

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:20-cv-02340-EGS**

STATE OF NEW YORK et al v. DONALD J. TRUMP et al
Assigned to: Judge Emmet G. Sullivan
Cases: [1:20-cv-02262-EGS](#)
[1:20-cv-02295-EGS](#)
[1:20-cv-02405-EGS](#)
Cause: 05:0706 Judicial Review of Agency Actions

Date Filed: 08/25/2020
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: U.S. Government Defendant

Plaintiff

STATE OF NEW YORK

represented by **Elena Goldstein**
ATTORNEY GENERAL'S OFFICE
FOR THE STATE OF NEW YORK
28 Liberty Street
20th Floor
New York, NY 10005
212-416-6201
Email: elena.goldstein@ag.ny.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lindsay McKenzie
OFFICE OF THE ATTORNEY
GENERAL/NY
28 Liberty St.,
20th Floor
New York, NY 10005
212-416-8714
Email: lindsay.mckenzie@ag.ny.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Morenike Fajana
ATTORNEY GENERAL'S
OFFICE/NY
28 Liberty Street
New York, NY 10005
212-416-6134
Email: morenike.fajana@ag.ny.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniela Nogueira
ATTORNEY GENERAL'S
OFFICE/NY
28 Liberty Street
New York, NY 10005
212-416-6544
Email: daniela.nogueira@ag.ny.gov
ATTORNEY TO BE NOTICED

Matthew Colangelo
NEW YORK STATE OFFICE OF
THE ATTORNEY GENERAL
28 Liberty Street
19th Floor
New York, NY 10005
(212) 416-6057
Email:
Matthew.Colangelo@ag.ny.gov
ATTORNEY TO BE NOTICED

Plaintiff

STATE OF HAWAII

represented by **Lori N. Tanigawa**
OFFICE OF THE ATTORNEY
GENERAL/HI
Administration Division
425 Queen Street
Honolulu, HI 96813
808-586-0618
Fax: 808-586-1372
Email: lori.n.tanigawa@hawaii.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew Colangelo
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

STATE OF NEW JERSEY

represented by **Tim Sheehan**
OFFICE OF THE ATTORNEY
GENERAL NEW JERSEY
PO Box 093
25 Market Street
Trenton, NJ 08625
609-815-2604
Email: tim.sheehan@law.njoag.gov

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Estelle Bronstein
OFFICE OF THE ATTORNEY
GENERAL/NEW JERSEY
Division of Law
PO Box 112
25 Market Street
Trenton, NJ 08625
609-376-9643
Email:
estelle.bronstein@law.njoag.gov
ATTORNEY TO BE NOTICED

Matthew Colangelo
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

CITY OF NEW YORK

represented by **Aaron M. Bloom**
NEW YORK CITY LAW
DEPARTMENT
100 Church Street
New York, NY 10007
212-356-2274
Email: abloom@law.nyc.gov
ATTORNEY TO BE NOTICED

Joseph Pepe
NEW YORK CITY LAW
DEPARTMENT
100 Church Street
New York, NY 10007
646-939-7444
Email: jpepe@law.nyc.gov
ATTORNEY TO BE NOTICED

Matthew Colangelo
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

**CITY AND COUNTY OF SAN
FRANCISCO**

represented by **Dennis Jose Herrera**
CITY AND COUNTY OF SAN
FRANCISCO

City Attorney's Office
1 Carlton B. Goodlett Place
Suite 234
San Francisco, CA 94102
415-554-4748
Email:
brittany.feitelberg@sfcityatty.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin Yeh
SAN FRANCISCO CITY
ATTORNEY'S OFFICE
1390 Market Street
Ste Fox Plaza, 7th Floor
San Francisco, CA 94102
415-554-3856
Email: kevin.yeh@sfcityatty.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew Colangelo
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

DONALD J. TRUMP
*in his official capacity as the
President of the United States*

represented by **Joseph Evan Borson**
U.S. DEPARTMENT OF JUSTICE
Civil Division, Federal Programs
Branch
1100 L Street NW
Washington, DC 20005
(202) 514-1944
Fax: (202) 616-8460
Email: joseph.borson@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kuntal Virendra Cholera
U.S. DEPARTMENT OF JUSTICE
1100 L. St. NW
Washington, DC 20005
(202) 305-8645
Email: kuntal.cholera@usdoj.gov

