

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

URBAN SUSTAINABILITY DIRECTORS
NETWORK, OAKVILLE BLUEGRASS
COOPERATIVE, AGROECOLOGY
COMMONS, PROVIDENCE FARM
COLLECTIVE CORP., and INSTITUTE
FOR AGRICULTURE AND
TRADE POLICY,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
AGRICULTURE, BROOKE ROLLINS, in
her official capacity as Secretary of the
United States Department of Agriculture,
DEPARTMENT OF GOVERNMENT
EFFICIENCY, AMY GLEASON, in her
official capacity as Acting Administrator of
the Department of Government Efficiency,
UNITED STATES FOREST SERVICE,
TOM SCHULTZ, in his official capacity as
Forest Service Chief, NATURAL
RESOURCES CONSERVATION SERVICE,
AUBREY J.D. BETTENCOURT, in her
official capacity as Chief of the Natural
Resources Conservation Service, NATIONAL
INSTITUTE OF FOOD AND
AGRICULTURE, JAYE L. HAMBY, in his
official capacity as Director of National
Institute of Food and Agriculture, FARM
SERVICE AGENCY, WILLIAM BEAM, in
his official capacity as Administrator of the
Farm Service Agency, AGRICULTURAL
MARKETING SERVICE, and ERIN
MORRIS, in her official capacity as
Administrator of Agricultural Marketing
Service,

Defendants.

Case No. 1:25-cv-01775-BAH

[PROPOSED] ORDER GRANTING PRELIMINARY INJUNCTION

Upon consideration of Plaintiffs' Motion for a preliminary injunction and accompanying brief, it is hereby:

ORDERED that the motion is **GRANTED**; it is further

ORDERED that

- (a) All grant termination notices issued by the U.S. Department of Agriculture ("USDA"), Brooke Rollins, in her official capacity as Secretary of the U.S. Department of Agriculture, the U.S. Forest Service, Tom Schultz, in his official capacity as Forest Service Chief, the Natural Resources Conservation Service, Aubrey J.S. Bettencourt, in her official capacity as Chief of the Natural Resources Conservation Service, the National Institute of Food and Agriculture, Jaye L. Hamby, in his official capacity as Director of National Institute of Food and Agriculture, the Farm Service Agency; William Beam, in his official capacity as Administrator of the Farm Service Agency; the Agricultural Marketing Service; and Erin Morris, in her official capacity as Administrator of the Agricultural Marketing Service, and all other sub-agencies within USDA (the "USDA Defendants") pursuant to letters invoking 2 C.F.R. § 200.340(a)(4) to terminate awards based on an award's alleged failure to effectuate or to align with new agency priorities; based on new agency priorities that are subject to arbitrary enforcement; without individualized consideration of the award; based on rationales inconsistent with the statutory authorization for the funds; without regard to whether that provision was identified as a basis for termination at the time of the award; without providing a reasoned basis for the termination that accounts for the agency priorities furthered by the award at the time of the award and the congressional mandated uses of the funding; without offering evidence for how the awardee failed to achieve those

priorities; without considering the awardee's reliance interest; without explaining the agency's changed positions; without considering processes to bring the grant into line with the agency's objectives or challenge the agency's conclusions; and/or without offering processes to correct remediable issues with the grant or that are otherwise required by regulation are **VACATED**;

(b) USDA Defendants and their officers, agents, employees, attorneys, and all other persons who are in active concert or participation with them, including Defendant Department of Government Efficiency and its Acting Administrator Amy Gleason in her official capacity (together, "DOGE"), are **ENJOINED** from giving effect to any termination described above;

(c) USDA Defendants and their officers, agents, employees, attorneys, and all other persons who are in active concert or participation with them, include DOGE, are **ENJOINED** from carrying out the policy and practice described above; and

(d) USDA Defendants and their officers, agents, employees, attorneys, and all other persons who are in active concert or participation with them, including DOGE, shall **RESTORE** the status quo ante prior to the institution of the policy and practice described above, and **REINSTATE** all grants terminated pursuant to that policy and practice.

This relief applies on a prospective basis. While this matter remains pending, any future grant terminations by USDA Defendants and their officers, agents, employees, attorneys, and all other persons who are in active concert or participation with them, including DOGE, and meeting the above criteria are vacated upon issuance, are enjoined.

This order **SHALL** remain in effect until further order of the Court.

The Court determines no bond is required.

It is **SO ORDERED**.

Dated: _____, 2025

THE HON. BERYL A. HOWELL
UNITED STATES DISTRICT JUDGE

Dated this 26th day of June 2025.

Respectfully submitted,

/s/ Holly Bainbridge

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