

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

JESSICA NGUYEN, et al.,

Plaintiffs,

v.

U.S. DEPARTMENT OF HOMELAND  
SECURITY, et al.,

Defendants.

Case No. 20-cv-0718 (APM)

**PLAINTIFF’S CONSENT MOTION FOR A STAY OF PROCEEDINGS  
UNTIL MAY 17, 2021**

Plaintiffs Jessica Nguyen, et al., by undersigned counsel, respectfully requests that this action be stayed until May 17, 2021. Plaintiffs contend that good cause exists for this request because President Joseph Biden has rescinded Proclamation 10014, The Suspension of Entry of Immigrants Who Present a Risk to the United States Labor Market During the Economic Recovery Following the 2019 Novel Coronavirus Outbreak, 85 Fed. Reg. 23,441 (Apr. 22, 2020) and/or Proclamation 10052, Suspension of Entry of Immigrants and Nonimmigrants Who Present a Risk to the United States Labor Market During the Economic Recovery Following the 2019 Novel Coronavirus Outbreak, 85 Fed. Reg. 38,263 (Jun. 25, 2020) (collectively “Proclamations”). Since that decision to rescind the Proclamations, processing of the underlying applications has resumed. According to Plaintiffs, the State Department Defendants have requested several additional items in support of the applications which Plaintiffs plan to submit in the very near future. Plaintiffs expect a final adjudication of the underlying petition in the next thirty days or so.

Thus, it would be an inefficient use of the Court’s resources to litigate the claims that Plaintiffs raise in their Second Amended Complaint or for Plaintiffs to file a Third Amended

Complaint at this time.

This Court has the inherent authority to issue a stay of proceedings. *Clinton v. Jones*, 520 U.S. 681, 706 (1997) (“The District Court has broad discretion to stay proceedings as an incident to its power to control its own docket”); *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936) (“[T]he power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants”).

Good cause exists for granting this Consent Motion and holding this matter in abeyance in order to conserve judicial resources in light of the Pending Litigation challenging the Proclamations. Holding this matter in abeyance will not prejudice Plaintiffs, especially because they reserve the right to file a motion to lift this Court’s stay depending on the outcome of the Pending Litigation.

WHEREFORE, for the reasons stated above, the Plaintiffs respectfully request that this Court enter an order staying proceedings until May 17, 2021.

RESPECTFULLY SUBMITTED  
April 1, 2021

HACKING LAW PRACTICE, LLC

/s/ James O. Hacking, III

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ATTORNEYS FOR PLAINTIFFS

**CERTIFICATE OF SERVICE**

Undersigned counsel certifies that a copy of the foregoing was sent via operation of the court's CM/ECF system upon Senior Litigation Counsel Aaron S. Goldsmith on April 1, 2021.

**/s/ James O. Hacking, III**