

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-5046**September Term, 2017****1:17-cv-01006-RDM****Filed On: March 2, 2018**

Amgen Inc.,

Appellant

v.

Alex Michael Azar, II, In his official capacity as
Secretary, United States Department of Health
and Human Services, et al.,

Appellees

BEFORE: Henderson, Tatel, and Katsas, Circuit Judges**ORDER**

Upon consideration of the emergency motion for injunction pending appeal and to expedite briefing and oral argument, the responses thereto, and the reply, it is

ORDERED that the motion for injunction pending appeal be denied. Appellant has not satisfied the stringent requirements for an injunction pending appeal. See Winter v. Nat. Res. Def. Council, Inc., 555 U.S. 7, 20 (2008); D.C. Circuit Handbook of Practice and Internal Procedures 33 (2017). It is

FURTHER ORDERED that the motion to expedite briefing and oral argument be granted. The following briefing schedule will apply in this case:

Appellant's Brief	March 6, 2018
Appendix	March 6, 2018
Appellee's Brief	April 5, 2018
Brief of Intervenor for Defendant – Appellee	April 5, 2018
Appellant's Reply Brief	April 12, 2018

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The Clerk is directed to calendar this case for oral argument as soon as practicable following completion of briefing. The parties will be notified by separate order of the date of oral argument and the composition of the merits panel.

All issues and arguments must be raised by appellant in the opening brief. The court ordinarily will not consider issues and arguments raised for the first time in the reply brief.

To enhance the clarity of their briefs, the parties are urged to limit the use of abbreviations, including acronyms. While acronyms may be used for entities and statutes with widely recognized initials, briefs should not contain acronyms that are not widely known. See D.C. Circuit Handbook of Practice and Procedures 41 (2017); Notice Regarding Use of Acronyms (D.C. Cir. Jan. 26, 2010).

The parties are directed to hand deliver the paper copies of their briefs and appendix to the Clerk's office on the date due. All briefs and appendices must contain the date that the case is scheduled for oral argument at the top of the cover. See D.C. Cir. Rule 28(a)(8).

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Lynda M. Flippin

Deputy Clerk