

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

William K. Suter
Clerk of the Court
(202) 479-3011

December 28, 2012

Clerk
United States Court of Appeals
for the Fourth Circuit
1100 East Main Street, Room 501
Richmond, Virginia 23219

**Re: Liberty University, et al.
v. Timothy F. Geithner, Secretary of the Treasury
No. 11-438 (Your docket No. 10-2347)**

Dear Clerk:

Attached please find a certified copy of the judgment of this Court in the above-entitled case. You may obtain a copy of the opinion cited in the judgment by visiting our website @www.supremecourt.gov.

Sincerely,

WILLIAM K. SUTER, Clerk

By 

Elizabeth Brown
Judgments/Mandates Clerk

Enc.

cc: Mathew D. Staver, Esq.
Solicitor General

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

William K. Suter
Clerk of the Court
(202) 479-3011

December 28, 2012

Mr. Mathew D. Staver
Liberty Counsel
1055 Maitland Center Commons, 2nd Floor
Maitland, FL 32751

**Re: Liberty University, et al.
v. Timothy F. Geithner, Secretary of the Treasury, et al.
No. 11-438**

Dear Mr. Staver:

Today, a certified copy of the judgment of this Court in the above-entitled case was emailed to the Clerk of the United States Court of Appeals for the Fourth Circuit.

The petitioners are given recovery of costs in this Court as follows:

Clerk's costs: \$300.00

This amount may be collected from the respondents.

Sincerely,

WILLIAM K. SUTER, Clerk

By 

Elizabeth Brown
Judgments/Mandates Clerk

cc: Solicitor General
Clerk, USCA for the Fourth Circuit
(Your docket No. 10-2347)

Supreme Court of the United States

No. 11-438

LIBERTY UNIVERSITY, ET AL.,

Petitioners

v.

**TIMOTHY F. GEITHNER,
SECRETARY OF THE TREASURY, ET AL.**

The petition for rehearing is granted. The order entered June 29, 2012, denying the petition for writ of certiorari is vacated.

ON PETITION FOR WRIT OF CERTIORARI to the United States Court of Appeals for the Fourth Circuit.

THIS CAUSE having been submitted on the petition for writ of certiorari and the response thereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the petition for writ of certiorari is granted. The judgment of the above court is vacated with costs, and the case is remanded to the United States Court of Appeals for the Fourth Circuit for further consideration in light of *National Federation of Independent Business v. Sebelius*, 567 U.S. ___ (2012).

November 26, 2012

Clerk's costs: \$300.00

