

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 16-5345****September Term, 2017****1:16-cv-01035-RDM****Filed On:** November 14, 2017

National Association for Fixed Annuities,

Appellant

v.

United States Department of Labor and R.  
Alexander Acosta, in his official capacity as  
Secretary of the United States Department of  
Labor,

Appellees

**BEFORE:** Garland, Chief Judge, and Rogers and Srinivasan, Circuit Judges

**ORDER**

Upon consideration of appellant's unopposed motion to continue oral argument,  
it is

**ORDERED** that the motion be granted and this case is hereby removed from the  
court's December 8, 2017 oral argument calendar. It is

**FURTHER ORDERED** that this matter be held in abeyance pending further order  
of the court. The parties are directed to file a joint status report within 10 days of the  
date of the decision by the Fifth Circuit in the Chamber of Commerce appeal, or, within  
90 days of the date of this order, whichever comes first.

In the event further appellate proceedings are necessary, the Clerk is directed to  
place this case in the pool of cases for random assignment to a panel.

**Per Curiam**

**FOR THE COURT:**

Mark J. Langer, Clerk

BY: /s/  
Ken Meadows  
Deputy Clerk