

**General Docket  
Eighth Circuit Court of Appeals**

**Court of Appeals Docket #:** 14-3016

**Docketed:** 09/02/2014

**Nature of Suit:** 2440 Other Civil Rights

**Termed:** 10/10/2017

Archdiocese of St. Louis, et al v. Sylvia M. Burwell, et al

**Appeal From:** U.S. District Court for the Eastern District of Missouri -  
St. Louis

**Fee Status:** govt

**Case Type Information:**

- 1) Civil
- 2) United States as a party
- 3) null

**Originating Court Information:**

**District:** 0865-4 : [4:13-cv-02300-JAR](#)

**Trial Judge:** John A. Ross, U.S. District Judge

**Date Filed:** 11/14/2013

**Date Order/Judgment:**

06/30/2014

**Date NOA Filed:**

08/28/2014

**Date Rec'd COA:**

08/29/2014

**Prior Cases:**

None

**Current Cases:**

None

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v.

Sylvia M. Burwell, in her official capacity as  
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and Human Services  
Defendant - Appellant

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Defendant - Appellant

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Jacob J. Lew, in his official capacity as  
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Treasury

Defendant - Appellant

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Population Connection

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Service Employees' International Union

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Danielle Polebaum  
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(see above)

Archdiocese of St. Louis; Catholic Charities of St. Louis

Plaintiffs - Appellees




v.

Sylvia M. Burwell, in her official capacity as Secretary of the U.S. Department of Health and Human Services; Thomas E. Perez, in his official capacity as Secretary of the U.S. Department of Labor; Jacob J. Lew, in his official capacity as Secretary of the U.S. Department of the Treasury; U.S. Department of Health and Human Services; U.S. Department of Labor; U.S. Department of the Treasury










Defendants - Appellants

-----  
American Civil Liberties Union; American Federation of State, County and Municipal Employees; American Civil Liberties Union of Missouri; Black Women's Health Imperative; Americans United For Separation of Church and State; Feminist Majority Foundation; Ibis Reproductive Health; Legal Momentum; NARAL Pro-Choice America; NARAL Pro-Choice Minnesota; NARAL Pro-Choice Missouri; NARAL Pro-Choice South Dakota; National Family Planning & Reproductive Health Association; National Latina Institute for Reproductive Health; National Partnership for Women and Families; National Women's Health Network; National Women's Law Center; Planned Parenthood Minnesota, North Dakota, South Dakota; Planned Parenthood of Kansas & Mid-Missouri; Planned Parenthood of the Heartland; Planned Parenthood of the St. Louis Region and Southwest Missouri; Population Connection; Service Employees' International Union








Amici on Behalf of Appellant(s)

09/02/2014		Civil case docketed. [4192147] [14-3016] (BNS) [Entered: 09/02/2014 05:08 PM]
	4 pg, 15.33 KB	
09/02/2014		Originating court document filed consisting of notice of appeal, docket entries, and order dated 6/30/14. [4192149] [14-3016] (BNS) [Entered: 09/02/2014 05:11 PM]
	37 pg, 332.78 KB	
09/02/2014		BRIEFING SCHEDULE SET AS FOLLOWS: Appendix due on 10/14/2014. BRIEF OF APPELLANT Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, U.S. Department of Labor and U.S. Department of the Treasury due 10/14/2014. Appellee brief is due 30 days from the date the court issues the Notice of Docket Activity filing the brief of appellant. Appellant reply brief is due 14 days from the date the court issues
	2 pg, 11.08 KB	


the Notice of Docket Activity filing the appellee brief. [4192150] [14-3016] (BNS) [Entered: 09/02/2014 05:12 PM]

