

2021 WL 3721431

Only the Westlaw citation is currently available.  
United States Court of Appeals, District of Columbia  
Circuit.

ALABAMA ASSOCIATION OF REALTORS, et al.,  
Appellees

v.

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

No. 21-5093

|  
September Term, 2020, 1:20-cv-03377-DLF

|  
Filed On: August 20, 2021

**1:20-cv-03377-DLF**

**Attorneys and Law Firms**

Brett A. Shumate, Stephen Joseph Kenny, Charlotte  
Taylor, Jones Day, Washington, DC, for Appellees.

Alisa B. Klein, Brian James Springer, U.S. Department of  
Justice, Washington, DC, for Appellants.

BEFORE: Pillard, Rao, and Jackson, Circuit Judges

**ORDER**

Per Curiam

\*1 Upon consideration of the emergency motion to vacate stay pending appeal and for immediate administrative vacatur, the opposition thereto, and the reply, it is

**ORDERED** that the motion to vacate the stay be denied. On June 2, 2021, this court denied a previous motion to vacate the stay imposed by the district court. See Alabama Ass'n of Realtors v. United States Dep't of Health & Hum. Servs., No. 21-5093, 2021 WL 2221646 (D.C. Cir. June 2, 2021); see generally Nken v. Holder, 556 U.S. 418, 434 (2009). The district court has since denied plaintiffs' emergency motion to vacate the stay pending appeal. In view of that decision and on the record before us, we likewise deny the emergency motion directed to this court.

**All Citations**

Not Reported in Fed. Rptr., 2021 WL 3721431