

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

GOVERNOR JOSH SHAPIRO,
et al.,

Plaintiffs,

v.

U.S. DEPARTMENT OF
AGRICULTURE, et al.,

Defendants.

CIVIL ACTION NO. 1:25-cv-00998

(SAPORITO, J.)

ORDER

AND NOW, this 3rd day of December, 2025, in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED THAT:**

1. The defendants' motion to dismiss (Doc. 11) is **GRANTED**;
2. The plaintiffs' APA claims, set forth in Counts I, II, and III of the complaint, are **DISMISSED** for lack of subject matter jurisdiction, pursuant to Fed. R. Civ. P. 12(b)(1);
3. The plaintiffs' Fifth Amendment due process claim, set forth in Count IV of the complaint, is **DISMISSED** for failure to state a claim upon which relief can be granted, pursuant to Fed. R. Civ. P. 12(b)(6);
4. The plaintiffs' motion for a preliminary injunction (Doc. 5) is **DENIED as moot**; and

5. The clerk shall mark this case as **CLOSED**.

s/Joseph F. Saporito, Jr.
JOSEPH F. SAPORITO, JR.
United States District Judge