- 09/03/2014  1 pg, 215.89 KB APPEARANCE filed by Brian J. Murray for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 09/03/2014 [4192639] [14-3016] (BJM) [Entered: 09/03/2014 05:09 PM]
- 09/03/2014  1 pg, 216.35 KB APPEARANCE filed by Dennis Murashko for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 09/03/2014 [4192640] [14-3016] (DM) [Entered: 09/03/2014 05:11 PM]
- 09/03/2014  2 pg, 79.24 KB CORPORATE disclosure statement filed by Appellee Archdiocese of St. Louis. - FOR CAL [4192644] [14-3016] (DM) [Entered: 09/03/2014 05:15 PM]
- 09/03/2014  2 pg, 78.79 KB CORPORATE disclosure statement filed by Appellee Catholic Charities of St. Louis. - FOR CAL [4192645] [14-3016] (DM) [Entered: 09/03/2014 05:16 PM]
- 09/11/2014  1 pg, 15.82 KB APPEARANCE filed by Megan Barbergo for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/11/2014 [4195937] [14-3016] (JMS) [Entered: 09/11/2014 04:35 PM]
- 09/11/2014  1 pg, 15.83 KB APPEARANCE filed by Adam C. Jed for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/11/2014 [4195938] [14-3016] (JMS) [Entered: 09/11/2014 04:37 PM]
- 09/11/2014  1 pg, 15.85 KB APPEARANCE filed by Alisa B. Klein for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/11/2014 [4195939] [14-3016] (JMS) [Entered: 09/11/2014 04:38 PM]
- 09/11/2014  1 pg, 16.19 KB APPEARANCE filed by Patrick G. Nemeroff for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/11/2014 [4195940] [14-3016] (JMS) [Entered: 09/11/2014 04:40 PM]
- 09/11/2014  1 pg, 15.83 KB APPEARANCE filed by Joshua M. Salzman for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S.


Department of the Treasury w/service 09/11/2014 [4195941] [14-3016] (JMS) [Entered: 09/11/2014 04:41 PM]

- 09/11/2014  1 pg, 15.85 KB APPEARANCE filed by Mark B. Stern for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/11/2014 [4195942] [14-3016] (JMS) [Entered: 09/11/2014 04:42 PM]
- 09/15/2014  2 pg, 63.44 KB Certificate of transcript filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. No Transcript [4196471] [14-3016] (JMS) [Entered: 09/15/2014 11:18 AM]
- 09/15/2014  2 pg, 65.01 KB METHOD of appendix preparation filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury - Separate Appendix w/service 09/15/2014 [4196476] [14-3016] (JMS) [Entered: 09/15/2014 11:20 AM]
- 09/15/2014  3 pg, 79.37 KB STATEMENT of issues filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/15/2014 [4196477] [14-3016] (JMS) [Entered: 09/15/2014 11:21 AM]
- 09/18/2014 RECORD FILED - MISC. RECORD, Location STL, Comments: 1 folder containing District Court document #31 - Administrative Record Electronic - 3 CD's [ Return to the District Court at end of case], Source Location: USDC / EMSL [4198318] [14-3016] (STL) [Entered: 09/18/2014 04:04 PM]
- 09/24/2014  1 pg, 18.12 KB APPEARANCE filed by Meghan E. Sweeney for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 09/24/2014 [4200085] [14-3016] (MSB) [Entered: 09/24/2014 02:51 PM]
- 10/01/2014  1 pg, 213.82 KB APPEARANCE filed by Mark P. Rotatori for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 10/01/2014 [4201962] [14-3016] (MPR) [Entered: 10/01/2014 09:34 AM]
- 10/03/2014  4 pg, 93.58 KB MOTION to hold case in abeyance Reason for abeyance: This case presents substantially the same questions of law awaiting resolution by this Court in Dordt College v. Burwell, No. 14-2726 and Sharpe Holdings, Inc. v. Burwell, No. 14-1507, which are both scheduled for argument in December., filed by Attorney Mr.


Patrick Nemeroff for Appellants U.S. Department of the Treasury, LABR, Thomas E. Perez, U.S. Department of Health and Human Services, Jacob J. Lew and Ms. Sylvia M. Burwell w/service 10/03/2014. [4202990] [14-3016] (PN) [Entered: 10/03/2014 09:12 AM]

10/03/2014   
5 pg, 84.84 KB


MOTION for extension of time to file brief until 11/13/2014 at 11:59 pm, filed by Attorney Mr. Patrick Nemeroff for Appellants U.S. Department of the Treasury, LABR, Thomas E. Perez, U.S. Department of Health and Human Services, Jacob J. Lew and Ms. Sylvia M. Burwell w/service 10/03/2014. [4202992] [14-3016] (PN) [Entered: 10/03/2014 09:14 AM]

10/03/2014   
6 pg, 95.71 KB


RESPONSE in opposition to motion for extension of time to file brief [[4202992-2](#)], motion to hold case in abeyance [[4202990-2](#)] filed by Attorney Mr. Mark Peter Rotatori for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis , w/service 10/03/2014. [4203321] [14-3016] (MPR) [Entered: 10/03/2014 04:59 PM]

