

STAYED, APPEAL, ECF, RELATED

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:19-cv-11633-GBD**

Make the Road New York et al v. Pompeo et al
Assigned to: Judge George B. Daniels
Related Case: [1:19-cv-07993-GBD-OTW](#)
Cause: 05:551 Administrative Procedure Act

Date Filed: 12/19/2019
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures
Act/Review or Appeal of Agency
Decision
Jurisdiction: U.S. Government
Defendant

Plaintiff

Make the Road New York

represented by **Ghita Schwarz**
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TERMINATED: 08/10/2020

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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TERMINATED: 08/10/2020

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TERMINATED: 08/10/2020

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Plaintiff

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V.

Defendant

Michael Pompeo
in his official capacity as Secretary of State

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Defendant

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Defendant

Donald Trump
in his official capacity as President of the United States
TERMINATED: 07/29/2020

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Defendant

Alex Azar
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the Department of Health and Human
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**United States Department of
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| Date Filed | # | Docket Text |
|-------------------|-------------------|--|
| 12/19/2019 | 1 | COMPLAINT against Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State. (Filing Fee \$ 400.00, Receipt Number ANYSDC-18322003) Document filed by Alicia Doe, Central American Refugee Center New York, Brenda Doe, Diana Doe, African Services Committee, Carl Doe, Make the Road New York, Catholic Charities Community Services (Archdiocese of New York), Eric Doe, Catholic Legal Immigration Network, Inc..(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 2 | CIVIL COVER SHEET filed. (Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 3 | NOTICE OF APPEARANCE by Joanna Elise Cuevas Ingram on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Cuevas Ingram, Joanna) (Entered: 12/19/2019) |
| 12/19/2019 | 4 | STATEMENT OF RELATEDNESS re: that this action be filed as related to 19-CV-7993. Document filed by African Services |

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|------------|-------------------|---|
| | | Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York.(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 5 | REQUEST FOR ISSUANCE OF SUMMONS as to Michael Pompeo, in his official capacity as United States Secretary of State, re: 1 Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 6 | REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of State, re: 1 Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 7 | 7 FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Donald J. Trump, in his official capacity as President of the United States, re: 1 Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) Modified on 12/20/2019 (pc). (Entered: 12/19/2019) |
| 12/19/2019 | 8 | 8 FILING ERROR - DEFICIENT PLEADING - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Alex M. Azar, in his official capacity as Secretary of the United States Department of Health and Human Services, re: 1 Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) Modified on 12/20/2019 (pc). (Entered: 12/19/2019) |
| 12/19/2019 | 9 | REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Health and Human Services, re: 1 Complaint,. Document filed by African Services Committee, Catholic Charities |

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|------------|--------------------|---|
| | | Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 10 | RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Make the Road New York.(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 11 | RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by African Services Committee.(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 12 | RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Central American Refugee Center New York.(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 13 | RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying Corporate Parent Catholic Charities, Archdiocese of New York for Catholic Charities Community Services (Archdiocese of New York). Document filed by Catholic Charities Community Services (Archdiocese of New York).(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 14 | RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Catholic Legal Immigration Network, Inc..(Ehrlich, Andrew) (Entered: 12/19/2019) |
| 12/19/2019 | 15 | NOTICE OF APPEARANCE by Jonathan Hillel Hurwitz on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Hurwitz, Jonathan) (Entered: 12/19/2019) |
| 12/19/2019 | 16 | NOTICE OF APPEARANCE by Christopher Lee Filburn on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Filburn, Christopher) (Entered: 12/19/2019) |
| 12/20/2019 | 17 | NOTICE OF APPEARANCE by Susan Joan Cameron on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Cameron, Susan) (Entered: 12/20/2019) |
| 12/20/2019 | | CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Unassigned. (pc) (Entered: 12/20/2019) |

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| | | 12/20/2019) |
| 12/20/2019 | | Case Designated ECF. (pc) (Entered: 12/20/2019) |
| 12/20/2019 | | CASE REFERRED TO Judge George B. Daniels as possibly related to 19cv7993. (pc) (Entered: 12/20/2019) |
| 12/20/2019 | <u>18</u> | MOTION for Max Samuel Wolson to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-18332398. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # <u>1</u> Affidavit Attorney Affidavit, # <u>2</u> Text of Proposed Order Proposed Order, # <u>3</u> Exhibit D.C. Certificate of Good Standing, # <u>4</u> Exhibit Maryland Certificate of Good Standing)(Wolson, Max) (Entered: 12/20/2019) |
| 12/20/2019 | | >>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>18</u> MOTION for Max Samuel Wolson to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-18332398. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 12/20/2019) |
| 12/20/2019 | <u>19</u> | ELECTRONIC SUMMONS ISSUED as to United States Department of Health & Human Services. (pc) (Entered: 12/20/2019) |
| 12/20/2019 | <u>20</u> | ELECTRONIC SUMMONS ISSUED as to Michael Pompeo. (pc) (Entered: 12/20/2019) |
| 12/20/2019 | <u>21</u> | ELECTRONIC SUMMONS ISSUED as to United States Department of State. (pc) (Entered: 12/20/2019) |
| 12/20/2019 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Andrew James Ehrlich to RE-FILE Document No. <u>7</u> Request for Issuance of Summons,, <u>8</u> Request for Issuance of Summons,,. The filing is deficient for the following reason(s): Party names on summonses must exactly match what's listed on the complaint caption title;. Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process - select the correct filer/filers - and attach the correct summons form PDF. (pc) (Entered: 12/20/2019) |
| 12/20/2019 | <u>22</u> | NOTICE OF APPEARANCE by Ghita Schwarz on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, |

