

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 13-5069**September Term, 2012****1:13-cv-00104-EGS****Filed On: March 21, 2013**

Francis A. Gilardi, et al.,

Appellants

v.

United States Department of Health and
Human Services, et al.,

Appellees

BEFORE: Rogers, Tatel, and Brown*, Circuit Judges

ORDER

Upon consideration of the emergency motion for injunction and expedited appeal schedule, the response thereto, the reply, and the 28(j) letters, it is

ORDERED that the motion for injunction be denied. Appellants have not satisfied the stringent requirements for an injunction pending appeal. See Winter v. Natural Res. Def. Council, 555 U.S. 7, 20 (2008); D.C. Circuit Handbook of Practice and Internal Procedures 33 (2011). It is

FURTHER ORDERED that the following briefing schedule will apply:

Appellants' Brief	April 30, 2013
Appendix	April 30, 2013
Appellees' Brief	May 30, 2013
Reply Brief	June 13, 2013

* Judge Brown would grant the emergency motion for an injunction pending appeal.

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The Clerk is directed to calendar this case for oral argument on an appropriate date in September 2013. It is

FURTHER ORDERED, on the court's own motion, that the case be scheduled for oral argument on the same day and before the same panel as Tyndale House Publishers, Inc. v. Sebelius, No. 13-5018.

Parties are strongly encouraged to hand deliver the paper copies of their briefs to the Clerk's office on the date due. Filing by mail may delay the processing of the brief. Additionally, counsel are reminded that if filing by mail, they must use a class of mail that is at least as expeditious as first-class mail. See Fed. R. App. P. 25(a). All briefs and appendices must contain the date that the case is scheduled for oral argument at the top of the cover. See D.C. Cir. Rule 28(a)(8).

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/
Michael C. McGrail
Deputy Clerk