

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

APPEAL CASE NO. 13-1144

CONESTOGA WOOD SPECIALITIES CORPORATION, a PA Corporation;
NORMAN HAHN; ELIZABETH HAHN; NORMAN LEMAR HAHN;
ANTHONY H. HAHN; and KEVIN HAHN

Appellants,

v.

KATHLEEN SEBELIUS, in her official capacity as Secretary of the United States
Department of Health and Human Services; HILDA SOLIS, in her official
capacity as Secretary of the United States Department of Labor; TIMOTHY
GEITHNER, in his official capacity as

Secretary of the United States Department of the Treasury;
UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES;
UNITED STATES DEPARTMENT OF LABOR; and
UNITED STATES DEPARTMENT OF THE TREASURY;

Appellees.

AMENDED MOTION FOR EXPEDITED CONSIDERATION

1. Appellant filed a Complaint in the United States District Court for the Eastern District of Pennsylvania on December 4, 2012 alleging, among other things, irreparable harm to their religious freedoms caused by the Department of Health and Human Services Mandate resulting from the Affordable Care Act.

2. On December 7, 2012, Appellant filed a Motion for Preliminary Injunction as their health insurance policy with the objectionable coverage was due to begin on January 1, 2013.

3. On December 28, 2012, Judge Goldberg issued an order temporarily restraining Appellees from enforcing the Affordable Care Act Mandate.

4. On January 4, 2013, the parties agreed to certain stipulations in open court and held oral argument before Judge Goldberg.

5. On January 11, 2013, Judge Goldberg issued an Order and Opinion denying Appellants' Preliminary Injunction.

6. On January 17, 2013, Appellant filed an Appeal from Judge Goldberg's denial with the United States Court of Appeals for the Third Circuit.

7. On January 22, 2013, Appellant filed an Expedited Motion for Injunction Pending Appeal.

8. On February 7, 2013, this Honorable Court issued an Order and Opinion denying the Expedited Motion for Injunction Pending Appeal.

9. Appellants continue to face the burden to their religious conscience and risk a \$95,000.00 per day fine for non-compliance with the Affordable Care Act Mandate.

10. Thus, Appellants request expedited consideration of the briefing schedule, calendaring by the Court of oral argument, if any, and a decision by the

Court on the merits so as to not continue the burden on their religious conscience or face the possibility of a fine of \$95,000.00 per day.

11. An amended briefing scheduled, agreed to by Appellees, is attached hereto as Exhibit "A."

Respectfully submitted,

/s/ Charles W. Proctor, III
Charles W. Proctor, III, Esquire

EXHIBIT “A”

PROPOSED EXPEDITED BRIEFING SCHEDULE

MARCH 15, 2013 APPELLANTS' PRINCIPAL BRIEF DUE

APRIL 16, 2013 APPELLEES' PRINCIPAL BRIEF DUE

APRIL 30, 2013 APPELLANTS' REPLY BRIEF DUE

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UNITED STATES DEPARTMENT OF THE TREASURY;
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CERTIFICATION OF SERVICE

I hereby certify that on February 20, 2013, I filed and served the foregoing
Amended Motion for Expedited Consideration upon counsel of record through this
Court's CM/ECF system.

/s/ Charles W. Proctor, III
Charles W. Proctor, III, Esquire