

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

STATE OF WASHINGTON, *et al.*,

Plaintiffs,

v.

DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT, *et al.*,

Defendants.

AND

NATIONAL ALLIANCE TO END
HOMELESSNESS, *et al.*,

Plaintiffs,

v.

DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT, *et al.*,

Defendants.

Case Nos. 25-cv-626-MSM-AEM
25-cv-636-MSM-AEM

District Judge Mary S. McElroy
Magistrate Judge Amy E. Moses

**JOINT MOTION FOR AN EXTENSION OF TIME TO NOTIFY
RECIPIENTS OF RENEWAL STEPS**

In these two related cases, the Court by written order on December 23, 2025, required Defendants to “inform recipients” within fourteen days of the order “of any steps they must take in order for eligible renewals” under the FY2024-2025 HUD Continuum of Care Notice of Funding Opportunity “to be processed” and to “promptly file a notice confirming such communications were made.” Order at 3, *State of Washington et al. v. HUD*, 25-cv-626 [hereinafter “*State Litigation*”], ECF No. 68; Order at 3, *National Alliance to End Homelessness, et al. v. HUD*, 25-cv-636 [hereinafter “*NAEH Litigation*”], ECF No. 52 (collectively “PI Order”). That notice to recipients is thus currently due by January 6, 2026. *See* PI Order at 3.

The parties have conferred regarding the Implementation Plan filed in this case, *NAEH Litigation*, ECF No. 58-1; *State Litigation*, ECF No. 74-1, and the parties anticipate revisions to that plan based on these conferrals. The parties have also conferred regarding the substance of the forthcoming notice to recipients, and Defendants will share a draft of that notice with Plaintiffs by noon today. To allow Plaintiffs time to review that draft and for the parties to further confer over the content and form of that notice, if necessary, the parties request that the Court extend the time to inform recipients of the steps they must take for eligible renewals to be processed to January 8, 2026. Good cause exists because such an extension may permit the parties to come to an agreement on the language necessary to include in Defendants’ notice without seeking this Court’s intervention.

DATE: January 6, 2026

Respectfully submitted,

BRETT A. SHUMATE
Assistant Attorney General
Civil Division

YAAKOV M. ROTH
Principal Deputy Assistant Attorney General
Civil Division

JOHN BAILEY
Counsel to the Assistant Attorney General
Civil Division

JOSEPH E. BORSON
Assistant Branch Director

PARDIS GHEIBI
Trial Attorney

PETER R. GOLDSTONE
Trial Attorney

/s/ William S. Jankowski _____
WILLIAM S. JANKOWSKI
D.C. Bar No. 90021524
Trial Attorney, U.S. Department of Justice
Civil Division, Federal Programs Branch
1100 L Street, N.W.
Washington, D.C. 20530
Tel.: (202) 353-7578
Email: william.s.jankowski@usdoj.gov

Attorneys for Defendants

/s/ Amy R. Romero

AMY R. ROMERO
(RI Bar No. 8262)
KEVIN LOVE HUBBARD +
(MA Bar No. 704772)
DELUCA, WEIZENBAUM,
BARRY & REVENS, LTD.
199 North Main Street
Providence, RI 02903
(401) 453-1500
amy@dwbrlaw.com
kevin@dwbrlaw.com
Cooperating counsel,
Lawyers' Committee for RI

MADELINE H. GITOMER +
(DC Bar No. 1023447)
KRISTIN BATEMAN +
(DC Bar No. 90037068)
ALESHADYE GETACHEW +
(DC Bar No. 1007161)
AMAN T. GEORGE +
(DC Bar No. 1028446)
SIMON C. BREWER +
(CT Bar No. 441889)*
CHRISTINE L. COOGLE +
(DC Bar No. 1738913)

Counsel for All NAEH Plaintiffs

TONY LOPRESTI +
(CA Bar No. 289269)
COUNTY COUNSEL
KAVITA NARAYAN +
(CA Bar No. 264191)
CHIEF ASSISTANT COUNTY COUNSEL
MEREDITH A. JOHNSON +
(CA Bar No. 291018)
LEAD DEPUTY COUNTY COUNSEL
70 West Hedding Street, East Wing
Ninth Floor
San José, CA 95110-1770
(408) 299-5900
meredith.johnson@cco.sccgov.org

*Counsel for Plaintiff County of
Santa Clara*

DAVID CHIU +
(CA Bar No. 189542)
CITY ATTORNEY
YVONNE R. MERÉ +
(CA Bar No. 173594)
CHIEF DEPUTY CITY ATTORNEY
MOLLIE M. LEE +
(CA Bar No. 251404)
CHIEF OF STRATEGIC ADVOCACY
SARA J. EISENBERG +
(CA Bar No. 269303)
CHIEF OF COMPLEX AND AFFIRMATIVE
LITIGATION
RONALD H. LEE +
(CA Bar No. 238720)
ASST. CHIEF OF COMPLEX AND
AFFIRMATIVE LITIGATION
MICHAEL LEVIN GESUNDHEIT +
(CA Bar No. 292930)
DEPUTY CITY ATTORNEY
Fox Plaza

YENISEY RODRÍGUEZ +
(DC Bar No. 1600574)
CARRIE Y. FLAXMAN +
(DC Bar No. 458681)
ROBIN THURSTON +
(DC Bar No. 1531399)