| | | |
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| | | Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Schwarz, Ghita) (Entered: 12/20/2019) |
| 12/20/2019 | <u>23</u> | FILING ERROR - SUMMONS REQUEST PDF ERROR - REQUEST FOR ISSUANCE OF SUMMONS as to Donald Trump, in his official capacity as President of the United States, re: <u>1</u> Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) Modified on 12/23/2019 (jgo). (Entered: 12/20/2019) |
| 12/20/2019 | <u>24</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Alex Azar, in his official capacity as Secretary of the Department of Health and Human Services, re: <u>1</u> Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) (Entered: 12/20/2019) |
| 12/20/2019 | <u>25</u> | NOTICE OF APPEARANCE by Susan Elizabeth Welber on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Welber, Susan) (Entered: 12/20/2019) |
| 12/23/2019 | <u>26</u> | ELECTRONIC SUMMONS ISSUED as to Alex Azar. (jgo) (Entered: 12/23/2019) |
| 12/23/2019 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Andrew James Ehrlich to RE-FILE Document No. <u>23</u> Request for Issuance of Summons,, The filing is deficient for the following reason(s): the PDF case caption does not exactly match pleading caption;. Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process - select the correct filer/filers - and attach the correct summons form PDF. (jgo) (Entered: 12/23/2019) |
| 12/23/2019 | <u>27</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Donald Trump, in his official capacity as President of the United States, re: <u>1</u> Complaint,. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, |

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| | | Eric Doe, Make the Road New York. (Ehrlich, Andrew) (Entered: 12/23/2019) |
| 12/26/2019 | 28 | ELECTRONIC SUMMONS ISSUED as to Donald Trump. (pne) (Entered: 12/26/2019) |
| 12/30/2019 | 29 | SUMMONS RETURNED EXECUTED Summons and Complaint, served. Michael Pompeo served on 12/30/2019, answer due 2/28/2020. Service was made by Mail. Document filed by Alicia Doe; Central American Refugee Center New York; Brenda Doe; Diana Doe; African Services Committee ; Carl Doe; Make the Road New York; Catholic Charities Community Services (Archdiocese of New York); Eric Doe; Catholic Legal Immigration Network, Inc.. (Ehrlich, Andrew) (Entered: 12/30/2019) |
| 12/30/2019 | 30 | SUMMONS RETURNED EXECUTED Summons and Complaint, served. United States Department of State served on 12/30/2019, answer due 2/28/2020. Service was made by Mail. Document filed by Alicia Doe; Central American Refugee Center New York; Brenda Doe; Diana Doe; African Services Committee ; Carl Doe; Make the Road New York; Catholic Charities Community Services (Archdiocese of New York); Eric Doe; Catholic Legal Immigration Network, Inc.. (Ehrlich, Andrew) (Entered: 12/30/2019) |
| 12/30/2019 | 31 | SUMMONS RETURNED EXECUTED Summons and Complaint, served. Donald Trump served on 12/30/2019, answer due 2/28/2020. Service was made by Mail. Document filed by Alicia Doe; Central American Refugee Center New York; Brenda Doe; Diana Doe; African Services Committee ; Carl Doe; Make the Road New York; Catholic Charities Community Services (Archdiocese of New York); Eric Doe; Catholic Legal Immigration Network, Inc.. (Ehrlich, Andrew) (Entered: 12/30/2019) |
| 12/30/2019 | 32 | SUMMONS RETURNED EXECUTED Summons and Complaint, served. Alex Azar served on 12/30/2019, answer due 2/28/2020. Service was made by Mail. Document filed by Alicia Doe; Central American Refugee Center New York; Brenda Doe; Diana Doe; African Services Committee ; Carl Doe; Make the Road New York; Catholic Charities Community Services (Archdiocese of New York); Eric Doe; Catholic Legal Immigration Network, Inc.. (Ehrlich, Andrew) (Entered: 12/30/2019) |
| 12/30/2019 | 33 | SUMMONS RETURNED EXECUTED Summons and Complaint, served. United States Department of Health & Human Services served on 12/30/2019, answer due 2/28/2020. Service was made by Mail. Document filed by Alicia Doe; Central American Refugee Center New York; Brenda Doe; Diana Doe; African Services Committee ; Carl Doe; Make the Road New York; Catholic Charities Community Services (Archdiocese of New York); Eric Doe; Catholic Legal |

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| | | Immigration Network, Inc.. (Ehrlich, Andrew) (Entered: 12/30/2019) |
| 01/09/2020 | 34 | NOTICE OF APPEARANCE by Brittany Thomas on behalf of Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Thomas, Brittany) (Entered: 01/09/2020) |
| 01/14/2020 | 35 | INITIAL PRETRIAL CONFERENCE: Counsel for all parties are hereby directed to attend a conference at the time and place fixed below, for the purpose of Case Management and scheduling pursuant to Fed. R. Civ. P. 16. You are directed to furnish all attorneys in this action with copies of this order and enclosures, and to furnish chambers with a copy of any transmittal letter(s). If you are unaware of the identity of counsel for any of the parties, you must forthwith send a copy of the notice and rules to that party personally. An Initial pretrial conference will be held on Tuesday, March 17, 2020 at 10:30 a.m. at the United States District Courthouse, 500 Pearl Street, New York, New York, Courtroom 11A. So Ordered. (Initial Conference set for 3/17/2020 at 10:30 AM in Courtroom 11A, 500 Pearl Street, New York, NY 10007 before Judge George B. Daniels.) (Signed by Judge George B. Daniels on 1/13/20) (yv) (Entered: 01/14/2020) |
| 01/14/2020 | | CASE ACCEPTED AS RELATED. Create association to 1:19-cv-07993-GBD. Notice of Assignment to follow. (wb) (Entered: 01/14/2020) |
| 01/14/2020 | | NOTICE OF CASE REASSIGNMENT to Judge George B. Daniels. Judge Unassigned is no longer assigned to the case. (wb) (Entered: 01/14/2020) |
| 01/14/2020 | | Magistrate Judge Ona T. Wang is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (wb) (Entered: 01/14/2020) |
| 01/14/2020 | 36 | NOTICE OF APPEARANCE by James Luh on behalf of Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State. (Luh, James) (Entered: 01/14/2020) |
| 01/15/2020 | 37 | MOTION for Nicholas David Espiritu to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-18512815. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by African Services Committee, Catholic Legal Immigration Network, Inc., Central American Refugee Center New |

