

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:21-cv-00056-RBW**

NATIONAL IMMIGRANT JUSTICE CENTER et al v. EXECUTIVE OFFICE FOR IMMIGRATION REVIEW et al
Assigned to: Judge Reggie B. Walton
Cause: 05:0706 Judicial Review of Agency Actions
Date Filed: 01/08/2021
Jury Demand: None
Nature of Suit: 899 Administrative Procedure Act/Review or Appeal of Agency Decision
Jurisdiction: U.S. Government Defendant

Plaintiff

NATIONAL IMMIGRANT JUSTICE CENTER

represented by **Keren Hart Zwick**
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Plaintiff

**IMMIGRANT DEFENDERS LAW
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LEAD ATTORNEY
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David R. Fox
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ATTORNEY TO BE NOTICED

Sarah D. Thompson
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Kristen A. Lejniaks
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

**FLORENCE IMMIGRANT &
REFUGEE RIGHTS PROJECT**

represented by **Keren Hart Zwick**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David R. Fox
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ATTORNEY TO BE NOTICED

Sarah D. Thompson
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Kristen A. Lejniaks
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Plaintiff

**LAS AMERICAS IMMIGRANT
ADVOCACY CENTER**

represented by **Keren Hart Zwick**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David R. Fox
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Sarah D. Thompson
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Kristen A. Lejniaks
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V.

Defendant

**EXECUTIVE OFFICE FOR
IMMIGRATION REVIEW**

represented by **Brenda A. Gonzalez-Horowitz**
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Defendant

JAMES R. MCHENRY III
*in his official capacity as the Director of
the Executive Office for Immigration
Review*

represented by **Brenda A. Gonzalez-Horowitz**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**UNITED STATES DEPARTMENT
OF JUSTICE**

represented by **Brenda A. Gonzalez-Horowitz**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

JEFFREY A. ROSEN
*in his official capacity as the Acting
Attorney General*

represented by **Brenda A. Gonzalez-Horowitz**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/08/2021	1 R	COMPLAINT against EXECUTIVE OFFICE FOR IMMIGRATION REVIEW, JAMES R. MCHENRY III, JEFFREY A. ROSEN, UNITED STATES DEPARTMENT OF JUSTICE (Filing fee \$ 402 receipt

		number ADCDC-8055801) filed by NATIONAL IMMIGRANT JUSTICE CENTER, LAS AMERICAS IMMIGRANT ADVOCACY CENTER, FLORENCE IMMIGRANT & REFUGEE RIGHTS PROJECT, IMMIGRANT DEFENDERS LAW CENTER. (Attachments: # 1 Civil Cover Sheet, # 2 Summons Summons to DOJ, # 3 Summons Summons to EOIR, # 4 Summons Summons to James R. McHenry III, # 5 Summons Summons to Jeffrey A. Rosen)(Lejniaks, Kristen) (Entered: 01/08/2021)
01/11/2021		Case Assigned to Judge Reggie B. Walton. (zsb) (Entered: 01/11/2021)
01/12/2021	2	SUMMONS (4) Issued Electronically as to EXECUTIVE OFFICE FOR IMMIGRATION REVIEW, JAMES R. MCHENRY III, JEFFREY A. ROSEN, UNITED STATES DEPARTMENT OF JUSTICE. (Attachment: # 1 Notice and Consent)(adh,) (Entered: 01/12/2021)
01/12/2021	3	MOTION Proceed Without Providing Physical Address by FLORENCE IMMIGRANT & REFUGEE RIGHTS PROJECT (Attachments: # 1 Declaration of Lauren Dasse, # 2 Text of Proposed Order)(Lejniaks, Kristen) (Entered: 01/12/2021)
01/12/2021	4	MOTION for Temporary Restraining Order , MOTION for Preliminary Injunction , MOTION to Stay <i>under APA Section 705</i> by FLORENCE IMMIGRANT & REFUGEE RIGHTS PROJECT, IMMIGRANT DEFENDERS LAW CENTER, LAS AMERICAS IMMIGRANT ADVOCACY CENTER, NATIONAL IMMIGRANT JUSTICE CENTER (Attachments: # 1 R Memorandum in Support, # 2 Declaration of Lisa Koop (Ex. A), # 3 Declaration of Laura St. John (Ex. B), # 4 Declaration of Lindsay Toczyłowski (Ex. C), # 5 Declaration of Brooke Bischoff (Ex. D), # 6 R Text of Proposed Order)(Lejniaks, Kristen) (Entered: 01/12/2021)
01/12/2021		MINUTE ORDER. To ensure the expeditious resolution of the plaintiffs' 4 Motion for Temporary Restraining Order, Preliminary Injunction and Stay of Effective Date Under 5 U.S.C. § 705, it is hereby ORDERED that, on or before January 13, 2021, at 6:00 p.m., the defendants shall file a response to the plaintiffs' motion. It is further ORDERED that, on January 14, 2021, at 12:30 p.m., the parties shall appear before the Court for a motion hearing via teleconference by calling 1-877-873-8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on January 12, 2021. (lcrbw2) (Entered: 01/12/2021)
01/12/2021	5	NOTICE of Appearance- Pro Bono by Sarah D. Thompson on behalf of All Plaintiffs (Thompson, Sarah) (Entered: 01/12/2021)
01/12/2021	6	GENERAL ORDER FOR CIVIL CASES BEFORE THE HONORABLE REGGIE B. WALTON. Signed by Judge Reggie B. Walton on January 12, 2021. (lcrbw2) (Entered: 01/12/2021)
01/12/2021	7	NOTICE of Appearance by Keren Hart Zwick on behalf of All