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

LOUIS DEJOY

*in his official capacity as the
Postmaster General of the United
States*

represented by **Joseph Evan Borson**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Kuntal Virendra Cholera
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

**UNITED STATES POSTAL
SERVICE**

represented by **Joseph Evan Borson**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Kuntal Virendra Cholera
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Movant

COUNTY OF SANTA CLARA

represented by **Zoe E Friedland**
1319 Hoover St.
Menlo Park, CA 94025
561-312-4038
Email:
zoe.friedland@cco.sccgov.org
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Movant

CITY OF COLUMBUS

Movant

**THIRTY LOCAL AND TRIBAL
GOVERNMENTS**

Amicus

RICHARD BLUMENTHAL

represented by **Brianne Jenna Gorod**
CONSTITUTIONAL

ACCOUNTABILITY CENTER
1200 18th Street, NW
Suite 501
Washington, DC 20036
(202) 296-6889 ext. 304
Email:
brianne@theusconstitution.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

CORY A. BOOKER

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

SHERROD BROWN

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

TOM CARPER

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

MAZIE K. HIRONO

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

AMY KLOBUCHAR

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

EDWARD J. MARKEY

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

JEFFREY A. MERKLEY

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

JACK REED

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

BERNARD SANDERS

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

JEANNE SHAHEEN

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

ELIZABETH WARREN

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

SHELDON WHITEHOUSE

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

RON WYDEN

represented by **Brianne Jenna Gorod**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

BRADY

represented by **Arthur Luk**
ARNOLD & PORTER KAYE

SCHOLER LLP
601 Massachusetts Ave, NW
Washington, DC 20001
(202) 942-5393
Fax: (202) 942-5999
Email: arthur.luk@aporter.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

TEAM ENOUGH

represented by **Arthur Luk**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amicus

**UNITED STATES HOUSE OF
REPRESENTATIVES**

represented by **Douglas N. Letter**
U.S. HOUSE OF
REPRESENTATIVES
Office of General Counsel
219 Cannon House Office Building
Washington, DC 20515
(202) 225-9700
Email:
douglas.letter@mail.house.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/25/2020	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number ADCDC-7504757) filed by STATE OF NEW JERSEY, STATE OF HAWAII, CITY OF NEW YORK, STATE OF NEW YORK, CITY AND COUNTY OF SAN FRANCISCO. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Colangelo, Matthew) (Entered: 08/25/2020)
08/25/2020	<u>2</u>	NOTICE OF RELATED CASE by All Plaintiffs. Case related to Case No. 20 Civ. 2295. (Colangelo, Matthew) (Entered: 08/25/2020)
08/25/2020	<u>3</u>	NOTICE OF RELATED CASE by All Plaintiffs. Case related to Case No. 20 Civ. 2262. (Colangelo, Matthew) (Entered: 08/25/2020)
08/25/2020		Case Assigned to Judge Emmet G. Sullivan. (zsb) (Entered: 08/25/2020)

