

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

FEDERAL TRADE COMMISSION, *et al.*,

Plaintiffs,

v.

WORLD PROFESSIONAL ASSOCIATION FOR
TRANSGENDER HEALTH, INC., a Texas
corporation, *et al.*,

Defendants

Case No. 4:26-cv-00748-O

**NOTICE OF WPATH-TX'S
EMERGENCY MOTION FOR
IMMEDIATE CONSIDERATION OF
PENDING MOTION FOR A
TEMPORARY RESTRAINING
ORDER**

**NOTICE OF WPATH-TX'S EMERGENCY MOTION
FOR IMMEDIATE CONSIDERATION OF
PENDING MOTION FOR A TEMPORARY RESTRAINING ORDER**

The Federal Trade Commission notifies the Court of a further filing by WPATH-TX in its D.D.C. case. At 11:33 PM ET, WPATH-TX submitted the attached Emergency Motion for Immediate Consideration of Pending Motion for a Temporary Restraining Order. WPATH-TX asks D.D.C. to “immediately issue the TRO against the FTC and those acting in concert with it ... or have the parties appear immediately.” The FTC brings this motion to the Court’s attention because, if the emergency relief WPATH-TX seeks is granted, the FTC may be unable to comply with this Court’s order from earlier this evening, which directed all parties in this matter to

appear for an in-person hearing on Tuesday, July 7. ECF No. 35. In light of this development the FTC respectfully reiterates its request, joined by Texas and Iowa in their pending motion filed earlier today, for a temporary restraining order to protect this Court's jurisdiction. ECF No. 33.

Dated: July 3, 2026

Of Counsel

Jonathan Cohen
Chief Litigation Counsel
District of Columbia Bar No. 483454*

Respectfully submitted,

/s/ Michael Dingman
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CERTIFICATE OF SERVICE

I, Michael Dingman, hereby certify that on July 3, 2026, I electronically filed this motion with the Court using the CM/ECF system, a copy of which will be mailed and emailed to Defendants' counsel.

/s/ Michael Dingman
Michael Dingman

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

THE WORLD PROFESSIONAL
ASSOCIATION FOR TRANSGENDER
HEALTH,

Plaintiff,

v.

FEDERAL TRADE COMMISSION;
ANDREW N. FERGUSON, in his official
capacity as Chairman of the Federal Trade
Commission; MARK R. MEADOR, in his
official capacity as Commissioner of the
Federal Trade Commission; and JOHN DOES
1–3, in their official capacities as
Commissioners of the Federal Trade
Commission,

Defendants.

Case No. 26-cv-00532-JEB

EMERGENCY RELIEF REQUESTED

**PLAINTIFF’S EMERGENCY MOTION FOR
IMMEDIATE CONSIDERATION OF PENDING MOTION FOR A
TEMPORARY RESTRAINING ORDER**

At 9:26 p.m. ET, counsel for Defendant the Federal Trade Commission (“FTC”) sent Plaintiff World Professional Association for Transgender Health’s (“WPATH”) undersigned counsel an email (Exhibit 1) attaching a motion for a temporary restraining order (“TRO”) against WPATH (Exhibit 2) in the matter pending before the Northern District of Texas, *FTC v. WPATH*, 4:26-cv-748-O, ECF No. 33 (N.D. Tex. July 2, 2026). The FTC’s motion, which it apparently filed after hours on the night before a federal holiday, seeks to bar WPATH from further litigating the motion for a TRO and Antisuit Injunction it filed in this suit on June 30, 2026. More troubling

is that, just one day earlier, these same FTC attorneys, following this Court's Order, met and conferred with WPATH's counsel to establish a scheduling order for this Court to consider WPATH's pending motion. *See* ECF No 48. At no time during the meet and confer, nor afterwards when an agreed-upon schedule was submitted to this Court, nor when the Court issued its Order, did the FTC inform WPATH or this Court of its plan to make this extraordinary filing. Specifically, the FTC did not provide any notice that it would take another action to circumvent this Court's jurisdiction and to deprive this Court of its ability to hear the TRO motion this Court scheduled for a hearing next week (which included giving the FTC a fair opportunity to oppose). In fact, the relief WPATH is seeking in its pending TRO motion in this Court, if granted, would prevent the FTC from doing exactly what it did tonight. Instead, the FTC capitalized on the schedule it suggested (and the Court expected to be followed) to further undermine this Court's jurisdiction.

Rather than filing the opposition it asked this Court to allow and having the hearing it also requested for later next week, the FTC ambushed WPATH by requesting the Northern District of Texas prohibit WPATH from following this Court's scheduling Order to consider WPATH's earlier filed motion. Fear of such conduct is exactly why WPATH sought its TRO on June 30, 2026.

In order for this Court to preserve its properly invoked jurisdiction over this suit and the pending motion, WPATH moves for the Court to immediately enter its requested TRO to prevent the FTC's gamesmanship to create dueling cases and motions. Without this relief, the FTC will have been able to not just end-run this Court's earlier Order and to prevent the Court from considering the pending motions that the FTC had agreed to brief and argue, but it will also prevent WPATH from protecting the rights this Court recognized it had in the granted preliminary

injunction. In addition, WPATH will be unable to follow this Court's Order to file a reply brief or appear before this Court on July 9, 2026.

Consequently, WPATH respectfully requests that the Court immediately issue the TRO against the FTC and those acting in concert with it, ECF 45, or have the parties appear immediately to have the FTC explain its unprecedented actions and abide by the schedule it requested.

Respectfully submitted,

Date: July 2, 2026

/s/ Abbe David Lowell

Washington, D.C.

Abbe David Lowell [Bar No. 358651]
Caleb Hayes-Deats [Bar No. 1643213]
Schuyler J. Standley [*admitted pro hac vice*]
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