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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
AT SPOKANE**

STATE OF WASHINGTON, *et al.*,

Plaintiffs,

No. 4:19-cv-5210-RMP

V.

JOINT STATUS REPORT

Defendants

1 The parties respectfully submit this Joint Status Report pursuant to the Court's
 2 February 5, 2021 Order. As Defendants reported previously, on February 2, 2021, the
 3 President issued an Executive Order addressing issues pertinent to this action, titled
 4 Executive Order on Restoring Faith in Our Legal Immigration Systems and Strengthening
 5 Integration and Inclusion Efforts for New Americans.¹ The Executive Order directs
 6 heads of relevant agencies, including the Secretary of Homeland Security, to review
 7 agency actions related to implementation of the public charge ground of inadmissibility,
 8 8 U.S.C. § 1182(a)(4)(A), in light of the policy set forth in the Executive Order and certain
 9 other considerations. Defendants report that, pursuant to the Executive Order, the
 10 Department of Homeland Security is reviewing the rule that is the subject of this lawsuit.

11 On February 16, 2021, the parties conferred by phone about the Executive Order
 12 and Defendants' counsel proposed a temporary stay of the litigation. On February 17,
 13 2021, Defendants proposed a 60-day stay of the litigation, until April 20, 2021, to allow
 14 DHS to focus its resources on the review process required by the Executive Order. Also,
 15 given the possibility that DHS's review may impact this lawsuit, Defendants submit that
 16 a time-limited stay could avoid expenditures of resources by the parties and the Court
 17 that could later become unnecessary. Defendants further proposed that the parties file a
 18 joint status report on April 27, 2021, one week after the expiration of the proposed stay.

19 Plaintiffs request leave to submit a follow-up Joint Status Report in one week, on
 20 February 24, 2020, in order to confer amongst the fourteen multistate partners regarding
 21 Defendants' proposal and to determine whether to request a trial scheduling conference.

22 ¹ 86 Fed. Reg. 8,277 (published Feb. 5, 2021).

The Court's February 5, 2021 Order also asked the parties to indicate whether they are ready to proceed to a trial scheduling conference. At this time, the parties do not request a trial scheduling conference, but Plaintiffs will provide their position on a trial scheduling conference in the February 24, 2021 follow-up Joint Status Report.

Dated: February 19, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all users receiving ECF notices for this case.

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