08/25/2020	4	SUMMONS (3) Issued Electronically as to DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE. (Attachment: # 1 Notice and Consent)(adh,) (Entered: 08/25/2020)
08/25/2020	5	NOTICE of Appearance by Morenike Fajana on behalf of STATE OF NEW YORK (Fajana, Morenike) (Entered: 08/25/2020)
08/26/2020	6	REQUEST FOR SUMMONS TO ISSUE <i>to the U.S. Attorney General</i> filed by STATE OF NEW YORK.(Fajana, Morenike) (Entered: 08/26/2020)
08/26/2020	7	REQUEST FOR SUMMONS TO ISSUE <i>to the U.S. Attorney's Office</i> filed by STATE OF NEW YORK.(Fajana, Morenike) (Entered: 08/26/2020)
08/26/2020	8	SUMMONS (2) Issued Electronically as to, U.S. Attorney and U.S. Attorney General (zjf) (Entered: 08/26/2020)
08/27/2020	9	STANDING ORDER: The parties are directed to read the attached Standing Order Governing Civil Cases Before Judge Emmet G. Sullivan in its entirety upon receipt. The parties are hereby ORDERED to comply with the directives in the attached Standing Order. Signed by Judge Emmet G. Sullivan on 08/27/20. (Attachment: # 1 Exhibit 1) (mac) (Entered: 08/27/2020)
08/31/2020	10	NOTICE of Appearance by Tim Sheehan on behalf of STATE OF NEW JERSEY (Sheehan, Tim) (Entered: 08/31/2020)
09/01/2020		MINUTE ORDER. The Court, sua sponte, directs the Plaintiffs to show cause why this action should not be consolidated as related with National Association for the Advancement of Colored People v. U.S. Postal Service, 20-2295; Richardson v. Trump, 20-2262; and Vote Forward v. DeJoy, 20-2405 by no later than September 4, 2020 at 12:00 PM. See Fed. R. Civ. P. 42(a) (permitting the court to consolidate actions "involv[ing] a common question of law or fact"); Local Civ. R. 40.5(a)(3) (defining related civil actions). Signed by Judge Emmet G. Sullivan on 9/1/2020. (lcegs3) (Entered: 09/01/2020)
09/02/2020		Set/Reset Deadlines: Plaintiffs Show Cause due no later than 12:00PM on 9/4/2020. (mac) (Entered: 09/02/2020)
09/02/2020	11	NOTICE of Appearance by Joseph Evan Borson on behalf of All Defendants (Borson, Joseph) (Entered: 09/02/2020)
09/02/2020	12	MOTION for Preliminary Injunction by STATE OF NEW YORK (Attachments: # 1 Memorandum in Support, # 2 Declaration of Morenike Fajana, # 3 Exhibit Index, # 4 Exhibit 1, # 5 Exhibit 2,

		<p># 6 Exhibit 3, # 7 Exhibit 4, # 8 Exhibit 5, # 9 Exhibit 6, # 10 Exhibit 7, # 11 Exhibit 8, # 12 Exhibit 9, # 13 Exhibit 10, # 14 Exhibit 11, # 15 Exhibit 12, # 16 Exhibit 13, # 17 Exhibit 14, # 18 Exhibit 15, # 19 Exhibit 16, # 20 Exhibit 17, # 21 Exhibit 18, # 22 Exhibit 19, # 23 Exhibit 20, # 24 Exhibit 21, # 25 Exhibit 22, # 26 Exhibit 23, # 27 Exhibit 24, # 28 Exhibit 25, # 29 Exhibit 26, # 30 Exhibit 27, # 31 Exhibit 28, # 32 Exhibit 29, # 33 Exhibit 30, # 34 Exhibit 31, # 35 Text of Proposed Order, # 36 Certificate of Service)(Fajana, Morenike) (Entered: 09/02/2020)</p>
09/02/2020	13	NOTICE of Appearance by Estelle Bronstein on behalf of STATE OF NEW JERSEY (Bronstein, Estelle) (Main Document 13 replaced on 9/2/2020) (zjf). (Entered: 09/02/2020)
09/02/2020		MINUTE ORDER. The Court, sua sponte, directs the Defendants to show cause why this action should not be consolidated as related with National Association for the Advancement of Colored People v. U.S. Postal Service, 20-2295; Richardson v. Trump, 20-2262; and Vote Forward v. DeJoy, 20-2405 by no later than September 4, 2020 at 12:00 PM. See Fed. R. Civ. P. 42(a) (permitting the court to consolidate actions "involv[ing] a common question of law or fact"); Local Civ. R. 40.5(a)(3) (defining related civil actions). Signed by Judge Emmet G. Sullivan on 9/2/2020. (lcegs3) (Entered: 09/02/2020)
09/02/2020		MINUTE ORDER. In view of 12 plaintiffs' motion for preliminary injunction, the parties shall file a joint status report by no later than September 8, 2020 at 12:00 PM NOON with recommendations for further proceedings, including, inter alia, (1) whether plaintiffs' motion for a preliminary injunction should be consolidated with the merits under Federal Rule of Civil Procedure 65; and (2) recommendations for further proceedings including, if necessary, a briefing schedule for plaintiffs' motion for a preliminary injunction. Signed by Judge Emmet G. Sullivan on 9/2/2020. (lcegs3) (Entered: 09/02/2020)
09/02/2020		Set/Reset Deadlines: Defendants Show Cause due no later than 12:00PM on 9/4/2020. (mac) (Entered: 09/02/2020)
09/02/2020		Set/Reset Deadlines: Joint Status Report due no later than 12:00PM on 9/8/2020. (mac) (Entered: 09/02/2020)
09/03/2020	14	NOTICE of Appearance by Zoe E Friedland on behalf of COUNTY OF SANTA CLARA (Friedland, Zoe) (Entered: 09/03/2020)

