

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND, SOUTHERN DIVISION**

**J.O.P., et al.,**

Plaintiffs,

v.

**U.S. DEPARTMENT OF HOMELAND  
SECURITY, et al.,**

Defendants.

Civil Action No. 8:19-CV-01944-GJH

**PLAINTIFFS' MOTION TO AMEND THE PRELIMINARY INJUNCTION**

Plaintiffs J.O.P., M.A.L.C., M.E.R.E., K.A.R.C., and E.D.G. (together, the "Plaintiffs") respectfully move this Court to amend the preliminary injunction previously entered by the Court to specifically enjoin Defendants from engaging in three practices that threaten to irreparably harm prospective class members before the Court has the opportunity to rule on the merits in this case.

Plaintiffs bring this Motion pursuant to Federal Rule of Civil Procedure 54(b), which provides this Court discretion to amend an interlocutory order "at any time before the entry of a judgment adjudicating all the claims and all the parties' rights and liabilities." As explained in the accompanying Memorandum in Support, Plaintiffs' Motion is appropriate in light of new evidence of Defendants' practices applying the enjoined 2019 Redetermination Memorandum and in order to prevent manifest injustice to prospective class members. Furthermore, the requested injunctive relief is appropriate because Plaintiffs are likely to prevail on the merits of their APA and due process claims and prospective class members are threatened with irreparable harm if not specifically protected by the preliminary injunction.

In support of this Motion, Plaintiffs rely on their Memorandum of Law and supporting declarations and exhibits, filed contemporaneously with this Motion.

Dated: July 7, 2020

Respectfully submitted,

/s/ Brian T. Burgess

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**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on July 7, 2020.

/s/ Brian T. Burgess  
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