

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

PLANNED PARENTHOOD FEDERATION  
OF AMERICA, INC.; PLANNED  
PARENTHOOD LEAGUE OF  
MASSACHUSETTS; and PLANNED  
PARENTHOOD ASSOCIATION OF UTAH,

Plaintiffs,

v.

ROBERT F. KENNEDY, JR., in his official  
capacity as SECRETARY OF THE U.S.  
DEPARTMENT OF HEALTH AND  
HUMAN SERVICES; U.S. DEPARTMENT  
OF HEALTH AND HUMAN SERVICES;  
MEHMET OZ, in his official capacity as  
ADMINISTRATOR OF THE CENTERS  
FOR MEDICARE & MEDICAID  
SERVICES; and CENTERS FOR  
MEDICARE & MEDICAID SERVICES,

Defendants.

Case No. 1:25-cv-11913-IT

**PLAINTIFFS' EMERGENCY MOTION FOR CLARIFICATION OF THE  
COURT'S JULY 21, 2025 ORDER OR, IN THE ALTERNATIVE, TO EXTEND  
AMENDED TEMPORARY RESTRAINING ORDER**

Plaintiffs Planned Parenthood Federation of America, Inc. ("PPFA"); Planned Parenthood League of Massachusetts ("PPLM"); and Planned Parenthood Association of Utah ("PPAU") (collectively, "Plaintiffs") respectfully request expedited clarification from the Court confirming that the July 21, 2025 Preliminary Injunction Order prohibits enforcement of the Defund Provision against all Planned Parenthood Members, and not just the Non-Qualifying Members. Further, although not explicit, Plaintiffs understand that the PI Order prohibits retroactive claims to recoup payments lawfully obtained by Planned Parenthood Members during the pendency of the

injunction. Clarification on these two points is urgently needed given the expiration of this Court's Amended Temporary Restraining Order and the exigencies on the ground for Planned Parenthood Members and their patients with respect to whether they may seek reimbursement through Medicaid. Otherwise, to the extent the Court is still considering the Emergency Motion with respect to the Members that independently satisfy the Defund Provision, Plaintiffs ask that the Court's Amended Temporary Restraining Order be extended as to those Members' claims until the Court has reached its decision.

Plaintiffs' motion is supported by their memorandum of law filed herewith.

Pursuant to Rule 7.1, Plaintiffs emailed Defendants on July 22, 2025 to confer regarding this Motion. Defendants indicated that they oppose the motion

Dated: July 23, 2025

Respectfully submitted,

Emily Nestler\*  
PLANNED PARENTHOOD  
FEDERATION OF AMERICA, INC.  
1110 Vermont Avenue, NW  
Washington, D.C. 20005  
Tel.: (202) 973-4800  
emily.nestler@ppfa.org

/s/ Alan E. Schoenfeld

Alan E. Schoenfeld\*  
Cassandra A. Mitchell\*  
Alex W. Miller\*  
WILMER CUTLER PICKERING  
HALE AND DORR LLP  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007  
Tel.: (212) 230-8800  
Fax: (212) 230-8888  
alan.schoenfeld@wilmerhale.com  
cassie.mitchell@wilmerhale.com  
alex.miller@wilmerhale.com

Jennifer Sandman\*  
C. Peyton Humphreville\*  
Kyla Eastling\*  
PLANNED PARENTHOOD  
FEDERATION OF AMERICA, INC.  
123 William Street  
New York, NY 10038  
Tel.: (212) 441-4363  
jennifer.sandman@ppfa.org  
peyton.humphreville@ppfa.org  
kyla.eastling@ppfa.org

Sharon K. Hogue, BBO# 705510  
WILMER CUTLER PICKERING  
HALE AND DORR LLP  
60 State Street  
Boston, MA 02109  
Tel.: (617) 526-6000  
Fax: (617) 526-5000  
sharon.hogue@wilmerhale.com

Albinas J. Prizgintas\*  
WILMER CUTLER PICKERING  
HALE AND DORR LLP  
2100 Pennsylvania Avenue NW  
Washington, DC 20037  
Tel.: (202) 663-6000  
Fax: (202) 663-6363  
albinas.prizgintas@wilmerhale.com

*\*Pro hac vice application granted.*

*Counsel for Plaintiffs*

**LOCAL RULE 7.1 CERTIFICATE**

Pursuant to Local Rule 7.1(a)(2), counsel for Plaintiffs certify that they have contacted the following individuals at the U.S. Department of Justice by electronic mail to confer and have attempted in good faith to resolve or narrow the issue of this motion. Counsel for Defendants indicated that they oppose this motion.

Michelle Bennett  
Assistant Director, Civil Division  
michelle.bennett@usdoj.gov

Emily Hall  
Counsel to the Assistant Attorney General, Civil Division  
emily.hall@usdoj.gov

Elizabeth Hedges  
Counsel to the Assistant Attorney General, Civil Division  
elizabeth.t.hedges@usdoj.gov

Bradley Humphreys  
Senior Trial Counsel  
bradley.humphreys@usdoj.gov

Jacob Siler  
Trial Attorney  
jacob.s.siler@usdoj.gov

Elisabeth Neylan  
Trial Attorney  
elisabeth.j.neylan@usdoj.gov

Eric J. Hamilton  
Deputy Assistant Attorney General, Federal Programs Branch  
eric.hamilton@usdoj.gov

Alex Haas  
Co-Director, Federal Programs Branch  
alex.haas@usdoj.gov

Diane Kelleher  
Co-Director, Federal Programs Branch  
diane.kelleher@usdoj.gov

John Griffiths  
Co-Director, Federal Programs Branch  
john.griffiths@usdoj.gov

Rayford Farquhar  
Chief, Defensive Litigation, Civil Division  
U.S. Attorney's Office for the District of Massachusetts  
rayford.farquhar@usdoj.gov

Dated: July 23, 2025

Respectfully submitted,

*/s/ Alan Schoenfeld*

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Alan Schoenfeld

**CERTIFICATE OF SERVICE**

Counsel for Plaintiffs hereby certify that a true and correct copy of this document has been served on all counsel of record through the Court's ECF system on July 23, 2025.

Dated: July 23, 2025

*/s/ Alan Schoenfeld*

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Alan Schoenfeld