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12
 13 IN THE UNITED STATES DISTRICT COURT
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

17 **STATE OF CALIFORNIA; STATE OF**
 18 **NEW YORK; STATE OF ARIZONA;**
 19 **STATE OF COLORADO; STATE OF**
 20 **CONNECTICUT; STATE OF**
 21 **DELAWARE; DISTRICT OF**
 22 **COLUMBIA; STATE OF HAWAII;**
 23 **STATE OF ILLINOIS; OFFICE OF THE**
 24 **GOVERNOR** ex rel. Andy Beshear, in his
 25 official capacity as Governor of the
 26 Commonwealth of Kentucky; **STATE OF**
 27 **MAINE; STATE OF MARYLAND;**
 28 **COMMONWEALTH OF**
MASSACHUSETTS; STATE OF
MICHIGAN; STATE OF MINNESOTA;
STATE OF NEVADA; STATE OF NEW
JERSEY; STATE OF NEW MEXICO;
STATE OF OREGON; STATE OF
RHODE ISLAND; STATE OF
WASHINGTON; STATE OF
WISCONSIN,

Plaintiffs,

Case No. **3:25-cv-06310-MMC**

**STIPULATED REQUEST TO SHORTEN
TIME ON PLAINTIFFS' MOTION FOR
STAY OR PRELIMINARY INJUNCTION
(ECF NO. 59)**

Judge: Maxine M. Chesney
Trial Date: None set
Action Filed: July 28, 2025

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v.

**UNITED STATES DEPARTMENT OF
AGRICULTURE; BROOKE ROLLINS, in
her official capacity as U.S. Secretary of
Agriculture; U.S. DEPARTMENT OF
AGRICULTURE'S OFFICE OF
INSPECTOR GENERAL,**

Defendants.

1 Pursuant to Local Rules 6-1(b), 6-2(a), and 7-12, the parties have met and conferred and
2 now hereby stipulate and respectfully request that the Court enter the parties' agreed upon
3 briefing and hearing schedule on Plaintiffs' proposed Motion for a Stay or Preliminary Injunction
4 (ECF No. 59). In support of this stipulated agreement, the parties submit the following:

5 1. On August 18, Plaintiffs moved for a stay or preliminary injunction that would
6 temporarily stay both: (1) Defendant U.S. Department of Agriculture's (USDA) demand for
7 SNAP applicant and recipient data from Plaintiff States; and (2) the institution of noncompliance
8 procedures against Plaintiffs, pursuant to 7 U.S.C. § 2020(g) and 7 C.F.R. § 276.4, which USDA
9 has indicated may lead to significant funding cuts for States that refuse to comply with the data
10 demand ("PI Motion"). *See* ECF No. 59. This motion noticed the following schedule: Defendants
11 opposition due on September 2, 2025, Plaintiffs' reply due September 9, 2025, and a motion
12 hearing on October 3, 2025.

13 2. As set forth in the PI Motion, Plaintiffs move for this relief based on Plaintiffs'
14 contention that Defendant USDA has made a number of demands for confidential SNAP
15 applicant and participant data in violation of the Administrative Procedure Act and in excess of its
16 authority. Defendants dispute Plaintiffs' arguments and their entitlement to relief.

17 3. Plaintiffs seek to expedite the hearing on this motion due to USDA's issuance, on
18 August 20, of "formal warnings" of noncompliance, pursuant to 7 C.F.R. § 276.4(d)(2), which
19 trigger a 30-day period before USDA could make a final decision to suspend or disallow the
20 federal SNAP administrative funding USDA provides Plaintiff States.

21 4. Plaintiffs are particularly concerned about the timing of USDA's planned action,
22 because USDA has indicated that the effective date of the disallowance could be as early as
23 September 19, before the October 3, 2025 motion hearing date noticed by Plaintiffs' motion.
24 Plaintiffs are also concerned about the substantial harm and prejudice that they allege could occur
25 by having to expend resources to engage in parallel adjudication of this matter before USDA
26 itself (and potentially review of USDA's determination before separate district courts).

27 5. By agreeing to this stipulation, Defendants do not agree that Plaintiffs would suffer
28 any harm if their pending motion is not heard prior to September 19. Defendants enter into this

1 stipulation to facilitate efficient litigation of Plaintiffs’ motion and to avoid unnecessary motions
2 practice on scheduling.

3 6. After meeting and conferring, counsel for the parties have agreed to the following
4 proposed briefing and hearing schedule for Plaintiffs’ motion for a preliminary injunction:

5 a. Defendant’s opposition remains due on or before: **September 2, 2025**

6 b. Plaintiffs’ reply is due on or before: **September 8, 2025**

7 c. Oral argument on Plaintiffs’ motion to be heard: **September 12, 2025**

8 7. For the good cause explained above, the parties request that the Court approve the
9 schedule outlined above.

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Dated: August 25, 2025

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CERTIFICATE OF SERVICE

Case Name: *California, et al. v. U.S.*
Department of Agriculture

Case No. **3:25-cv-06310-MMC**

I hereby certify that on August 25, 2025, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

- 1. STIPULATED REQUEST TO SHORTEN TIME ON PLAINTIFFS' MOTION FOR STAY OR PRELIMINARY INJUNCTION (ECF NO. 59)**
- 2. DECLARATION OF SEBASTIAN BRADY IN SUPPORT OF STIPULATED REQUEST TO SHORTEN TIME ON PLAINTIFF STATES' MOTION FOR STAY OR PRELIMINARY INJUNCTION**
- 3. [PROPOSED] ORDER GRANTING THE PARTIES STIPULATED REQUEST TO SHORTEN TIME**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on August 25, 2025, at San Francisco, California.

M. Mendiola
Declarant


Signature

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