09/04/2020	15	RESPONSE TO ORDER TO SHOW CAUSE by STATE OF NEW JERSEY, STATE OF HAWAII, CITY OF NEW YORK, STATE OF NEW YORK, CITY AND COUNTY OF SAN FRANCISCO re Order,, <i>Plaintiffs' response to the Court's September 1, 2020 Order to show cause why this action should not be consolidated with 20-cv-2262, 20-cv-2295, and 20-cv-2405</i> filed by STATE OF NEW JERSEY, STATE OF HAWAII, CITY OF NEW YORK, STATE OF NEW YORK, CITY AND COUNTY OF SAN FRANCISCO. (Colangelo, Matthew) (Entered: 09/04/2020)
09/04/2020	16	NOTICE of Appearance by Kuntal Virendra Cholera on behalf of All Defendants (Cholera, Kuntal) (Main Document 16 replaced on 9/4/2020) (zjf). (Entered: 09/04/2020)
09/04/2020	17	RESPONSE TO ORDER TO SHOW CAUSE by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE re Order,, filed by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE. (Cholera, Kuntal) (Entered: 09/04/2020)
09/04/2020	18	Unopposed MOTION for Leave to File <i>Amicus Brief</i> by COUNTY OF SANTA CLARA (Attachments: # 1 Exhibit Proposed Amicus Brief, # 2 Exhibit List of Amici Curiae, # 3 Text of Proposed Order)(Friedland, Zoe) (Entered: 09/04/2020)
09/05/2020	19	Joint MOTION for Protective Order by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE (Attachments: # 1 Text of Proposed Order)(Borson, Joseph) (Entered: 09/05/2020)
09/05/2020		MINUTE ORDER. It is hereby ORDERED that by September 10, 2020, Plaintiffs shall deliver to Chambers three printed courtesy copies of 12 Plaintiffs' motion for preliminary injunction. The parties may deliver their courtesy copies via overnight mail or by hand delivery to the Courthouse loading dock located at the corner of 3rd and C Streets, N.W. The courtesy copies must include the headers added by the Case Management/Electronic Case Files (CM/ECF) System and be submitted in binders, three-hole punched, with single-sided pages. All exhibits shall be tabbed and indexed for ease of reference. The parties shall deliver to Chambers three courtesy copies of any future filing, including exhibits, in connection with 12 motion for preliminary injunction. Signed by Judge Emmet G. Sullivan on 9/5/2020. (lcegs3) (Entered: 09/05/2020)
09/05/2020		MINUTE ORDER. In view of 15 and 17 responses to order to show cause, as well as the responses from parties in Richardson v. Trump, 20-2262; National Association for the Advancement of Colored People v. U.S. Postal Service, 20-2295; and Vote Forward v. DeJoy, 20-2405, the