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| | | York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe. (Attachments: # 1 Affidavit, # 2 Certificate of Good Standing, # 3 Text of Proposed Order)(Espiritu, Nicholas) (Entered: 01/15/2020) |
| 01/15/2020 | | >>> NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 37 MOTION for Nicholas David Espiritu to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-18512815. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (vba) (Entered: 01/15/2020) |
| 01/15/2020 | 38 | CONSENT LETTER MOTION for Leave to File Excess Pages addressed to Judge George B. Daniels from Andrew J. Ehrlich dated January 15, 2020. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York.(Ehrlich, Andrew) (Entered: 01/15/2020) |
| 01/17/2020 | 39 | MOTION for Tanya Broder to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-18538198. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Affidavit, # 2 Certificate of Good Standing, # 3 Text of Proposed Order)(Broder, Tanya) (Entered: 01/17/2020) |
| 01/21/2020 | | >>> NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 39 MOTION for Tanya Broder to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-18538198. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 01/21/2020) |
| 01/21/2020 | 40 | ORDER MOTION FOR ADMISSION PRO HAC VICE granting 37 Motion for Nicholas Espiritu to Appear Pro Hac Vice. (Signed by Judge George B. Daniels on 1/21/2020) (va) (Entered: 01/21/2020) |
| 01/21/2020 | 41 | ORDER granting 38 Letter Motion for Leave to File Excess Pages. SO ORDERED. (Signed by Judge George B. Daniels on 1/21/2020) (va) (Entered: 01/21/2020) |
| 01/21/2020 | 42 | ORDER MOTION FOR ADMISSION PRO HAC VICE: |

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| | | granting 39 Motion for Tanya Broder to Appear Pro Hac Vice. (Signed by Judge George B. Daniels on 1/21/2020) (ama) (Entered: 01/21/2020) |
| 01/21/2020 | 43 | MOTION for Preliminary Injunction . Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York.(Ehrlich, Andrew) (Entered: 01/21/2020) |
| 01/21/2020 | 44 | MEMORANDUM OF LAW in Support re: 43 MOTION for Preliminary Injunction . . Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Ehrlich, Andrew) (Entered: 01/21/2020) |
| 01/21/2020 | 45 | DECLARATION of Andrew J. Ehrlich in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit 1 - Challenged Regulatory Action, # 2 Exhibit 2 - Challenged Regulatory Action, # 3 Exhibit 3 - Challenged Regulatory Action, # 4 Exhibit 4 - Challenged Regulatory Action, # 5 Exhibit 5 - Challenged Regulatory Action, # 6 Exhibit 6 - Challenged Regulatory Action, # 7 Exhibit 7 - Challenged Regulatory Action, # 8 Exhibit 8 - Challenged Regulatory Action, # 9 Exhibit 9 - Expert Declaration, # 10 Exhibit 10 - Expert Declaration, # 11 Exhibit 11 - Expert Declaration, # 12 Exhibit 12 - Expert Declaration, # 13 Exhibit 13 - Expert Declaration, # 14 Exhibit 14 - Plaintiff Declaration, # 15 Exhibit 15 - Plaintiff Declaration, # 16 Exhibit 16 - Plaintiff Declaration, # 17 Exhibit 17 - Plaintiff Declaration, # 18 Exhibit 18 - Plaintiff Declaration, # 19 Exhibit 19 - Plaintiff Declaration, # 20 Exhibit 20 - Plaintiff Declaration, # 21 Exhibit 21 - Plaintiff Declaration, # 22 Exhibit 22 - Plaintiff Declaration, # 23 Exhibit 23 - Regulatory Action, # 24 Exhibit 24 - Regulatory Action, # 25 Exhibit 25 - Regulatory Action, # 26 Exhibit 26 - Comment submitted to DHS, # 27 Exhibit 27 - Regulatory Action, # 28 Exhibit 28 - Regulatory Action, # 29 Exhibit 29 - Regulatory Action, # 30 Exhibit 30 - Regulatory Action, # 31 Exhibit 31 - Regulatory Action, # 32 Exhibit 32 - Regulatory Action, # 33 Exhibit 33 - Comment submitted to DHS, # 34 Exhibit 34 - Regulatory Action, # 35 Exhibit 35 - Regulatory Action, # 36 Exhibit 36 - Regulatory Action, |

