

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 17-10238

CHAMBER OF COMMERCE OF THE UNITED STATES OF AMERICA;
FINANCIAL SERVICES INSTITUTE, INCORPORATED; FINANCIAL
SERVICES ROUNDTABLE; GREATER IRVING-LAS COLINAS CHAMBER
OF COMMERCE; HUMBLE AREA CHAMBER OF COMMERCE, doing
business as Lake Houston Chamber of Commerce; INSURED RETIREMENT
INSTITUTE; LUBBOCK CHAMBER OF COMMERCE; SECURITIES
INDUSTRY AND FINANCIAL MARKETS ASSOCIATION; TEXAS
ASSOCIATION OF BUSINESS,

Plaintiffs - Appellants

v.

UNITED STATES DEPARTMENT OF LABOR; EDWARD C. HUGLER,
ACTING SECRETARY, U.S. DEPARTMENT OF LABOR,

Defendants - Appellees

AMERICAN COUNCIL OF LIFE INSURERS; NATIONAL ASSOCIATION
OF INSURANCE AND FINANCIAL ADVISORS; NATIONAL
ASSOCIATION OF INSURANCE AND FINANCIAL ADVISORS - TEXAS;
NATIONAL ASSOCIATION OF INSURANCE AND FINANCIAL
ADVISORS - AMARILLO; NATIONAL ASSOCIATION OF INSURANCE
AND FINANCIAL ADVISORS - DALLAS; NATIONAL ASSOCIATION OF
INSURANCE AND FINANCIAL ADVISORS - FORT WOTH; NATIONAL
ASSOCIATION OF INSURANCE AND FINANCIAL ADVISORS - GREAT
SOUTHWEST; NATIONAL ASSOCIATION OF INSURANCE AND
FINANCIAL ADVISORS - WICHITA FALLS;

Plaintiffs - Appellants

v.

UNITED STATES DEPARTMENT OF LABOR; EDWARD C. HUGLER,
ACTING SECRETARY, U.S. DEPARTMENT OF LABOR,

Defendants - Appellees

INDEXED ANNUITY LEADERSHIP COUNCIL; LIFE INSURANCE
COMPANY OF THE SOUTHWEST; AMERICAN EQUITY INVESTMENT
LIFE INSURANCE COMPANY; MIDLAND NATIONAL LIFE INSURANCE
COMPANY; NORTH AMERICAN COMPANY FOR LIFE AND HEALTH
INSURANCE,

Plaintiffs - Appellants

v.

EDWARD C. HUGLER, ACTING SECRETARY, U.S. DEPARTMENT OF
LABOR;
UNITED STATES DEPARTMENT OF LABOR,

Defendants - Appellees

Appeal from the United States District Court for the
Northern District of Texas, Dallas

Before CLEMENT, PRADO, and HIGGINSON, Circuit Judges.

PER CURIAM:

IT IS ORDERED that the opposed emergency motion of appellants,
Chamber of Commerce of the United States of America, Financial Services
Institute, Incorporated, Financial Services Roundtable, Greater Irving-Las
Colinas Chamber of Commerce, Humble Area Chamber of Commerce,

Insured Retirement Institute, Lubbock Chamber of Commerce, Securities Industry and Financial Markets Association and Texas Association of Business, for injunction pending appeal is DENIED.

IT IS FURTHER ORDERED that appellants' opposed alternative motion to expedite appeal is DENIED.

IT IS FURTHER ORDERED that the opposed emergency motion of appellants, American Council of Life Insurers, National Association of Insurance and Financial Advisors, National Association of Insurance and Financial Advisors - Amarillo, National Association of Insurance and Financial Advisors - Dallas, National Association of Insurance and Financial Advisors - Fort Worth, National Association of Insurance and Financial Advisors - Great Southwest, National Association of Insurance and Financial Advisors - Texas and National Association of Insurance and Financial Advisors - Wichita Falls, for injunction pending appeal is DENIED.

United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

April 05, 2017

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 17-10238 Chamber of Commerce of the USA, et al v. U.S.
Department of Labor, et al
USDC No. 3:16-CV-1476
USDC No. 3:16-CV-1530
USDC No. 3:16-CV-1537

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Melissa B. Courseault, Deputy Clerk
504-310-7701

Mr. Paul Blankenstein
Mr. Kelly Patrick Dunbar
Mr. Russell Harris Falconer
Mr. Joseph Robert Guerra
Mr. James C. Ho
Mr. Peter D. Keisler
Mr. Kevin Lamb
Mr. Eric Dean McArthur
Mr. Jason J. Mendro
Ms. Karen S. Mitchell
Mr. David W. Ogden
Mr. Michael S. Raab
Ms. Andrea J. Robinson
Mr. Eugene Scalia
Mr. Michael Shih
Ms. Galen Thorp