

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

HUMANE SOCIETY OF NEW YORK, *et al.*,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, Secretary of
Homeland Security, *et al.*,

Defendants.

Civil Action No. 1:21-cv-01349-EGS

DEFENDANTS' CROSS-MOTION FOR SUMMARY JUDGMENT

This case involves a challenge to the Department of Homeland Security's final rule, *Modification of Registration Requirement for Petitioners Seeking to File Cap-Subject H-1B Petitions*, 86 Fed. Reg. 1,676 (Jan. 8, 2021) ("Final Rule"). On September 20, 2021, Plaintiffs filed a Motion for Summary Judgment asking the Court to set aside and vacate the Final Rule.

Pursuant to Federal Rule of Civil Procedure 56 and Local Civil Rule 7(h), Defendants Alejandro Mayorkas, in his official capacity as Secretary of Homeland Security, Department of Homeland Security ("DHS"), and United States Citizenship and Immigration Services ("USCIS") (collectively, "Defendants") hereby cross-move for summary judgment for the reasons set forth in the accompanying Memorandum in Support of Defendants' Cross-Motion for Summary Judgment and in Opposition to Plaintiffs' Motion for Summary Judgment. A proposed order is filed herewith.

Dated: October 11, 2021

Respectfully submitted,

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