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| | | <p># 37 Exhibit 37 - Regulatory Action, # 38 Exhibit 38 - Regulatory Action, # 39 Exhibit 39 - Regulatory Action, # 40 Exhibit 40 - Regulatory Action, # 41 Exhibit 41 - Regulatory Action, # 42 Exhibit 42 - Comment submitted to DHS, # 43 Exhibit 43 - Academic Article, # 44 Exhibit 44 - Estimated Impacts Report, # 45 Exhibit 45 - Comment submitted to DHS, # 46 Exhibit 46 - Comment submitted to DHS, # 47 Exhibit 47 - News article, # 48 Exhibit 48 - DHS tables, # 49 Exhibit 49 - Draft Executive Order, # 50 Exhibit 50 - Medicaid and CHIP report to Congress, # 51 Exhibit 51 - Comment on DHS Rule, # 52 Exhibit 52 - Comment on DHS Rule, # 53 Exhibit 53-1 - Employer Health Benefits Survey, # 54 Exhibit 53-2 - Employer Health Benefits Survey, # 55 Exhibit 54 - Group Health Plan Eligibility, # 56 Exhibit 55 - Comment on IFR, # 57 Exhibit 56 - Administrative Record)(Ehrlich, Andrew) (Entered: 01/21/2020)</p> |
| 01/22/2020 | 46 | <p>LETTER MOTION for Extension of Time to File Response/Reply as to 43 MOTION for Preliminary Injunction . addressed to Judge George B. Daniels from James C. Luh dated January 22, 2020., LETTER MOTION for Leave to File Excess Pages addressed to Judge George B. Daniels from James C. Luh dated January 22, 2020. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State.(Luh, James) (Entered: 01/22/2020)</p> |
| 01/23/2020 | 47 | <p>ORDER: terminating 46 Letter Motion for Extension of Time to File. Response/Reply; terminating 46 Letter Motion for Leave to File Excess Pages. Defendants' consolidated brief comprising their memorandum in opposition to Plaintiffs' motion for preliminary injunction and in support of Defendants' forthcoming motion to dismiss is due by February 13, 2020. Plaintiffs' consolidated brief comprising their reply in support of their motion for preliminary injunction and their opposition to Defendants' motion to dismiss is due by February 27, 2020. Defendants' reply in support of their motion to dismiss is due by March 12, 2020. The page limit for each of Plaintiffs' and Defendants' briefs is extended to 50 pages. Oral argument on Plaintiffs' motion for preliminary injunction and Defendants' motion to dismiss shall be heard on March 17, 2020 at 10:30 am. SO ORDERED. (Signed by Judge George B. Daniels on 1/23/2020) (ama) (Entered: 01/23/2020)</p> |
| 01/23/2020 | | <p>Set/Reset Deadlines: (Responses due by 2/13/2020, Replies due by 3/12/2020.), Set/Reset Hearings:(Oral Argument set for 3/17/2020 at 10:30 AM before Judge George B. Daniels.) (ama) (Entered: 01/23/2020)</p> |
| 02/06/2020 | 48 | <p>NOTICE OF APPEARANCE by Judith Naomi Vale on behalf of STATE OF NEW YORK, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois,</p> |

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| | | State of Maine, State of Maryland, Commonwealth of Massachusetts, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of Oregon, Commonwealth of Pennsylvania, State of Rhode Island, State of Vermont, Commonwealth of Virginia, State of Washington, District of Columbia, County of Santa Clara, City of New York, City of Chicago, City of Los Angeles, City of Oakland, City of Philadelphia, City of Seattle..(Vale, Judith) (Entered: 02/06/2020) |
| 02/06/2020 | 49 | FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION to File Amicus Brief . Document filed by City of Chicago, City of Los Angeles, City of New York, City of Oakland, City of Philadelphia, City of Seattle, Commonwealth of Massachusetts, Commonwealth of Pennsylvania, Commonwealth of Virginia, County of Santa Clara, District of Columbia, STATE OF NEW YORK, State of California, State of Colorado, State of Connecticut, State of Delaware, State of Hawaii, State of Illinois, State of Maine, State of Maryland, State of Michigan, State of Minnesota, State of Nevada, State of New Jersey, State of New Mexico, State of Oregon, State of Rhode Island, State of Vermont, State of Washington. (Attachments: # 1 Memorandum of Law in Support, # 2 Amicus Brief).(Vale, Judith) Modified on 3/12/2020 (db). (Entered: 02/06/2020) |
| 02/11/2020 | 50 | LETTER addressed to Judge George B. Daniels from James C. Luh dated February 11, 2020 re: Department of State action concerning implementation of its October 2019 rule. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 02/11/2020) |
| 02/12/2020 | 51 | ORDER granting 49 Motion to File Amicus Brief. Upon consideration of amici the States of New York, California, Colorado, Connecticut, Delaware, Hawai'i, Illinois, Maine, Maryland, Massachusetts, Michigan, Minnesota, Nevada, New Jersey, New Mexico, Oregon, Pennsylvania, Rhode Island, Vermont, Virginia, and Washington, the District of Columbia, the County of Santa Clara, and the cities of New York, Chicago, Los Angeles, Oakland, Philadelphia, and Seattle's motion for leave to file an amicus curiae brief in support of Plaintiffs, (ECF No. 49), it is hereby ORDERED that the motion is GRANTED. So Ordered. (Signed by Judge George B. Daniels on 2/10/20) (yv) (Entered: 02/12/2020) |
| 02/13/2020 | 52 | MEMORANDUM OF LAW in Opposition re: 43 MOTION for Preliminary Injunction . (<i>Memorandum in Opposition to Plaintiffs' Motion for Preliminary Injunction and in Support of Motion to Dismiss</i>). Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 02/13/2020) |