10/06/2014   
3 pg, 76.91 KB


REPLY to response [[4203321-2](#)], motion for extension of time to file brief [[4202992-2](#)], motion to hold case in abeyance [[4202990-2](#)] filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 10/06/2014. [4203362] [14-3016] (PN) [Entered: 10/06/2014 08:36 AM]

10/08/2014   
1 pg, 71.3 KB






JUDGE ORDER: The motion to hold this case in abeyance pending the court's decisions in Dordt College v. Burwell, No. 14-2726 and Sharpe Holdings, Inc., v. Burwell, No. 14-1507, has been considered and is granted. The briefing schedule shall nonetheless continue. Appellants' motion for a seven-day extension to file appellants' brief is granted. Appellants' brief is due October 15, 2014. [[4202990-2](#)] Special Oct 2014 [4204340] [14-3016] (CMD) [Entered: 10/08/2014 09:26 AM]

10/16/2014   
1 pg, 69.51 KB

CLERK ORDER: On the court's own motion the deadline for the filing of appellants' brief is extended to October 21, 2014. [4206732] [14-3016] (CMD) [Entered: 10/16/2014 09:31 AM]

10/21/2014   
0 pg, 0 KB

APPELLANT brief of Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury submitted for review. The time for filing the subsequent brief does not begin to run until the brief has been approved and filed. [4208595] [14-3016] (JMS) [Entered: 10/21/2014 04:32 PM]

10/21/2014	 0 pg, 0 KB	Addendum of APPELLANT submitted for review by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury [4208596] [14-3016] (JMS) [Entered: 10/21/2014 04:34 PM]
10/22/2014		RECORD FILED - APLNT/PET APPENDIX, 1 volumes, Location STL [4211545] [14-3016] (CMD) [Entered: 10/30/2014 11:34 AM]
10/23/2014	 53 pg, 202.26 KB	<b>BRIEF FILED</b> - APPELLANT BRIEF filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. w/service 10/21/2014 , Length: 9,913 words <b>10 COPIES OF PAPER BRIEFS FROM Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, U.S. Department of Labor and U.S. Department of the Treasury due 10/28/2014 WITH certificate of service for paper briefs</b> . Brief of Archdiocese of St. Louis and Catholic Charities of St. Louis due on 11/24/2014 [4209282] [14-3016] (CMD) [Entered: 10/23/2014 11:07 AM]
10/23/2014	 24 pg, 539.95 KB	<b>ADDENDUM</b> of APPELLANT FILED by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury , w/service 10/21/2014 [4209287] [14-3016] (CMD) [Entered: 10/23/2014 11:09 AM]
10/27/2014		Paper copies Appellant/Petitioner Brief, [ <a href="#">4209282-2</a> ] filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury 10 copies paper copies received. w/Addendum attached [4211139] [14-3016] (CMD) [Entered: 10/29/2014 02:13 PM]
10/28/2014	 49 pg, 201.44 KB	MOTION interested party, The National Women's Law Center; AFSCME; Black Women's Health Imperative; Feminist Majority Foundation; Ibis Reproductive Health; Legal Momentum; NARAL Pro-Choice America; NARAL Pro-Choice Minnesota; NARAL Pro-Choice Missouri, et al. , for leave to file amicus curiae brief on behalf of Appellants. w/service 10/28/2014. [4210820] [14-3016] (CED) [Entered: 10/28/2014 06:24 PM]
10/30/2014	 2 pg, 104.8 KB	LETTER from Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis regarding removal of attorneys from docket.

w/service 10/30/2014 [4211747] [14-3016] (MPR) [Entered: 10/30/2014 03:16 PM]

10/30/2014



57 pg, 329.75 KB

MOTION interested party, Americans United for Separation of Church and State, American Civil Liberties Union, and American Civil Liberties Union of Missouri , for leave to file amicus curiae brief on behalf of Sylvia Burwell, Secretary of the United States Department of Health and Human Services, et al.. w/service 10/30/2014. [4211808] [14-3016] (ANK) [Entered: 10/30/2014 04:18 PM]

