

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

NANCY GIMENA HUISSA-HUISSA, on behalf of
herself and others similarly situated,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, Secretary of
Homeland Security, *et al*,

Defendants.

Civil Action No. 21-100 (EGS)

**EMERGENCY MOTION OF THE STATES OF ARIZONA, LOUISIANA, ALABAMA,
ALASKA, KANSAS, KENTUCKY, MISSISSIPPI, NEBRASKA, OHIO, OKLAHOMA,
SOUTH CAROLINA, TEXAS, VIRGINIA, WEST VIRGINIA, AND WYOMING FOR
EXPEDITED BRIEFING AND CONSIDERATION OF THEIR MOTION TO
INTERVENE AND FOR A STAY PENDING APPEAL**

Pursuant to 28 U.S.C. § 1657(a), the States of Arizona, Louisiana, Alabama, Alaska, Kansas, Kentucky, Mississippi, Nebraska, Ohio, Oklahoma, South Carolina, Texas, Virginia, West Virginia, and Wyoming (“States”) hereby respectfully move for expedited briefing and consideration of their concurrently filed Motion to Intervene. The States propose, and Plaintiffs and Federal Defendants have agreed to, the following schedule:

States’ Motion to Intervene and for Stay:	November 21, 2022
Plaintiffs’ and Defendants’ Response Due:	November 29, 2022, 8 p.m. EST
States’ Reply in Support of Intervention:	December 2, 2022, noon EST

The States have conferred with Plaintiffs and Defendants, who each oppose intervention, although they have each agreed to this schedule.

Expedited briefing is appropriate here because, as set forth in the States’ motion to intervene, they will suffer irreparable harm from the impending Termination of Title 42—which is currently set to take effect on December 21. Expedition is necessary to ensure that the States’ motion to intervene is decided in advance of that date, and with sufficient time for the States to seek an emergency stay pending appeal from the D.C. Circuit and, if necessary, an emergency stay pending certiorari from the Supreme Court.

The States, Plaintiffs, and Federal Defendants have all agreed upon the schedule set forth above, and good cause supports entry of it. The States therefore respectfully request that this Court grant this motion to expedite and enter the agreed-upon schedule.

Dated: November 21, 2022

Respectfully submitted,

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NANCY GIMENA HUISHA-HUISHA, on behalf of
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ALEJANDRO MAYORKAS, Secretary of
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Defendants.

NO: Civil Action No. 21-100 (EGS)

Hon. Emmet G. Sullivan

Oral Argument Requested

PROPOSED ORDER

The Matter came before the Court on November 21, 2022 on the Intervenor States' Emergency Motion for Expedited Briefing and Consideration of their Motion to Intervene and for a Stay Pending Appeal. The Court being fully advised in the premises, IT IS HEREBY ORDERED that Plaintiff's Motion is GRANTED. Response and Reply briefing on Intervenor States' Motion to Intervene and for a Stay Pending Appeal shall be according to the following schedule:

Plaintiffs' and Defendants' Response Due: November 29, 2022, 8p.m. EST

States' Reply in Support of Intervention: December 2, 2022, noon EST

IT IS SO ORDERED.

ENTERED:

By the Court:

Date: _____

Hon. Emmet G. Sullivan
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on November 21, 2022, I electronically transmitted the attached document to the Clerk's office using CM/ECF System for filing. Notice of this filing is sent by email to all parties by operation of the Court's electronic filing system.

s/ Drew C. Ensign
Attorney for the State of Arizona