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| 02/13/2020 | 53 | MOTION to Dismiss ., MOTION to Dismiss for Lack of Jurisdiction (<i>Notice of Motion to Dismiss</i>). (Responses due by 2/27/2020) Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 02/13/2020) |
| 02/13/2020 | 54 | MEMORANDUM OF LAW in Support re: 53 MOTION to Dismiss . MOTION to Dismiss for Lack of Jurisdiction (<i>Notice of Motion to Dismiss</i>). (<i>Memorandum in Opposition to Plaintiffs' Motion for Preliminary Injunction and in Support of Motion to Dismiss</i>). Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 02/13/2020) |
| 02/19/2020 | 55 | MOTION for Temporary Restraining Order . Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/19/2020) |
| 02/19/2020 | 56 | MEMORANDUM OF LAW in Support re: 55 MOTION for Temporary Restraining Order . . Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/19/2020) |
| 02/19/2020 | 57 | DECLARATION of Andrew J. Ehrlich in Support re: 55 MOTION for Temporary Restraining Order .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit 1 - 1/15/20 Electronic Message, # 2 Exhibit 2 - 1/15/20 Electronic Message, # 3 Exhibit 3 - 1/16/20 Electronic Message, # 4 Exhibit 4 - 1/16/20 Electronic Message).(Ehrlich, Andrew) (Entered: 02/19/2020) |
| 02/20/2020 | 58 | MEMORANDUM OF LAW in Opposition re: 55 MOTION for Temporary Restraining Order . . Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State. (Attachments: # 1 Attachment).(Luh, James) (Entered: 02/20/2020) |

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| 02/21/2020 | 59 | ORDER denying 55 Motion for TRO: Plaintiffs' motion for a temporary restraining order in order to preserve the status quo pending oral argument on Plaintiffs' motion for a preliminary injunction, (ECF No. 55), is DENIED. However, oral argument on Plaintiffs' motion for a preliminary injunction is rescheduled from March 17, 2020 to February 28, 2020 at 11:00 am. (Signed by Judge George B. Daniels on 2/21/2020) (jwh) (Entered: 02/21/2020) |
| 02/21/2020 | | Set/Reset Hearings: Oral Argument set for 2/28/2020 at 11:00 AM before Judge George B. Daniels. (jwh) (Entered: 02/21/2020) |
| 02/21/2020 | | Minute Entry for proceedings held before Judge George B. Daniels: Oral Argument held on 2/21/2020 re: 55 MOTION for Temporary Restraining Order . filed by Alicia Doe, Central American Refugee Center New York, Make the Road New York, Eric Doe, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Carl Doe, African Services Committee, Diana Doe, Brenda Doe, (Oral Argument set for 2/28/2020 at 11:00 AM in Courtroom 11A, 500 Pearl Street, New York, NY 10007 before Judge George B. Daniels.). Plaintiff Counsel: Andrew James Ehrlich, Jonathan Hillel Hurwitz, Ghita Schwarz, Brittany Thomas, Susan Elizabeth Welber, Joanna Elise Cuevas Ingram; Defense Counsel: James Luh and Court Reporter present (Vega, Elizabeth) (Entered: 02/24/2020) |
| 02/25/2020 | 60 | DECLARATION of Andrew J. Ehrlich in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit 9 - corrected exhibit 9 expert declaration, # 2 Exhibit 12 - corrected exhibit 12 expert declaration).(Ehrlich, Andrew) (Entered: 02/25/2020) |
| 02/27/2020 | 61 | DECLARATION of C. Mario Russell (Supplemental Declaration) in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/27/2020) |
| 02/27/2020 | 62 | DECLARATION of Kim Nichols (Supplemental Declaration) in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia |

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| | | Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/27/2020) |
| 02/27/2020 | 63 | DECLARATION of Theo Oshiro (Supplemental Declaration) in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/27/2020) |
| 02/27/2020 | 64 | DECLARATION of Elise De Castillo (Supplemental Declaration) in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/27/2020) |
| 02/27/2020 | 65 | DECLARATION of Charles Wheeler (Supplemental Declaration) in Support re: 43 MOTION for Preliminary Injunction .. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit A - FAM, # 2 Exhibit B - Form DS-5540, # 3 Exhibit C - 2/14/20 Letter, # 4 Exhibit D - Supporting Statement, # 5 Exhibit E - Legal Authorities).(Ehrlich, Andrew) (Entered: 02/27/2020) |
| 02/27/2020 | 66 | REPLY MEMORANDUM OF LAW in Support re: 43 MOTION for Preliminary Injunction . <i>And in Opposition to 53 Defendants' Motion to Dismiss.</i> Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 02/27/2020) |
| 02/27/2020 | 67 | DECLARATION of Brianne Marwaha in Opposition re: 43 MOTION for Preliminary Injunction .. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State. (Attachments: # 1 Declaration of Brianne Marwaha).(Luh, James) (Entered: 02/27/2020) |
| 02/28/2020 | | Minute Entry for proceedings held before Judge George B. Daniels: Oral Argument held on 2/28/2020 re: 55 MOTION for Temporary Restraining Order . filed by Alicia Doe, Central American Refugee Center New York, Make the Road New York, Eric Doe, Catholic |

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| | | Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Carl Doe, African Services Committee, Diana Doe, Brenda Doe, (Oral Argument set for 3/17/2020 at 10:30 AM in Courtroom 11A, 500 Pearl Street, New York, NY 10007 before Judge George B. Daniels.). Plaintiff Counsel: Susan Elizabeth Welber, Brittany Thomas, Joanna Elise Cuevas Ingram, Max Wolson, Susan Joan Cameron, Andrew James Ehrlich; Defense Counsel: James Luh and Court Reporter present (Vega, Elizabeth) (Entered: 02/28/2020) |
| 03/03/2020 | 68 | ORDER MOTION FOR ADMISSION PRO HAC VICE granting 18 Motion for Max S. Wolson to Appear Pro Hac Vice. (Signed by Judge George B. Daniels on 3/3/2020) (rj) (Entered: 03/03/2020) |
| 03/12/2020 | 69 | LETTER addressed to Judge George B. Daniels from Ghita Schwarz dated March 12, 2020 re: Supplemental Authority in Support of Preliminary Injunction. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit Dep't of State FY19 Table of Visa Ineligibilities).(Schwarz, Ghita) (Entered: 03/12/2020) |
| 03/12/2020 | 70 | REPLY MEMORANDUM OF LAW in Support re: 53 MOTION to Dismiss . MOTION to Dismiss for Lack of Jurisdiction (<i>Notice of Motion to Dismiss</i>). . Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 03/12/2020) |
| 03/15/2020 | 71 | LETTER MOTION to Continue (<i>Request to Postpone March 17, 2020, Oral Argument on Defendants' Motion to Dismiss in Make the Road New York v. Pompeo, No. 19-cv-11633, or to Conduct Proceedings Telephonically</i>) addressed to Judge George B. Daniels from James C. Luh dated March 15, 2020. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 03/15/2020) |
| 03/16/2020 | 72 | ORDER granting 71 Letter Motion to Continue: The oral argument scheduled for March 17, 2020 is adjourned to May 5, 2020 at 10:00 a.m. (Oral Argument set for 5/5/2020 at 10:00 AM before Judge George B. Daniels.) (Signed by Judge George B. Daniels on 3/16/2020) (jwh) (Entered: 03/16/2020) |
| 04/10/2020 | 73 | TRANSCRIPT of Proceedings re: CONFERENCE held on 2/21/2020 before Judge George B. Daniels. Court Reporter/Transcriber: Kelly |