10/31/2014



2 pg, 74.02 KB

CLERK ORDER:Parties are notified that absent the filing of a formal objection within 8 days, the motion of National Womens Law Center; American Federation of State, County and Municipal Employees (AFSCME); Black Women's Health Imperative; Feminist Majority Foundation; Ibis Reproductive Health; Legal Momentum; NARAL Pro-Choice America; NARAL Pro-Choice Minnesota, North Dakota, South Dakota; Planned Parenthood of the St. Louis Region and Southwest Missouri; Population Connection; Service Employees International Union (SEIU); Americans United for Separation of Search and State; American Civil Liberties Union, and American Civil Liberties Union of Missouri for leave to participate as amicus curiae in support of Appellants will be deemed as granted. [4211872] [14-3016] Response is due November 10, 2014.--[Edited 10/31/2014 by CMD] (CMD) [Entered: 10/31/2014 08:32 AM]

11/21/2014



44 pg, 179.95 KB

**BRIEF FILED - AMICUS BRIEF** filed by AFSCME, Black Women's Health Imperative, Feminist Majority Foundation, Ibis Reproductive Health, Legal Momentum, NARAL Pro-Choice America, NARAL Pro-Choice Minnesota, NARAL Pro-Choice Missouri, NARAL Pro-Choice South Dakota, National Family Planning & Reproductive Health Association, National Latina Institute for Reproductive Health, National Partnership for Women and Families, National Women's Health Network, National Women's Law Center, Planned Parenthood Minnesota, North Dakota, South Dakota, Planned Parenthood of Kansas & Mid-Missouri, Planned Parenthood of the Heartland, Planned Parenthood of the St. Louis Region and Southwest Missouri, Population Connection and SEIU w/service 11/21/2014 , Length: 6,956 words  
**10 COPIES OF PAPER BRIEFS FROM American Federation of State, County and Municipal Employees, Black Women's Health Imperative, Feminist Majority Foundation, Ibis Reproductive Health, Legal Momentum, NARAL Pro-Choice America, NARAL Pro-Choice Minnesota, NARAL Pro-Choice**



**Missouri, NARAL Pro-Choice South Dakota, National Family Planning & Reproductive Health Association, National Latina Institute for Reproductive Health, National Partnership for Women and Families, National Women's Health Network, National Women's Law Center, Planned Parenthood Minnesota, North Dakota, South Dakota, Planned Parenthood of Kansas & Mid-Missouri, Planned Parenthood of the Heartland, Planned Parenthood of the St. Louis Region and Southwest Missouri, Population Connection and Service Employees' International Union due 11/26/2014 WITH certificate of service for paper briefs**

[4218504] [14-3016] (CMD) [Entered: 11/21/2014 08:52 AM]

11/21/2014



51 pg, 225.94 KB

**BRIEF FILED** - AMICUS BRIEF filed by American Civil Liberties Union, American Civil Liberties Union of Missouri and Americans United For Separation of Church and State w/service 11/21/2014 , Length: 6,310 words

**10 COPIES OF PAPER BRIEFS FROM American Civil Liberties Union, American Civil Liberties Union of Missouri and Americans United For Separation of Church and State due 11/26/2014 WITH certificate of service for paper briefs**

[4218507] [14-3016] (CMD) [Entered: 11/21/2014 08:58 AM]

11/24/2014



0 pg, 0 KB

APPELLEE brief of Archdiocese of St. Louis and Catholic Charities of St. Louis submitted for review. The time for filing the subsequent brief does not begin to run until the brief has been approved and filed. [4219205] [14-3016] (MPR) [Entered: 11/24/2014 02:09 PM]

11/25/2014






44 pg, 124.9 KB

**BRIEF FILED** - AMICUS BRIEF filed by Alabama Physicians for Life, American Association of Pro-Life Obstetricians & Gynecologists, Association of American Physicians & Surgeons, Catholic Medical Association, Christian Medical Association, National Association of Catholic Nurses, National Association of Pro Life Nurses and The National Catholic Bioethics Center w/service 11/21/2014 , Length: 6,899 words

**10 COPIES OF PAPER BRIEFS FROM Alabama Physicians for Life, American Association of Pro-Life Obstetricians & Gynecologists, Association of American Physicians & Surgeons, Catholic Medical Association, Christian Medical Association, National Association of Catholic Nurses, National Association of Pro Life Nurses and The National Catholic Bioethics Center due 12/01/2014 WITH certificate of service for paper briefs**

