

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
SOUTHERN DIVISION**

American Federation of Teachers, *et al.*,

*Plaintiffs,*

vs.

SCOTT BESSENT, in his official capacity as  
Secretary of the Treasury, *et al.*,

*Defendants.*

Case No. 8:25-cv-00430-DKC

Date:

Time:

Place:

Judge: Hon. Deborah Boardman

**PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER**

Pursuant to Federal Rule of Civil Procedure 65, Plaintiffs American Federation of Teachers, International Association of Machinists and Aerospace Workers, National Active and Retired Federal Employees Association, National Federation of Federal Employees, International Federation of Professional & Technical Engineers, Donald Martinez, Jason Cain, Clifford Grambo, Thomas Fant, Christopher Purdy, and Kristofer Goldsmith (collectively, “Plaintiffs”) hereby move for a temporary restraining order, to remain in effect until such time as the Court can further consider the merits of Plaintiffs’ claims. Plaintiffs respectfully request that the Court enjoin Defendants Scott Bessent, the United States Department of the Treasury, Charles Ezell, the United States Office of Personnel Management, Denise L. Carter, and the United States Department of Education from providing access to their respective systems of records and the records contained within (including by disclosing the substance of such records) to persons affiliated with the Department of Government Efficiency (“DOGE”), and further request that the Court order Defendants to retrieve and destroy any such information that has already been obtained by DOGE representatives and is not housed within a system of records itself, including any copies that were made of such information and any documents created by DOGE representatives from such information.

As set forth in further detail in the accompanying memorandum, Defendants have unlawfully provided access to their respective systems of records and to Plaintiffs’ personally identifiable information contained within to DOGE representatives, in violation of the Privacy Act of 1974. Defendants’ actions should be enjoined under the Administrative Procedure Act because they are unlawful, arbitrary and capricious, and in excess of their statutory authority. Plaintiffs will suffer imminent and irreparable injury absent immediate injunctive relief.

DATED: February 12, 2025

By:           /s/ Xiaonan April Hu            
(signed by filer with permission)

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th day of February, 2024, copies of the Motion for Temporary Restraining Order, Memorandum in Support of Plaintiffs' Motion for Temporary Restraining Order, and Proposed Order were filed via CM/ECF, emailed to Department of Justice attorneys involved in other litigation, and sent via overnight delivery to the following:

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Dated: February 12, 2025

/s/ Xiaonan April Hu  
(signed by filer with permission)

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