

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

NICOLAS TALBOTT, ERICA VANDAL, KATE
COLE, GORDON HERRERO, DANY
DANRIDGE, JAMIE HASH, KODA NATURE,
and CAEL NEARY,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as
President of the United States; the UNITED
STATES OF AMERICA; PETER B. HEGSETH,
in his official capacity as Secretary of Defense;
MARK AVERILL, in his official capacity as
Acting Secretary of the Army; the UNITED
STATES DEPARTMENT OF THE ARMY;
TERENCE EMMERT, in his official capacity as
Acting Secretary of the Navy; the UNITED
STATES DEPARTMENT OF THE NAVY;
GARY ASHWORTH, in his official capacity as
Acting Secretary of the Air Force; the UNITED
STATES DEPARTMENT OF THE AIR FORCE;
TELITA CROSLAND, in her official capacity as
Director of the Defense Health Agency; and the
DEFENSE HEALTH AGENCY,

Defendants.

Civil Action No. 25-cv-240-ACR

PLAINTIFFS' APPLICATION FOR PRELIMINARY INJUNCTION

Pursuant to Rule 65 of the Federal Rules of Civil Procedure and Local Rule 65(c), and supported by the Memorandum of Law and Declarations submitted herewith, Plaintiffs move for a preliminary injunction prohibiting Defendants from implementing President Trump's January 27, 2025 executive order (the "Order") effectively banning transgender people from serving in the United States Armed Forces. As required by Local Civil Rule 7(m), counsel for Plaintiffs conferred with counsel for Defendants on February 3, 2025. Defendants' counsel informed

Plaintiffs' counsel that Defendants oppose the relief requested in this motion. For the reasons discussed in the accompanying Memorandum of Law, the Order violates Plaintiffs' rights to equal protection under the Fifth Amendment, and immediate injunctive relief is necessary to prevent Plaintiffs from suffering irreparable harm as a result of the Order. The specific relief sought herein is described in the accompanying Memorandum.

A proposed order granting injunctive relief is submitted with this motion.

DATED: February 3, 2025

Respectfully submitted,

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