U.S. Department of Justice

United States Attorney
Eastern District of New York

271 Cadman Plaza East
Brooklyn, New York 11201

April 24, 2026

By ECF
Honorable Nina R. Morrison
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *E.R.D. v. Mullin, et al.*, No. 26-cv-00085 (Morrison, J.)[1]

Dear Judge Morrison:

This Office represents Defendants in this action. The parties write jointly in accordance with this Court's Order dated April 21, 2026, which directed the parties to "propose a briefing schedule regarding Defendants' anticipated motion to dismiss by April 24, 2026."

The parties propose the following briefing schedule:

- June 10, 2026: Defendants to serve opening motion papers
- July 10, 2026: Plaintiff to serve opposition brief
- July 31, 2026: Defendants to serve reply brief and the parties to file the fully briefed motion in accordance with Your Honor's Rule 5.2.3.

Petitioner further states that she agrees to the foregoing briefing schedule with the understanding that Your Honor's Order dated January 7, 2026, barring removal "absent further of this Court" remains in effect. The parties agree that such status quo obviates the need for a more expedited briefing schedule. If a more expedited briefing schedule becomes necessary, the parties will contact the Court.

The parties thank the Court for its consideration of this proposed schedule.

[1] Under Fed. R. Civ. P. 25(d), Secretary Mullin and Acting Attorney General Blanche are substituted as parties.

Respectfully submitted,

JOSEPH NOCELLA, JR.
United States Attorney

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