

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

AMERICAN FEDERATION OF  
TEACHERS, et al.,

Plaintiffs,

v.

SCOTT BESSENT, et al.,

Defendants.

Case No. 8:25-cv-430-DLB

**JOINT STATUS REPORT**

The parties submit this status report as required by the Court's April 1, 2025 Order. ECF No. 79. On March 24, Defendants appealed to the United States Court of Appeals for the Fourth Circuit from this Court's preliminary injunction. ECF No. 70. The same day, Defendants moved for a stay of the preliminary injunction, which the Court denied on March 28, 2025. ECF No. 77. Defendants also moved for a stay of this Court's preliminary injunction in Fourth Circuit.

Yesterday, the Fourth Circuit granted the government's motion to stay the preliminary injunction and denied in an 8-7 vote a request by Judge King for initial hearing en banc. *See American Federation of Teachers, et al v. Bessent, et al.*, No. 25-1282, Dkt. 17 (4th Cir. filed Apr. 7, 2025), attached hereto. The Fourth Circuit further ordered expedited briefing on the merits: Defendants' opening brief is due on April 14, with Defendants' response due April 21, and Defendants' reply is due April 25. Oral argument is scheduled for May 5. *See* No. 25-1282, Dkt. 18 (4th Cir. Apr. 7, 2025).

In light of the ongoing and expedited appellate proceedings, the parties do not believe the Court should enter a scheduling order at this time. The parties propose to submit a joint status

report within seven days of the resolution of Defendants' appeal, or upon resolution of further appellate proceedings, if any. In addition, because of the ongoing appeal, Defendants intend to move separately for an extension of their current deadline to respond to Plaintiffs' Amended Complaint, which by Defendants' calculation is currently due April 14, 2025.

Dated: April 8, 2025

Respectfully submitted,

/s/ Xiaonan April Hu

Xiaonan April Hu (*pro hac vice*)  
MUNGER, TOLLES & OLSON LLP  
601 Massachusetts Avenue NW  
Washington, DC 20001  
(202) 220-1123  
April.Hu@mto.com

John L. Schwab (*pro hac vice*)  
MUNGER, TOLLES & OLSON LLP  
350 S Grand Ave 50th Floor  
Los Angeles, California 90071  
(213) 683-9260  
John.Schwab@mto.com

Carson Scott (*pro hac vice*)  
Roman Leal (*pro hac vice*)  
MUNGER, TOLLES & OLSON LLP  
560 Mission Street, Twenty-Seventh Floor  
San Francisco, California 94105-2907  
(415) 512-4000  
Carson.Scott@mto.com  
Roman.Leal@mto.com

Mark Hanna (Fed. Bar No. 16031)  
David J. Rodwin (Fed. Bar No. 18615)  
MURPHY ANDERSON PLLC  
1401 K Street NW, Suite 300  
Washington, DC 20005  
T: (202) 223-2620 | F: (202) 296-9600  
mhanna@murphypllc.com  
drodwin@murphypllc.com

Daniel McNeil (*pro hac vice*)  
General Counsel  
American Federation of Teachers, AFL-CIO

YAAKOV M. ROTH  
Acting Assistant Attorney General  
Civil Division

ELIZABETH J. SHAPIRO  
Deputy Branch Director  
Civil Division, Federal Programs Branch

/s/ Bradley P. Humphreys  
BRADLEY P. HUMPHREYS  
Senior Trial Counsel  
Civil Division, Federal Programs Branch  
United States Department of Justice  
1100 L Street NW  
Washington, DC 20005  
Telephone: (202) 305-0878  
Bradley.Humphreys@usdoj.gov

Kelly O. Hayes  
Interim U.S. Attorney

ARIANA WRIGHT ARNOLD  
USDC Md Bar No. 23000  
Assistant United States Attorney  
36 S. Charles St., 4<sup>th</sup> Floor  
Baltimore, Maryland 21201  
Tel: (410) 209-4813  
Fax: (410) 962-2310  
Ariana.Arnold@usdoj.gov

*Attorneys for Defendants*

555 New Jersey Ave. NW  
Washington, DC 20001  
T: (202) 393-6305 | F: (202) 393-6385  
dmcneil@aft.org

Kristy Parker (*pro hac vice*)  
Jane Bentrrott (*pro hac vice*)  
Shalini Goel Agarwal (*pro hac vice*)  
PROTECT DEMOCRACY PROJECT  
2020 Pennsylvania Ave. NW, Suite 163  
Washington, DC 20006  
202-843-3092  
kristy.parker@protectdemocracy.org  
jane.bentrrott@protectdemocracy.org  
shalini.agarwal@protectdemocracy.org

Benjamin L. Berwick (*pro hac forthcoming*)  
PROTECT DEMOCRACY PROJECT  
15 Main Street, Suite 312  
Watertown, MA 02472  
(202) 579-4582  
ben.berwick@protectdemocracy.org

Jessica A. Marsden (*pro hac vice*)  
PROTECT DEMOCRACY PROJECT  
510 Meadowmont Village Circle, No. 328  
Chapel Hill, NC 27517  
(202) 579-4582  
jess.marsden@protectdemocracy.org

Laurence M. Schwartztol (*pro hac vice*)  
DEMOCRACY AND RULE OF LAW CLINIC  
Harvard Law School  
1525 Massachusetts Avenue  
Cambridge, MA 02138  
(617) 998-1877  
lschwartztol@law.harvard.edu

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I certify that on April 8, 2025, I electronically filed the foregoing and thereby caused a copy to be served on counsel of record.

/s/ Bradley P. Humphreys  
BRADLEY P. HUMPHREYS