[4219523] [14-3016] (CMD) [Entered: 11/25/2014 11:19 AM]

11/25/2014	 87 pg, 282.26 KB	<p><b>BRIEF FILED - APPELLEE BRIEF</b> filed by Archdiocese of St. Louis and Catholic Charities of St. Louis, w/service 11/24/2014 , Length: 13,478 words</p> <p><b>10 COPIES OF PAPER BRIEFS FROM Archdiocese of St. Louis and Catholic Charities of St. Louis due 12/01/2014 WITH certificate of service for paper briefs</b></p> <p>. Reply brief of Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, U.S. Department of Labor and U.S. Department of the Treasury due on 12/09/2014. [4219655] [14-3016] (CMD) [Entered: 11/25/2014 02:02 PM]</p>
11/25/2014		<p>Paper copies Amicus Brief, [<a href="#">4218507-2</a>] filed by American Civil Liberties Union, American Civil Liberties Union of Missouri and Americans United For Separation of Church and State 10 paper copies received. [4219760] [14-3016] (YML) [Entered: 11/25/2014 03:20 PM]</p>
11/25/2014	 5 pg, 83.53 KB	<p>MOTION to hold briefing schedule in abeyance., for extension of time to file brief until 01/08/2015 at 11:59 pm, filed by Attorney Mr. Joshua Marc Salzman for Appellants U.S. Department of the Treasury, LABR, Thomas E. Perez, U.S. Department of Health and Human Services, Jacob J. Lew and Ms. Sylvia M. Burwell w/service 11/25/2014. [4219782] [14-3016] (JMS) [Entered: 11/25/2014 03:36 PM]</p>
11/26/2014		<p>Paper copies Appellee/Respondent brief, [<a href="#">4219655-2</a>] filed by Archdiocese of St. Louis and Catholic Charities of St. Louis 10 copies paper copies received. [4221005] [14-3016] (CMD) [Entered: 12/02/2014 09:03 AM]</p>
12/01/2014	 3 pg, 76.67 KB	<p>CLERK ORDER:Denying [<a href="#">4219782-2</a>] motion hold briefing schedule in abeyance filed by Mr. Joshua Marc Salzman.; Granting [<a href="#">4219782-3</a>] motion for extension of time to file brief filed by Mr. Joshua Marc Salzman. Reply brief of Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, U.S. Department of Labor and U.S. Department of the Treasury due 01/08/2015 [4220760] [14-3016] (CMD) [Entered: 12/01/2014 02:11 PM]</p>
12/01/2014		<p>Paper copies Amicus Brief, [<a href="#">4219523-2</a>] filed by Alabama Physicians for Life, American Association of Pro-Life Obstetricians &amp; Gynecologists, Association of American Physicians &amp; Surgeons, Catholic Medical Association, Christian Medical Association, National Association of Catholic Nurses, National Association of Pro Life Nurses and The National Catholic Bioethics Center 10 copies paper copies received. [4221009] [14-3016] (CMD) [Entered: 12/02/2014 09:06 AM]</p>

12/02/2014

Paper copies Amicus Brief, [[4218504-2](#)] filed by AFSCME, Black Women's Health Imperative, Feminist Majority Foundation, Ibis Reproductive Health, Legal Momentum, NARAL Pro-Choice America, NARAL Pro-Choice Minnesota, NARAL Pro-Choice Missouri, NARAL Pro-Choice South Dakota, National Family Planning & Reproductive Health Association, National Latina Institute for Reproductive Health, National Partnership for Women and Families, National Women's Health Network, National Women's Law Center, Planned Parenthood Minnesota, North Dakota, South Dakota, Planned Parenthood of Kansas & Mid-Missouri, Planned Parenthood of the Heartland, Planned Parenthood of the St. Louis Region and Southwest Missouri, Population Connection and SEIU 10 copies paper copies received. [4222788] [14-3016] (CMD) [Entered: 12/05/2014 08:29 AM]

01/07/2015



2 pg, 95.55 KB

MOTION motion to withdraw Dennis Murashko's appearance as counsel for Plaintiffs-Appellees, filed by Attorney Mr. Dennis Murashko for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 01/07/2015. [4232072] [14-3016] (DM) [Entered: 01/07/2015 10:29 AM]

