Ave S
Naples, FL 34102-6621
239/261-9300
Fax: 239/261-9782
Email: mwpettit@napleslaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Kathleen Sebelius
*Secretary of the United States
Department of Health and Human*

represented by **Jacek Pruski**
U.S. Department of Justice
20 Massachusetts Ave. NW

Services

6141
Washington, DC 20530
Email: jacek.pruski@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michele Bennett
US Department of Justice – Civil Division
Room 6140
20 Massachusetts Ave NW
Washington, DC 20530
202/305-8902
Fax: 202/616-8470
Email: michelle.bennett@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Adam Grogg
U.S. Department of Justice, Civil Division,
Federal Programs
20 Massachusetts Ave. NW
Washington, DC 20001-0000
202/514-2395
Email: adam.a.grogg@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

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

represented by **Jacek Pruski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michele Bennett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Adam Grogg
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Thomas Perez
*Secretary of the United States
Department of Labor*

represented by **Jacek Pruski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michele Bennett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Adam Grogg
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Jacob Lew
*Secretary of the United States
Department of Treasury*

represented by **Jacek Pruski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michele Bennett

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

Adam Grogg
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**United States Department of the
Treasury**

represented by **Jacek Pruski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michele Bennett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Adam Grogg
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

United States Department of Labor

represented by **Jacek Pruski**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michele Bennett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Adam Grogg
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

**American Civil Liberties Union of
Florida**
ACLU of Florida
4500 Biscayne Blvd
Suite 340
Miami, FL 33137
786-363-2700

represented by **Brigitte Amiri**
American Civil Liberties Union
Foundation
125 Broad St., 18th Floor
New York, NY 10004
212/549-2601
Fax: 212/549-2650
Email: bamiri@aclu.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Mach
American Civil Liberties Union
Foundation
915 15th St., 6th Floor
Washington, DC 20005
202/548-6604
Fax: 202/546-0738
Email: dmach@aclu.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer Lee
American Civil Liberties Union

Foundation
 125 Broad St., 18th Floor
 New York, NY 10004
 212/549-2601
 Fax: 212/549-2650
 Email: jlee@aclu.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Maria Kayanan
 ACLU Foundation of Florida, Inc.
 Suite 400
 4343 West Flagler Street
 Miami, FL 33134
 305-815-7131
 Email: mkhellsten@gmail.com
ATTORNEY TO BE NOTICED

Amicus

American Civil Liberties Union

represented by **Brigitte Amiri**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Mach
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer Lee
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Maria Kayanan
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/29/2013	<u>1</u>	VERIFIED COMPLAINT (injunctive relief sought) against Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of the Treasury, United States Department of Labor (Filing fee \$ 400 receipt number FTM005048) filed by Ave Maria University. (Attachments: # <u>1</u> Exhibit FDA Birth Control Guide, # <u>2</u> Civil Cover Sheet)(SLU) (Entered: 08/30/2013)
08/29/2013	<u>2</u>	SUMMONS issued as to All Defendants. (SLU) (Entered: 08/30/2013)
08/29/2013	<u>3</u>	NOTICE of pendency of related cases per Local Rule 1.04(d) by Ave Maria University. Related case(s): yes (SLU) (Entered: 08/30/2013)
08/29/2013	<u>4</u>	MOTION for Diana M. Vern to appear pro hac vice by Ave Maria University. (SLU) Motions referred to Magistrate Judge Unassigned Magistrate. (Entered: 08/30/2013)
08/29/2013	<u>5</u>	MOTION for Eric B. Baxter to appear pro hac vice by Ave Maria University. (SLU) Motions referred to Magistrate Judge Unassigned Magistrate. (Entered: 08/30/2013)
08/30/2013	<u>6</u>	STANDING ORDER: Filing of documents that exceed twenty-five pages. Signed by All Divisional Judges on 8/30/2013. (SLU) (Entered: 08/30/2013)
08/30/2013	<u>7</u>	ORDER granting <u>4</u> Attorney Diane M. Vern's Motion to Appear Pro Hac Vice; granting <u>5</u> Attorney Eric B. Baxter's Motion to Appear Pro Hac Vice. Unless already completed, within 14 days from the date of this Order, Ms. Vern and Mr. Baxter shall send to the Clerk's Office, the application for special admission to practice found on

