

**THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

DATE: 1/12/2017

DISTRICT JUDGE

COURT REPORTER: Jan Mason

Amos L. Mazzant, III

COURTROOM DEPUTY: Debbie McCord

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| DIALYSIS PATIENT CITIZENS VS. BURWELL, ET AL | NO. 4:17CV16 |
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| ATTORNEYS FOR PLAINTIFFS | ATTORNEYS FOR DEFENDANTS |
|---|---|
| Jay Angoff, Joanna Wasik, Stuart Kurlander, Michael Bern, Abid Qureshi, David Ogden, Kelly Dunbar, Elizabeth Forrest, Clyde Siebman, Lynn Calkins, Steven Gordon, Brett Johnson, Also Ron Castle, Tricia Rich, Tom Weinberg, Kathleen Waters | Matthew Berns, Joel McElvain, Jennfer Ricketts, Matthew Lawrence, ___ Beer, Sarah King, ___ Boshart |

On this day, came the parties by their attorneys and the following proceedings were held in Sherman, TX:

| TIME: | MINUTES: Emergency Motion for TRO (Dkt. #3) |
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| 10:00 am | Court called case, noting appearances. |
| | Mr. Ogden presented motion for TRO. |
| 10:32 am | Lynn Calkins addressed the Court. |
| 10:33 am | Matthew Lawrence responded for Government. |
| 11:17 am | Mr. Ogden responded. |
| 11:35 am | Court hopes to issue decision on TRO by end of business today. At this point, Court is inclined to grant it; if granted, it is viewed as preserving status quo to allow the Court time for further review. |
| 11:36 am | Parties can rely on submissions made for purposes of injunction hearing, where the Court will allow some argument and propose questions to counsel. |
| 11:38 am | Court allowed rebuttal argument by Mr. Lawrence. |

CASE NO. DATE:
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| TIME: | MINUTES: Emergency Motion for TRO (Dkt. #3) |
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| 11:41 am | Court notes issue of 31 st as enrollment deadline. Court will set this for in-person hearing on Wednesday, the 18 th at 2pm. If additional evidence is necessary, Court will start earlier in the day. |
| 11:43 am | If TRO is granted, it will be enforced for 14 days; for hearing next week, Court will strive to issue prompt ruling, keeping in mind the deadline. |
| 11:45 am | Court is in recess. |
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DAVID O'TOOLE, CLERK

BY: Debbie McCord
Courtroom Deputy Clerk