

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

MASSACHUSETTS FAIR HOUSING  
CENTER; INTERMOUNTAIN FAIR  
HOUSING COUNCIL; SAN ANTONIO  
FAIR HOUSING COUNCIL, INC., d/b/a  
FAIR HOUSING COUNCIL OF SOUTH  
TEXAS; and HOUSING RESEARCH AND  
ADVOCACY CENTER, d/b/a FAIR  
HOUSING CENTER FOR RIGHTS &  
RESEARCH, INC., *on behalf of themselves  
and all those similarly situated,*

Plaintiffs,

v.

THE DEPARTMENT OF HOUSING AND  
URBAN DEVELOPMENT; SCOTT  
TURNER, *in his official capacity as Secretary  
of Housing and Urban Development*; U.S.  
DOGE SERVICE; U.S. DOGE SERVICE  
TEMPORARY ORGANIZATION; and AMY  
GLEASON, *in her official capacity as Acting  
Administrator of U.S. DOGE Service and U.S.  
DOGE Service Temporary Organization,*

Defendants.

Civil Action No. 3:25-cv-30041

**REQUEST FOR ORAL ARGUMENT ON  
AN EMERGENCY BASIS**

**PLAINTIFFS' EMERGENCY  
MOTION FOR PROVISIONAL CLASS CERTIFICATION**

Named Plaintiffs Massachusetts Fair Housing Center, Intermountain Fair Housing  
Council, San Antonio Fair Housing Council d/b/a Fair Housing Council of South Texas, and  
Housing Research and Advocacy Center d/b/a Fair Housing Center for Rights and Research, on  
behalf of themselves and all those similarly situated, respectfully move this court under Federal  
Rules of Civil Procedure 23(a), (b)(2), and (g) to provisionally certify on an emergency basis the

proposed class and appoint the Named Plaintiffs and their undersigned counsel to represent the interests of the class.

The requirements of class certification pursuant to Rule 23(a) and (b)(2) are easily met in this case: Joinder of sixty-six class members would be impracticable due to the sheer size of the class, their wide geographic distribution, and judicial economy. With respect to the requirements of Rule 23(a)(2), (a)(3), and (b), Defendants made a single decision to simultaneously terminate the FHIP grants and provided an identical (and inadequate) explanation for their decision. The questions about the legality of that decision are common across all class members and their injuries can be remedied by the same injunctive and declaratory relief. And both Named Plaintiffs and class counsel can adequately represent the class: There are no conflicts between Named Plaintiffs and other class members and class counsel has extensive experience litigating class actions, challenging government agency action, and litigating on behalf of fair housing plaintiffs.

In support of this motion, Named Plaintiffs submit the accompanying Memorandum in Support of Plaintiffs' Emergency Motion for Provisional Class Certification and incorporate by reference the contemporaneously filed Complaint, Emergency Motion for a Temporary Restraining Order, and Memorandum of Law in Support of Plaintiffs' Emergency Motion for a Temporary Restraining Order.

WHEREFORE, Named Plaintiffs respectfully request that this Court provisionally certify a class of all FHIP grantees who had grants terminated based on a decision, as communicated through a February 27 form letter, to terminate the grants pursuant to Executive Order 14158, at the direction of the Department of Government Efficiency, on the basis that the grant award "no

longer effectuates the program goals or agency priorities,” and appoint the Named Plaintiffs and their undersigned counsel to represent the interests of the class.

EMERGENCY REQUEST FOR ORAL ARGUMENT

Named Plaintiffs believe that oral argument may assist the Court in deciding this motion and respectfully request to be heard.

Date: March 13, 2025

Respectfully submitted,

/s/ Daniel Ordorica

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\* *pro hac vice* application pending

**LOCAL RULE 7.1 CERTIFICATION**

Plaintiffs' Counsel certify that on March 13, 2025, at 11:07 AM, they contacted the following individuals at the U.S. Department of Justice by electronic mail to provide notice of this motion:

Eric J. Hamilton  
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Plaintiffs have not yet had an opportunity to meet and confer with Defendants' counsel but are proceeding with this filing given the need for prompt relief, as set forth in the accompanying memorandum of law.

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