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| | | Surina, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/1/2020. Redacted Transcript Deadline set for 5/11/2020. Release of Transcript Restriction set for 7/9/2020..(McGuirk, Kelly) (Entered: 04/10/2020) |
| 04/10/2020 | 74 | NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 2/21/2020 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days....(McGuirk, Kelly) (Entered: 04/10/2020) |
| 04/14/2020 | 75 | LETTER addressed to Judge George B. Daniels from Andrew J. Ehrlich dated April 14, 2020 re: Supplemental Authority. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit A-Opinion and Order, # 2 Exhibit B-Attorney General's Motion).(Ehrlich, Andrew) (Entered: 04/14/2020) |
| 04/15/2020 | 76 | TRANSCRIPT of Proceedings re: argument held on 2/28/2020 before Judge George B. Daniels. Court Reporter/Transcriber: Kristen Carannante, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/6/2020. Redacted Transcript Deadline set for 5/18/2020. Release of Transcript Restriction set for 7/14/2020..(McGuirk, Kelly) (Entered: 04/15/2020) |
| 04/15/2020 | 77 | NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a conference proceeding held on 2/28/2020 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days....(McGuirk, Kelly) (Entered: 04/15/2020) |
| 04/17/2020 | 78 | LETTER addressed to Judge George B. Daniels from James C. Luh dated April 17, 2020 re: Plaintiffs April 14, 2020, Letter in Make the Road New York v. Pompeo, No. 19-cv-11633. Document filed by |

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| | | Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 04/17/2020) |
| 04/30/2020 | 79 | ORDER: The oral argument on Defendants' motion to dismiss scheduled for May 5, 2020 is adjourned to May 18, 2020 from 10:00 a.m to 1:00 p.m by videoconference. (Oral Argument set for 5/18/2020 at 01:00 PM before Judge George B. Daniels.) (Signed by Judge George B. Daniels on 4/30/2020) (jwh) (Entered: 04/30/2020) |
| 05/13/2020 | 80 | LETTER addressed to Judge George B. Daniels from Andrew J. Ehrlich dated May 13, 2020 re: Hearing Scheduled for May 18, 2020. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 05/13/2020) |
| 05/13/2020 | 81 | LETTER addressed to Judge George B. Daniels from Brittany Thomas dated May 13, 2020 re: Supplemental Authority. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York. (Attachments: # 1 Exhibit Ninth Circuit Order Denying Gov't Stay).(Thomas, Brittany) (Entered: 05/13/2020) |
| 05/14/2020 | 82 | ORDER re: 80 Letter: Plaintiffs' request that the Court restructure the order of presentation of oral argument scheduled for May 18, 2020 (ECF No. 80) is DENIED. Members of the public who wish to listen to the oral argument scheduled for May 18, 2020 at 10:00 am may call (888) 363-4749 and use Access Code 4523890. (Signed by Judge George B. Daniels on 5/14/2020) (jwh) (Entered: 05/14/2020) |
| 05/15/2020 | 83 | LETTER addressed to Judge George B. Daniels from James C. Luh dated May 15, 2020 re: Plaintiffs' May 13, 2020, Letter in Make the Road New York v. Pompeo, No. 19-cv-11633. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 05/15/2020) |
| 05/18/2020 | | Minute Entry for proceedings held before Judge George B. Daniels: Oral Argument held on 5/18/2020 re: 53 MOTION to Dismiss . MOTION to Dismiss for Lack of Jurisdiction (<i>Notice of Motion to Dismiss</i>). filed by Donald Trump, Alex Azar, United States Department of State, United States Department of Health & Human Services, Michael Pompeo. Plaintiff Counsel: Ghita Schwarz; Defense Counsel: James Luh and Court Reporter present. (Vega, Elizabeth) (Entered: 05/18/2020) |

