

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA AND STATE OF NEW
JERSEY,

Plaintiffs,

v.

DONALD J. TRUMP, ROBERT F.
KENNEDY, JR., UNITED STATES
DEPARTMENT OF HEALTH AND
HUMAN SERVICES, SCOTT BESENT,
UNITED STATES DEPARTMENT OF
THE TREASURY, LORI CHAVEZ-
DeREMER, THE UNITED STATES
DEPARTMENT OF LABOR, AND THE
UNITED STATES OF AMERICA,

Defendants,

LITTLE SISTERS OF THE POOR
SAINTS PETER AND PAUL HOME,

Defendant-Intervenor.

CIVIL ACTION

NO. 17-4540

ORDER

AND NOW, this 13th day of August, 2025, upon consideration of Plaintiffs' Motion for Summary Judgment (ECF Nos. 341 & 345), Defendants' Motion for Summary Judgment (ECF Nos. 343 & 355), and Defendant-Intervenor's Motion for Summary Judgment (ECF Nos. 342 & 354), regarding the Religious Exemptions and Accommodations for Coverage of Certain Preventive Services Under the Affordable Care Act (82 Fed. Reg. 47,4792 & 83 Fed. Reg. 57,536) (the "Religious Exemption Rule") and the Moral Exemptions and Accommodations for Coverage of Certain Preventive Services Under the Affordable Care Act (82 Fed. Reg. 47,838 &

83 Fed. Reg. 57,592) (the “Moral Exemption Rule”) (together, the “Rules”), **IT IS HEREBY ORDERED** as follows:

1. Summary Judgment is **GRANTED** and **JUDGMENT** is **ENTERED** in Plaintiffs’ favor as to Plaintiffs’ claims that the Rules are arbitrary and capricious in violation of 5 U.S.C. § 706(2)(A).
2. Summary Judgment is **GRANTED** and **JUDGMENT** is **ENTERED** in Defendants’ and Defendant-Intervenor’s favor as to Plaintiffs’ claims that the Rules were promulgated in excess of Defendants’ statutory authority and in violation of the Administrative Procedure Act’s (“APA”), 5 U.S.C. § 551, *et seq.*, notice-and-comment requirement, *id.* § 553.
3. Plaintiffs’ claims pursuant to the Equal Protection Guarantee of the Fifth Amendment, U.S. Const. amend. V; Title VII of the Civil Rights Act, 42 U.S.C. § 2000e; and, the Establishment Clause, U.S. Const., amend. I are **DISMISSED WITH PREJUDICE**, upon Plaintiffs’ request, pursuant to Federal Rule of Civil Procedure 41(a).
4. The Religious Exemption Rule and the Moral Exemption Rule are **VACATED**.

BY THE COURT:

S/ WENDY BEETLESTONE

WENDY BEETLESTONE, C.J.