IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA AT CHARLESTON

JOSEPH B. HOLLAND, JR.; and JOE HOLLAND CHEVROLET, INC., a West Virginia Corporation,

Plaintiffs,

v.

Civil Action No. 2:13-cv-15487

THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, *et al.*,

Defendants.

CONSENT ORDER GRANTING PRELIMINARY INJUNCTION

IT IS HEREBY ORDERED that Defendants, their employees, agents, and successors in office are hereby preliminarily **ENJOINED** until further order of the Court from enforcing against Plaintiffs, and their employee health plans, the group health coverage provided in connection with such plans, and/or their insurers, the statute and regulations that require Plaintiffs to provide their employees insurance coverage for "[a]ll Food and Drug Administration approved contraceptive methods, sterilization procedures, and patient education and counseling for all women with reproductive capacity," 77 Fed. Reg. 8725 (Feb. 15, 2012), as well as any penalties, fines, assessments, or any other enforcement actions for noncompliance, including but not limited to those found in 26 U.S.C. §§ 4980D, 4980H, and 29 U.S.C. §§ 1132, 1185d.

IT IS FURTHER ORDERED that no bond is required.

IT IS SO ORDERED.

The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

ENTER: July ____, 2014

THOMAS E. JOHNSTON UNITED STATES DISTRICT JUDGE Agreed:

/s/ Allen R. Prunty_____

Kent J. George (WV Bar #4842) William C. Porth (WV Bar #2943) Allen R. Prunty (WV Bar #2989) Brian E. Calabrese (WV Bar #12028) ROBINSON & MCELWEE, PLLC 700 Virginia Street, East – Suite 400 Charleston, West Virginia 25301 (304) 347-8307 Counsel for Joseph B. Holland, Jr., and Joe Holland Chevrolet, Inc.

and

/s/ Michelle R. Bennett Michelle R. Bennett (CO Bar #37050) Trial Attorney United States Department of Justice Civil Division, Federal Programs Branch 20 Massachusetts Avenue, N.W. - Room 7310 Washington, D.C. 20530 (202) 305-8902 Email: michelle.bennett@usdoj.gov Counsel for United States Department of Health and Human Services; Sylvia Burwell, Secretary of the United States Department of Health and Human Services; United States Department of Labor; Thomas E. Perez, Secretary of the United States Department of Labor; United States Department of the Treasury; and Jacob J. Lew, Secretary of the United States Department of the Treasury