

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 17-3752, 18-1253, 19-1129, 19-1189

COMMONWEALTH OF PENNSYLVANIA; STATE OF NEW JERSEY

v.

PRESIDENT UNITED STATES OF AMERICA; SECRETARY UNITED STATES
DEPARTMENT OF HEALTH AND HUMAN SERVICES; UNITED STATES
DEPARTMENT OF HEALTH AND HUMAN SERVICES; SECRETARY UNITED
STATES DEPARTMENT OF TREASURY; UNITED STATES DEPARTMENT OF
TREASURY; SECRETARY UNITED STATES DEPARTMENT OF LABOR;
UNITED STATES DEPARTMENT OF LABOR; UNITED STATES OF AMERICA

LITTLE SISTERS OF THE POOR SAINTS PETER AND PAUL HOME
(Intervenor in D.C.),
Appellant in 17-3752, 19-1129

Secretary United States of Department of Health and Human Services, United
States Department of Health and Human Services, Secretary United States
Department of Treasury, United States Department of Treasury, Secretary
United States Department of Labor, United States Department of Labor,

Appellants in 18-1253
19-1189 (Except President United States of America)

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA
(E.D. Pa. No. 2:17-cv-04540)
District Judge: Hon. Wendy Beetlestone

Argued May 21, 2019

Before: McKEE, SHWARTZ, and FUENTES, Circuit Judges.

JUDGMENT

This cause came to be considered on the record from the United States District Court for the Eastern District of Pennsylvania and was argued on May 21, 2019.

On consideration whereof, it is now hereby ORDERED and ADJUDGED that the orders of the District Court entered December 15, 2017 and January 14, 2019 is AFFIRMED. Costs will be taxed on Appellants. All of the above in accordance with the Opinion of this Court.

ATTEST:

s/ Patricia S. Dodszuweit
Clerk

Dated: July 12, 2019

OFFICE OF THE CLERK

PATRICIA S. DODSZUWEIT

UNITED STATES COURT OF APPEALS

TELEPHONE

CLERK

FOR THE THIRD CIRCUIT
21400 UNITED STATES COURTHOUSE
601 MARKET STREET
PHILADELPHIA, PA 19106-1790

215-597-2995

Website: www.ca3.uscourts.gov



July 12, 2019

Allan J. Arffa
Paul Weiss Rifkind Wharton & Garrison
1285 Avenue of the Americas
New York, NY 10019

Rhiannon N. Batchelder
Morrison & Foerster
250 West 55th Street
New York, NY 10019

Jeffrey Blumenfeld
Lowenstein Sandler
2200 Pennsylvania Avenue, N.W.
Suite 5
Washington, DC 20037

Leah Bruno
Dentons US
233 South Wacker Drive
Suite 7800
Chicago, IL 60606

Nicholas M. Centrella
Conrad O'Brien
1500 Market Street
West Tower, Suite 3900
Philadelphia, PA 19102

Miles Coleman
Nelson Mullins Riley & Scarborough
104 South Main Street
Suite 900
Greenville, SC 29601

Elizabeth N. Dewar
Office of Attorney General of Massachusetts
One Ashburton Place
McCormack Building
20th Floor
Boston, MA 02108

Dwight G. Duncan
University of Massachusetts School of Law
333 Faunce Corner Road
North Dartmouth, MA 02747-1252

Robert Dunn
Gibson Dunn & Crutcher
1881 Page Mill Road
Palo Alto, CA 94304

Jeffrey S. Feldman
The Feldman Firm
600 West Germantown Pike
Suite 400
Plymouth Meeting, PA 19462

Michael J. Fischer
Office of Attorney General of Pennsylvania
1600 Arch Street
Suite 300
Philadelphia, PA 19103

Jonathan S. Goldman
Office of Attorney General of Pennsylvania
Civil Division, Litigation Section
Strawberry Square
Harrisburg, PA 17120

Thomas W. Hazlett
Ballard Spahr
1735 Market Street
51st Floor
Philadelphia, PA 19103

Christopher Healy
United States Department of Justice
20 Massachusetts Avenue, N.W.
Washington, DC 20530

Bradley G. Hubbard
Gibson Dunn & Crutcher
2100 McKinney Avenue
Suite 1100
Dallas, TX 75201

Stephen J. Kastenberg
Ballard Spahr
1735 Market Street
51st Floor
Philadelphia, PA 19103

Richard B. Katskee
Americans United for Separation of Church & State
1310 L Street, N.W.
Suite 200
Washington, DC 20005

Adele A. Keim
Becket Fund for Religious Liberty
1200 New Hampshire Avenue, N.W.
Suite 700
Washington, DC 20036

Rebecca M. Kopplin
United States Department of Justice
20 Massachusetts Avenue, N.W.
Washington, DC 20530

Jason R. LaFond
Office of Attorney General of Texas
209 West 14th Street
7th Floor
Austin, TX 78711