		Plaintiffs (Zwick, Keren) (Entered: 01/12/2021)
01/13/2021	8	NOTICE of Appearance by David R. Fox on behalf of All Plaintiffs (Fox, David) (Entered: 01/13/2021)
01/13/2021	9	NOTICE of Appearance by Brenda A. Gonzalez-Horowitz on behalf of All Defendants (Gonzalez-Horowitz, Brenda) (Entered: 01/13/2021)
01/13/2021	10 R	Memorandum in opposition to re 4 MOTION for Temporary Restraining Order MOTION for Preliminary Injunction MOTION to Stay <i>under APA Section 705</i> filed by EXECUTIVE OFFICE FOR IMMIGRATION REVIEW, JAMES R. MCHENRY III, JEFFREY A. ROSEN, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # 1 R Exhibit 1, Attorney General Order 4910-2020) (Gonzalez-Horowitz, Brenda) (Entered: 01/13/2021)
01/14/2021		Set/Reset Hearings: Motion Hearing set for 1/14/2021 at 12:30 PM by Telephonic/VTC before Judge Reggie B. Walton. (hs) (Entered: 01/14/2021)
01/14/2021		Minute Entry; for proceedings held before Judge Reggie B. Walton: Motion Hearing held on 1/14/2021 re 4 MOTION for Temporary Restraining Order/ MOTION for Preliminary Injunction/ MOTION to Stay <i>under APA Section 705</i> . A written order will issue from Chambers. Status Conference set for 1/22/2021 at 10:00 AM by Telephonic/VTC before Judge Reggie B. Walton. (Court Reporter Cathryn Jones) (hs) (Entered: 01/14/2021)
01/14/2021	11 R	ORDER. In accordance with the attached Order, it is hereby ORDERED that the plaintiffs' 4 Motion for Temporary Restraining Order, Preliminary Injunction, and Stay of Effective Date Under 5 U.S.C. § 705 is GRANTED. It is further ORDERED that the effective date of the final rule announced in the Federal Register entitled Procedures for Asylum and Withholding of Removal, 85 Fed. Reg. 81,698 (Dec. 16, 2020), is hereby STAYED, and the defendants are preliminarily enjoined from implementing, enforcing, or applying that rule. This injunction shall remain in place pending further order of the Court. It is further ORDERED that the plaintiffs are excused from posting a bond under Federal Rule of Civil Procedure 65(c). It is further ORDERED that, on January 22, 2021, at 10:00 a.m., the parties shall appear before the Court for a status conference via teleconference by calling 1-877-873-8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on January 14, 2021. (lcrbw2) (Entered: 01/14/2021)
01/20/2021	12	TRANSCRIPT OF PROCEEDINGS before Judge Reggie B. Walton held on January 14, 2021; Page Numbers: 1 - 60. Court Reporter/Transcriber Cathryn Jones, Telephone number 2023543246, Transcripts may be ordered by submitting the Transcript Order Form For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court

		<p>reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 2/10/2021. Redacted Transcript Deadline set for 2/20/2021. Release of Transcript Restriction set for 4/20/2021.(Jones, Cathryn) (Entered: 01/20/2021)</p>
01/21/2021	13 R	<p>Joint STATUS REPORT by FLORENCE IMMIGRANT & REFUGEE RIGHTS PROJECT, IMMIGRANT DEFENDERS LAW CENTER, LAS AMERICAS IMMIGRANT ADVOCACY CENTER, NATIONAL IMMIGRANT JUSTICE CENTER. (Fox, David) (Entered: 01/21/2021)</p>
01/22/2021		<p>Minute Entry; for proceedings held before Judge Reggie B. Walton: Status Conference held on 1/22/2021. A joint oral motion to STAY the case for 60 days; heard and granted. Status Conference set for 3/22/2021 at 09:30 AM in Telephonic/VTC before Judge Reggie B. Walton. (Court Reporter Cathryn Jones.) (hs) (Entered: 01/22/2021)</p>
01/25/2021		<p>MINUTE ORDER. Upon consideration of the plaintiff Florence Immigrant and Refugee Rights Project's 3 Motion for Leave to Use Alternate Address, and for good cause show, it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that the plaintiff Florence Immigrant and Refugee Rights Project may proceed in this action by providing its P.O. Box, rather than a physical address. Signed by Judge Reggie B. Walton on January 25, 2021. (lcrbw2) (Entered: 01/25/2021)</p>
01/29/2021	14 R	<p>ORDER. In accordance with the attached Order, it is hereby ORDERED that all applicable deadlines in this case are VACATED WITHOUT PREJUDICE pending further order of the Court. It is further ORDERED that the parties shall appear before the Court for a status conference on March 22, 2021, at 9:30 a.m. The parties shall appear via teleconference by calling 1-877-873-8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on January 29, 2021. (lcrbw2) (Entered: 01/29/2021)</p>

Transaction Receipt

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