

1 Stacey M. Leyton (SBN 203827)
Barbara J. Chisholm (SBN 224656)
2 Danielle Leonard (SBN 218201)
Alice X. Wang (SBN 335224)
3 Robin S. Tholin (SBN 344845)
4 Talia Stender (SBN 341654)
ALTSHULER BERZON LLP
5 177 Post Street, Suite 300
San Francisco, CA 94108
6 Tel.: (415) 421-7151
sleyton@altber.com
7 bchisholm@altber.com
8 dleonard@altber.com
awang@altber.com
9 rtholin@altber.com
tstender@altber.com
10

11 *Attorneys for Plaintiffs*

12 [Additional counsel and affiliations listed on signature page]

13 UNITED STATES DISTRICT COURT
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 AMERICAN FEDERATION OF
GOVERNMENT EMPLOYEES, AFL-CIO,
17 et al.,

18 Plaintiffs,

19 v.

20 UNITED STATES OFFICE OF
21 MANAGEMENT AND BUDGET, et al.,

22 Defendants.
23
24
25
26
27
28

Case No. 3:25-cv-08302-SI

Emergency Relief Requested

**PLAINTIFFS' SUPPLEMENTAL MOTION
FOR IMMEDIATE TEMPORARY
RESTRAINING ORDER; NOTICE OF
ADDITIONAL EVIDENCE**

At 9:27 am today, October 10, 2025, OMB Director Russell Vought posted on social media: **“The RIFs have begun.”** This corroborates credible information Plaintiffs began receiving earlier this morning from multiple sources that OMB has directed federal agencies government-wide to begin issuing RIF notices today. See Huddleston Declaration, filed herewith.

For all the reasons explained in Plaintiffs’ Motion for Temporary Restraining Order (ECF 17), these RIFS violate the Antideficiency Act and the Administrative Procedure Act, including by requiring agency employees to unlawfully work during the shutdown, unlawfully laying off employees during the shutdown, and improperly using the shutdown as the basis for the layoffs. Plaintiffs therefore request an immediate TRO halting OMB from ordering agencies to implement RIFs, and halting the issuance of any RIF notices by any Defendant pending the Court’s already-scheduled October 16, 2025 hearing on Plaintiffs’ motion.

Plaintiffs are available at any time for an earlier hearing. Plaintiffs provided notice to counsel for Defendants this morning of these developments and requested confirmation that RIFs are not being issued today. At 9:56 am, counsel for Defendants confirmed: “Our understanding is that RIFs are taking place at certain agencies, and we are gathering the details to put in today’s filing as the court ordered.”

Respectfully submitted,

DATED: October 10, 2025

Stacey M. Leyton
Barbara J. Chisholm
Danielle E. Leonard
Alice X. Wang
Robin S. Tholin
Talía Stender
ALTSHULER BERZON LLP
177 Post St., Suite 300
San Francisco, CA 94108
Tel.: (415) 421-7151
Fax: (415) 362-8064
sleyton@altber.com
bchisholm@altber.com
dleonard@altber.com
awang@altber.com
rtholin@altber.com
tstender@altber.com

1
2 By: /s/ Danielle Leonard

3 *Attorneys for All Plaintiffs*

4
5 Elena Goldstein (pro hac vice)
6 DEMOCRACY FORWARD FOUNDATION
7 P.O. Box 34553
8 Washington, DC 20043
9 Tel: (202) 322-1959
10 egoldstein@democracyforward.org

11 *Attorneys for All Plaintiffs*

12
13 Norman L. Eisen (pro hac vice)
14 Craig Becker (pro hac vice)
15 DEMOCRACY DEFENDERS FUND
16 600 Pennsylvania Avenue SE #15180
17 Washington, D.C. 20003
18 Tel: (202) 594-9958
19 Norman@democracydefenders.org
20 Craig@democracydefenders.org

21 *Attorneys for All Plaintiffs*

22
23 Rushab Sanghvi (SBN 302809)
24 AMERICAN FEDERATION OF GOVERNMENT
25 EMPLOYEES, AFL-CIO
26 80 F Street, NW
27 Washington, D.C. 20001
28 Tel: (202) 639-6426
Sanghr@afge.org

*Attorneys for Plaintiffs American Federation of
Government Employees, AFL-CIO (AFGE) and AFGE
locals*

24
25 Teague Paterson (SBN 226659)
26 AMERICAN FEDERATION OF STATE, COUNTY,
27 AND MUNICIPAL EMPLOYEES, AFL-CIO
28 1625 L Street, N.W.
Washington, D.C. 20036
Tel: (202) 775-5900
TPaterson@afscme.org

*Attorneys for Plaintiff American Federation of State
County and Municipal Employees, AFL-CIO (AFSCME)*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28