

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND
SOUTHERN DIVISION

CASA, INC. and MAKE THE ROAD NEW
YORK

Plaintiffs,

v.

KRISTI NOEM, in her official capacity as
Secretary of Homeland Security, and
UNITED STATES DEPARTMENT OF
HOMELAND SECURITY

Defendants.

Case No. 8:25-cv-00525-GLR

NOTICE OF CROSS-MOTION FOR A STAY OF AGENCY ACTION

PLEASE TAKE NOTICE that, in response to Defendants' Motion to Stay Partial Summary Judgment Briefing (ECF No. 27) ("Stay Motion"), Plaintiffs CASA, Inc. and Make the Road New York will and hereby do cross-move for an order pursuant to 5 U.S.C. § 705 staying the effective date of the following agency actions pending judicial review by this Court:

- Defendants' decision of February 3, 2025 at 90 Fed. Reg. 8805, purporting to "vacate" the extension of Temporary Protected Status ("TPS") for Venezuela issued on January 17, 2025; and
- Defendants' order of February 5, 2025 at 90 Fed. Reg. 9040, purporting to issue a new decision terminating the 2023 TPS designation for Venezuela.

To prevent irreparable harm, and in the event that the Court does not grant Plaintiffs' Motion for Partial Summary Judgment (ECF No. 8) prior to that date, Plaintiffs respectfully ask this Court to act on this cross-motion on or before April 7, 2025, the date on which Defendants' unlawful acts are set to take effect.

This Cross-Motion is based upon this Notice of Cross-Motion; the accompanying Memorandum in Opposition to Defendants' Motion to Stay Partial Summary Judgment Briefing and in Support of Plaintiffs' Cross-Motion for a Stay of Agency Action; the Declarations of Nowell D. Bamberger (ECF No. 8-2), George Escobar (ECF No. 8-9) and Sienna Fontaine (ECF No. 8-10); the pleadings and filings in this case; any additional matter of which the Court may take judicial notice; and such further evidence or argument as may be presented before, at, or after related hearings.

Date: March 10, 2025

Respectfully submitted,

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