

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

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**No. 16-5345****September Term, 2016****1:16-cv-01035-RDM****Filed On:** December 15, 2016

National Association for Fixed Annuities,

Appellant

v.

United States Department of Labor and  
Thomas E. Perez, in his official capacity as  
Secretary of the United States Department of  
Labor,

Appellees

**BEFORE:** Henderson, Tatel, and Srinivasan, Circuit Judges**ORDER**

Upon consideration of the emergency motion for an injunction pending appeal, the opposition thereto, and the reply, it is

**ORDERED** that the emergency motion for an injunction pending appeal be denied. Appellant has not satisfied the stringent requirements for an injunction pending appeal. See Winter v. Natural Resources Defense Council, Inc., 555 U.S. 7, 20 (2008); D.C. Circuit Handbook of Practice and Internal Procedures 33 (2016).

**Per Curiam****FOR THE COURT:**

Mark J. Langer, Clerk

BY: /s/

Robert J. Cavello  
Deputy Clerk