

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AMERICAN ASSOCIATION OF UNIVERSITY
PROFESSORS,

and

AMERICAN FEDERATION OF TEACHERS,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF JUSTICE, *et*
al.,

Defendants.

Case No. 1:25-cv-02429-MKV

**PLAINTIFFS' NOTICE OF
FILING NEWLY AVAILABLE
EVIDENCE**

Please take notice that plaintiffs are filing a Declaration of Matthew Murray attaching as an exhibit a press release issued late yesterday, May 22, 2025, by Defendant U.S. Department of Health and Human Services (HHS) that is directly relevant to plaintiff's pending Motion for Preliminary Injunction (ECF No. 24). The press release announces that the Offices of Civil Rights (OCR) of Defendants HHS and U.S. Department of Education have "announced" "findings" that Columbia University "violated Title VI of the Civil Rights Act of 1964 (Title VI) by acting with deliberate indifference towards student-on-student harassment of Jewish students from October 7, 2023, through the present." The announcement includes a statement "encourag[ing] Columbia University to work with us to come to an agreement that reflects meaningful changes ..." The press release also states: "Today's announcement is part of a broader effort by the Administration's multi-agency Joint Task Force to Combat Anti-Semitism."

The press release provides strong additional evidence in support of plaintiff's request for a preliminary injunction, including by supporting plaintiffs' demonstration that: (1) Defendants have violated and are continuing to violate Title VI by terminating and freezing federal funding

and imposing express conditions on future federal funding first, *before* complying with Title VI's mandatory procedural requirements, that should have *started* with a valid notice of non-compliance, followed by numerous other required steps before terminating, freezing, or conditioning federal funding, including seeking voluntary compliance, holding evidentiary hearings, making findings based on the record from those hearings, and notifying Congress; *see* ECF No. 26 (Mot.) at 11-19; and (2) Defendants' actions terminating and freezing federal funding and imposing demands on Columbia for continued federal funding based on alleged antisemitism are subject to Title VI, *id.*; ECF No. 98 (Reply) at 9-11.

Dated: May 23, 2025

Respectfully submitted,

By: S/ Matthew J. Murray

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**Pro hac vice* application granted

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