

**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 HAWAII; 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

Respectfully submitted.

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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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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

STATE OF NEW JERSEY, *et al.*

*Plaintiffs,*

v.

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