

**UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA**

**State of New York, et al.**

Plaintiffs,

v.

**Trump, et al.**

Defendants.

Case No. 20-cv-2340

**DEFENDANTS' STATEMENT IN RESPONSE TO  
ORDER TO SHOW CAUSE**

On September 2, 2020, the Court ordered the parties to show cause why the above-captioned matter should not be consolidated with three related matters (two of which involve related preliminary injunction motions): *Richardson v. Trump*, 20-2262; *National Association for the Advancement of Colored People v. United States Postal Service*, 20-2295; and *Vote Forward v. DeJoy*, 20-2405.

Defendants do not object to consolidation of these four matters, and believe consolidation would help conserve judicial resources and allow the parties to more efficiently brief the relevant legal claims, which include overlapping statutory and constitutional claims, and which hinge on the same underlying factual issues. In the interest of conserving judicial resources, Defendants would propose that the parties across the different matters coordinate their respective preliminary injunction briefing schedules—with Defendants submitting a consolidated response—and participate in a single preliminary injunction hearing, to the extent the Court finds a hearing necessary.

Dated: September 4, 2020

Respectfully submitted,

ETHAN P. DAVIS  
Acting Assistant Attorney General

ERIC WOMACK  
Assistant Branch Director, Federal Programs Branch

/s/ Kuntal Cholera  
KUNTAL V. CHOLERA  
Trial Attorney  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW  
Washington, D.C. 20005  
kuntal.cholera@usdoj.gov

*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 4, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all users receiving ECF notices for this case.

/s/ Kuntal Cholera

Kuntal V. Cholera  
United States Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW  
Washington, D.C. 20005

Attorney for Defendants