

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-5287

September Term 2010

1:09-cv-01575-RCL

Filed On: September 27, 2010

James L. Sherley, Dr., et al.,

Appellees

v.

Kathleen Sebelius, in her official capacity as
Secretary of the Department of Health and
Human Services, et al.,

Appellants

BEFORE: Rogers, Griffith, and Kavanaugh, Circuit Judges

ORDER

Upon consideration of the motion of the Regents of the University of California to intervene on appeal as of right, and the oppositions thereto, it is

ORDERED that the motion be denied. It is

FURTHER ORDERED, on the court's own motion, that the Regents of the University of California be permitted to participate on appeal as amicus curiae.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Michael C. McGrail
Deputy Clerk