



January 4, 2011

Since the CLE, a number of things have happened in the federal health care overhaul (note: not using either "health reform" or "Obamacare") lawsuits. In rough order of importance:

1. Judge Hudson has issued a declaratory judgment invalidating the individual mandate in the Virginia v. Sebelius case. No appeals yet, although both the plaintiff and the defendants have talked about appealing.
2. Judge Vinson heard summary judgment oral arguments in the Florida v. U.S. case (the one in which Alaska is a party plaintiff. No decision yet.
3. One of the New Jersey cases was dismissed for lack of standing, and an appeal has been filed to the Third Circuit.
4. The Shreeve plaintiffs (Eastern Tennessee) have apparently decided not to appeal from the decision dismissing their case for lack of standing.
5. Appellant's opening brief has been filed in the Thomas More appeal (Sixth Circuit), accompanied by three anti-mandate briefs from amici.

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