

**United States District Court
Northern District of Illinois – CM/ECF LIVE, Ver 6.2.2 (Chicago)
CIVIL DOCKET FOR CASE #: 1:13–cv–02253**

Hartenbower et al v. United States Department of Health and
Human Services et al
Assigned to: Honorable Ruben Castillo
Cause: 05:702 Administrative Procedure Act

Date Filed: 03/26/2013
Date Terminated: 04/19/2013
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

Hart Electric, LLC

represented by **Geoffrey R Surtees**
American Center For Law And Justice
Po Box 60
New Hope, KY 40052
(502) 549–7020
Email: gsurtees@aclj.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edward Lawrence White
American Center For Law & Justice
3001 Plymouth Road
Suite 203
Ann Arbor, MI 48105
(734) 680–8007
Email: ewhite@aclj.org
ATTORNEY TO BE NOTICED

Erik Michael Zimmerman
American Center For Law And Justice
1000 Regent University Dr.
Virginia Beach, VA 23464
(757) 226–2489
Email: ezimmerman@aclj.org
ATTORNEY TO BE NOTICED

Francis J Manion
American Center For Law And Justice
PO Box 60
New Hope, KY 40052
(502) 549–5252
Email: fmanion@aclj.org
ATTORNEY TO BE NOTICED

Plaintiff

H.I. Cable, LLC
doing business as
H.I. Hart LLC

represented by **Geoffrey R Surtees**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edward Lawrence White
(See above for address)
ATTORNEY TO BE NOTICED

Erik Michael Zimmerman
(See above for address)
ATTORNEY TO BE NOTICED

Francis J Manion
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Milton Fred Hartenbower

represented by **Geoffrey R Surtees**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edward Lawrence White
(See above for address)
ATTORNEY TO BE NOTICED

Erik Michael Zimmerman
(See above for address)
ATTORNEY TO BE NOTICED

Francis J Manion
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Catherine A. Hartenbower

represented by **Geoffrey R Surtees**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edward Lawrence White
(See above for address)
ATTORNEY TO BE NOTICED

Erik Michael Zimmerman
(See above for address)
ATTORNEY TO BE NOTICED

Francis J Manion
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

**United States Department of Health
and Human Services**

represented by **Michelle Renee Bennett**
U.S. Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Ave., N.W.
Washington, DC 20001
202 305 8902
Email: michelle.bennett@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

AUSA – Chicago
United States Attorney's Office (NDIL –
Chicago)
219 South Dearborn Street
Chicago, IL 60604
Email: USAILN.ECFAUSA@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Kathleen Sebelius
*in her official capacity as Secretary of the
United States Department of Health and*

represented by **Michelle Renee Bennett**
(See above for address)
LEAD ATTORNEY

Human Services

ATTORNEY TO BE NOTICED

AUSA – Chicago
 (See above for address)
 ATTORNEY TO BE NOTICED

Defendant

**United States Department of the
 Treasury**

represented by **Michelle Renee Bennett**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

AUSA – Chicago
 (See above for address)
 ATTORNEY TO BE NOTICED

Defendant

United States Department of Labor

represented by **Michelle Renee Bennett**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

AUSA – Chicago
 (See above for address)
 ATTORNEY TO BE NOTICED

Defendant

Seth Harris
*in his official capacity as Acting
 Secretary of the United States
 Department of Labor*

represented by **Michelle Renee Bennett**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

AUSA – Chicago
 (See above for address)
 ATTORNEY TO BE NOTICED

Defendant

Jack Lew
*in his official capacity as Secretary of the
 United States Department of the Treasury*

represented by **Michelle Renee Bennett**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

AUSA – Chicago
 (See above for address)
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/26/2013	<u>1</u>	COMPLAINT filed by Hart Electric, LLC, Catherine Hartenbower, H.I. Cable, LLC, Milton F Hartenbower, H.I. Hart, LLC; Filing fee \$ 350, receipt number 0752-8180226.(Surtees, Geoffrey) (Entered: 03/26/2013)
03/26/2013	<u>2</u>	CIVIL Cover Sheet (Surtees, Geoffrey) (Entered: 03/26/2013)
03/26/2013	<u>3</u>	ATTORNEY Appearance for Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, H.I. Hart, LLC, Catherine Hartenbower, Milton F Hartenbower by Geoffrey R Surtees (Surtees, Geoffrey) (Entered: 03/26/2013)
03/26/2013	<u>4</u>	ATTORNEY Appearance for Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, H.I. Hart, LLC, Catherine Hartenbower, Milton F Hartenbower by Francis J Manion (Manion, Francis) (Entered: 03/26/2013)

