

S.D.N.Y.-N.Y.C.
18-cv-2921
18-cv-5025
Furman, J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 26th day of November, two thousand eighteen.

Present:

Pierre N. Leval,
Rosemary S. Pooler,
Richard C. Wesley,
Circuit Judges.

In Re: United States Department of Commerce, Wilbur L. Ross, in his official capacity as Secretary of Commerce, United States Census Bureau, an agency within the United States Department of Commerce, Ron S. Jarmin, in his capacity as the Director of the U.S. Census Bureau,

18-2652
18-2659

Movants.

Movants have filed motions in case numbers 18-2856 and 18-2857 for a stay of trial proceedings in two consolidated district court cases, pending the Supreme Court's resolution of *In re Department of Commerce*, No. 18-557. A separate panel of this Court has denied the motions. No. 18-2856, ECF No. 93; No. 18-2857, ECF No. 83. Moreover, the Supreme Court itself has previously denied the relief movants now seek. *In re Department of Commerce*, No. 18A455, 2018 WL 5778244 (Nov. 2, 2018). Upon due consideration, and for substantially the same reasons the district court stated, it is hereby ORDERED that the motions are DENIED to the extent that they relate to any of the relief movants previously sought in case numbers 18-2652 and 18-2659. *See New York v. United States Dep't of Commerce*, 18-CV-2921 (JMF), 2018 WL 6060304 (S.D.N.Y. Nov. 20, 2018); *see also Hollingsworth v. Perry*, 558 U.S. 183, 190 (2010).

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk of Court

Catherine O'Hagan Wolfe
