

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

STATE OF MISSOURI,  
STATE OF NEBRASKA,  
STATE OF ALASKA,  
STATE OF ARKANSAS,  
STATE OF IOWA,  
STATE OF MONTANA,  
STATE OF NEW HAMPSHIRE,  
STATE OF NORTH DAKOTA,  
STATE OF SOUTH DAKOTA,  
STATE OF WYOMING,

*Plaintiffs,*

v.

JOSEPH R. BIDEN, et al.,

*Defendants.*

No. 4:21-cv-01300-DDN

**PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION**

**MOTION FOR A PRELIMINARY INJUNCTION**

The States of Missouri, Nebraska, Alaska, Arkansas, Iowa, Montana, New Hampshire, North Dakota, South Dakota, and Wyoming (the Plaintiff States) respectfully request that the Court issue a preliminary injunction enjoining Defendants from requiring any federal contractor or subcontractor to comply, pursuant to Executive Order 14042 or any similar order, with the Safer Federal Workforce Task Force’s *Covid-19 Workplace Safety: Guidance for Federal Contractors and Subcontractors* or any similar requirement issued by the Safer Federal Workforce Task Force, the Office of Management and Budget, and/or the Federal Acquisition Regulatory Council.

The Plaintiff States incorporate by reference the arguments in its Memorandum in Support of this Motion, filed contemporaneously herewith.

Because the Defendants’ vaccine mandate requires all employees of federal contractors to be vaccinated by December 8, 2021, that would require employees to receive their vaccine shot by November 24, 2021. Plaintiff States therefore request a ruling by **November 24, 2021**.

Dated: November 4, 2021

Respectfully submitted,

**DOUGLAS J. PETERSON**  
**Attorney General of Nebraska**

**ERIC S. SCHMITT**  
**Attorney General of Missouri**

/s/ James A. Campbell  
James A. Campbell\*  
*Solicitor General of Nebraska*  
Office of the Nebraska Attorney General  
2115 State Capitol  
Lincoln, NE 68509  
(402) 471-2686  
Jim.Campbell@nebraska.gov  
*Counsel for Plaintiffs*

/s/ Justin D. Smith  
Justin D. Smith, #63253MO  
*Deputy Attorney General of Missouri*  
Michael E. Talent, #322220CA  
*Deputy Solicitor General*  
Missouri Attorney General’s Office  
Post Office Box 899  
Jefferson City, MO 65102  
(573) 751-0304  
Justin.Smith@ago.mo.gov  
*Counsel for Plaintiffs*

*\*Admission application forthcoming*

**TREG R. TAYLOR**

**Attorney General of Alaska**

*/s/ Cori Mills*

Cori M. Mills

*Deputy Attorney General of Alaska*

Alaska Department of Law

1031 W. 4th Avenue, Suite 200

Anchorage, AK 99501-1994

(907) 269-5100

Cori.Mills@alaska.gov

*Counsel for State of Alaska*

**LESLIE RUTLEDGE**

**Arkansas Attorney General**

*/s/ Vincent M. Wagner*

Vincent M. Wagner

Deputy Solicitor General

Office of the Arkansas Attorney General

323 Center Street, Suite 200

Little Rock, Arkansas 72201

(501) 682-8090

vincent.wagner@arkansasag.gov

JEFFREY S. THOMPSON

Solicitor General

SAMUEL P. LANGHOLZ

Assistant Solicitor General

Office of the Iowa Attorney General

1305 E. Walnut Street

Des Moines, Iowa 50319

(515) 281-5164

(515) 281-4209 (fax)

jeffrey.thompson@ag.iowa.gov

sam.langholz@ag.iowa.gov

*Counsel for State of Iowa*

**AUSTIN KNUDSEN**

**Attorney General of Montana**

KRISTIN HANSEN

Lieutenant General

DAVID M.S. DEWHIRST

Solicitor General

CHRISTIAN B. CORRIGAN

Assistant Solicitor General

Office of the Attorney General

215 North Sanders

P.O. Box 201401

Helena, MT 59620-1401

406-444-2026

David.Dewhirst@mt.gov

Christian.Corrigan@mt.gov

*Counsel for State of Montana*

**JOHN M. FORMELLA**

**New Hampshire Attorney General**

/s/ Anthony J. Galdieri

Anthony J. Galdieri

Solicitor General

NEW HAMPSHIRE DEPARTMENT OF JUSTICE

33 Capitol Street

Concord, NH 03301

Tel: (603) 271-3658

Anthony.J.Galdieri@doj.nh.gov

*Counsel for State of New Hampshire*

**WAYNE STENEHJEM**

**Attorney General of North Dakota**

/s/ Matthew A. Sagsveen

Matthew A. Sagsveen

Solicitor General

State Bar ID No. 05613

Office of Attorney General

500 North 9th Street

Bismarck, ND 58501-4509

Telephone (701) 328-3640

Facsimile (701) 328-4300

masagsve@nd.gov

*Counsel for State of North Dakota*

**JASON R. RAVNSBORG**

**South Dakota Attorney General**

/s/ David M. McVey

David M. McVey

Assistant Attorney General

1302 E. Highway 14, Suite 1

Pierre, SD 57501-8501

Phone: 605-773-3215

E-Mail: david.mcvey@state.sd.us

*Counsel for State of South Dakota*

**BRIDGET HILL**

**Wyoming Attorney General**

/s/ Ryan Schelhaas

Ryan Schelhaas

Chief Deputy Attorney General

Wyoming Attorney General's Office

109 State Capitol

Cheyenne, WY 82002

Telephone: (307) 777-5786

ryan.schelhaas@wyo.gov

*Attorneys for the State of Wyoming*

**CERTIFICATE OF SERVICE**

I hereby certify that, on November 4, 2021, a true and correct copy of the foregoing and any attachments were filed electronically through the Court's CM/ECF system, to be served on counsel for all parties by operation of the Court's electronic filing system and to be served on those parties that have not appeared who will be served in accordance with the Federal Rules of Civil Procedure by mail or other means agreed to by the party.

/s/ Justin D. Smith