

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

JANET & FRANCIS MURNAGHAN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. 2:13cv03083 (MMB)
	)	
UNITED STATES DEPARTMENT OF	)	
HEALTH AND HUMAN SERVICES;	)	
KATHLEEN SEBELIUS, in her official	)	
capacity as Secretary of Health and	)	
Human Services	)	
	)	
Defendants.	)	

**ORDER**

Upon review of the parties' Joint Motion to Postpone Preliminary Injunction Hearing and to Extend Temporary Restraining Order, the Court hereby ORDERS that the preliminary injunction hearing currently scheduled for 10 a.m. on Friday, June 14, 2013 is VACATED until such later date as the Court determines; and the Temporary Restraining Order entered on June 5, 2013 is EXTENDED until the earliest of:

1. The date that the OPTN's Lung Review Board approves the transplant center's application to classify plaintiffs' daughter as an adolescent for purposes of Policy 3.7.11, either made as an initial determination or on appeal;
2. Seven days after the date that the OPTN's Lung Review Board denies the transplant center's application to classify plaintiffs' daughter as an adolescent for purposes of Policy 3.7.11, but if a timely appeal of that denial is sought then seven days after the appeal is denied by the Lung Review Board; or
3. July 9, 2013.

The TRO will expire on the earliest of these dates.

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The Honorable Michael M. Baylson  
United States District Judge