		the Middle District of Florida's website (www.flmd.uscourts.gov) along with the required \$10.00 application fee. The Clerk is directed to add Ms. Vern and Mr. Baxter to the service list. Within 14 days from the date of this Order, Counsel shall register for CM/ECF. Signed by Magistrate Judge Douglas N. Frazier on 8/30/2013. (CAS) (Entered: 08/30/2013)
08/30/2013		***PRO HAC VICE FEES paid and Special Admission Attorney Certification Form filed by attorney Diana Verm, appearing on behalf of Ave Maria University (Filing fee \$10 receipt number FTM5050.) Related document: <u>4</u> MOTION for Diana M. Verm to appear pro hac vice. (BJH) (Entered: 08/30/2013)
08/30/2013		***PRO HAC VICE FEES paid and Special Admission Attorney Certification Form filed by attorney Eric Baxter, appearing on behalf of Ave Maria University (Filing fee \$10 receipt number FTM5049.) Related document: <u>5</u> MOTION for Eric B. Baxter to appear pro hac vice. (BJH) (Entered: 08/30/2013)
09/05/2013	<u>8</u>	ORDER of Recusal. Judge John E. Steele recused. The Clerk shall reassign the case to the next available District Judge. Signed by Judge John E. Steele on 9/5/2013. (RKR) (Entered: 09/05/2013)
09/09/2013	<u>9</u>	Case reassigned to Judge Sheri Polster Chappell. New case number: 2-13-cv-630-FtM-38UAM. Judge John E. Steele no longer assigned to the case. (kma) (Entered: 09/09/2013)
09/09/2013	<u>10</u>	ORDER of recusal. Judge Sheri Polster Chappell is recused and no longer assigned to this case. The Clerk of the Court is directed to reassign the case to another District Judge. Signed by Judge Sheri Polster Chappell on 9/9/2013. (DH) (Entered: 09/09/2013)
09/11/2013	<u>11</u>	CASE Reassigned to Judge James S. Moody, Jr. New case number: 2:13-cv-630-FtM-30UAM. (SLU) (Entered: 09/11/2013)
09/16/2013	<u>12</u>	RELATED CASE ORDER AND NOTICE of designation under Local Rule 3.05 – track 2 issued by Deputy Clerk on 9/16/2013. (SMB) (Entered: 09/16/2013)
09/19/2013	<u>13</u>	SUMMONS returned executed by Ave Maria University. United States Department of Health and Human Services served on 9/10/2013, answer due 11/12/2013. (Baxter, Eric) (Entered: 09/19/2013)
09/19/2013	<u>14</u>	SUMMONS returned executed by Ave Maria University. United States Department of Labor served on 9/10/2013, answer due 11/12/2013. (Baxter, Eric) (Entered: 09/19/2013)
09/19/2013	<u>15</u>	SUMMONS returned executed by Ave Maria University. Jacob Lew served on 9/13/2013, answer due 11/12/2013. (Baxter, Eric) (Entered: 09/19/2013)
09/19/2013	<u>16</u>	SUMMONS returned executed by Ave Maria University. Thomas Perez served on 9/10/2013, answer due 11/12/2013. (Baxter, Eric) (Entered: 09/19/2013)
09/19/2013	<u>17</u>	SUMMONS returned executed by Ave Maria University. Kathleen Sebelius served on 9/10/2013, answer due 11/12/2013. (Baxter, Eric) (Entered: 09/19/2013)
09/19/2013	<u>18</u>	SUMMONS returned executed by Ave Maria University. United States Department of the Treasury served on 9/13/2013, answer due 11/12/2013. (Baxter, Eric) (Entered: 09/19/2013)
09/19/2013	<u>19</u>	PROOF of service upon Eric Holder, Attorney General by Ave Maria University (Baxter, Eric) Modified on 9/20/2013 to edit docket text (SLU). (Entered: 09/19/2013)
09/19/2013	<u>20</u>	PROOF of service upon U.S. Attorney's Office by Ave Maria University (Baxter, Eric) Modified on 9/20/2013 to edit docket text (SLU). (Entered: 09/19/2013)
10/22/2013	<u>21</u>	NOTICE of pendency of related cases re <u>12</u> Related case order and track 2 notice per Local Rule 1.04(d) by Ave Maria University. Related case(s): Yes. (Baxter, Eric) (Entered: 10/22/2013)
10/22/2013	<u>22</u>	MOTION for summary judgment <i>and memorandum in support</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Baxter, Eric) Modified on 10/23/2013 to edit docket text as counsel advised combined pleading with motion and memorandum

