

FILED

United States Court of Appeals  
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

January 31, 2019

Elisabeth A. Shumaker  
Clerk of Court

---

NORTHERN ARAPAHO TRIBE, on its  
own behalf and on behalf of its members,

Plaintiff - Appellant

v.

ALEX M. AZAR, II, Secretary of the  
United States Department of Health and  
Human Services, et al.,

Defendants - Appellees.

No. 15-8099

---

**ORDER**

---

Before **MATHESON** and **BACHARACH**, Circuit Judges.

---

This matter is before the court to consider whether to continue the abatement of this appeal. Upon consideration of the parties' updated status reports filed in response to the court's December 28, 2018 and January 18, 2019 orders, as well as the procedural history of this appeal, the abatement is lifted. The appellant shall file the opening brief and appendix within 40 days of the date of this order.

Entered for the Court  
ELISABETH A. SHUMAKER, Clerk



by: Lara Smith  
Counsel to the Clerk