

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

June 20, 2013

FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

W.L. (BILL) ARMSTRONG, et al.,

Plaintiffs - Appellants,

v.

KATHLEEN SEBELIUS, in her official
capacity as Secretary of the United States
Department of Health and Human Services,
et al.,

Defendants - Appellees.

No. 13-1218
(D.C. No. 1:13-CV-00563-RBJ)

ORDER

Before **KELLY** and **GORSUCH**, Circuit Judges.

Upon review and consideration of the plaintiffs’ “Response to Defendants-Appellees’ Motion to Hold Appeal In Abeyance Pending This Court’s Decision In *Hobby Lobby Stores, Inc. v. Sebelius*, No. 12-6294 (10111 Cir.) (en banc),” the government’s “Motion To Hold Appeal In Abeyance Pending This Court’s Decision In *Hobby Lobby Stores, Inc. v. Sebelius*, No. 12-6294 (10th Cir.) (en banc)” is nevertheless granted.

The briefing in this appeal is abated pending the final disposition of Hobby Lobby Stores v. Sebelius, Case No. 12-6294 (10th Cir.). Within 7 days after the court issues its mandate in the Hobby Lobby appeal, the plaintiffs shall file with this court a motion with a proposed briefing schedule for this appeal. As required by 10th Cir. R. 27.3(C), the

motion will include a statement of opposing counsel's position regarding the requested relief.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in black ink, appearing to read "Douglas E. Cressler", written over a horizontal line.

by: Douglas E. Cressler
Chief Deputy Clerk