

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND**

STATE OF NEW YORK, et al.,  
Plaintiffs,  
v.  
U.S. DEPARTMENT OF JUSTICE, et al.,  
Defendants.

Case No. 1:25-cv-00345

**JOINT MOTION FOR EXTENSION OF BRIEFING SCHEDULE**

For the reasons detailed below, the Parties jointly request an extension of the deadlines set forth in this case, *see* Text Order (Nov. 21, 2025). Under the current schedule, Plaintiffs’ motion for summary judgment is due December 19, 2025.

On September 10, 2025, the Court entered a preliminary injunction regarding the HHS, ED, DOL, and DOJ PRWORA Notices. ECF No. 64.<sup>1</sup> On November 21, 2025, pursuant to the Court’s scheduling order, Defendants produced the administrative record with respect to those four notices. *See* ECF No. 74.

On November 26, 2025, the U.S. Department of Housing and Urban Development (HUD) published a PRWORA Notice. Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA); Interpretation of “Federal Public Benefit.” 90 Fed. Reg. 54,363 (Nov. 26, 2025) (the “HUD PRWORA Notice”). On December 4, 2025, Plaintiffs (with Defendants’ consent) amended their complaint to add HUD and its Secretary as Defendants and to add claims challenging the HUD PRWORA Notice. ECF No. 76. On December 8, 2025, the Parties filed a

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<sup>1</sup> Defendants filed a Notice of Appeal of the preliminary injunction. *See* ECF No. 71. Earlier today, upon stipulation of the Parties, the First Circuit dismissed Defendants’ appeal.

stipulation in which Defendants have agreed not to enforce the HUD PRWROA Notice until the date on which judgment on the merits has been issued as to all claims in this action. ECF No. 80. Defendants' agreement to this stay of enforcement and application is contingent on Plaintiffs filing a single motion for summary judgment that includes Plaintiffs' challenges to all the PRWORA notices now at issue in this case, namely, the DOJ, HHS, ED, DOL, and HUD notices. *Id.* The Parties agreed to confer on a requested extension to the briefing schedule that would allow HUD and its Secretary to produce the administrative record. *Id.*

The Parties have conferred and now jointly request an extension of the current deadlines in this case, *see* Text Order (Nov. 21, 2025), and respectfully request that the Court order the following schedule:

- Defendants may defer responding to the third amended complaint until after the Court's ruling on the summary judgment motion(s), to the extent a response is necessary;
- Defendants will file the administrative record for the HUD PRWORA Notice on or before January 30, 2026;
- The Parties may dispense with Local Rule 56(a)(1)'s requirement that a motion for summary judgment "be accompanied by a separate Statement of Undisputed Facts";
- Plaintiffs shall file any motion for summary judgment on or before February 27, 2026;
- Defendants shall file any response to Plaintiffs' motion for summary judgment, as well as any cross-motion for summary judgment, on or before March 20, 2026;
- Plaintiffs shall file any reply to Defendants' response to Plaintiffs' motion for summary judgment, as well as any response to Defendants' cross-motion for summary judgment, on or before April 3, 2026; and

- Defendants shall file any reply to Plaintiffs' response to cross-motion for summary judgment on or before April 17, 2026.

A proposed order is enclosed as Exhibit A.

The Parties' proposed schedule is in the interest of all Parties and the Court because it will allow for all claims in this action to be raised on one round of cross-motions for summary judgment after production of the full administrative record.

Dated: December 11, 2025

Respectfully submitted,

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