

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

ATLAS BREW WORKS, LLC,

Plaintiff,

v.

**MATTHEW G. WHITAKER, in his official
capacity as Acting Attorney General of the
United States,**

Defendant.

Case No. 19-cv-79 (CRC)

ORDER

In light of [12] the Government’s notice that the Department of Treasury’s Alcohol and Tobacco Tax and Trade Bureau (“TTB”) has issued a certificate of label approval (“COLA”) for Plaintiff Atlas Brew Works’ keg collar label for “The Precious One,” Plaintiff’s [3] motion for a temporary restraining order pertaining to that label is **DENIED** as moot. Moreover, because the TTB has renewed its processing of COLA applications and because Atlas’s other labels pending before the TTB will be processed before any potential lapse in appropriations recurs, Plaintiff’s [3] motion for a preliminary injunction with respect to those labels is **DENIED** as moot. Accordingly, Plaintiff’s [10] motion for an expedited hearing on the preliminary injunction matter is also **DENIED** as moot. The Court will, however, reserve judgment on whether the entire case has been mooted. The Government must therefore answer or otherwise respond to Plaintiff’s complaint on or before February 28, 2019.

SO ORDERED.

CHRISTOPHER R. COOPER
United States District Judge

Date: January 29, 2019