

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

STATE OF NEW JERSEY;
COMMONWEALTH OF
MASSACHUSETTS; STATE OF
CALIFORNIA; STATE OF COLORADO;
STATE OF CONNECTICUT; STATE OF
DELAWARE; DISTRICT OF COLUMBIA;
STATE OF HAWAI'I; STATE OF MAINE;
STATE OF MARYLAND; ATTORNEY
GENERAL DANA NESSEL FOR THE
PEOPLE OF MICHIGAN; STATE OF
MINNESOTA; STATE OF NEVADA;
STATE OF NEW MEXICO; STATE OF
NEW YORK; STATE OF NORTH
CAROLINA; STATE OF RHODE ISLAND;
STATE OF VERMONT; STATE OF
WISCONSIN; and CITY & COUNTY OF
SAN FRANCISCO,

Plaintiffs,

v.

No. 1:25-cv-10139

DONALD J. TRUMP, in his official capacity
as President of the United States; U.S.
DEPARTMENT OF STATE; MARCO
RUBIO, in his official capacity as Secretary
of State; U.S. DEPARTMENT OF
HOMELAND SECURITY; BENJAMINE
HUFFMAN, in his official capacity as
Acting Secretary of Homeland Security; U.S.
DEPARTMENT OF HEALTH AND
HUMAN SERVICES; DOROTHY FINK, in
her official capacity as Acting Secretary of
Health and Human Services; U.S. SOCIAL
SECURITY ADMINISTRATION;
MICHELLE KING, in her official capacity
as Acting Commissioner of U.S. Social
Security Administration, and UNITED
STATES OF AMERICA,

Defendants.

**PLAINTIFFS' MOTION FOR A PRELIMINARY
INJUNCTION AND FOR EXPEDITED BRIEFING**

Pursuant to Fed. R. Civ. P. 65(a), Plaintiffs hereby move this Court to preliminarily enjoin Defendants from implementing or enforcing the Executive Order entitled “Protecting the Meaning and Value of American Citizenship” issued on January 20, 2025, pending the resolution of this action on its merits. The grounds for this motion are set forth in Plaintiffs’ accompanying memorandum of law in support of their motion.

Because the policy articulated in the Order will take effect for all children after February 19, 2025, Plaintiffs respectfully request that the Court expedite briefing on this motion and order the following briefing schedule, so that the motion may be heard and decided before February 19, 2025:

- Defendants’ Opposition: due January 28, 2025
- Plaintiffs’ Reply: due January 31, 2025

January 21, 2025

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*Application for pro hac vice admission forthcoming

LOCAL RULE 7.1 CERTIFICATE

I certify that on January 21, 2025, at 9:34 a.m., I contacted Diane Kelleher, Director, Federal Programs Branch, U.S. Department of Justice (diane.kelleher@usdoj.gov) and Rayford Farquhar, Chief, Defensive Litigation, Civil Division, U.S. Attorney's Office for the District of Massachusetts (rayford.farquhar@usdoj.gov) by email in an attempt to meet and confer regarding the foregoing request for relief. Plaintiffs have not yet had an opportunity to meet and confer with Defendants' counsel, but are proceeding with this filing given the need for prompt relief, as set forth in the accompanying memorandum of law.

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DONALD J. TRUMP, *et al.*

Defendants.

No. 1:25-cv-10139

**[PROPOSED] ORDER GRANTING PLAINTIFFS'
MOTION FOR A PRELIMINARY INJUNCTION**

Pursuant to Rule 65(a) of the Federal Rules of Civil Procedure, and upon consideration of Plaintiffs' Motion for a Preliminary Injunction, review of the papers filed in support thereof, and any oppositions filed thereto, this Court hereby **GRANTS** Plaintiffs' Motion for a Preliminary Injunction and hereby enjoins Defendants from implementing or enforcing the Executive Order entitled "Protecting the Meaning and Value of American Citizenship" ("the Executive Order") issued on January 20, 2025.

As grounds for this order, the Court finds that Plaintiffs are likely to succeed on the merits of their claims that the Executive Order is contrary to the Constitution and the laws of the United States and that agency actions taken pursuant to the Executive Order violate the Administrative Procedure Act; that the Executive Order is causing Plaintiffs ongoing and irreparable harm which is likely to continue if the order is not granted; and that the public interest and balance of harms weigh strongly in favor of granting preliminary injunctive relief.

This Order shall remain in effect unless and until modified by the Court.

SO ORDERED this ____ day of _____, 2025

By: _____
United States District Judge