IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

DEMOCRATIC NATIONAL COMMITTEE,

Plaintiff,

v.

DONALD TRUMP *et al.*,

Defendants.

Civil Action No. 1:26-cv-3506-LLA

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JOINT STATUS REPORT

On November 19, 2026, this Court ordered the parties to file a joint status report regarding their positions on extending the Temporary Restraining Order (TRO) beyond November 25, 2026.

The Democratic National Committee's Position: The DNC consents to an extension of the TRO to afford the Court a reasonable opportunity to draft an opinion and order. The DNC notes that it is not the "adverse party" for purposes of Rule 65(b)(2). The DNC has also reiterated its request that Defendants consent to any relabeling of the amended complaint as a supplemental complaint *nunc pro tunc*, should this Court determine that relabeling would aid its jurisdiction. Defendants have declined to respond. Instead, Defendants offer cases, but neither decision cited indicates that a plaintiff who files a supplemental complaint advances the chronological benchmark for standing concerning the original claims. *See Lutter v. JNESO*, 86 F.4th 111, 125–26 (3d Cir. 2023) ("[F]or the claims and requested relief substantively affected by the alleged post-suit developments, a plaintiff's Article III standing is evaluated as of the date of the supplemental pleading."); *Tincher v. Mullin*, No. 0:25-CV-4669 (KMM/DTS), 2026 WL 2797318 (D. Minn. Sept. 18, 2026) (addressing amended complaint).

Defendants' Position: Defendants do not consent to extending the TRO. Defendants further note their position that the November 2, 2026 filing both amended and supplemented the Complaint, and

is the operative pleading in this case, so standing should be determined as of November 2. *See Lutter v. JNESO*, 86 F.4th 111, 126 (3d Cir. 2023); *cf. Tincher v. Mullin*, No. 0:25-CV-4669 (KMM/DTS), 2026 WL 2797318 (D. Minn. Sept. 18, 2026).

The parties also jointly inform the Court that the *Common Cause* Court has issued an opinion and order denying the preliminary injunction request in that case. *See Common Cause v. Dep't of Homeland Security*, No. 1:26-cv-8882 (S.D.N.Y. Nov. 20, 2026) (Doc. 118). A copy of the opinion and order is attached hereto.

Dated: November 20, 2026

Respectfully submitted,

/s/ Daniel J. Freeman

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