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| 05/28/2020 | 84 | LETTER addressed to Judge George B. Daniels from Brittany Thomas dated May 28, 2020 re: Supplemental Authority. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Thomas, Brittany) (Entered: 05/28/2020) |
| 05/29/2020 | 85 | LETTER addressed to Judge George B. Daniels from James C. Luh dated May 29, 2020 re: Plaintiffs' May 28, 2020, Letter in Make the Road New York v. Pompeo, No. 19-cv-11633. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 05/29/2020) |
| 06/25/2020 | 86 | LETTER addressed to Judge George B. Daniels from James C. Luh dated June 25, 2020 re: Supplemental Authority in Support of Defendants Motion to Dismiss in Make the Road New York v. Pompeo, No. 19-cv-11633. Document filed by Alex Azar, Michael Pompeo, Donald Trump, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 06/25/2020) |
| 07/01/2020 | 87 | LETTER addressed to Judge George B. Daniels from Ghita Schwarz dated July 1, 2020 re: Supplemental Authority. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Schwarz, Ghita) (Entered: 07/01/2020) |
| 07/29/2020 | 88 | MEMORANDUM DECISION AND ORDER granting 43 Motion for Preliminary Injunction; granting in part and denying in part 53 Motion to Dismiss; granting in part and denying in part 53 Motion to Dismiss for Lack of Jurisdiction: Defendants' motion to dismiss, (ECF No. 53), is GRANTED to the extent that the President is dismissed as a party to this action. Plaintiffs' motion for a preliminary injunction, (ECF No. 43), is GRANTED. Defendants are enjoined from enforcing, applying, implementing, or treating as effective the 2018 FAM Revisions, DOS Rule, and Proclamation until further order of this Court, the Circuit Court of Appeals, or the United States Supreme Court. The Court of Clerk is directed to close the motions accordingly. (Signed by Judge George B. Daniels on 7/29/2020) (jwh) (Entered: 07/29/2020) |
| 08/03/2020 | 89 | PROPOSED ORDER FOR WITHDRAWAL OF ATTORNEY. Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal |

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| | | Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Filburn, Christopher) (Entered: 08/03/2020) |
| 08/07/2020 | 90 | CONSENT LETTER MOTION for Extension of Time to File Answer re: 1 Complaint, addressed to Judge George B. Daniels from James C. Luh dated August 7, 2020. Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 08/07/2020) |
| 08/10/2020 | 91 | ORDER granting 90 Letter Motion for Extension of Time to Answer: SO ORDERED. (Alex Azar answer due 9/28/2020; Michael Pompeo answer due 9/28/2020; United States Department of Health & Human Services answer due 9/28/2020; United States Department of State answer due 9/28/2020.) (Signed by Judge George B. Daniels on 8/10/2020) (jwh) (Entered: 08/10/2020) |
| 08/10/2020 | 92 | MEMO ENDORSEMENT on NOTICE AND ORDER FOR WITHDRAWAL OF COUNSEL: re: 89 Proposed Order for Withdrawal of Attorney, filed by Alicia Doe, Central American Refugee Center New York, Make the Road New York, Eric Doe, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Carl Doe, African Services Committee, Diana Doe, Brenda Doe. ENDORSEMENT: SO ORDERED., Attorney Christopher Lee Filburn terminated. (Signed by Judge George B. Daniels on 8/10/2020) (ama) (Entered: 08/10/2020) |
| 08/14/2020 | 93 | NOTICE of Filing Administrative Records. Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State. (Attachments: # 1 Administrative Record (Jan. 2018 FAM guidance) (1 of 30), # 2 Administrative Record (Jan. 2018 FAM guidance) (2 of 30), # 3 Administrative Record (Jan. 2018 FAM guidance) (3 of 30), # 4 Administrative Record (Jan. 2018 FAM guidance) (4 of 30), # 5 Administrative Record (Jan. 2018 FAM guidance) (5 of 30), # 6 Administrative Record (Jan. 2018 FAM guidance) (6 of 30), # 7 Administrative Record (Jan. 2018 FAM guidance) (7 of 30), # 8 Administrative Record (Jan. 2018 FAM guidance) (8 of 30), # 9 Administrative Record (Jan. 2018 FAM guidance) (9 of 30), # 10 Administrative Record (Jan. 2018 FAM guidance) (10 of 30), # 11 Administrative Record (Jan. 2018 FAM guidance) (11 of 30), # 12 Administrative Record (Jan. 2018 FAM guidance) (12 of 30), # 13 Administrative Record (Jan. 2018 FAM guidance) (13 of 30), # 14 Administrative Record (Jan. 2018 FAM guidance) (14 of 30), # 15 Administrative Record (Jan. 2018 FAM guidance) (15 of 30), # 16 Administrative Record (Jan. 2018 FAM guidance) (16 of 30), |

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| | | <p># 17 Administrative Record (Jan. 2018 FAM guidance) (17 of 30), # 18 Administrative Record (Jan. 2018 FAM guidance) (18 of 30), # 19 Administrative Record (Jan. 2018 FAM guidance) (19 of 30), # 20 Administrative Record (Jan. 2018 FAM guidance) (20 of 30), # 21 Administrative Record (Jan. 2018 FAM guidance) (21 of 30), # 22 Administrative Record (Jan. 2018 FAM guidance) (22 of 30), # 23 Administrative Record (Jan. 2018 FAM guidance) (23 of 30), # 24 Administrative Record (Jan. 2018 FAM guidance) (24 of 30), # 25 Administrative Record (Jan. 2018 FAM guidance) (25 of 30), # 26 Administrative Record (Jan. 2018 FAM guidance) (26 of 30), # 27 Administrative Record (Jan. 2018 FAM guidance) (27 of 30), # 28 Administrative Record (Jan. 2018 FAM guidance) (28 of 30), # 29 Administrative Record (Jan. 2018 FAM guidance) (29 of 30), # 30 Administrative Record (Jan. 2018 FAM guidance) (30 of 30), # 31 Administrative Record (Oct. 2019 rule) (1 of 8), # 32 Administrative Record (Oct. 2019 rule) (2 of 8), # 33 Administrative Record (Oct. 2019 rule) (3 of 8), # 34 Administrative Record (Oct. 2019 rule) (4 of 8), # 35 Administrative Record (Oct. 2019 rule) (5 of 8), # 36 Administrative Record (Oct. 2019 rule) (6 of 8), # 37 Administrative Record (Oct. 2019 rule) (7 of 8), # 38 Administrative Record (Oct. 2019 rule) (8 of 8)).(Luh, James) (Entered: 08/14/2020)</p> |
| 08/21/2020 | 94 | <p>NOTICE of Filing Administrative Record. Document filed by Alex Azar, Donald Trump, United States Department of Health & Human Services, United States Department of State. (Attachments: # 1 Administrative Record (Oct. 2019 notice)).(Luh, James) (Entered: 08/21/2020)</p> |
| 09/22/2020 | 95 | <p>NOTICE OF INTERLOCUTORY APPEAL from 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction,,,,,,,,, Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State. Form C and Form D are due within 14 days to the Court of Appeals, Second Circuit..(Luh, James) (Entered: 09/22/2020)</p> |
| 09/22/2020 | 96 | <p>MOTION to Stay re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction,,,,,,,,, (<i>Motion for Stay of Injunction Pending Appeal</i>). Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 09/22/2020)</p> |
| 09/22/2020 | | <p>Appeal Fee Not Required for 95 Notice of Interlocutory Appeal,. Appeal filed by U.S. Government..(nd) (Entered: 09/22/2020)</p> |