		(SLU). (Entered: 10/22/2013)
10/23/2013	23	ENDORSED ORDER denying <u>22</u> Motion for summary judgment. The motion is premature. Also, it exceeds the page limitation. Counsel is advised to review this Court's Local Rules. Signed by Judge James S. Moody, Jr on 10/23/2013. (LN) (Entered: 10/23/2013)
11/05/2013	<u>24</u>	UNOPPOSED MOTION to extend time to file a response to the complaint by All Defendants. (Pruski, Jacek) Modified on 11/6/2013 to edit docket text (SLU). (Entered: 11/05/2013)
11/05/2013	25	ENDORSED ORDER granting <u>24</u> Motion to extend time to respond to Complaint. Extension granted through November 19, 2013. Signed by Judge James S. Moody, Jr on 11/5/2013. (LN) (Entered: 11/05/2013)
11/06/2013	<u>26</u>	INTERESTED PERSONS ORDER Certificate of interested persons and corporate disclosure statement due by 11/20/2013. Signed by Judge James S. Moody, Jr on 11/6/2013. (SLU) (Entered: 11/06/2013)
11/15/2013	<u>27</u>	DEFENDANTS' UNOPPOSED MOTION for leave to file Motion in Excess of Page Limit by All Defendants. (Pruski, Jacek) Modified on 11/18/2013 to edit docket text (SLU). (Entered: 11/15/2013)
11/15/2013	28	ENDORSED ORDER granting <u>27</u> Motion for Leave to File motion in excess of page limit. Signed by Judge James S. Moody, Jr on 11/15/2013. (LN) (Entered: 11/15/2013)
11/19/2013	<u>29</u>	NOTICE by Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury <i>of Filing of Certified Administrative Record</i> (Attachments: # <u>1</u> Exhibit Certification, # <u>2</u> Exhibit Index)(Pruski, Jacek) (Entered: 11/19/2013)
11/19/2013	<u>30</u>	DEFENDANTS' MOTION to Dismiss <i>or, in the Alternative,,</i> MOTION for summary judgment <i>and memorandum in support thereof</i> by All Defendants. (Pruski, Jacek) Modified on 11/20/2013 to edit docket text (SLU). (Entered: 11/19/2013)
11/19/2013	<u>31</u>	NOTICE of Appearance of counsel for prospective Amici Curiae, by Maria Kayanan on behalf of American Civil Liberties Union and American Civil Liberties Union of Florida (Kayanan, Maria) Modified on 11/20/2013 to edit docket text (SLU). (Entered: 11/19/2013)
11/19/2013	<u>32</u>	MOTION to file brief <i>as Amici Curiae</i> by American Civil Liberties Union and American Civil Liberties Union of Florida. (Attachments: # <u>1</u> Exhibit Proposed Amicus Brief)(Kayanan, Maria) Modified on 11/20/2013 to edit docket text (SLU). (Entered: 11/19/2013)
11/19/2013	<u>33</u>	MOTION for Brigitte Amiri to appear pro hac vice by American Civil Liberties Union of Florida. (Attachments: # <u>1</u> Exhibit Attorney Certification)(Kayanan, Maria) Motions referred to Magistrate Judge Unassigned Magistrate. (Entered: 11/19/2013)
11/19/2013	<u>34</u>	MOTION for Daniel Mach to appear pro hac vice by American Civil Liberties Union of Florida. (Attachments: # <u>1</u> Exhibit Attorney Certification)(Kayanan, Maria) Motions referred to Magistrate Judge Unassigned Magistrate. (Entered: 11/19/2013)
11/19/2013	<u>35</u>	MOTION for Jennifer Lee to appear pro hac vice by American Civil Liberties Union of Florida. (Attachments: # <u>1</u> Exhibit Attorney Certification)(Kayanan, Maria) Motions referred to Magistrate Judge Unassigned Magistrate. (Entered: 11/19/2013)
11/20/2013	36	ENDORSED ORDER granting <u>32</u> Motion for Leave to File Brief. The ACLU file shall its brief. Signed by Judge James S. Moody, Jr on 11/20/2013. (LN) (Entered: 11/20/2013)
11/20/2013	37	ENDORSED ORDER granting <u>33</u> motion to appear pro hac vice as to Brigitte Amiri. Signed by Judge James S. Moody, Jr on 11/20/2013. (LN) (Entered: 11/20/2013)
11/20/2013	38	ENDORSED ORDER granting <u>34</u> motion to appear pro hac vice as to Daniel Mach. Signed by Judge James S. Moody, Jr on 11/20/2013. (LN) (Entered: 11/20/2013)
11/20/2013	39	ENDORSED ORDER granting <u>35</u> motion to appear pro hac vice as to Jennifer Lee. Signed by Judge James S. Moody, Jr on 11/20/2013. (LN) (Entered: 11/20/2013)

