

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT
CIVIL APPEAL STATEMENT OF PARTIES AND ISSUES

Case No: 23-1736 Case Manager: Leon T. Korotko

Case Name: Sheng Li

Is this case a cross appeal? Yes No

Has this case or a related one been before this court previously? Yes No

If yes, state:

Case Name: Mackinac Center v. Cardona Citation: 23-1736

Was that case mediated through the court's program? Yes No

Please Identify the Parties Against Whom this Appeal is Being Taken and the Specific Issues You Propose to Raise:

Miguel Cardona, Secretary of Education
Richard Cordray, Chief Operation Officer, Federal Student Aid
U.S. Department of Education

Whether public-service employers have standing to challenge agency action that undermines competitive benefits provided to public-service employers under the Public Service Loan Forgiveness program.

Whether the Department of Education has statutory authority to implement the "One-Time Account Adjustment," which counts periods of forbearance during which no payments were made as qualified monthly payments under the Public Service Loan Forgiveness and Income-Driven Repayment programs.

Whether cancellation of student-loan debt under the "One-Time Account Adjustment" violates the Appropriations Clause of the Constitution

Whether the "One-Time Account Adjustment" was implemented without following mandatory procedures under the Administrative Procedure Act

Whether the "One-Time Account Adjustment" is arbitrary and capricious under the Administrative Procedure Act

This is to certify that a copy of this statement was served on opposing counsel of record this 23 day of

August, 2023 .

Sheng Li

Name of Counsel for Appellant