

motions for summary judgment on December 2, 2015. That briefing schedule is very tight, particularly the opposition round which culminates on January 4, 2016, because the opposition round spans the holiday season. The House's attorneys already have conformed their holiday plans to meet the schedule set by the Court.

Under these circumstances, the House urges the Court to deny the Motion for Leave because it is not timely and because permitting the filing of amici memoranda now will disrupt the current briefing schedule. Given that an appeal from a final judgment in this matter is very likely, the proposed amici will have ample opportunity to present their views at a later date.

If, however, the Court determines to grant the Motion for Leave, the House respectfully requests that the Court modify the current briefing schedule to provide the House with adequate time to respond thoroughly to matters raised in the proposed Brief *Amici Curiae* for Economic and Health Policy Scholars in Support of Defendants (as well as the proposed Brief of Amici Curiae Members of Congress in Support of Defendants' Motion for Summary Judgment, filed yesterday, should the Court also grant the Members' motion for leave). The House requests that the schedule be modified as follows: (i) oppositions to be due by January 15, 2016, and (ii) replies to be due by January 29, 2016.

Respectfully submitted,

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December 9, 2015

CERTIFICATE OF SERVICE

I certify that on December 9, 2015, I served one copy of the foregoing Opposition of Plaintiff United States House of Representatives to Motion of Economic and Health Policy Scholars for Leave to File Brief as *Amici Curiae* in Support of Defendants by CM/ECF on all registered parties.

/s/ Sarah Clouse
Sarah Clouse