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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

STATE OF CALIFORNIA; STATE OF ARIZONA; STATE OF COLORADO; STATE OF CONNECTICUT; STATE OF DELAWARE; STATE OF HAWAII; STATE OF ILLINOIS; OFFICE OF THE GOVERNOR EX REL. ANDY BESHEAR, in his official capacity as Governor of the Commonwealth of Kentucky; **STATE OF MAINE; STATE OF MARYLAND; COMMONWEALTH OF MASSACHUSETTS; STATE OF MICHIGAN; STATE OF MINNESOTA; STATE OF NEVADA; STATE OF NEW JERSEY; STATE OF NEW MEXICO; STATE OF NEW YORK; STATE OF OREGON; STATE OF RHODE ISLAND; STATE OF VERMONT; STATE OF WASHINGTON; STATE OF WISCONSIN**,

Plaintiffs,

v.

U.S. DEP'T OF HEALTH AND HUMAN SERVICES; ROBERT F. KENNEDY JR., in his official capacity as Secretary of Health and Human Services; **U.S. DEP'T OF HOMELAND SECURITY; KRISTI NOEM**, in her official capacity as Secretary of Homeland Security,
Defendants.

Case No. 3:25-cv-05536-VC

JOINT CASE MANAGEMENT STATEMENT

Date: November 7, 2025
Time: 10:00 a.m.
Dept: Courtroom 4
Judge: Hon. Vince Chhabria
Trial Date: Not set
Action Filed: July 1, 2025

JOINT CASE MANAGEMENT STATEMENT

Pursuant to the Court's August 29, 2025 Order, counsel for Plaintiffs and Defendants submit this Joint Case Management Statement.

Defendants: Defendants respectfully request that the November 7 further case management conference be continued until November 21, 2025. Since September 30, 2025, the appropriations act that had been funding the Department of Justice and other executive branch agencies expired, and those appropriations to the Department lapsed. Although Defendants recently received guidance that work done on this matter will be deemed excepted from the requirements of the Anti-Deficiency Act, Defendants were unable to make progress on this matter for several weeks, and are still in the process of completing the decision-making process contemplated by the Court's preliminary injunction order.

Plaintiffs: Plaintiffs wish to retain the scheduled November 7, 2025 case management conference to discuss with Defendants and the Court the schedule for Defendants' imminent completion of the decision-making process, production and review of the administrative record, and summary adjudication of Plaintiffs' APA claims. Plaintiffs seek a timetable that is consistent with Local Rule 16-5, accommodates holiday travel schedules, and avoids emergency briefing if possible. Plaintiffs would agree to postponement of the case management conference to November 21 if Defendants were to confirm that any new datasharing rules at issue in this case will not take effect until after summary adjudication is complete.

Dated: October 31, 2025

Respectfully submitted,

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