

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Mar 09, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

STATE OF WASHINGTON,

Plaintiff,

v.

ALEX M. AZAR II, in his official  
capacity as Secretary of the United States  
Department of Health and Human  
Services; and UNITED STATES  
DEPARTMENT OF HEALTH AND  
HUMAN SERVICES,

Defendants.

No. 1:19-CV-03040-SAB

**ORDER CONTINUING TO  
HOLD CASE IN ABEYANCE**

NATIONAL FAMILY PLANNING &  
REPRODUCTIVE HEALTH  
ASSOCIATION, FEMINIST WOMEN'S  
HEALTH CENTER, DEBORAH OYER,  
M.D., and TERESA GALL, F.N.P.,

Plaintiffs,

v.

ALEX M. AZAR II, in his official capacity  
as Secretary of the United States  
Department of Health and Human

**ORDER RE: JOINT STATUS REPORT ~ 1**

1 Services; UNITED STATES  
2 DEPARTMENT OF HEALTH AND  
3 HUMAN SERVICES, DIANE FOLEY,  
4 M.D., in her official capacity as Deputy  
5 Assistant Secretary for Population Affairs,  
6 and OFFICE OF POPULATION  
7 AFFAIRS,  
8 Defendants.  
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10 Pursuant to the Court's Order, the parties filed a Joint Status Report, ECF  
11 No. 158. The parties request that the Court continue to hold the above-captioned  
12 proceedings in abeyance pending the United States Supreme Court's consideration  
13 of the Ninth Circuit's decision. They propose providing the Court with another  
14 joint status report within 14 days after the Supreme Court issues a decision on the  
15 merits or another action that resolves or dismisses the appeals now pending in that  
16 court. Good cause exists to grant the parties' request.

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**ORDER RE: JOINT STATUS REPORT ~2**

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The above-captioned matter continues to be held in abeyance.

3 2. Within fourteen (14) days after the Supreme Court issues a decision  
4 on the merits or another action that resolves or dismisses the appeals now pending  
5 in that court, the parties are directed to file a joint status report.

6 **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order  
7 and forward copies to counsel.

8 **DATED** this 9th day of March 2021.



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A handwritten signature in blue ink that reads "Stanley A. Bastian".

14 Stanley A. Bastian  
15 Chief United States District Judge  
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