11/20/2013	<u>40</u>	MEMORANDUM in support re <u>30</u> Motion to dismiss Motion for summary judgment <i>Amicus Brief</i> filed by American Civil Liberties Union, American Civil Liberties Union of Florida. (Kayanan, Maria) Modified on 11/20/2013 to edit docket text (SLU). (Entered: 11/20/2013)
11/20/2013	<u>41</u>	JOINT MOTION for miscellaneous relief, specifically to Set Briefing Schedule by Ave Maria University, Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, and United States Department of the Treasury. (Baxter, Eric) Modified on 11/21/2013 to add filers and edit docket text (SLU). (Entered: 11/20/2013)
11/20/2013	42	ENDORSED ORDER granting <u>41</u> Motion to set briefing schedule. Plaintiff's cross-motion for partial summary judgment and its combined memorandum in support of its own motion and in opposition to Defendants' motion is due DECEMBER 13, 2013. Defendants' reply in support of their motion and response in opposition to Plaintiff's motion is due JANUARY 10, 2014. Plaintiff's reply in support of its motion is due JANUARY 24, 2014. Signed by Judge James S. Moody, Jr on 11/20/2013. (LN) (Entered: 11/20/2013)
11/20/2013	<u>43</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>26</u> Interested persons order by Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Pruski, Jacek) (Entered: 11/20/2013)
11/20/2013	<u>44</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>26</u> Interested persons order by Ave Maria University. (Baxter, Eric) (Entered: 11/20/2013)
11/29/2013		***PRO HAC VICE FEES paid and Special Admission Attorney Certification Form filed by attorney Jennifer Lee, Daniel Mach, Brigitte Amiri, appearing on behalf of American Civil Liberties Union (Filing fee \$30 receipt number FTM5392.) Related document: <u>34</u> MOTION for Daniel Mach to appear pro hac vice, <u>33</u> MOTION for Brigitte Amiri to appear pro hac vice, <u>35</u> MOTION for Jennifer Lee to appear pro hac vice. (BJH) (Entered: 11/29/2013)
12/10/2013	<u>45</u>	JOINT MOTION for Leave to File Excess Pages <i>memoranda</i> by Ave Maria University, American Civil Liberties Union of Florida, American Civil Liberties Union, Jacob Lew, United States Department of the Treasury, United States Department of Labor, United States Department of Health and Human Services, Kathleen Sebelius and Thomas Perez. (Baxter, Eric) Modified on 12/11/2013 to add filers and edit docket text (SLU). (Entered: 12/10/2013)
12/11/2013	<u>46</u>	ORDER: This case shall be administratively stayed during the pendency of the Supreme Court's resolution of the circuit split regarding the Affordable Care Act's contraception coverage. The Clerk of Court shall close this case and terminate any pending motions. Within thirty (30) days after the Supreme Court's resolution of this issue, either party may move to reopen this case. Signed by Judge James S. Moody, Jr on 12/11/2013. (LN) (Entered: 12/11/2013)
07/30/2014	<u>47</u>	MOTION to Reopen Case , MOTION for preliminary injunction <i>one hour oral argument requested</i> by Ave Maria University. (Attachments: # <u>1</u> Exhibit 1)(Baxter, Eric) Modified on 7/31/2014 to edit docket text (SLU). (Entered: 07/30/2014)
07/31/2014	48	ENDORSED ORDER denying without prejudice <u>47</u> Plaintiff's Motion to Reopen and for Preliminary Injunction. The motion to reopen shall be filed separately and Plaintiff shall confer with Defendant regarding the motion prior to filing same under Rule 3.01(g). The parties are encouraged to review the scheduling order recently set forth in 2:13-cv-795, a similar case involving Ave Maria School of Law. Signed by Judge James S. Moody, Jr on 7/31/2014. (LN) (Entered: 07/31/2014)
08/07/2014	<u>49</u>	MOTION to Reopen Case by Ave Maria University. (Baxter, Eric). Added MOTION for miscellaneous relief, specifically for briefing schedule on 8/7/2014 (SLU). (Entered: 08/07/2014)
08/07/2014	<u>50</u>	ORDER: Plaintiff's Unopposed Motion to Reopen and Request for Briefing Schedule (Dkt. 49) is granted. The Clerk of Court is directed to reopen this case. The parties may brief a preliminary injunction motion. Plaintiff's motion for preliminary injunction shall be filed on or before September 12, 2014. Defendants' response to the

