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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

COUNTY OF SANTA CLARA, TRUST WOMEN SEATTLE, LOS ANGELES LGBT CENTER, WHITMAN-WALKER CLINIC, INC. d/b/a WHITMAN-WALKER HEALTH, BRADBURY-SULLIVAN LGBT COMMUNITY CENTER, CENTER ON HALSTED, HARTFORD GYN CENTER, MAZZONI CENTER, MEDICAL STUDENTS FOR CHOICE, AGLP: THE ASSOCIATION OF LGBTQ+ PSYCHIATRISTS, AMERICAN ASSOCIATION OF PHYSICIANS FOR HUMAN RIGHTS d/b/a GLMA: HEALTH PROFESSIONALS ADVANCING LGBTQ EQUALITY, COLLEEN MCNICHOLAS, ROBERT BOLAN, WARD CARPENTER, SARAH HENN, and RANDY PUMPHREY,

Plaintiffs,

vs.

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES and ALEX M. AZAR, II, in his official capacity as SECRETARY OF HEALTH AND HUMAN SERVICES,

Defendants.

Case No. 5:19-cv-2916

[PROPOSED] ORDER GRANTING PLAINTIFFS’ MOTION FOR NATIONWIDE PRELIMINARY INJUNCTION

On June 11, 2019, Plaintiffs County of Santa Clara, Trust Women Seattle, Los Angeles LGBT Center, Whitman-Walker Clinic, Inc. d/b/a Whitman-Walker Health, Bradbury-Sullivan Center, Center On Halsted, Hartford Gyn Center, Mazzoni Center, Medical Students For Choice, AGLP: The Association of LGBTQ+ Psychiatrists, GLMA: Health Professionals Advancing LGBTQ Equality (“GLMA”), Colleen McNicholas, Robert Bolan, Ward Carpenter, Sarah Henn, and Randy Pumphrey (collectively, “Plaintiffs”) filed a Motion for Nationwide Preliminary Injunction (“Motion”) to enjoin Defendants from enforcing the Final Rule of the Department of Health and Human Services (“HHS”) entitled Protecting Statutory Conscience Rights in Health Care, 84 Fed. Reg. 23,170 (May 21, 2019) (to be codified at 45 C.F.R. Pt. 88). A hearing on the motion was held on Wednesday, July 17, 2019 at 1:00 p.m.

The Court, having considered the Motion and the documents filed therewith, all of the papers on file in this action, and the evidence and arguments presented at the hearing, hereby

1 GRANTS Plaintiffs’ Motion For Nationwide Preliminary Injunction.

2 IT IS HEREBY ORDERED that: Defendants HHS and Alex M. Azar II, in his official
3 capacity as Secretary of HHS, and their officers, agents, servants, employees, and attorneys, and
4 any other persons who are in active concert or participation with them, are enjoined from enforcing
5 the HHS Final Rule entitled Protecting Statutory Conscience Rights in Health Care, 84 Fed. Reg.
6 23,170 (May 21, 2019).

7 IT IS SO ORDERED.

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10 Date: _____

HONORABLE NATHANAEL M. COUSINS
United States Magistrate Judge

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