

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 13-5091**September Term, 2013****1:12-cv-00815-ABJ****Filed On:** September 6, 2013

Roman Catholic Archbishop of Washington, et
al.,

Appellants

v.

Kathleen Sebelius, in her official capacity as
Secretary of the U.S. Department of Health
and Human Services, et al.,

Appellees

BEFORE: Tatel, Griffith, and Kavanaugh, Circuit Judges

ORDER

Upon consideration of appellants' motion for preliminary injunction, the response thereto, and the reply, it is

ORDERED that the appeal with respect to the challenge to the old regulations be dismissed as moot. It is

FURTHER ORDERED that the motion for preliminary injunction challenging the new regulations be denied, as such relief should be sought in the first instance in the district court.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Timothy A. Ralls
Deputy Clerk