01/07/2015



3 pg, 8.38 KB

CLERK ORDER:Granting [[4232072-2](#)] motion to withdraw as retained counsel filed by Mr. Dennis Murashko. [4232236] [14-3016] (CMD) [Entered: 01/07/2015 01:49 PM]

01/08/2015



0 pg, 0 KB








REPLY brief of Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury submitted for review. The time for filing the subsequent brief does not begin to run until the brief has been approved and filed. [4232732] [14-3016] (PN) [Entered: 01/08/2015 03:05 PM]

01/13/2015












30 pg, 180.81 KB









**BRIEF FILED - APPELLANT REPLY BRIEF** filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. w/service 01/08/2015 , Length: 5,746 words  
**10 COPIES OF PAPER BRIEFS FROM Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, U.S. Department of Labor and U.S. Department of the Treasury due 01/20/2015 WITH certificate of service for paper briefs**  
[4233797] [14-3016] [EDITED TO ATTACH CORRECT DOCUMENT]--[Edited 01/13/2015 by CMD] (CMD) [Entered: 01/13/2015 08:57 AM]










- 01/14/2015 Paper copies Reply brief, [[4233797-2](#)] filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury 10 copies paper copies received.  
[4235123] [14-3016] (CMD) [Entered: 01/16/2015 07:00 AM]
- 01/28/2015  13 pg, 239.41 KB 28(j) citation filed by Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 01/28/2015 - FOR CAL [4238942] [14-3016] (MPR) [Entered: 01/28/2015 05:12 PM]
- 02/03/2015  3 pg, 75.34 KB Response of Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury to 28(j) citation , [[4238942-2](#)], filed by Archdiocese of St. Louis and Catholic Charities of St. Louis in 14-3016 ,28(j) citation for Calendar, [[4238942-3](#)], filed by Archdiocese of St. Louis and Catholic Charities of St. Louis in 14-3016. w/service 02/03/2015 - FOR CAL [4240965] [14-3016] (PN) [Entered: 02/03/2015 03:24 PM]
- 03/10/2015  4 pg, 178 KB 28(j) citation filed by Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 03/10/2015 - FOR CAL [4252855] [14-3016] (MPR) [Entered: 03/10/2015 05:02 PM]
- 03/11/2015  3 pg, 82.53 KB Response of Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury to 28(j) citation , [[4252855-2](#)], filed by Archdiocese of St. Louis and Catholic Charities of St. Louis in 14-3016 ,28(j) citation for Calendar, [[4252855-3](#)], filed by Archdiocese of St. Louis and Catholic Charities of St. Louis in 14-3016. w/service 03/11/2015 - FOR CAL [4252968] [14-3016] (PN) [Entered: 03/11/2015 09:43 AM]
- 05/06/2015  4 pg, 243.57 KB 28(j) citation filed by Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis w/service 05/06/2015 - FOR CAL [4272370] [14-3016] (MPR) [Entered: 05/06/2015 10:41 AM]
- 05/06/2015  3 pg, 93.36 KB Response of Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury to 28(j) citation , [[4272370-2](#)], filed by Archdiocese of St. Louis and Catholic Charities of St. Louis in 14-3016 ,28(j) citation for Calendar, [[4272370-3](#)], filed by Archdiocese of St. Louis and Catholic Charities of St. Louis in 14-3016. w/service 05/06/2015 - FOR CAL [4272454] [14-3016] (ACJ) [Entered: 05/06/2015 12:10 PM]
- 11/10/2015  3 pg, 12.99 KB CLERK ORDER: On the court's own motion, this case will be held in abeyance pending the United States Supreme Court's decision in










14-1418, Zubik v. Burwell and consolidated cases. [4335614] [14-3016] (TAB) [Entered: 11/10/2015 04:45 PM]