		Court shall not consolidate the cases as related pursuant to Federal Rule of Civil Procedure 42(a) and Local Civil Rule 40.5(a)(3). It is ORDERED that the parties shall coordinate schedules for discovery purposes to the extent possible. Signed by Judge Emmet G. Sullivan on 9/5/2020. (lcegs3) (Entered: 09/05/2020)
09/05/2020		MINUTE ORDER granting 18 unopposed motion for leave to file amicus brief by COUNTY OF SANTA CLARA. Signed by Judge Emmet G. Sullivan on 9/5/2020. (lcegs3) (Entered: 09/05/2020)
09/05/2020	22	AMICUS BRIEF by COUNTY OF SANTA CLARA. (Attachments: # 1 Exhibit)(zjf) (Entered: 09/08/2020)
09/08/2020	20	Joint STATUS REPORT by CITY AND COUNTY OF SAN FRANCISCO, CITY OF NEW YORK, STATE OF HAWAII, STATE OF NEW JERSEY, STATE OF NEW YORK. (Fajana, Morenike) (Entered: 09/08/2020)
09/08/2020	21	MOTION for Leave to File <i>Amici Curiae Brief in Support of Plaintiffs</i> by RICHARD BLUMENTHAL, CORY A. BOOKER, SHERROD BROWN, TOM CARPER, MAZIE K. HIRONO, AMY KLOBUCHAR, EDWARD J. MARKEY, Jeffrey A. Merkley, JACK REED, BERNARD SANDERS, JEANNE SHAHEEN, ELIZABETH WARREN, SHELDON WHITEHOUSE, RON WYDEN (Attachments: # 1 Exhibit Proposed Brief of Members of Congress as Amici Curiae in Support of Plaintiffs, # 2 Text of Proposed Order)(Gorod, Brianne) (Entered: 09/08/2020)
09/09/2020	23	MOTION for Leave to File <i>Amici Curiae Brief in Support of Plaintiffs' Motion for Preliminary Injunction</i> by BRADY, Team ENOUGH (Attachments: # 1 Proposed Brief of Amici Curiae Brady and Team ENOUGH in Support of Plaintiffs' Motion for Preliminary Injunction, # 2 Text of Proposed Order)(Luk, Arthur) (Entered: 09/09/2020)
09/09/2020		MINUTE ORDER. In view of 20 joint status report, the parties shall adhere to the following briefing schedule on 12 Plaintiffs' motion for preliminary injunction: (1) Defendants shall file their opposition by September 11, 2020 at 12:00 PM; and (2) Plaintiffs shall file their reply by no later than September 16, 2020. It is FURTHER ORDERED that Plaintiffs shall file any request for expedited discovery proceedings in the form of a motion in accordance with paragraph 3(b) of 9 the Court's standing order governing civil cases. Signed by Judge Emmet G. Sullivan on 9/9/2020. (lcegs3) (Entered: 09/09/2020)
09/09/2020	24	MINUTE ORDER granting 19 joint motion for protective order. Signed by Judge Emmet G. Sullivan on 9/9/2020. (lcegs3) (Entered: 09/09/2020)

09/09/2020		MINUTE ORDER granting 21 motion for leave to file amici curiae brief by MEMBERS OF CONGRESS. Signed by Judge Emmet G. Sullivan on 9/9/2020. (lcegs3) (Entered: 09/09/2020)
09/09/2020	36	AMICUS BRIEF by RICHARD BLUMENTHAL, CORY A. BOOKER, SHERROD BROWN, TOM CARPER, MAZIE K. HIRONO, AMY KLOBUCHAR, EDWARD J. MARKEY, JEFFREY A. MERKLEY, JACK REED, BERNARD SANDERS, JEANNE SHAHEEN, ELIZABETH WARREN, SHELDON WHITEHOUSE, RON WYDEN. (zjf) (Entered: 09/13/2020)
09/10/2020		Set/Reset Deadlines: Defendants Opposition due no later than 12:00PM on 9/11/2020. Plaintiffs Reply due by 9/16/2020. (mac) (Entered: 09/10/2020)
09/10/2020	25	NOTICE of Appearance by Daniela Nogueira on behalf of STATE OF NEW YORK (Nogueira, Daniela) (Entered: 09/10/2020)
09/10/2020	26	CERTIFICATE OF SERVICE by STATE OF NEW YORK <i>Complaint, Summonses, and Standing Order served on Defendants on August 31, 2020, by certified mail.</i> (Nogueira, Daniela) (Entered: 09/10/2020)
09/10/2020	27	MOTION for Leave to File <i>Amici Curiae Brief in Support of Plaintiffs' Motion for Preliminary Injunction (Corrected)</i> by BRADY, Team ENOUGH (Attachments: # 1 Amici Curiae Brief in Support of Plaintiffs' Motion for Preliminary Injunction, # 2 Text of Proposed Order)(Luk, Arthur) (Entered: 09/10/2020)
09/10/2020	28	NOTICE of Appearance by Douglas N. Letter on behalf of UNITED STATES HOUSE OF REPRESENTATIVES (Letter, Douglas) (Entered: 09/10/2020)
09/10/2020	29	Unopposed MOTION for Leave to File <i>Amicus Curiae Brief In Support of Plaintiff</i> by UNITED STATES HOUSE OF REPRESENTATIVES (Attachments: # 1 Exhibit Proposed Brief of U.S. House of Representatives as Amicus Curiae in Support of Plaintiff, # 2 Text of Proposed Order)(Letter, Douglas) (Entered: 09/10/2020)
09/11/2020	30	Memorandum in opposition to re 12 MOTION for Preliminary Injunction filed by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE. (Attachments: # 1 Declaration (Barber, Cintron, and Curtis), # 2 Declaration (Colin, Couch, DeChambeau, Glass, Prokity, and Vo), # 3 Exhibit 1-15, # 4 Text of Proposed Order)(Borson, Joseph) (Entered: 09/11/2020)
09/11/2020	31	NOTICE of Appearance by Aaron M. Bloom on behalf of CITY OF NEW YORK (Bloom, Aaron) (Entered: 09/11/2020)