03/26/2013		CASE ASSIGNED to the Honorable Ruben Castillo. Designated as Magistrate Judge the Honorable Young B. Kim. (jn,) (Entered: 03/26/2013)
03/26/2013	<u>5</u>	ATTORNEY Appearance for Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, H.I. Hart, LLC, Catherine Hartenbower, Milton F Hartenbower by Edward Lawrence White (White, Edward) (Entered: 03/26/2013)
03/27/2013		SUMMONS Issued as to Kathleen Sebelius, Sec of US Dept of Health & Human Servs., – U.S. Department of Labor, U.S. Department of Treasury, and U.S. Attorney General (daj,) (Entered: 03/27/2013)
03/27/2013		SUMMONS Issued as to U.S. Attorney.(daj,) (Entered: 03/27/2013)
04/03/2013	<u>6</u>	SUMMONS Returned Executed by Hart Electric, LLC, Catherine A. Hartenbower, H.I. Cable, LLC, Milton Fred Hartenbower as to All Defendants (Attachments: # <u>1</u> Exhibit Summons and U.S.P.S. receipts)(Manion, Francis) (Entered: 04/03/2013)
04/09/2013	<u>7</u>	SUMMONS Returned Executed by Hart Electric, LLC, Catherine A. Hartenbower, H.I. Cable, LLC, Milton Fred Hartenbower (Attachments: # <u>1</u> Exhibit Summons and U.S.P.S. receipts)(Surtees, Geoffrey) (Entered: 04/09/2013)
04/09/2013	<u>8</u>	SUMMONS Returned Executed by Hart Electric, LLC, Catherine A. Hartenbower, H.I. Cable, LLC, Milton Fred Hartenbower as to Jack Lew served on 4/4/2013, answer due 6/3/2013; United States Department of the Treasury served on 4/4/2013, answer due 6/3/2013 (Attachments: # <u>1</u> Exhibit Summons and U.S.P.S. receipts)(Surtees, Geoffrey) (Entered: 04/09/2013)
04/09/2013	<u>9</u>	SUMMONS Returned Executed by Hart Electric, LLC, Catherine A. Hartenbower, H.I. Cable, LLC, Milton Fred Hartenbower (Attachments: # <u>1</u> Exhibit Summons and U.S.P.S. receipts)(Surtees, Geoffrey) (Entered: 04/09/2013)
04/09/2013	<u>10</u>	SUMMONS Returned Executed by Hart Electric, LLC, Catherine A. Hartenbower, H.I. Cable, LLC, Milton Fred Hartenbower as to All Defendants (Attachments: # <u>1</u> Exhibit Summons and U.S.P.S. receipts)(Surtees, Geoffrey) (Entered: 04/09/2013)
04/10/2013	<u>11</u>	ATTORNEY Appearance for Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, Catherine A. Hartenbower, Milton Fred Hartenbower by Erik Michael Zimmerman (Zimmerman, Erik) (Entered: 04/10/2013)
04/16/2013	<u>12</u>	NOTICE of Motion by Geoffrey R Surtees for presentment of before Honorable Ruben Castillo on 4/24/2013 at 09:45 AM. (Surtees, Geoffrey) (Entered: 04/16/2013)
04/16/2013	<u>13</u>	MOTION by Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, Catherine A. Hartenbower, Milton Fred Hartenbower for preliminary injunction (<i>UNOPPOSED</i>) (Surtees, Geoffrey) (Entered: 04/16/2013)
04/18/2013	<u>15</u>	MINUTE entry before Honorable Ruben Castillo: Plaintiffs' unopposed motion for a Preliminary Injunction and Stay of Proceedings [<u>13</u>] is granted. Enter Order Granting Plaintiffs' Unopposed Motion for a Preliminary Injunction and Stay of Proceedings. All proceedings are stayed until thirty days after the mandate issues from the U.S. Court of Appeals in the consolidate cases of Korte v. Sebelius, No. 12–3841 (7th Cir.) and Grote Indus. LLC v. Sebelius, 13–077 (7th Cir.). (For further detail see separate order). Mailed notice. (et,) (Entered: 04/19/2013)
04/18/2013	<u>16</u>	ORDER Granting Plaintiffs' Unopposed Motion for a Preliminary Injunction and Stay of Proceedings Signed by the Honorable Ruben Castillo on 4/18/2013,. (et,) (Entered: 04/19/2013)
04/19/2013	<u>14</u>	ATTORNEY Appearance for Defendants Seth Harris, Jack Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasury by Michelle Renee Bennett (Bennett, Michelle) (Entered: 04/19/2013)
04/19/2013	<u>17</u>	MINUTE entry before Honorable Ruben Castillo:The motion hearing set for 4/24/2013 is vacated.Mailed notice (rao,) (Entered: 04/19/2013)
07/06/2013	<u>18</u>	NOTICE by Edward Lawrence White of Change of Address (White, Edward) (Entered: 07/06/2013)

