

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

**ASSOCIATED BUILDERS AND CONTRACTORS
OF ARKANSAS; ASSOCIATED BUILDERS AND
CONTRACTORS, INC.; ARKANSAS STATE CHAMBER
OF COMMERCE/ASSOCIATED INDUSTRIES OF ARKANSAS;
THE ARKANSAS HOSPITALITY ASSOCIATION, INC.;
COALITION FOR A DEMOCRATIC WORKPLACE;
NATIONAL ASSOCIATION OF MANUFACTURERS; and
CROSS, GUNTHER, WITHERSPOON, & GALCHUS, P.C.,
on behalf of themselves and their membership and
clients**

PLAINTIFFS

v. **Case No. 4:16-cv-000169-KGB**

**THOMAS PEREZ, in his official capacity as
Secretary of Labor, U.S. Department of Labor;
MICHAEL J. HAYS, in his official capacity as
Director, Office of Labor-Management Standards,
U.S. Department of Labor**

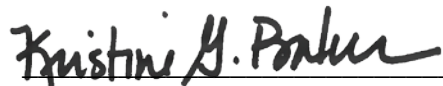
DEFENDANTS

ORDER

Before the Court is plaintiffs' unopposed motion to stay further proceedings or alternatively to deny pending cross-motions without prejudice (Dkt. No. 78). In their motion, plaintiffs request that the Court stay further proceedings or, in the alternative, deny the pending cross-motions for summary judgment without prejudice (Dkt. Nos. 69, 71). Plaintiffs contend that their requested relief has been obtained in another case, *NFIB v. Perez*, No. 16-cv-00066 (N.D. Tex. Nov. 16, 2016), in which the District Court for the Northern District of Texas recently granted summary judgment to plaintiffs. Plaintiffs contend defendants have not yet appealed that order. In addition, plaintiffs contend that the newly-elected President of the United States and his executive branch nominees may have different views from their predecessors regarding the subject of this litigation. Therefore, plaintiffs contend that staying this case and directing the parties to file status reports in March 2017 will conserve both judicial and executive branch resources. Plaintiffs represent to the Court that defendants do not oppose the motion.

The Court grants the motion and will stay further proceedings until the Court orders otherwise. The parties are directed to file status reports with the Court on or before March 31, 2017. All remaining deadlines imposed by this Court's order are suspended (Dkt. No. 54). The motions for summary judgment remain under advisement (Dkt. Nos. 69, 71). A scheduling order will be entered, if necessary, by separate order.

So ordered this the 13th day of December, 2016.

A handwritten signature in black ink, reading "Kristine G. Baker". The signature is written in a cursive style and is positioned above a horizontal line.

Kristine G. Baker
United States District Court Judge