

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

AMERICAN ACADEMY OF PEDIATRICS,

Plaintiff,

v.

DEPARTMENT OF HEALTH AND HUMAN  
SERVICES, et al.,

Defendants.

Civil Action No. 25-4505 (BAH)

**DEFENDANTS' MOTION TO RESCHEDULE THE HEARING  
ON PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER,  
OR IN THE ALTERNATIVE, PRELIMINARY INJUNCTION**

Defendants respectfully move the Court for an order rescheduling the hearing on Plaintiff's motion for a temporary restraining order, or in the alternative, preliminary injunction (ECF No. 2), which is currently scheduled for January 8. Defendants are available tomorrow, January 6, 2026, for a rescheduled hearing. The parties conferred, via counsel, and Plaintiff states: "Plaintiff does not oppose Defendants' motion. We defer to the Court's preferences as to the scheduling of a hearing this week, but respectfully request that a hearing not be scheduled before 2:00 p.m. on January 6, due to the unavoidable unavailability of Plaintiff's lead counsel."

Good cause supports rescheduling the hearing. Undersigned counsel is scheduled to be outside of the Washington Metropolitan Area from January 7 to January 18 for a combination of leave and official travel. Although it would be possible for one of the undersigned counsel's colleagues to cover the hearing on January 8, Defendants would benefit from having the government's lead attorney at this stage of the litigation advocate at the hearing.

**RECEIVED**

JAN 5 2026

Clerk, U.S. District & Bankruptcy  
Court for the District of Columbia

Defendants respectfully request that the Court vacate the January 8 hearing and reschedule the hearing to January 6 after 2 p.m. (as the parties agree).

Dated: January 5, 2026

Respectfully submitted,

JEANINE FERRIS PIRRO  
United States Attorney

By: /s/ Dimitar P. Georgiev  
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**[PROPOSED] ORDER**

Upon consideration of Defendants' motion to reschedule the hearing, and the entire record herein, it is hereby

ORDERED that Defendants' motion is GRANTED; and it is further

ORDERED that the January 8, 2026, hearing is VACATED; and it is further

ORDERED that the parties shall appear in-person for a hearing on January 6, 2026, at \_\_\_\_\_ in Courtroom 26A.

SO ORDERED.

\_\_\_\_\_  
Date

\_\_\_\_\_  
BERYL A. HOWELL  
United States District Judge