09/11/2020	32	NOTICE of Appearance by Dennis Jose Herrera on behalf of CITY AND COUNTY OF SAN FRANCISCO (Herrera, Dennis) (Entered: 09/11/2020)
09/11/2020	33	NOTICE of Appearance by Kevin Yeh on behalf of CITY AND COUNTY OF SAN FRANCISCO (Yeh, Kevin) (Entered: 09/11/2020)
09/11/2020	34	NOTICE of Appearance by Lori N. Tanigawa on behalf of STATE OF HAWAII (Tanigawa, Lori) (Entered: 09/11/2020)
09/11/2020	35	NOTICE of Appearance by Elena Goldstein on behalf of STATE OF NEW YORK (Goldstein, Elena) (Entered: 09/11/2020)
09/14/2020	37	NOTICE of Appearance by Joseph Pepe on behalf of CITY OF NEW YORK (Pepe, Joseph) (Entered: 09/14/2020)
09/14/2020	38	MOTION for Discovery , MOTION to Expedite <i>Discovery</i> by CITY AND COUNTY OF SAN FRANCISCO, CITY OF NEW YORK, STATE OF HAWAII, STATE OF NEW JERSEY, STATE OF NEW YORK (Attachments: # 1 Memorandum in Support, # 2 Text of Proposed Order, # 3 Exhibit Index, # 4 Exhibit 1 (Notice of Rule 30(b)(6) deposition), # 5 Exhibit 2 (Notice of deposition of Robert Cintron), # 6 Exhibit 3 (Notice of deposition of Angela Curtis), # 7 Exhibit 4 (Notice of deposition of Robert Justin Glass), # 8 Exhibit 5 (Plaintiffs' first set of interrogatories to Defendants), # 9 Exhibit 6 (Plaintiffs' first request for production of documents to Defendants), # 10 Exhibit 7 (Plaintiffs' requests for admission to Defendants))(Colangelo, Matthew) (Entered: 09/14/2020)
09/14/2020		MINUTE ORDER. In view of 38 motion to expedite discovery, Defendants shall file their opposition by no later than September 18, 2020. Plaintiffs shall file their reply by no later than September 23, 2020. Signed by Judge Emmet G. Sullivan on 9/14/2020. (lcegs3) (Entered: 09/14/2020)
09/15/2020		Set/Reset Deadlines: Defendants Opposition due by 9/18/2020. Plaintiffs Reply due by 9/23/2020. (mac) (Entered: 09/15/2020)
09/15/2020	39	Unopposed MOTION for Leave to File <i>Supplemental Declarations</i> by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE (Attachments: # 1 Declaration Cintron (Supp.), # 2 Declaration Curtis (Supp.), # 3 Text of Proposed Order)(Borson, Joseph) (Entered: 09/15/2020)
09/16/2020		MINUTE ORDER granting 39 unopposed motion to file supplemental declarations. Signed by Judge Emmet G. Sullivan on 9/16/2020. (lcegs3) (Entered: 09/16/2020)

