

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

RENEW NORTHEAST, *et al.*,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF THE
INTERIOR, *et al.*,

Defendants.

Civil Action No. 1:25-cv-13961

MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs RENEW Northeast, the Green Energy Consumers Alliance, Inc., Mid-Atlantic Renewable Energy Coalition Action, Alliance for Clean Energy – New York, Renewable Northwest, Southern Renewable Energy Association, Interwest Energy Alliance, Clean Grid Alliance, and the Carolinas Clean Energy Business Association (collectively, “Plaintiffs”) bring this action against Defendants U.S. Department of the Interior; Douglas Burgum, Secretary of the Interior, in his official capacity; Bureau of Land Management (“BLM”); Steve Pearce, Director of BLM, in his official capacity; Bureau of Ocean Energy Management (“BOEM”); Matthew Giacona, Acting Director of BOEM, in his official capacity; Bureau of Safety and Environmental Enforcement (“BSEE”); Kenneth Stevens, Principal Deputy Director of BSEE, in his official capacity; U.S. Fish and Wildlife Service (“USFWS”); Brian Nesvik, Director of USFWS, in his official capacity; U.S. Army Corps of Engineers; and William H. Graham, Jr., Chief of Engineers and Commanding General, in his official capacity (collectively, “Defendants”), challenging the six final agency actions (collectively, the “Anti-Renewable Actions”) detailed in Plaintiffs’ contemporaneously filed memorandum that systematically handicap wind and solar technologies in comparison to conventional energy sources, and have the individual and cumulative effect of

imposing substantial and serious harm on the permitting and development of wind and solar energy facilities.

Plaintiffs respectfully move this Court, pursuant to Federal Rule of Civil Procedure 65(a) and 5 U.S.C. § 705, to enter an order preliminarily enjoining Defendants, their agents, or anyone acting in concert or in participation with Defendants from implementing, instituting, maintaining, or giving effect to the Anti-Renewable Actions. As set forth in the accompanying memorandum, Plaintiffs have established: a strong likelihood of success on the merits of their claims; that Plaintiffs' members and Plaintiff Green Energy Consumers Alliance, Inc. will suffer irreparable harm absent relief; and that the balance of the equities and the public interest weigh strongly in favor of preliminary injunctive relief.

Pursuant to Local Rule 7.1 and Federal Rule of Civil Procedure 65, on January 9, 2026, counsel for Plaintiffs notified an attorney at the U.S. Department of Justice by voice message and electronic mail of Plaintiffs' intent to seek a preliminary injunction, and, on January 12, 2026, counsel for Plaintiffs conferred with the attorney at the U.S. Department of Justice. Once counsel makes an appearance for Defendants, the parties will further discuss response and reply deadlines for this motion and will jointly or separately propose a schedule.

Dated: January 12, 2026.

Respectfully submitted,

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LOCAL RULE 7.1 CERTIFICATION

Although no Defendant and no counsel for any of the Defendants has entered an appearance in this matter, Plaintiffs, through their undersigned counsel, have conferred under Local Rule 7.1(a)(2) with an attorney at the U.S. Department of Justice regarding the foregoing motion. Once counsel makes an appearance on behalf of Defendants, the parties will further discuss response and reply deadlines for the motion and will jointly or separately propose a schedule.

/s/ Daron L. Janis _____

Daron L. Janis

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of January, 2026, a true and correct copy of the foregoing is being served via the Court's CM/ECF system upon all counsel of record, and is also being served via certified mail on January 13, 2026, upon the following:

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