

ORDER: denying Docket No. 53 Motion to Intervene. Data Marketing Partnership, LP and LP Management Services, LLC request intervention in this case alleging financial interests in the outcome of this litigation. As well explained by the Secretary in her opposition, these parties already have a case that has been ongoing for 5 years before the District Court for the Northern District of Texas against her regarding an advisory opinion as to whether certain plans were covered under the Employee Retirement Income Security Act (ERISA). (Docket No. 62). The claims they want to bring before this Court are directly related to the Texas case and not to the ones before this Court, where the Secretary alleges violations to fiduciary duties of ERISA plans by different plaintiffs. This Court has already ruled that besides the Secretary, the cases involve different parties, wholly different claims, and harms. (Docket No. 55). Thus, they are not the type of actions that would merit a finding in favor of intervention. In addition, the Court bases its ruling on the other grounds raised by the Secretary in her opposition to the motion to intervene, which are found to be persuasive. Signed by Judge Camille L. Velez-Rive on August 14, 2025. (ASE) (Entered: 08/14/2025)