01/10/2014	<u>19</u>	MOTION by Plaintiffs Catherine A. Hartenbower, Milton Fred Hartenbower to stay <i>proceedings and extend preliminary injunction—unopposed</i> (Attachments: # <u>1</u> Exhibit Issuance of Mandate)(Surtees, Geoffrey) (Entered: 01/10/2014)
01/10/2014	<u>20</u>	NOTICE of Motion by Geoffrey R Surtees for presentment of motion to stay <u>19</u> before Honorable Ruben Castillo on 1/22/2014 at 09:45 AM. (Surtees, Geoffrey) (Entered: 01/10/2014)
01/21/2014	<u>21</u>	MINUTE entry before the Honorable Ruben Castillo:Plaintiffs' unopposed motion to extend preliminary injunction and stay of proceedings <u>19</u> is granted. Signature Order to follow. The motion hearing set for 1/22/2014 is vacated.Mailed notice (rao,) (Entered: 01/21/2014)
01/21/2014	<u>22</u>	ORDER GRANTING Plaintiffs' Unopposed Motion to Extend Preliminary Injunction and Stay of Proceedings <u>21</u> Entered by the Honorable Ruben Castillo on 1/21/2014. Mailed notice (tlm) (Entered: 01/23/2014)
08/08/2014	<u>23</u>	MOTION by Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, Catherine A. Hartenbower, Milton Fred Hartenbower for preliminary injunction <i>UNOPPOSED Motion to Extend Preliminary Injunction</i> (Surtees, Geoffrey) (Entered: 08/08/2014)
08/08/2014	<u>24</u>	NOTICE of Motion by Geoffrey R Surtees for presentment of motion for preliminary injunction <u>23</u> before Honorable Ruben Castillo on 8/27/2014 at 09:45 AM. (Surtees, Geoffrey) (Entered: 08/08/2014)
08/08/2014	<u>25</u>	ORDER Entered by the Honorable Ruben Castillo on 8/8/2014: Plaintiffs' unopposed motion to extend preliminary injunction <u>23</u> is granted. The motion hearing set for 08/27/14 is vacated. Mailed notice (tlm) (Entered: 08/12/2014)
08/08/2014	<u>26</u>	ORDER GRANTING PLAINTIFFS' UNOPPOSED MOTION to Extend Preliminary Injunction Entered by the Honorable Ruben Castillo on 8/8/2014. Mailed notice (tlm) (Entered: 08/12/2014)
09/25/2014	<u>27</u>	MOTION by Plaintiffs H.I. Cable, LLC, Hart Electric, LLC, Catherine A. Hartenbower, Milton Fred Hartenbower for preliminary injunction <i>Unopposed</i> (Surtees, Geoffrey) (Entered: 09/25/2014)
09/25/2014	<u>28</u>	NOTICE of Motion by Geoffrey R Surtees for presentment of motion for preliminary injunction <u>27</u> before Honorable Ruben Castillo on 10/1/2014 at 09:45 AM. (Surtees, Geoffrey) (Entered: 09/25/2014)
09/25/2014	<u>29</u>	ORDER Entered by the Honorable Ruben Castillo on 9/25/2014: Plaintiffs' unopposed motion for preliminary injunction and recommendation for further proceedings <u>27</u> is granted. The motion hearing set for 10/1/2014 is vacated. Mailed notice (tlm) (Entered: 09/26/2014)
09/25/2014	<u>30</u>	ORDER GRANTING PLAINTIFFS' UNOPPOSED MOTION For A PRELIMINARY INJUNCTION and Order Regarding Future Proceedings Entered by the Honorable Ruben Castillo on 9/25/2014. Mailed notice (tlm) (Entered: 09/26/2014)
10/24/2014	<u>31</u>	MOTION by Defendants Seth Harris, Jack Lew, Kathleen Sebelius, United States Department of Health and Human Services, United States Department of Labor, United States Department of the Treasuryfor Entry of Injunction and Judgment (<i>Jointly filed</i>) (Attachments: # <u>1</u> Text of Proposed Order)(Bennett, Michelle) (Entered: 10/24/2014)
10/24/2014	<u>32</u>	NOTICE of Motion by Michelle Renee Bennett for presentment of motion for miscellaneous relief, <u>31</u> before Honorable Ruben Castillo on 11/5/2014 at 09:45 AM. (Bennett, Michelle) (Entered: 10/24/2014)
11/03/2014	<u>33</u>	ORDER Entered by the Honorable Ruben Castillo on 11/3/2014: The joint motion for entry of injunction and judgment <u>31</u> is granted. Enter Injunction and Judgment Order. Judgment is entered in favor of the plaintiffs and against the defendants on plaintiffs' claim under the Religious Freedom Restoration Act, 42 U.S.C. §§2000bb et seq. All other claims against the defendants are dismissed. The Court will give the plaintiffs until 1/5/2015 to file a petition for attorneys' fees or costs. The motion hearing set for 11/5/2014 is vacated. Mailed notice (tlm) (Entered: 11/04/2014)

11/03/2014	<u>34</u>	INJUNCTION AND JUDGMENT Entered by the Honorable Ruben Castillo on 11/3/2014. Mailed notice (tln) (Entered: 11/04/2014)
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