

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

America First Legal Foundation, Fight for  
Schools and Families, and Parents Defending  
Education,

*Plaintiffs,*

v.

Miguel Cardona, in his official capacity as  
United States Secretary of Education,  
United States Department of Education, and  
National Parents and Families Engagement  
Council,

*Defendants.*

Civil Action No. 1:22-cv-1947

**PLAINTIFFS'  
APPLICATION FOR  
PRELIMINARY  
INJUNCTION**

The above Plaintiffs, by and through counsel and pursuant to Fed. R. Civ. P. 65 and LCvR 65.1(c), respectfully move this Court for a preliminary injunction enjoining Defendants Cardona, the Department of Education, and the National Parents and Families Engagement Council, and all of its working groups, from holding any meetings, sessions, or hearings, or conducting any official business whatsoever on behalf of the Council, whether remotely or in person, and from submitting, accepting, publishing, employing, or relying upon any report or recommendations produced by the Council for any official purpose whatsoever, directly or indirectly, including indicating in any way that any report or recommendation of the Council reflects the views of a lawfully constituted advisory committee, until their violations of FACA are remedied.

The Plaintiffs have attached a supporting memorandum, several declarations, and a proposed order.

The Plaintiffs request an expedited oral hearing pursuant to LCvR 65.1.(d), given that the violations outlined in this motion are ongoing and that absent an injunction, the Plaintiffs will be (1) precluded from obtaining information from the Council in a timely fashion, (2) forced to continue diverting resources to respond to the Council, and (3) prevented from being represented by the Council, all of which result in irreparable harm.

Respectfully submitted,

/s/ J. Michael Connolly

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JULY 14, 2022

**CERTIFICATE OF SERVICE**

I hereby certify that on July 14, 2022, the foregoing and all attachments were served via USPS First-Class Mail to:

**Miguel Cardona**

400 Maryland Avenue SW  
Washington, DC 20202

**United States Department of Education**

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Washington, DC 20202; and

**National Parents and Families Engagement Council**

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