

No. 25-3023

**IN THE
UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT**

CHICAGO HEADLINE CLUB, *et al.*,

Plaintiffs-Appellees,

v.

KRISTI NOEM, in her official capacity as Secretary of the U.S. Department of
Homeland Security *et al.*,

Defendants-Appellants.

Appeal from the United States District Court
for the Northern District of Illinois
Case No. 1:25-cv-12173—Sara L. Ellis, Judge.

PLAINTIFFS-APPELLEES' AGREED MOTION TO STAY THIS APPEAL

Plaintiffs-Appellees respectfully move this Court to stay this appeal. In support, Plaintiffs state:

1. This case has involved extensive, time-consuming litigation in a compressed time period.

2. Recently, however, the situation that precipitated this litigation has changed in a material way. Specifically, the roughly 200-225 DHS agents led by Defendant Bovino are no longer operating in the Northern District of Illinois, and Plaintiffs' counsel have not received a report of unconstitutional behavior that was the subject of this litigation since November 8, 2025.

3. In light of these developments, today the Plaintiffs—the Class Representatives and the other individual named plaintiffs—moved the district court to dismiss the case with prejudice pursuant to Federal Rules of Civil Procedure 41 and 23 and to conduct the hearing required by Rule 23(e).

4. Defendants-Appellants consent to this motion to stay the pending appeal to give the district court the time required to dismiss the case with prejudice. Plaintiffs-Appellees have agreed that they will consent to a motion by Defendants-Appellants to dismiss this appeal and vacate the district court's decision under *Munsingwear*.

5. Plaintiffs-Appellees respectfully request that the Court decide this motion before Friday December 5, 2025, given the impending briefing deadlines in this expedited appeal.

Respectfully submitted,

/s/Steve Art

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