		motion for preliminary injunction shall be filed on or before September 22, 2014. The parties are allotted 35 pages for argument. The Court will issue a ruling on the motion for preliminary injunction prior to the November 1, 2014 deadline. Signed by Judge James S. Moody, Jr on 8/7/2014. (LN) (Entered: 08/07/2014)
08/15/2014	51	Case reassigned to Magistrate Judge Carol Mirando. New case number: 2:13-cv-630-FtM-30CM. Unassigned Magistrate no longer assigned to the case. (kma) (Entered: 08/15/2014)
09/12/2014	<u>52</u>	MOTION for preliminary injunction <i>one hour oral argument requested</i> by Ave Maria University. (Attachments: # <u>1</u> Exhibit A)(Baxter, Eric) (Entered: 09/12/2014)
09/22/2014	<u>53</u>	RESPONSE in Opposition re <u>52</u> MOTION for preliminary injunction <i>one hour oral argument requested</i> filed by Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Pruski, Jacek) (Entered: 09/22/2014)
09/29/2014	<u>54</u>	CONSENT MOTION for leave to file a Reply Memorandum in Support of Motion for Preliminary Injunction by Ave Maria University. (Baxter, Eric) Modified on 9/29/2014 to edit docket text (SLU). (Entered: 09/29/2014)
09/30/2014	55	ENDORSED ORDER granting <u>54</u> Motion for Leave to File Reply. Plaintiff shall file a reply memorandum not exceeding 15 pages on or before October 2, 2014. Signed by Judge James S. Moody, Jr on 9/30/2014. (LN) (Entered: 09/30/2014)
10/02/2014	<u>56</u>	REPLY MEMORANDUM in support of Response to Motion re <u>52</u> MOTION for preliminary injunction <i>one hour oral argument requested</i> filed by Ave Maria University. (Baxter, Eric) Modified on 10/3/2014 to edit docket text (SLU). (Entered: 10/02/2014)
10/15/2014	57	NOTICE OF HEARING: Oral argument on <u>52</u> Motion for preliminary injunction. Motion Hearing set for WEDNESDAY, 10/29/2014 at 3:15 PM in Tampa Courtroom 17 before Judge James S. Moody Jr. Time reserved: One hour. (LN) (Entered: 10/15/2014)
10/20/2014	<u>58</u>	NOTICE of Appearance by Adam Grogg on behalf of Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury (Grogg, Adam) (Entered: 10/20/2014)
10/27/2014	59	CANCELLATION NOTICE: The Oral Argument hearing scheduled for 10/29/2014 at 3:15 p.m. is cancelled. (LN) (Entered: 10/27/2014)
10/27/2014	<u>60</u>	MOTION for leave to file response to plaintiff's reply by Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Grogg, Adam) (Entered: 10/27/2014)
10/28/2014	<u>61</u>	RESPONSE in Opposition re <u>60</u> MOTION for leave to file response to plaintiff's reply filed by Ave Maria University. (Baxter, Eric) (Entered: 10/28/2014)
10/28/2014	<u>62</u>	ORDER: Plaintiff Ave Maria University's Motion for Preliminary Injunction <u>52</u> is GRANTED. Defendants are enjoined from enforcing against Ave Maria University the substantive requirements set forth in 42 U.S.C. § 300gg-13(a)(4) and its implementing guidance and regulations, and from assessing fines or taking other enforcement action against Ave Maria University for noncompliance. This preliminary injunction takes effect immediately, and shall remain in effect pending entry of final judgment in this matter or further order of this Court. This case is stayed pending resolution of the appeal in <i>Eternal Word Television Network, Inc. v. Sec'y, U.S. Dep't of Health & Human Servs., et al.</i> , No. 14-12696-CC (11th Cir. filed July 28, 2014). The Clerk is directed to administratively CLOSE this case. The parties are directed to notify the Court of the final disposition of <i>Eternal Word Television Network, Inc. v. Sec'y, U.S. Dep't of Health & Human Servs., et al.</i> , No. 14-12696-CC (11th Cir. filed July 28, 2014) within 30 days thereof. Signed by Judge James S. Moody, Jr on 10/28/2014. (LN) (Entered: 10/28/2014)
10/28/2014	63	ENDORSED ORDER denying as moot <u>60</u> Motion for Leave to File. Signed by Judge James S. Moody, Jr on 10/28/2014. (LN) (Entered: 10/28/2014)

