

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION**

FRANCISCAN ALLIANCE, INC., *et al.*,

*Plaintiffs,*

v.

No. 7:16-cv-00108

SYLVIA BURWELL, Secretary of the  
United States Department of Health  
and Human Services, *et al.*,

*Defendants.*

**NOTICE REGARDING UPCOMING STATUS CONFERENCE**

On November 1, 2016, defendants filed a motion, *see* ECF No. 31, requesting that the Court hold a status conference to resolve defendants' then-pending motion to set a schedule for preliminary injunction proceedings in this case, *see* ECF No. 28. Later that day, the Court resolved defendants' scheduling motion and set relevant deadlines. *See* Order (Nov. 1, 2016), ECF No. 32. Then, earlier today, the Court granted defendants' motion to schedule a status conference and set it for Monday, November 7. *See* Order (Nov. 2, 2016), ECF No. 33.

Defendants write to respectfully advise the Court that, because a schedule for preliminary injunction proceedings is now in place, the concerns that motivated defendants to seek a status conference have been fully resolved. Undersigned counsel is available to join a status conference on November 7 in the event that would be helpful for the Court, but defendants withdraw their request for such a conference.

Dated: November 2, 2016

Respectfully Submitted,

BENJAMIN C. MIZER  
Principal Deputy Assistant Attorney  
General

JENNIFER D. RICKETTS  
Director, Federal Programs Branch

SHEILA M. LIEBER  
Deputy Director, Federal Programs Branch

/s/ Adam Grogg

ADAM GROGG

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 2, 2016, I electronically filed a copy of the foregoing. Notice of this filing will be sent via email to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF System.

/s/ Adam Grogg  
ADAM GROGG