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13 **UNITED STATES DISTRICT COURT**  
14 **SOUTHERN DISTRICT OF CALIFORNIA**

15 Cristian Doe., *et. al.*,

16 Plaintiff-Petitioners,

17 v.

18 Alejandro Mayorkas, Secretary, U.S.  
19 Department of Homeland Security, *et. al.*,

20 Defendant-Respondents.  
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**Case No.: 3:19-CV-2119-DMS-SBC**

**JOINT STATUS REPORT**

**HON. DANA M. SABRAW**

1 On January 9, 2024, the Court ordered the Parties to file a joint status report  
2 indicating how they wish to proceed in this matter. ECF 112. On January 19, 2024,  
3 the Parties requested the Court continue to stay this case for purposes of monitoring  
4 separate ongoing litigation challenging the federal government's termination of the  
5 Migrant Protection Protocols ("MPP") and to allow the Parties to explore a potential  
6 resolution to this case through settlement. ECF 113. On August 12, 2024, the Court  
7 again ordered the Parties to file a joint status report indicating how they wish to  
8 proceed. ECF 114. For the reasons noted below, the Parties respectfully request an  
9 additional 90-day extension of the stay of proceedings to continue their ongoing  
10 discussions.

11 This case relates to MPP, a program the federal government attempted to  
12 terminate in 2021. The termination was initially enjoined in separate litigation, but  
13 the federal government appealed in that case and prevailed at the Supreme Court. *See*  
14 *Biden v. Texas*, 597 U.S. 785 (2022). That case is now on remand in the district court  
15 pending resolution of cross-motions for summary judgment that have been fully  
16 briefed since October 2023. *See Texas v. Biden*, No. 2:21-CV-067-Z (N.D. Tex).  
17 Since the Parties' last joint status report, the Parties have continued to monitor the  
18 district court case, but there have been no new developments and a decision remains  
19 pending. Plaintiffs continue to dispute that this case is moot based on the attempted  
20 rescission of MPP because Plaintiffs believe an order granting the plaintiff states'  
21 requested relief in *Texas v. Biden* may require the reimplementation of MPP.

22 Through counsel, the Parties additionally began confidential settlement  
23 negotiations several months ago. Plaintiffs' confidential proposal is pending with  
24 Defendants.

25 Depending on the outcomes of the pending MPP litigation and the Parties'  
26 confidential settlement negotiations, the Parties may be able to resolve this case  
27 without the need for further litigation. Accordingly, to allow time for the Parties to  
28 continue pursuing a possible resolution and avoid burdening the Court with resolving

1 a potentially unnecessary motion to dismiss, the Parties respectfully request an  
2 additional 90-day stay of this case.

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4 Dated: August 16, 2024

Respectfully submitted,

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6 s/ Monika Y. Langarica

7 Monika Y. Langarica  
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