



**U.S. Department of Justice**  
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June 24, 2021

Lyle W. Cayce  
Clerk of Court  
U.S. Court of Appeals for the 5th Circuit  
600 S. Maestri Place  
New Orleans, LA 70130

RE: *Chambless Enterprises, LLC v. Walensky*, No. 21-30037

Dear Mr. Cayce:

We respectfully inform the Court that the CDC has extended its temporary eviction moratorium through July 31. Although the Order “is subject to revision based on the changing public health landscape, absent an unexpected change in the trajectory of the pandemic, CDC does not plan to extend the Order further.” Order at 6, <https://go.usa.gov/x6dD3>; *see also id.* at 12.

The CDC determined that, “although the pandemic is showing positive trends,” “the risk of large numbers of residential evictions contributing to the spread of COVID-19 throughout the United States . . . continues to exist.” Order at 15. The United States is experiencing “transmission of approximately 10,000 cases per day.” *Id.* at 13. The “vaccination program is still underway; nearly half of the eligible population is not yet fully vaccinated; and children under age 12 are not yet eligible for vaccines.” *Id.* at 4. “New variants . . . have emerged globally” and, for some variants, there is evidence of increased transmissibility, more severe disease, and reduced effectiveness of treatments or vaccines. *Id.* at 4-5.

The CDC further explained that “[t]he Department of the Treasury continues to distribute emergency rental assistance funds” appropriated by Congress. Order at 10. However, “many states and localities are still ramping up the collection and processing of applications and the delivery of assistance.” *Id.* at 13. The CDC determined that, “[i]f the moratorium expires on June 30, a wave of evictions, on

the order of hundreds of thousands, could occur this summer and early fall, exacerbating the spread of COVID-19 among the significant percentage of the population that remains unvaccinated.” *Id.* at 13-14. The CDC explained that Congress intended that the emergency rental assistance funds “would work in concert with the eviction moratorium,” and that “[a]llowing additional time for rent relief to reach renters . . . by an extension through the month of July 2021 can decrease the numbers of likely evictions and avert the potential of COVID-19 resurgence among people who experience eviction, their communities, and other regions of the country affected by the resulting transmission.” *Id.* at 14.

Sincerely,

*s/ Brian J. Springer*  
Brian J. Springer  
U.S. Department of Justice  
Appellate Staff, Civil Division

cc (via CM/ECF): Counsel of Record

### **CERTIFICATE OF COMPLIANCE**

This letter complies with the type-volume limit of Federal Rule of Appellate Procedure 28(j) because the body of the letter contains 345 words.

*s/ Brian J. Springer*  
Brian J. Springer

### **CERTIFICATE OF SERVICE**

I hereby certify that on June 24, 2021, I electronically filed the foregoing letter with the Clerk of the Court for the United States Court of Appeals for the Fifth Circuit by using the appellate CM/ECF system. Participants in the case are registered CM/ECF users, and service will be accomplished by the appellate CM/ECF system.

*s/ Brian J. Springer*  
Brian J. Springer