

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

DSCC, *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity
as President of the United States, *et al.*,

Defendants.

Civil Action No. 26-1114 (CJN)

LEAGUE OF UNITED LATIN AMERICAN
CITIZENS, *et al.*,

Plaintiffs,

v.

EXECUTIVE OFFICE OF THE PRESIDENT,
et al.,

Defendants.

Civil Action No. 26-1132 (CJN)

NATIONAL ASSOCIATION FOR THE
ADVANCEMENT OF COLORED PEOPLE, *et*
al.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity
as President of the United States, *et al.*,

Defendants.

Civil Action No. 26-1151 (CJN)

JOINT STATUS REPORT

Pursuant to the Court's August 26, 2026, Minute Order, the Parties have met and conferred via email and submit this Joint Status Report. As the Court is aware, Democratic Party Plaintiffs filed a Renewed Motion for Preliminary Injunction on August 25, 2026. LULAC Plaintiffs and NAACP Plaintiffs also intend to file motions for preliminary injunction.

Positions Shared by All Parties

- All Parties agree that Defendants and Defendant-Intervenors may file consolidated oppositions to all of Plaintiffs' motions for preliminary injunction. Defendants' opposition brief will not exceed 75 pages. Defendant-Intervenors' opposition brief will not exceed 55 pages.

Position of the Democratic Party Plaintiffs

- Democratic Party Plaintiffs propose the following schedule, *see* ECF No. 163 at 3:
 - August 31, 2026: Defendants and Intervenor-Defendants file oppositions to any motions for preliminary injunction;
 - September 3, 2026: Plaintiffs file replies in support of motion for preliminary injunction;
 - September 4, 2026, or as soon thereafter as the Court can accommodate: hearing on motions for preliminary injunction, to the extent the Court would find a hearing helpful.
- The schedule proposed by Democratic Party Plaintiffs reflects the need for relief as close to September 4, 2026, as possible when North Carolina is set to begin distributing mail ballots. DSCC, DCCC, and DNC are each supporting candidates in North Carolina this cycle, and they and their member candidates and voters will be irreparably injured if North Carolina voters face confusion or obstacles due to the Ballot Mail Rule.
- Democratic Party Plaintiffs' proposed schedule is further warranted given the irreparable and ongoing harm to Democratic Party Plaintiffs, as detailed in their Renewed Motion for Preliminary Injunction and accompanying memorandum and supporting exhibits, and the imminence of the 2026 general election. *See also* DSCC, 2026 WL 2168617, at *1 (D.C. Cir. July 28, 2026) ("If the defendant agencies take steps to implement the Executive Order in a manner that violates federal law or the Constitution, Plaintiffs can promptly seek relief, which the district court and this court can decide in as expeditious a manner as circumstances require.").
- However, if the Court declines to enter their proposed schedule, Democratic Party Plaintiffs request the schedule proposed by LULAC and NAACP Plaintiffs.
- Democratic Party Plaintiffs would agree to a longer briefing schedule and later hearing date if Defendants agree to the entry of a TRO against the Ballot Mail Rule's effectiveness date of August 21, 2026, until the Court rules on Democratic Party Plaintiffs' motion for preliminary injunction. Democratic Party Plaintiffs otherwise oppose the schedule proposed by Defendants for the reasons above.

Position of the LULAC and NAACP Plaintiffs

- LULAC Plaintiffs and NAACP Plaintiffs each plan to file a motion for preliminary injunction by August 28, 2026. We propose a September 1 deadline for Defendants and Defendant-Intervenors Oppositions, and September 3 for our reply, with a hearing to be held on September 4 should the Court find it useful.
- LULAC Plaintiffs (joined by NAACP Plaintiffs) proposed that if Defendants seek a longer timeline, they consent to entry of a TRO as to now-published Final Rule's effective date of August 21, 2026. Defendants rejected that proposal notwithstanding the fact that in North Carolina, ballots will begin to be mailed as of September 4, 2026. As such, time is of the essence.
- In light of the publication of the Final Rule with an August 21, 2026 effective date, counsel for LULAC inquired to Defendants on August 25, 2026, as to when the Federal Ballot Mail Portal would become active. Counsel for Defendants did not provide a date in response. The imminence of future developments and the uncertainty to which LULAC Plaintiffs are currently being subjected further weighs in favor of the schedule requested by LULAC and NAACP Plaintiffs.
- LULAC Plaintiffs and NAACP Plaintiffs consent a consolidated opposition, not to exceed 75 pages, by the Federal Defendants.

Position of Defendants and Defendant-Intervenors

Defendants and Defendant-Intervenors are willing to agree to an expeditious schedule for resolution of this matter, though respectfully submit that the dates proposed by Plaintiffs are unnecessarily fast. Among other reasons, counsel for Defendants and Defendant-Intervenors will also be responsible for TRO and preliminary-injunction briefing (including oral argument, requiring travel) in two related matters in the District of Massachusetts at the same time. *See California v. USPS*, No. No. 1:26-cv-13917 (D. Mass.); *League of Women Voters of Mass. v. Trump*, Case No. 1:26-cv-11549 (D. Mass.). Accordingly, Defendants and Defendant-Intervenors propose the following schedule:

- **On or before August 28:** Plaintiffs' TRO/PI motions
- **On or before September 4:** Defendants' Combined Opposition Brief (not to exceed 75 pages) and Defendant-Intervenors' Combined Opposition brief (not to exceed 55 pages).
- **On or before September 8:** Plaintiffs' replies

Should the Court decide to order a faster schedule, however, like the *DSCC* Plaintiffs, Defendants and Defendant-Intervenors' second choice would be the schedule proposed by the *NAACP* and the *LULAC* Plaintiffs (not the schedule proposed by the *DSCC* Plaintiffs).

Defendants and Defendant-Intervenors understand that their requests to file consolidated briefs (of 75 pages and 55 pages, respectively) are unopposed.

Finally, should the Court decide to hold a hearing in this matter, Defendants and Defendant-Intervenors ask that the parties first be ordered to meet and confer to propose a mutually agreeable date and time (or several possible dates and times), in order to account for the need for travel by counsel and the schedule in the District of Massachusetts matters.

Dated: August 26, 2026

Respectfully submitted,

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