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2019 Decisions

Opinions of the United  
States Court of Appeals  
for the Third Circuit

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7-18-2019

## Commonwealth of Pennsylvania v. President United States

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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Nos. 17-3752, 18-1253, 19-1129, 19-1189

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COMMONWEALTH OF PENNSYLVANIA; STATE OF NEW JERSEY

v.

PRESIDENT UNITED STATES OF AMERICA; SECRETARY UNITED STATES  
DEPARTMENT OF HEALTH AND HUMAN SERVICES; UNITED STATES  
DEPARTMENT OF HEALTH AND HUMAN SERVICES; SECRETARY UNITED  
STATES DEPARTMENT OF TREASURY; UNITED STATES DEPARTMENT OF  
TREASURY; SECRETARY UNITED STATES DEPARTMENT OF LABOR; UNITED  
STATES DEPARTMENT OF LABOR; UNITED STATES OF AMERICA

Little Sisters of the Poor Saints Peter and Paul Home  
(Intervenor in D.C.),  
Appellant in 17-3752, 19-1129

President United States of America, Secretary United  
States of Department of Health and Human Services,  
United States Department of Health and Human  
Services, Secretary United States Department of  
Treasury, United States Department of Treasury,  
Secretary United States Department of Labor, United  
States Department of Labor,  
Appellants in 18-1253,  
19-1189 (Except President United States of America)

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ORDER AMENDING OPINION

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At the direction of the Court, the opinion filed on July 12, 2019 is amended as follows:

Page 44, first full paragraph, second to last line, the last word: omit “the” so it reads “as provided for in comprehensive guidelines.”; and,

Page 51, first full paragraph, the opinion includes the following sentence and quotation: “No tradition, and no prior decision under RFRA, allows a religion-based exemption when the [A]ccommodation would be harmful to others—here, the very persons the contraceptive coverage requirement was designed to protect.” Hobby Lobby, 573 U.S. at 764 (Ginsburg, J., concurring) replace concurring with dissenting so that the citation reads Hobby Lobby, 573 U.S. at 764 (Ginsburg, J., dissenting).

For the Court,

s/ Patricia S. Dodszeit  
Clerk

Date: July 18, 2019

cc: All Counsel of Record