

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

March 1, 2019

Elisabeth A. Shumaker
Clerk of Court

DANA ALIX ZZYYM,

Plaintiff - Appellee,

v.

MICHAEL R. POMPEO, in his official
capacity as the Secretary of State;
STEVEN J. MULLEN, in his official
capacity as the Director of the Colorado
Passport Agency for the United States
Department of State,

Defendants - Appellants.

No. 18-1453
(D.C. No. 1:15-cv-02362-RBJ)
(D. Colo.)

ORDER

Defendant-Appellants Michael R. Pompeo and Steven J. Mullen have filed a motion for a stay of the district court's injunction prohibiting the State Department from denying plaintiff-appellee Dana Alix Zzyym's passport application on the basis of the State Department's requirement that a passport designate the bearer's sex as either male or female. Plaintiff-appellee is ordered to respond to the motion for a stay pending appeal on or before Monday, March 11, 2019.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk