

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

America First Legal Foundation and Richard  
Grenell,

*Plaintiffs,*

v.

Alejandro Mayorkas, United States  
Department of Homeland Security, and  
Homeland Intelligence Experts Group,

*Defendants.*

Civil Action No. 1:23-cv-3322-  
CRC

**JOINT NOTICE AND  
STIPULATION OF  
DISMISSAL**

On September 19, 2023, the Department of Homeland Security (Department) announced the establishment of the Homeland Intelligence Experts Group (Experts Group). Plaintiffs America First Legal Foundation and Richard Grenell subsequently sued, alleging that the Department violated the Federal Advisory Committee Act (FACA) when it established the Experts Group. The Department maintains its position that the establishment and operation of the Experts Group did not violate the FACA. In the interest of fully and finally resolving this matter, however, the parties have agreed to the following:

The Experts Group shall be wound down within thirty (30) days of the entry of the Order, it will not hold any future meetings, and the Department will not reconstitute the Experts Group inconsistent with the FACA or the Homeland Security Act of 2002. The Department will also provide the Experts Group meeting agendas and meeting minutes with participant identifying information redacted within fifteen (15) days of the entry of the Order.

Based on these representations, Plaintiffs have agreed to dismiss their lawsuit with prejudice. Further, the Department reserves its right to create an advisory

committee under the provisions of the FACA, including the authorization to exempt that advisory committee from the public notice, reporting, and open meeting requirements of FACA pursuant to the Homeland Security Act of 2002, section 871(a) (6 U.S.C. section 451(a)).

Accordingly, the parties to this action, acting through counsel, and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) hereby stipulate to the dismissal with prejudice of this action, with each party to bear their own attorney's fees and costs.

Respectfully submitted this 2d day of May, 2024,

/s/ Gene P. Hamilton

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