Jamie A. Levitt
Morrison & Foerster
250 West 55th Street
New York, NY 10019

Jaynie Lilley
United States Department of Justice
Civil Division
950 Pennsylvania Avenue, N.W.
R 7321
Washington, DC 20530

Joshua A. Matz
Kaplan Hecker & Fink
350 Fifth Avenue
Suite 7110
New York, NY 10118

Melina M. Meneguini-Layerenza
Paul Weiss Rifkind Wharton & Garrison
1285 Avenue of the Americas
New York, NY 10019

Mr. Hashim M. Mooppan
United States Department of Justice
Civil Division, Appellate Staff
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

Glenn J. Moramarco
Office of Attorney General of New Jersey
Department of Law & Public Safety
25 Market Street
Richard J. Hughes Complex
Trenton, NJ 08625

Eric C. Rassbach
Becket Fund for Religious Liberty
1200 New Hampshire Avenue, N.W.
Suite 700
Washington, DC 20036

Scott W. Reid
Office of United States Attorney
615 Chestnut Street
Suite 1250
Philadelphia, PA 19106

Mark L. Rienzi
Becket Fund for Religious Liberty
1200 New Hampshire Avenue, N.W.
Suite 700
Washington, DC 20036

Sierra Robart
Paul Weiss Rifkind Wharton & Garrison
1285 Avenue of the Americas

New York, NY 10019

Dariely Rodriguez
Lawyers' Committee for Civil Rights Under Law
1500 K Street, N.W.
Suite 900
Washington, DC 20005

Sara J. Rose
American Civil Liberties Union
313 Atwood Street
Pittsburgh, PA 15213

Justin M. Sandberg
United States Department of Justice
20 Massachusetts Avenue, N.W.
Washington, DC 20530

Bruce H. Schneider
Stroock Stroock & Lavan
180 Maiden Lane
38th Floor
New York, NY 10038

Karen Schoen
United States Department of Justice
Criminal Division, Appellate Section
950 Pennsylvania Avenue, N.W.
7533
Washington, DC 20530

Priscilla J. Smith
Yale Law School RRJP Clinic
319 Sterling Place
Brooklyn, NY 11238

Lowell V. Sturgill Jr.
United States Department of Justice
Civil Division
950 Pennsylvania Avenue, N.W.
Room 7241
Washington, DC 20530

Sharon Swingle
United States Department of Justice
Civil Division

950 Pennsylvania Avenue, N.W.
Washington, DC 20530

Aimee D. Thomson
Office of Attorney General of Pennsylvania
1600 Arch Street
Suite 300
Philadelphia, PA 19103

Diana Verm
Becket Fund for Religious Liberty
1200 New Hampshire Avenue, N.W.
Suite 700
Washington, DC 20036

Lori H. Windham
Becket Fund for Religious Liberty
1200 New Hampshire Avenue, N.W.
Suite 700
Washington, DC 20036

RE: Commonwealth of Pennsylvania v. President United States, et al
Case Number: 17-3752
District Court Case Number: 2-17-cv-04540

ENTRY OF JUDGMENT

Today, **July 12, 2019** the Court entered its judgment in the above-captioned matter pursuant to Fed. R. App. P. 36.

If you wish to seek review of the Court's decision, you may file a petition for rehearing. The procedures for filing a petition for rehearing are set forth in Fed. R. App. P. 35 and 40, 3rd Cir. LAR 35 and 40, and summarized below.

Time for Filing:

14 days after entry of judgment.

45 days after entry of judgment in a civil case if the United States is a party.

Form Limits:

3900 words if produced by a computer, with a certificate of compliance pursuant to Fed. R. App. P. 32(g).

15 pages if hand or type written.

Attachments:

A copy of the panel's opinion and judgment only.

Certificate of service.

Certificate of compliance if petition is produced by a computer.

No other attachments are permitted without first obtaining leave from the Court.

Unless the petition specifies that the petition seeks only panel rehearing, the petition will be construed as requesting both panel and en banc rehearing. Pursuant to Fed. R. App. P. 35(b)(3), if separate petitions for panel rehearing and rehearing en banc are submitted, they will be treated as a single document and will be subject to the form limits as set forth in Fed. R. App. P. 35(b)(2). If only panel rehearing is sought, the Court's rules do not provide for the subsequent filing of a petition for rehearing en banc in the event that the petition seeking only panel rehearing is denied.

A party who is entitled to costs pursuant to Fed.R.App.P. 39 must file an itemized and verified bill of costs within 14 days from the entry of judgment. The bill of costs must be submitted on the proper form which is available on the court's website.

A mandate will be issued at the appropriate time in accordance with the Fed. R. App. P. 41.

Please consult the Rules of the Supreme Court of the United States regarding the timing and requirements for filing a petition for writ of certiorari.

Very truly yours,
Patricia S. Dodszeit, Clerk

By: s/SLC/TMM, Case Manager
267-299-4959