

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

COMMONWEALTH OF  
MASSACHUSETTS, *et al.*,

Plaintiffs,

v.

ROBERT F. KENNEDY, JR., in his official  
capacity as Secretary of Health and Human  
Services, *et al.*,

Defendants.

Civil Action No. 1:25-cv-10814-WGY

AMERICAN PUBLIC HEALTH  
ASSOCIATION, *et al.*,

Plaintiffs,

v.

NATIONAL INSTITUTES OF HEALTH, *et al.*,

Defendants.

Civil Action No. 1:25-cv-10787-WGY

**MOTION FOR A STAY OF THE COURT’S JUNE 23 PARTIAL JUDGMENT**

For the reasons stated in Defendants’ Memorandum in Support, Defendants respectfully request that the Court stay pending appeal the Court’s June 23, 2025, orders and partial final judgments, States Doc No. 151 and APHA Doc No. 143, or for a stay of at least 14 days so that Defendants may seek a stay pending appeal from the First Circuit.

Respectfully submitted,

BRETT A. SHUMATE  
Assistant Attorney General

LEAH B. FOLEY  
United States Attorney

KIRK T. MANHARDT  
Director

MICHAEL J. QUINN  
Senior Litigation Counsel

Dated: June 23, 2025

/s/ Thomas W. Ports, Jr.  
THOMAS W. PORTS, Jr. (Va. Bar No.  
84321)  
*Trial Attorney*  
U.S. Department of Justice  
Civil Division, Corporate/Financial Section  
P.O. Box 875  
Ben Franklin Stations  
Washington D.C. 20044-0875  
(202) 307-1105  
thomas.ports@usdoj.gov

ANUJ KHETARPAL  
Assistant U.S. Attorney  
1 Courthouse Way, Suite 9200  
Boston, MA 02210  
(617) 748-3658  
anuj.khetarpal@usdoj.gov

*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

Dated: June 23, 2025

/s/ Thomas W. Ports, Jr.  
Thomas W. Ports, Jr.

**LOCAL RULE 7.1 CERTIFICATION**

I hereby certify that I conferred with Plaintiffs' counsel on June 23, 2025, in a good faith effort to narrow the issues. Plaintiffs' counsel indicated that Plaintiffs oppose this motion.

Dated: June 23, 2025

/s/ Thomas W. Ports, Jr.  
Thomas W. Ports, Jr.