

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

ALLIANCE FOR RETIRED
AMERICANS, *et al.*,

Plaintiffs,

v.

SCOTT BESENT, *in his official capacity
as Secretary of the Treasury, et al.*,

Defendants.

Case No. 1:25-cv-00313-CKK

CONSENT MOTION

By mutual agreement, the parties respectfully ask the Court to enter the proposed order attached as Exhibit 1 to this Consent Motion.

Dated: February 5, 2025

Respectfully submitted,

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Exhibit 1

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[PROPOSED] ORDER

With the consent of the parties, the Court **DEFERS RULING** on the Plaintiffs' [8] Motion for a Temporary Restraining Order and **ORDERS** as follows:

- The Defendants will not provide access to any payment record or payment system of records maintained by or within the Bureau of the Fiscal Service, except that the Defendants may provide access to any of the following people:
 - Mr. Tom Krause, a Special Government Employee in the Department of the Treasury, as needed for the performance of his duties, provided that such access to payment records will be "read only";
 - Mr. Marko Elez, a Special Government Employee in the Department of the Treasury, as needed for the performance of his duties, provided that such access to payment records will be "read only";
 - Any person who is an employee (but not a Special Government Employee) of the Department of the Treasury and who has a need for the record or system of records in the performance of their duties;

- Any person who is entitled to access the record or system of records under 5 U.S.C. § 552a(b)(2)–(13); and
- Any person who is entitled to access the relevant record or system of records under the Internal Revenue Code.

In agreeing to the entry of this Order, the parties expressly reserve all legal and factual arguments relevant to the Plaintiffs' claims.

This Order shall remain in effect until such time as the Court rules on the Plaintiffs' forthcoming Preliminary Injunction Motion.

SO ORDERED.

Dated: _____

Hon. Colleen Kollar-Kotelly
U.S. District Judge