

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

AFL-CIO, *et al.*,

Plaintiffs,

v.

Case No. 1:25-cv-00339

DEPARTMENT OF LABOR, *et al.*,

Defendants.

SEALED NOTICE OF NEW EVIDENCE

Plaintiffs respectfully notify this Court of a sworn declaration by Amy Gleason, the publicly identified Acting Director of Defendant United States DOGE Service, filed yesterday in another case in this district. *Citizens for Responsibility and Ethics in Washington v. U.S. DOGE Service*, 1:25-cv-00511 (D.D.C., Mar. 14, 2025), ECF No. 20-2. Ms. Gleason’s declaration was publicly filed and is available on the Court’s docket in that matter. A copy of the declaration is attached as Exhibit A.

Among other things, Ms. Gleason’s declaration attests: (1) that she “joined USDS on December 30, 2024;” Ex. A, ¶ 2; (2) that she is at present “a full-time government employee at USDS;” *id.* ¶ 3; (3) serving “as the Acting Administrator of USDS;” *id.* ¶ 2; (4) where she “oversee[s] all of USDS’s employees and detailees to USDS from other agencies.” *Id.* ¶ 4 (emphasis added). Ms. Gleason’s SF-61 (currently subject to Defendants’ motion to file under seal) for her role at Defendant Department of Health and Human Services, ECF No. 52-1, indicates that she has been employed by Defendant HHS since March 4, 2025.

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It is difficult to reconcile these two documents: for at least the past two work weeks, either Ms. Gleason has been holding two jobs in the federal government—at least one of which she describes explicitly as “full-time”—or one of the documents is inaccurate or at least incomplete. This tension makes clear the public’s interest in disclosure of Ms. Gleason’s SF-61, which was submitted as evidence of her employment status in this case at bar and is different from her public, voluntary declaration in another matter.

As Plaintiffs argued in their Sealed Opposition to Defendants’ motion to file documents under seal, there is a strong public interest in understanding the precise nature of DOGE employment relationships across the government. The details of Ms. Gleason’s simultaneous roles as the purported full-time head of a government entity (DOGE) and a subordinate employee of at least one other government agency (HHS) are of particular interest in allowing the public to understand “what [the] government is up to.” *DOJ v. Reporters Comm. For Freedom of Press*, 489 U.S. 749, 773 (1989). The public—to say nothing of the plaintiffs adverse to Defendant U.S. DOGE Service in the matter in which the declaration was filed—also have a strong interest in understanding potentially conflicting statements being made by or about Ms. Gleason, a senior United States government official.

The declaration therefore provides support for concluding that there is need for public access to Ms. Gleason’s SF-61,¹ and that the government should therefore not be permitted to file it under seal or with redactions of information concerning Ms. Gleason.

¹ As far as Plaintiffs are aware, the declaration is also the first public acknowledgment by Ms. Gleason and the first acknowledgment by the government in litigation that Ms. Gleason is the Acting DOGE Administrator. This acknowledgment makes Defendants’ arguments that the disclosure of her SF-61 *in this case* will expose Ms. Gleason to additional threat or harassment even more speculative than it was when Plaintiffs filed their Sealed Opposition.

Dated: March 15, 2025

Respectfully submitted,

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* Motion for admission forthcoming
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