

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
EASTERN DIVISION**

THE RELIGIOUS SISTERS OF
MERCY; SACRED HEART
MERCY HEALTH CARE
CENTER (Jackson, MN);
SACRED HEART MERCY
HEALTH CARE CENTER (Alma,
MI); SMP HEALTH SYSTEM;
UNIVERSITY OF MARY;

- and -

STATE OF NORTH DAKOTA,

Plaintiffs,

v.

SYLVIA BURWELL, Secretary of
the United States Department of
Health and Human Services; and
UNITED STATES DEPART-
MENT OF HEALTH AND
HUMAN SERVICES,

Defendants.

No. 3:16-cv-00386-RRE-ARS

**PLAINTIFFS' UNOPPOSED MO-
TION FOR LEAVE TO EXCEED
PAGE LIMITATION**

Pursuant to N.D. Civ. L.R. 7.1(C), the Plaintiffs—the Religious Sisters of Mercy, Sacred Heart Mercy Health Center (Jackson, MN), Sacred Heart Mercy Health Center (Alma, MI), SMP Health System, the University of Mary, and the State of North Dakota—respectfully request leave of the Court to file a Reply in support of their Motion for Preliminary Injunction in excess of the seven-page limit allowed under Local Rule 7.1(B). Plaintiffs respectfully request an additional eighteen pages, for a total of twenty-five pages. Plaintiffs conferred with Defendant about their request for additional pages, and Defendants do not oppose Plaintiffs' motion. An additional eighteen pages

is necessary to adequately address the combined eighty pages of legal arguments raised by Defendants in their response brief and ACLU in its proposed amicus brief.

Plaintiffs intend to file their reply on Dec. 14, and respectfully request the Court rule on this Motion for Leave to Exceed Page Limitation on an expedited basis.

Respectfully submitted this the 8th day of December, 2016.

<p><u>/s/ Luke W. Goodrich</u> Luke W. Goodrich Stephanie H. Barclay The Becket Fund for Religious Liberty 1200 New Hampshire Ave. NW Suite 700 Washington, DC 20036 Telephone: (202) 349-7216 Facsimile: (202) 955-0090 lgoodrich@becketfund.org</p> <p><i>Counsel for Plaintiffs Religious Sisters of Mercy, Sacred Hearth Mercy Health Care Center (Jackson, MN); Sacred Heart Mercy Health Care Center (Alma, MI); SMP Health System, and University of Mary</i></p>	<p><u>/s/ Wayne Stenehjem</u> Wayne Stenehjem Attorney General of North Dakota 600 E. Boulevard Avenue Bismarck, ND 58505-0040 Telephone: (701) 328-2210 Facsimile: (701) 328-2226</p> <p>Douglas A. Bahr Solicitor General N.D. Office of Attorney General 500 N. 9th Street Bismarck, ND 58501 Telephone: (701) 328-3640 Facsimile: (701) 328-4300</p> <p><i>Counsel for Plaintiff North Dakota</i></p>
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CERTIFICATE OF SERVICE

I hereby certify that on December 8, 2016 the foregoing motion was served via ECF on
Counsel for Defendants.

/s/ Luke W. Goodrich
Luke W. Goodrich