- 05/23/2016  15 pg, 193.45 KB 28(j) citation filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 05/23/2016 - FOR CAL [4401741] [14-3016] (PN) [Entered: 05/23/2016 03:15 PM]
- 05/24/2016  3 pg, 11.57 KB CLERK ORDER: The court will continue to hold this matter in abeyance. The parties are directed to file a status report no later than July 1, 2016. [4401917] [14-3016] (CMD) [Entered: 05/24/2016 08:10 AM]
- 05/25/2016  1 pg, 8.39 KB APPEARANCE filed by Richard B. Katskee for Amici on Behalf of Appellant(s) American Civil Liberties Union, American Civil Liberties Union of Missouri and Americans United For Separation of Church and State w/service 05/25/2016 [4403120] [14-3016] (RBK) [Entered: 05/25/2016 04:01 PM]
- 06/22/2016  3 pg, 84.56 KB Status report filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. w/service 06/22/2016 [4416067] [14-3016] (PN) [Entered: 06/22/2016 12:52 PM]
- 06/23/2016  1 pg, 14.7 KB CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. Status report due on 07/22/2016 . [4416630] [14-3016] (CMD) [Entered: 06/23/2016 11:31 AM]
- 06/30/2016  2 pg, 81.52 KB Status report filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. w/service 06/30/2016 [4420316] [14-3016] (MPR) [Entered: 06/30/2016 10:15 AM]
- 06/30/2016  2 pg, 15.27 KB CLERK LETTER sent requesting that a status report be filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 08/01/2016. [4420367] [14-3016] (CMD) [Entered: 06/30/2016 10:48 AM]
- 07/22/2016  8 pg, 100.51 KB MOTION for Zubik order, filed by Attorney Mr. Patrick Nemeroff for Appellants U.S. Department of the Treasury, LABR, Thomas E. Perez, U.S. Department of Health and Human Services, Jacob J. Lew and Ms. Sylvia M. Burwell w/service 07/22/2016. [4429464] [14-3016] (PN) [Entered: 07/22/2016 02:19 PM]
- 08/01/2016  4 pg, 99.54 KB RESPONSE motion for miscellaneous relief [[4429464-2](#)], clerk letter requesting status report [[4420367-2](#)] filed by Attorney Mr.

Mark Peter Rotatori for Appellees Archdiocese of St. Louis and Catholic Charities of St. Louis , w/service 08/01/2016. [4432317] [14-3016] (MPR) [Entered: 08/01/2016 09:07 AM]

- 08/02/2016  2 pg, 15.31 KB  
CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 10/07/2016. [4432788] [14-3016] (CMD) [Entered: 08/02/2016 07:55 AM]
- 08/31/2016  6 pg, 387.25 KB  
28(j) citation filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 08/31/2016 - FOR CAL [4443700] [14-3016] (MB) [Entered: 08/31/2016 02:19 PM]
- 09/14/2016  13 pg, 147.52 KB  
28(j) citation filed by Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 09/14/2016 - FOR CAL [4448212] [14-3016] (MB) [Entered: 09/14/2016 12:59 PM]
- 09/19/2016  3 pg, 14.15 KB  
CLERK ORDER: [[4429464-2](#)] Appellants' motion to enter an order that is materially identical to the order issued in Zubik v. Burwell is granted. SEE ORDER FOR TEXT. [4449530] [14-3016] (CMD) [Entered: 09/19/2016 07:08 AM]
- 09/26/2016  3 pg, 83.66 KB  
Status report filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. w/service 09/26/2016 [4451817] [14-3016] (MB) [Entered: 09/26/2016 01:51 PM]
- 09/27/2016  2 pg, 15.36 KB  
CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services and LABR. Status report due on 11/30/2016.. [4452044] [14-3016] (CMD) [Entered: 09/27/2016 07:59 AM]
- 10/07/2016  3 pg, 85.36 KB  
Status report filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. w/service 10/07/2016 [4456690] [14-3016] (MPR) [Entered: 10/07/2016 08:38 AM]
- 10/11/2016  3 pg, 11.54 KB  
CLERK ORDER: Appellees' request to set the next due date for status report to December 12, 2016, is granted. [4457249] [14-3016] (CMD) [Entered: 10/11/2016 10:37 AM]

- 11/30/2016  3 pg, 83.65 KB Status report filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. w/service 11/30/2016 [4474092] [14-3016] (MB) [Entered: 11/30/2016 10:30 AM]
- 12/01/2016  2 pg, 15.31 KB CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 03/03/2017. [4474502] [14-3016] (CMD) [Entered: 12/01/2016 06:53 AM]
- 12/09/2016  3 pg, 81.93 KB Status report filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. w/service 12/09/2016 [4477882] [14-3016] (MPR) [Entered: 12/09/2016 08:40 AM]
- 01/10/2017  3 pg, 86.24 KB Status report filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury. w/service 01/10/2017 [4488395] [14-3016] (PN) [Entered: 01/10/2017 12:57 PM]
- 01/11/2017  2 pg, 15.14 KB CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 03/03/2017.. [4488739] [14-3016] (CMD) [Entered: 01/11/2017 07:54 AM]
- 03/02/2017  4 pg, 89.03 KB Status report filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. w/service 03/02/2017 [4507308] [14-3016] (MSB) [Entered: 03/02/2017 07:57 AM]
- 03/02/2017  2 pg, 15.44 KB CLERK LETTER sent requesting that a status report be filed by Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 05/01/2017. [4507524] [14-3016] (CMD) [Entered: 03/02/2017 11:10 AM]
- 05/01/2017  3 pg, 104.39 KB Status report filed by Ms. Sylvia M. Burwell, LABR, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services and U.S. Department of the Treasury. w/service 05/01/2017 [4530576] [14-3016] (JMS) [Entered: 05/01/2017 08:52 AM]
- 05/01/2017  3 pg, 87.04 KB Status report filed by Catholic Charities of St. Louis and Archdiocese of St. Louis. w/service 05/01/2017 [4530635] [14-3016] (MPR) [Entered: 05/01/2017 10:10 AM]

05/02/2017	 2 pg, 15.43 KB	CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 07/17/2017. [4531152] [14-3016] (CMD) [Entered: 05/02/2017 08:41 AM]
07/14/2017	 3 pg, 84.15 KB	Status report filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. w/service 07/14/2017 [4557390] [14-3016] (MPR) [Entered: 07/14/2017 10:12 AM]
07/17/2017	 3 pg, 105.14 KB	Status report filed by Ms. Sylvia M. Burwell, LABR, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services and U.S. Department of the Treasury. w/service 07/17/2017 [4557926] [14-3016] (JMS) [Entered: 07/17/2017 02:35 PM]
07/18/2017	 2 pg, 15.44 KB	CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 09/15/2017. [4558129] [14-3016] (CMD) [Entered: 07/18/2017 09:18 AM]
09/15/2017	 3 pg, 87.89 KB	Status report filed by Ms. Sylvia M. Burwell, LABR, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services and U.S. Department of the Treasury. w/service 09/15/2017 [4579428] [14-3016] (PN) [Entered: 09/15/2017 08:42 AM]
09/15/2017	 3 pg, 94.9 KB	Status report filed by Archdiocese of St. Louis and Catholic Charities of St. Louis. w/service 09/15/2017 [4579435] [14-3016] (MPR) [Entered: 09/15/2017 09:17 AM]
09/20/2017	 2 pg, 15.48 KB	CLERK LETTER sent requesting that a status report be filed by Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR, U.S. Department of the Treasury and Archdiocese of St. Louis and Catholic Charities of St. Louis. Status report due on 11/20/2017.. [4580973] [14-3016] (CMD) [Entered: 09/20/2017 02:08 PM]
10/06/2017	 4 pg, 83 KB	MOTION to dismiss case, filed by Attorney Mr. Patrick Nemeroff for Appellants Ms. Sylvia M. Burwell, Jacob J. Lew, Thomas E. Perez, U.S. Department of Health and Human Services, LABR and U.S. Department of the Treasury w/service 10/06/2017. [4587273] [14-3016] (PN) [Entered: 10/06/2017 03:23 PM]
10/10/2017	 2 pg, 15.74 KB	<b>JUDGMENT FILED</b> - Granting <a href="#">[4587273-2]</a> motion to dismiss case filed by Mr. Patrick Nemeroff., The case is dismissed in accordance with Rule 42(b), Federal Rules of Appellate Procedure.



Mandate shall issue forthwith.. [4587817] [14-3016] (SRD)  
[Entered: 10/10/2017 04:51 PM]

10/10/2017   
2 pg, 11.05 KB

MANDATE ISSUED. [4587823] [14-3016] (SRD) [Entered:  
10/10/2017 04:56 PM]

10/19/2017   
1 pg, 8.6 KB

RECORD RETURNED - MISC. RECORD, Comments: 1 folder  
containing District Court document #31 - Administrative Record  
Electronic - 3 CD's [ Return to the District Court at end of case],  
SENT -END OF CASE [4591315] [14-3016] (JJF) [Entered:  
10/19/2017 12:27 PM]