

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Leonard Green
Clerk

100 EAST FIFTH STREET, ROOM 540
POTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988

Tel. (513) 564-7000
www.ca6.uscourts.gov

Filed: March 31, 2011

Notice of Oral Argument at 1:30 p.m. June 1, 2011

Ms. Alisa B. Klein
U.S. Department of Justice
Civil Division, Appellate Section
950 Pennsylvania Avenue, N.W.
Room 7235
Washington, DC 20530

Mr. Robert Joseph Muise
Thomas More Law Center
P.O. Box 393
Ann Arbor, MI 48106

Re: No. 10-2388 , *Thomas More Law Center, et al v. Barack Obama, et al*

Dear Counsel,

Your case is scheduled for oral argument at **1:30 p.m. June 1, 2011** before a three-judge panel of the Sixth Circuit Court of Appeals in Cincinnati, Ohio. You may learn the names of the judges sitting on the panel by checking the Court's calendar when it is posted on www.ca6.uscourts.gov two weeks prior to argument.

If you are the attorney who will argue this case, download the Oral Argument Acknowledgment form from the web site and file it electronically with the Clerk's office by April 14, 2011. If you have been granted a waiver from ECF filing, you may mail the acknowledgment form to the Clerk's office or send it by fax, tel. (513) 564-7099. This acknowledgment form should be filed only by the attorneys who are arguing the case.

You should be aware that in preparing for the case the panel may conclude that, although the matter has been scheduled for oral argument, it will not be necessary to go forward with argument. In that event the panel will decide the appeal on the basis of the briefs and the record and a written decision will issue. Counsel will be notified that argument has been cancelled as soon as the panel has made that determination. The possibility that argument will not be held as

originally scheduled should be taken into account in making your travel arrangements, particularly in deciding whether to purchase refundable or non-refundable tickets for air travel.

An attorney who has been appointed under the Criminal Justice Act should make travel arrangements directly with Omega World Travel, tel. (866) 450-0401. The Clerk's office has provided Omega World Travel with the required Travel Authorization which pays for CJA travel the day before and day of oral argument. If you are a CJA appointed attorney and choose to make alternative arrangements, reimbursement will be limited to the lesser of the government rate for airfare or actual expenses.

On the day of oral argument, report to the Clerk's Office, Room 540 in the Potter Stewart United States Courthouse, at the corner of 5th and Walnut Streets in Cincinnati no later than **8:30 a.m.** if argument is scheduled for 9:00 a.m. and **1:00 p.m.** if argument is scheduled for 1:30 p.m. All times are Eastern Time. Once you enter the courthouse, you must use the elevators on the Main Street (east) side to take you to the entrance to the Clerk's office on the 5th floor.

Counsel should be aware that a panel may conclude, after a thorough review of the briefs, that in a case originally scheduled for oral argument, such argument is not necessary. In that event the argument will be cancelled and the case removed from the argument docket, and counsel will be so notified. The panel will issue a written decision in due course.

Continuances of oral argument will be granted only in exceptional circumstances, upon the motion of counsel. Counsel is strongly discouraged from seeking continuances and, where such a request is to be made, the motion should be filed as soon as possible.

If you had previously requested oral argument but now wish to waive it, a motion to that effect should be filed with the court as soon as possible.

Please bear in mind that neither the filing of a motion seeking a continuance of oral argument nor a motion to waive argument is self-effecting. The Court may wish to have the case argued as scheduled, and you should not assume that the filing of such a motion, absent the express approval of the court, relieves you of the obligation to appear for argument as called for.

Sincerely yours,

Deb Cook
Calendar Deputy
Direct Dial No. 513-564-7000
Fax No. 513-564-7099
CA06-Calendar_Deputy@ca6.uscourts.gov

cc: Mr. Cory L. Andrews
Ms. Rochelle Bobroff
Ms. Anisha Dasgupta
Mr. Walter E. Dellinger

Mr. Keith Scott Dubanevich
Ms. Kristin M. Houser
Mr. Steven J. Lechner
Mr. Robert A. Levy
Mr. John L. Longstreth
Mr. Ian R. Millhiser
Mr. David H. Rittgers
Mr. Richard L. Rosen
Mr. Charles A. Rothfeld
Mr. Ilya Shapiro
Mr. Joel M. Spector
Mr. Mark B. Stern
Ms. Catherine Emily Stetson
Ms. Molly K. Suda
Mr. Edward Lawrence White
Mr. Steven J. Willis
Mr. David E. Yerushalmi