

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

DOMINGO ARREGUIN GOMEZ et al.,)
)
 Plaintiffs,)
)
 v.) Case No. 20-cv-01419 (APM)
)
 JOSEPH R. BIDEN JR. et al.,)
)
 Defendants.)
)
)

MOHAMMED ABDULAZIZ)
 ABDUL MOHAMMED et al.,)
)
 Plaintiffs,)
)
 v.) Case No. 20-cv-01856 (APM)
)
 ANTHONY J. BLINKEN et al.,)
)
 Defendants.)
)
)

AFSIN AKER et al.,)
)
 Plaintiffs,)
)
 v.) Case No. 20-cv-01926 (APM)
)
 JOSEPH R. BIDEN JR. et al.,)
)
 Defendants.)
)
)

CLAUDINE NGUM FONJONG et al.,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 20-cv-02128 (APM)
)	
JOSEPH R. BIDEN JR. et al.,)	
)	
Defendants.)	
)	
)	
MORAA ASNATH KENNEDY et al.,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 20-cv-02639 (APM)
)	
JOSEPH R. BIDEN JR. et al.,)	
)	
Defendants.)	
)	

NOTICE OF ACTION FOLLOWING REMAND

On February 9, 2021, the U.S. Court of Appeals for the D.C. Circuit remanded the record in this matter for the court to “determine whether plaintiffs are eligible for interim relief and to take whatever steps are necessary to afford any relief found to be due.” Order, *Gomez v. Biden*, No. 20-5292 (D.C. Cir. Feb. 9, 2021). The Circuit also instructed the court to “determine from the government whether it intends to pursue enforcement of the Proclamation.” *Id.*

The court hereby notifies the Circuit that on February 19, 2021, it issued a Memorandum Opinion and Order (“Order”) granting relief under the All Writs Act to the certified class of 2020 diversity visa Plaintiffs (including the named diversity visa Plaintiffs in these consolidated actions). The Order requires Defendants to treat all 2020 diversity visas that were issued or renewed pursuant to the court’s preliminary injunction entered on September 4, 2020, ECF

No. 123, as having been issued in the first instance as of the date that the court renders final judgment in the action. The Order also provides that, if the Proclamations are rescinded or expire, Defendants are to treat all visas issued or renewed pursuant to the court's September 4, 2020 order as having been issued in the first instance as of the date the Proclamations are no longer effective. A copy of the court's Order is attached hereto as Exhibit A.

Regarding the Circuit's second directive, on February 24, 2021, the President issued "A Proclamation on Revoking Proclamation 10014," which revokes Proclamation 10014, section 1 of Proclamation 10052, and section 1 of Proclamation 10131. Revoking Proclamation 10014, 86 Fed. Reg. 11,847 (Feb. 24, 2021). The court understands that counsel for the government has made the Circuit aware of this presidential action and that the parties are currently preparing briefing for the Circuit on the impact of the rescission on the pending appeal.

The Clerk of Court shall transmit this notice to the D.C. Circuit.

Dated: March 1, 2021



Amit P. Mehta
United States District Judge