*Counsel for Plaintiffs National Alliance to
End Homelessness, National Low Income
Housing Coalition, Crossroads RI, and Youth
Pride, Inc.*

LYNETTE LABINGER
(RI Bar No. 1645)
128 Dorrance Street, Box 710
Providence, RI 02903
(401) 465-9565
ll@labingerlaw.com
Cooperating counsel,
ACLU Foundation of RI

*Counsel for Plaintiffs National Alliance to
End Homelessness, National Low Income
Housing Coalition, Crossroads RI, and Youth
Pride, Inc.*

ANTONIA K. FASANELLI +
(DC Bar No. 481856)
KATHRYN M. SCOTT +
(WA Bar No. 38978)*
NATIONAL HOMELESSNESS LAW CENTER
1400 16th Street, NW, Suite 425
Washington, DC 20036
(202) 638-2535
afasanelli@homelesslaw.org
kmeyerscott@homelesslaw.org

*Counsel for Plaintiffs National Alliance to
End Homelessness and National Low Income
Housing Coalition*

1390 Market Street, 7th Floor
San Francisco, CA 94102-5402
(415) 554-4240
michael.levin@sfcityatty.org

*Counsel for Plaintiff City and County
of San Francisco*

WALLACE W. DIETZ +
(TN BPR No. 009949)
DIRECTOR OF LAW
JOHN K. WHITAKER +
(TN BPR No. 039207)
SENIOR COUNSEL
ABBY GREER +
(TN BPR No. 041470)
ASSISTANT METROPOLITAN ATTORNEY
109 Metropolitan Courthouse
P.O. Box 196300

Nashville, TN 37219
(615) 862-6341
wally.dietz@nashville.gov
john.whitaker@nashville.gov
abby.greer@nashville.gov

*Counsel for Plaintiff Metropolitan
Government of Nashville and Davidson
County*

TOBY MERRILL +
(MA Bar No. 601071)
CASSANDRA CRAWFORD +
(NC Bar No. 45396)
GRAHAM PROVOST +
(DC Bar No. 1780222)
PUBLIC RIGHTS PROJECT
490 43rd Street, Unit #115
Oakland, CA 94609
(510) 738-6788
toby@publicrightsproject.org
cassandra@publicrightsproject.org
graham@publicrightsproject.org

*Counsel for Plaintiffs City of Boston, City of
Cambridge, Martin Luther King, Jr. County,
Metropolitan Government of Nashville and
Davidson County, City of Tucson*

DAVID J. HACKETT +
(WA Bar No. 21236)
GENERAL COUNSEL TO KING COUNTY
EXECUTIVE AND SPECIAL DEPUTY
PROSECUTOR

ALISON HOLCOMB +
(WA Bar No. 23303)
DEPUTY GENERAL COUNSEL TO KING
COUNTY EXECUTIVE AND SPECIAL
DEPUTY PROSECUTOR
401 5th Avenue, Suite 800
Seattle, WA 98104
(206) 477-9483
david.hackett@kingcounty.gov
aholcomb@kingcounty.gov

*Counsel for Plaintiff Martin Luther King, Jr.
County*

+ Admitted *pro hac vice*

* Not admitted in the District of Columbia;
practicing under the supervision of members
of the D.C. Bar.

NICHOLAS W. BROWN
Attorney General of Washington

/s/ Andrew R.W. Hughes
ANDREW R.W. HUGHES*
ZANE MULLER*
ALIANA KNOEPFLER*
ANDREA ALEGRETT*
Assistant Attorneys General
CRISTINA SEPE*
Deputy Solicitor General
800 Fifth Avenue, Suite 2000
P.O. Box TB-14
Seattle, WA 98104-3188
206-464-7744
Andrew.Hughes@atg.wa.gov
Zane.Muller@atg.wa.gov
Aliana.Knoepfler@atg.wa.gov
Andrea.Alegrett@atg.wa.gov
Cristina.Sepe@atg.wa.gov

*Attorneys for Plaintiff State of Washington on
behalf of Plaintiff States*

PETER F. NERONHA
Attorney General of Rhode Island

/s/ Jordan G. Mickman
KATHRYN M. SABATINI (RI Bar No. 8486)
Chief, Civil Division
Special Assistant Attorney General
JORDAN G. MICKMAN (RI Bar No. 9761)
Unit Chief, Civil and Community Rights
Assistant Attorney General
150 South Main Street
Providence, RI 02903
401-274-4400, Ext. 2079
Ksabatini@riag.ri.gov
Jmickman@riag.ri.gov

*Attorneys for Plaintiff State of Rhode Island
on behalf of Plaintiff States*

LETITIA JAMES
Attorney General of New York

/s/ Stephen C. Thompson
RABIA MUQADDAM*
Chief Counsel for Federal Initiatives
COLLEEN K. FAHERTY*
Special Trial Counsel
STEPHEN C. THOMPSON*
Special Counsel
VICTORIA OCHOA*
Assistant Attorney General
28 Liberty Street
New York, NY 10005
212-416-6183
Rabia.Muqaddam@ag.ny.gov
Colleen.Faherty@ag.ny.gov
Stephen.Thompson@ag.ny.gov
Victoria.Ochoa@ag.ny.gov

*Counsel for Plaintiff State of New York on
behalf of Plaintiff States*

CERTIFICATE OF SERVICE

I certify that on January 6, 2026, the above document was filed with the CM/ECF filing system.

/s/ William S. Jankowski