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| 09/22/2020 | | Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: 95 Notice of Interlocutory Appeal,..(nd) (Entered: 09/22/2020) |
| 09/22/2020 | | Appeal Record Sent to USCA (Electronic File). Certified Indexed record on Appeal Electronic Files for 95 Notice of Interlocutory Appeal, filed by Alex Azar, United States Department of State, United States Department of Health & Human Services, Michael Pompeo were transmitted to the U.S. Court of Appeals..(nd) (Entered: 09/22/2020) |
| 09/22/2020 | 97 | MEMORANDUM OF LAW in Support re: 96 MOTION to Stay re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction,,,,,,,,, (<i>Motion for Stay of Injunction Pending Appeal</i>). (<i>Defendants' Memorandum of Law in Support of Defendants' Motion for Stay of Injunction Pending Appeal</i>). Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 09/22/2020) |
| 09/22/2020 | 98 | DECLARATION of Brianne Marwaha in Support re: 96 MOTION to Stay re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction,,,,,,,,, (<i>Motion for Stay of Injunction Pending Appeal</i>).. Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 09/22/2020) |
| 09/28/2020 | 99 | ANSWER to 1 Complaint,. Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 09/28/2020) |
| 10/06/2020 | 100 | MEMORANDUM OF LAW in Opposition re: 96 MOTION to Stay re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction,,,,,,,,, (<i>Motion for Stay of Injunction Pending Appeal</i>). . Document filed by African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Ehrlich, Andrew) (Entered: 10/06/2020) |
| 10/07/2020 | 101 | NOTICE of Waiver of Reply and Hearing in Connection with Motion for Stay of Injunction Pending Appeal re: 96 MOTION to Stay re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction,,,,,,,,, (<i>Motion for Stay of Injunction Pending Appeal</i>).. |

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| | | Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 10/07/2020) |
| 10/13/2020 | 102 | ORDER: Defendants' October 7, 2020 request that this Court rule on their Motion for a Stay of Injunction Pending Appeal by October 16, 2020 is DENIED. SO ORDERED. (Signed by Judge George B. Daniels on 10/13/2020) (jca) (Entered: 10/13/2020) |
| 12/14/2020 | 103 | NOTICE OF APPEARANCE by S. Reeves Jordan on behalf of African Services Committee, Catholic Charities Community Services (Archdiocese of New York), Catholic Legal Immigration Network, Inc., Central American Refugee Center New York, Alicia Doe, Brenda Doe, Carl Doe, Diana Doe, Eric Doe, Make the Road New York..(Jordan, S. Reeves) (Entered: 12/14/2020) |
| 01/21/2021 | 104 | INTERNET CITATION NOTE: Material from decision with Internet citation re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction. (sjo) (Entered: 01/21/2021) |
| 01/21/2021 | 105 | INTERNET CITATION NOTE: Material from decision with Internet citation re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction. (sjo) (Entered: 01/21/2021) |
| 01/21/2021 | 106 | INTERNET CITATION NOTE: Material from decision with Internet citation re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction. (sjo) (Entered: 01/21/2021) |
| 01/21/2021 | 107 | INTERNET CITATION NOTE: Material from decision with Internet citation re: 88 Order on Motion for Preliminary Injunction, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction. (sjo) (Entered: 01/21/2021) |
| 02/03/2021 | 108 | LETTER addressed to Judge George B. Daniels from James C. Luh dated February 3, 2021 re: Presidential action pertinent to Make the Road New York v. Blinken, No. 19-cv-11633. Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 02/03/2021) |
| 02/19/2021 | 109 | CONSENT LETTER MOTION to Stay addressed to Judge George B. Daniels from James C. Luh dated February 19, 2021. Document filed by Alex Azar, Michael Pompeo, United States Department of Health & Human Services, United States Department of State..(Luh, James) (Entered: 02/19/2021) |

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| 02/22/2021 | 110 | ORDER granting 109 Letter Motion to Stay re: 109 CONSENT LETTER MOTION to Stay addressed to Judge George B. Daniels from James C. Luh dated February 19, 2021. In light of the President's February 2, 2021 Executive Order calling for the Secretary of State to review agency actions related to the implementation of the public charge ground of inadmissibility, Defendants' unopposed request that this Court enter a stay of proceedings in this action for up to 90 days, (ECF No. 109), is GRANTED.. (Signed by Judge George B. Daniels on 2/22/2021) (ks) (Entered: 02/22/2021) |
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| Billable Pages: | 30 | Cost: | 3.00 |
| Exempt flag: | Not Exempt | Exempt reason: | Not Exempt |