

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

May 13, 2015

Elisabeth A. Shumaker
Clerk of Court

JOHNSON & JOHNSON VISION CARE,
INC.; ALCON LABORATORIES, INC.;
BAUSCH & LOMB INCORPORATED,

Plaintiffs – Appellants,

v.

SEAN D. REYES, in his official capacity
as Attorney General of the State of Utah,

Defendant – Appellee,

Nos. 15-4071, 15-4072 & 15-4073
(D.C. Nos. 2:15-CV-00252-DB,
2:15-CV-00257-CW &
2:15-CV-00259-DB)
(D. Utah)

1-800 CONTACTS, INC.,

Intervenor – Appellee,

and

COSTCO WHOLESALE
CORPORATION,

Intervenor – Defendant.

ORDER

Before **HOLMES** and **PHILLIPS**, Circuit Judges.

Plaintiffs seek an injunction pending their appeals from the district court's denial of their motions for preliminary injunctive relief. They ask this court to enjoin the Utah Attorney General from enforcing Utah Code §58-16a-905.1 pending this court's decision on appeal.

We hereby enter a temporary injunction enjoining enforcement of the statute pending our order on the Emergency Motion for Injunction Pending Appeal. We order Appellee State of Utah and Intervenor-Appellee 1-800 Contacts, Inc., to respond to the motions for injunction pending appeal. We invite Intervenor Costco Wholesale Corporation to respond if they intend to participate in these appeals. The responses must be filed no later than 3:00 p.m. (MST) on May 26, 2015. The temporary injunction will be in effect until further order of this court.

Entered for the Court

A handwritten signature in cursive script that reads "Elisabeth A. Shumaker". The signature is written in black ink and is positioned above the printed name of the signatory.

ELISABETH A. SHUMAKER, Clerk