12/23/2014	<u>64</u>	NOTICE OF APPEAL as to <u>62</u> Order on Motion for Preliminary Injunction by Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. Filing fee not paid. (Pruski, Jacek) (Entered: 12/23/2014)
12/29/2014	<u>65</u>	TRANSMITTAL of initial appeal package to USCA consisting of copies of notice of appeal, docket sheet, order/judgment being appealed, and motion, if applicable to USCA re <u>64</u> Notice of appeal. (slp) (Entered: 12/29/2014)
03/21/2016	<u>66</u>	JOINT NOTICE by Ave Maria University and Defendants (Verm, Diana) Modified on 3/21/2016 to add filers and edit docket text (SLU). (Entered: 03/21/2016)
08/15/2017	<u>67</u>	Notice of substitution of AUSA. Michele Bennett substituting for Adam Grogg. (Bennett, Michele) (Entered: 08/15/2017)
06/08/2018	<u>68</u>	First MOTION to Reopen Case <i>and Dispositive Motion for Entry of Permanent Injunction and Declaratory Relief</i> by Ave Maria University. (Attachments: # <u>1</u> Text of Proposed Order)(D'Agostino, Louis) (Entered: 06/08/2018)
06/22/2018	<u>69</u>	RESPONSE to Motion re <u>68</u> First MOTION to Reopen Case <i>and Dispositive Motion for Entry of Permanent Injunction and Declaratory Relief</i> filed by Jacob Lew, Thomas Perez, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury. (Bennett, Michele) (Entered: 06/22/2018)
06/25/2018	70	ENDORSED ORDER: The Court has reviewed Plaintiff's Unopposed Motion to Reopen and Dispositive Motion for Entry of Permanent Injunction and Declaratory Relief (Dkt. <u>68</u>) and Defendants' Response (Dkt. <u>69</u>) thereto. The parties shall confer on an agreed Permanent Injunction and Plaintiff shall file the agreed proposed Permanent Injunction within fourteen (14) days of this Order. If the parties are unable to agree on a proposed Permanent Injunction, they may file separate versions along with a brief explanation describing why that version is appropriate during that same period of time. Signed by Judge James S. Moody, Jr. on 6/25/2018. (SMB) (Entered: 06/25/2018)
07/09/2018	<u>71</u>	NOTICE by Ave Maria University re <u>68</u> First MOTION to Reopen Case <i>and Dispositive Motion for Entry of Permanent Injunction and Declaratory Relief</i> (Attachments: # <u>1</u> Text of Proposed Order)(Verm, Diana) (Entered: 07/09/2018)
07/11/2018	<u>72</u>	ORDER: Ave Maria's Motion for Order Reopening Case and Granting Permanent Injunction and Declaratory Relief (Dkt. <u>68</u>) is GRANTED. The Clerk of Court is directed to close this case. (SMB) (Entered: 07/11/2018)
07/25/2018	<u>73</u>	Unopposed MOTION for Final judgment by Ave Maria University. (Attachments: # <u>1</u> Text of Proposed Order)(Verm, Diana) (Entered: 07/25/2018)
07/26/2018	74	ENDORSED ORDER granting <u>73</u> Ave Maria University's Unopposed Motion for Entry of Final Judgment. An Order of Final Judgment will be entered separately. Signed by Judge James S. Moody, Jr. on 7/26/2018. (SMB) (Entered: 07/26/2018)
07/26/2018	<u>75</u>	ORDER OF FINAL JUDGMENT. (See Order for details.) Signed by Judge James S. Moody, Jr. on 7/26/2018. (SMB) (Entered: 07/26/2018)
09/24/2018	<u>76</u>	Joint MOTION to extend time to October 9, 2018 <i>for deadlines pertaining to fees and costs</i> by Ave Maria University. (Attachments: # <u>1</u> Text of Proposed Order)(Verm, Diana) (Entered: 09/24/2018)
09/25/2018	77	ENDORSED ORDER granting <u>76</u> Joint Motion for Extension of Deadlines Pertaining to Process for Awarding Attorney Fees and Costs. The new due date for a Motion for Fees and Costs is October 9, 2018. Signed by Judge James S. Moody, Jr. on 9/25/2018. (AD) (Entered: 09/25/2018)