

United States Court of Appeals For the First Circuit

No. 25-2231

AMERICAN ASSOCIATION OF UNIVERSITY PROFESSORS - HARVARD FACULTY
CHAPTER; AMERICAN ASSOCIATION OF UNIVERSITY PROFESSORS;
INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL
IMPLEMENT WORKERS OF AMERICA,

Plaintiffs - Appellees,

v.

UNITED STATES DEPARTMENT OF JUSTICE; LEO TERRELL, in the official capacity as
Senior Counsel to the Assistant Attorney General for Civil Rights and head of the DOJ Task
Force to Combat Anti-Semitism; UNITED STATES DEPARTMENT OF EDUCATION;
CRAIG TRAINOR, in the official capacity as Acting Assistant Secretary for the Office for Civil
Rights, U.S. Department of Education; ELIZABETH MERRILL BROWN, in the official
capacity as General Counsel of the U.S. Department of Education; ROBERT F. KENNEDY,
JR., in the official capacity as the U.S. Secretary of Health and Human Services; MICHAEL B.
STUART, in the official capacity as General Counsel of the U.S. Department of Health and
Human Services; JAYANTA BHATTACHARYA, in the official capacity as the Director of the
National Institutes of Health; EDWARD FORST, in the official capacity as Administrator of the
U.S. General Services Administration; JOSH GRUENBAUM, in the official capacity as
Commissioner of the Federal Acquisition Service; TODD BLANCHE, in the official capacity as
U.S. Attorney General; LINDA MCMAHON, in the official capacity as the U.S. Secretary of
Education; UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES
(HHS); NATIONAL INSTITUTES OF HEALTH; UNITED STATES GENERAL SERVICES
ADMINISTRATION; BRIAN STONE, in the official capacity as Acting Director of NSF;
JARED ISAACMAN, in the official capacity as Administrator of NASA; UNITED STATES
DEPARTMENT OF DEFENSE; UNITED STATES DEPARTMENT OF HOUSING &
URBAN DEVELOPMENT; UNITED STATES DEPARTMENT OF ENERGY; UNITED
STATES NATIONAL SCIENCE FOUNDATION; BROOKE L. ROLLINS, in the official
capacity as Secretary of U.S. Department of Agriculture; UNITED STATES DEPARTMENT
OF AGRICULTURE; SCOTT TURNER, in the official capacity as Secretary of HUD;
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION; CHRISTOPHER A.
WRIGHT, in the official capacity as Secretary of Department of Energy; PETER B. HEGSETH,
in the official capacity as Secretary of Department of Defense,

Defendants - Appellants.

CALENDARING NOTICE

Issued: August 26, 2026

This case is presently scheduled to be called for oral argument on **Monday, October 5, 2026, at 9:30 a.m. in Boston, MA** in the En Banc Courtroom at the Moakley Courthouse, 7th Floor. There will be no continuance except for grave cause. 1st Cir. R. 34.1(d).

The court will provide live audio access to such arguments to the public. After the end of the day's arguments, audio recordings of each argument will be available on the court's website. Counsel therefore should consider the privacy implications of this before argument.

Within two weeks of the date of this notice, counsel for each party must advise this office of the name of the person(s) who will be presenting oral argument by completing and filing the [Designation Form](#) available on the court's website at www.ca1.uscourts.gov. If counsel presenting oral argument has not yet entered an appearance, counsel must file an appearance and a motion in accordance with 1st Cir. R. 12.0(a) with the Designation Form.

The identity of the panel and the times allotted to counsel for oral argument will be posted on the Court Calendar page of the court's website one week prior to the date of oral argument. Where there is more than one party on a side, the courtroom deputy will contact counsel about dividing the argument time.

Arguing counsel must arrive at least 15 minutes before court convenes and should proceed directly to the courtroom and check in with the courtroom deputy.

Only attorneys and students practicing under 1st Cir. R. 46.0(f) should sit at counsel table; absent permission from the court, clients should be seated in the audience. Once counsel begins to argue, the courtroom deputy sets the signal lights. The light turns amber when counsel has five minutes left to argue. The light turns red (and a beep sounds) when counsel's argument time has expired.

On occasion, cases scheduled for oral argument are removed from the calendar before the scheduled date. The oral argument calendar is frequently prepared before the judges have completed their review of the briefs. Therefore, if the panel ultimately concludes that argument is not warranted in a particular case, that case will be removed from the argument calendar. In such circumstances, the clerk's office will endeavor to notify counsel as promptly as possible.

Any inquiries about oral argument may be addressed to Daniel Toomey, Calendar Clerk and Courtroom Deputy, by telephone at 617-748-9982.

By the Court:

Anastasia Dubrovsky, Clerk

cc:

Alexander Abdo
Fermin L. Arraiza-Navas
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Gilles R. Bissonnette
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Aine Constance Carolan
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Amato A. DeLuca
Sean H. Donahue
P. Benjamin Duke
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Carol J. Garvan
Abraham R. George
Chelsea Gabrielle Glover
Graham Michael Glusman
David T. Goldberg
Brian Matthew Hauss
Zachary L. Heiden
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Ephraim A. McDowell
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