

Case No. 17-6151/17-6183

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

EMW WOMEN'S SURGICAL CENTER, P.S.C., *et al.*,
Plaintiffs-Appellees

v.

ADAM MEIER,
in his official capacity as Secretary of the
Cabinet for Health and Family Services, *et al.*,
Defendants-Appellants

On Appeal from the United States District Court
For the Western District of Kentucky at Louisville, Case No. 3:17-cv-16-
DJH

NOTICE OF DENIAL OF PETITION FOR A WRIT OF CERTIORARI

M. Stephen Pitt
S. Chad Meredith
Matthew F. Kuhn
Office of the Governor
700 Capital Ave., Room 101
Frankfort, Kentucky 40601
Tel: (502) 564-2611

Catherine York
Deputy General Counsel
Cabinet for Health & Family
Services
Office of Legal Services
275 East Main Street, 5W-B
Frankfort, Kentucky 40601
Tel: (502) 564-7042

Counsel for Secretary Meier

The United States Supreme Court has denied the petition for a writ of certiorari in this case. *See* Order List, Monday, December 9, 2019, at 4, attached hereto as Exhibit 1 (ordering certiorari denied in Case No. 19-417, *EMW Women’s Surgical, et al. v. Meier, Adam*).

This Court’s August 5, 2019 Order staying the mandate provided that the stay would remain in place “until the Supreme Court disposes of the case.” Doc. 94-1. Because the Supreme Court has now disposed of the case, the terms of this Court’s Order require that the stay be lifted and the mandate be issued.

Respectfully submitted,

s/ S. Chad Meredith

M. Stephen Pitt
S. Chad Meredith
Matthew F. Kuhn
Office of the Governor
700 Capital Avenue, Suite 101
Frankfort, Kentucky 40601
Tel: (502) 564-2611

Catherine York
Deputy General Counsel
Cabinet for Health & Family
Services
Office of Legal Services
275 East Main Street, 5W-B
Frankfort, Kentucky 40621
Tel: (502) 564-7042

Counsel for Secretary Meier

CERTIFICATE OF COMPLIANCE

This Notice complies with the requirements for Other Papers set forth in Fed. R. App. P. 32(c). This Notice has been prepared in a proportionally spaced typeface, Century Schoolbook, in 14-point font using Microsoft Word.

s/ S. Chad Meredith

CERTIFICATE OF SERVICE

I certify that on December 9, 2019, the foregoing was electronically filed with the Court via the Court's appellate CM/ECF system, and a copy of the same was automatically served on all parties registered with the CM/ECF system on the same date.

s/ S. Chad Meredith