

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



Office of the Clerk
Phone: (312) 435-5850
www.ca7.uscourts.gov

ORDER

June 30, 2014

Before

RICHARD A. POSNER, *Circuit Judge*
ANN CLAIRE WILLIAMS, *Circuit Judge*
DAVID F. HAMILTON, *Circuit Judge*

No.: 14-2396	<p>WHEATON COLLEGE, Plaintiff - Appellant</p> <p>v.</p> <p>SYLVIA MATHEWS BURWELL, Secretary of Health and Human Services, et al., Defendants - Appellees</p>
Originating Case Information:	
<p>District Court No: 1:13-cv-08910 Northern District of Illinois, Eastern Division District Judge Robert M. Dow</p>	

The following is before the court: **WHEATON COLLEGE'S EMERGENCY MOTION FOR INJUNCTION PENDING APPEAL - RELIEF REQUESTED BY JUNE 30, 2014**, filed on June 26, 2014, by counsel for Appellant Wheaton College.

On the basis of this court's decision in *Notre Dame v. Sebelius*, 743 F.3d 547 (7th Cir. 2014), we believe that the appellant has not shown that it is likely to prevail on the merits. And the decision today by the United States Supreme Court in *Burwell v. Hobby Lobby Stores, Inc.*, ---U.S.---, slip op. (June 30, 2014), emphasizes that the accommodation provision (applicable in this case) "constitutes an alternative that achieves all of the Government's aims while providing greater respect for religious liberty." *Id.* at 3.

No. 14-2396

Page 2

IT IS ORDERED that the emergency motion for injunction pending appeal is therefore **DENIED**.

form name: c7_Order_3J(form ID: 177)