

**THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA,)
)
)
 Plaintiff,)
 v.)
)
 DONALD J. TRUMP, in his official)
 capacity as President of the United States;)
 ALEX M. AZAR II, in his official)
 capacity as Secretary of Health and)
 Human Services; UNITED STATES)
 DEPARTMENT OF HEALTH AND)
 HUMAN SERVICES; STEVEN T.)
 MNUCHIN, in his official capacity as)
 Secretary of the Treasury; UNITED)
 STATES DEPARTMENT OF THE)
 TREASURY; RENE ALEXANDER)
 ACOSTA, in his official capacity as)
 Secretary of Labor; and UNITED STATES)
 DEPARTMENT OF LABOR, *et al.*,)
)
 Defendants.)

Civil Action No. 2:17-cv-04540 (WB)

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Federal Defendants Alex M. Azar II, Secretary of the United States Department of Health and Human Services, R. Alexander Acosta, Secretary of the United States Department of Labor, Steven Mnuchin, Secretary of the United States Department of Treasury, the U.S. Department of Health and Human Services, the United States Department of Labor, and the United States Department of the Treasury hereby appeal to the United States Court of Appeals for the Third Circuit from the Court’s preliminary injunction order [ECF No. 135] and opinion [ECF No. 136], which were both issued on January 14, 2019.

DATED: January 23, 2019

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General

MICHELLE R. BENNETT
Assistant Director, Federal Programs Branch

/s/ Justin M. Sandberg

JUSTIN M. SANDBERG (Il. Bar No. 6278377)

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Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that, on January 23, 2019, a copy of the forgoing document was electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

DATED this 23d day of January, 2019.

s/ Justin M. Sandberg
JUSTIN M. SANDBERG
Senior Trial Counsel
Unite States Department of Justice