09/16/2020	40	REPLY to opposition to motion re 12 MOTION for Preliminary Injunction filed by CITY AND COUNTY OF SAN FRANCISCO, CITY OF NEW YORK, STATE OF HAWAII, STATE OF NEW JERSEY, STATE OF NEW YORK. (Attachments: # 1 Supplemental Fajana Declaration, # 2 Exhibit Index, # 3 Exhibit 32, # 4 Exhibit 33, # 5 Exhibit 34, # 6 Exhibit 35, # 7 Exhibit 36, # 8 Exhibit 37, # 9 Exhibit 38)(Nogueira, Daniela) (Entered: 09/16/2020)
09/16/2020	47	Supplemental Declarations re 30 Memorandum in opposition re 12 MOTION for Preliminary Injunction by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE. (zjf) (Entered: 09/23/2020)
09/17/2020	41	NOTICE of Appearance by Lindsay McKenzie on behalf of STATE OF NEW YORK (McKenzie, Lindsay) (Entered: 09/17/2020)
09/17/2020	42	NOTICE OF SUPPLEMENTAL AUTHORITY by CITY AND COUNTY OF SAN FRANCISCO, CITY OF NEW YORK, STATE OF HAWAII, STATE OF NEW JERSEY, STATE OF NEW YORK (Attachments: # 1 Exhibit 1 (Order granting plaintiffs' motion for preliminary injunction in Washington v. Trump (E.D. Wash.)))(Colangelo, Matthew) (Entered: 09/17/2020)
09/18/2020	43	RESPONSE re 38 MOTION for Discovery MOTION to Expedite <i>Discovery</i> filed by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE. (Attachments: # 1 Exhibit A - E.D. Wash. Order, # 2 Exhibit B - E.D. Wash. 1st Set of Interrogatories and RFP)(Borson, Joseph) (Entered: 09/18/2020)
09/18/2020	44	Joint MOTION for Protective Order (<i>FRE 502(d) Order</i>) by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE (Attachments: # 1 Text of Proposed Order)(Borson, Joseph) (Entered: 09/18/2020)
09/21/2020	45	NOTICE OF SUPPLEMENTAL AUTHORITY by CITY AND COUNTY OF SAN FRANCISCO, CITY OF NEW YORK, STATE OF HAWAII, STATE OF NEW JERSEY, STATE OF NEW YORK (Attachments: # 1 Order granting plaintiffs' motion for preliminary injunction in Jones v. United States Postal Service (S.D.N.Y.))(Fajana, Morenike) (Entered: 09/21/2020)
09/22/2020		MINUTE ORDER granting 29 motion for leave to file amicus curiae brief in support of Plaintiffs by UNITED STATES HOUSE OF REPRESENTATIVES. Signed by Judge Emmet G. Sullivan on 9/22/2020. (lcegs3) (Entered: 09/22/2020)

09/22/2020	46	ORDER granting 44 joint motion for entry of a Federal Rule of Evidence 502(d) Order. Signed by Judge Emmet G. Sullivan on 9/22/2020. (lcegs3) (Entered: 09/22/2020)
09/22/2020	48	AMICUS BRIEF by UNITED STATES HOUSE OF REPRESENTATIVES. (zjf) (Entered: 09/23/2020)
09/23/2020	49	REPLY to opposition to motion re 38 MOTION for Discovery MOTION to Expedite <i>Discovery</i> filed by CITY AND COUNTY OF SAN FRANCISCO, CITY OF NEW YORK, STATE OF HAWAII, STATE OF NEW JERSEY, STATE OF NEW YORK. (Nogueira, Daniela) (Entered: 09/23/2020)
09/27/2020	50	NOTICE of <i>Supplemental Materials</i> by DONALD J. TRUMP, LOUIS DEJOY, UNITED STATES POSTAL SERVICE (Attachments: # 1 Exhibit A - Clarifying Operational Instructions, # 2 Exhibit B - Stand-Up Talk, # 3 Exhibit C - Additional Election Mail Resources)(Borson, Joseph) (Entered: 09/27/2020)
09/27/2020		MINUTE ORDER finding as moot 23 motion for leave to file amici curiae brief by BRADY, Team ENOUGH and granting 27 motion for leave to file amici curiae brief (corrected) by BRADY, Team ENOUGH. Signed by Judge Emmet G. Sullivan on 9/27/2020. (lcegs1) (Entered: 09/27/2020)
09/27/2020	51	ORDER granting 12 Motion for Preliminary Injunction. Signed by Judge Emmet G. Sullivan on 9/27/2020. (lcegs1) (Entered: 09/27/2020)
09/27/2020	52	MEMORANDUM OPINION. Signed by Judge Emmet G. Sullivan on 9/27/2020. (lcegs1) (Entered: 09/27/2020)
09/28/2020	53	AMICUS BRIEF <i>In Support of Plaintiffs Motion for Preliminary Injunction</i> by BRADY, TEAM ENOUGH. (Luk, Arthur) (Entered: 09/28/2020)

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