

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**WHEATON COLLEGE,**  
  
*Plaintiff,*  
  
v.  
  
**KATHLEEN SEBELIUS, et al.,**  
  
*Defendants.*

**Civil Action No. 12-1169 (ESH)**

**ORDER**

On August 13, 2013, the Court of Appeals issued an order remanding the above-captioned matter to this Court “with instructions to vacate [the] judgment[] and dismiss the complaint[] as moot” and directing the Clerk to issue a certified copy of its order in lieu of a formal mandate. Order, *Wheaton College v. Sebelius*, No. 12-5273 (D.C. Cir. Aug. 13, 2013). The certified copy of the Court of Appeals order has now been docketed. (See Order, Aug. 13, 2013 [ECF No. 28].) Accordingly, it is hereby

**ORDERED** that the judgment set forth in the Order filed on August 24, 2012 [ECF No. 21] is **VACATED**; and it is further

**ORDERED** that the complaint is **DISMISSED AS MOOT**.

  /s/    
ELLEN SEGAL HUVELLE  
United States District Judge

Date: August 19, 2013