

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND

NATIONAL ALLIANCE TO END  
HOMELESSNESS., *et al.*,

*Plaintiffs,*

v.

U.S. DEPARTMENT OF HOUSING AND  
URBAN DEVELOPMENT, *et al.*,

*Defendants.*

Case No. 1:25-cv-636-MSM-AEM

**PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**

Pursuant to Federal Rule of Civil Procedure 56, Plaintiffs hereby move the Court for summary judgment with respect to all claims set forth in their First Amended Complaint, for the reasons set forth in the accompanying Memorandum in Support of Motion for Summary Judgment.

Plaintiffs request that the Court:

- 1) Declare unlawful, vacate, and set aside the rescission of the FY 2024 and FY 2025 Continuum of Care Competition and Renewal or Replacement of Youth Homeless Demonstration Program Grants NOFO, FR-6900-N-25 (FY24-25 NOFO);
- 2) Enter an order requiring Defendants to make FY 2025 awards for the Continuum of Care and Youth Homeless Demonstration Programs expeditiously pursuant to the FY24-25 NOFO, including (a) by announcing conditional awards pursuant to 42 U.S.C. § 11382(c)(2)(A) by March 2, 2026, for all awards that require no new application in FY 2025 and by March 31, 2026 for all other awards, or within one week of the Court's

order, whichever is later for each category of award; and (b) by making final awards pursuant to 42 U.S.C. § 11382(d)(2) within 30 days after the recipient meets applicable requirements;<sup>1</sup>

- 3) Declare unlawful, vacate, and set aside the notices of funding opportunity for FY 2025 Continuum of Care Competition and Youth Homeless Demonstration Program Grants issued on November 13, 2025 (FR-6900-N-25), and December 19, 2025 (FR-6901-N-25) (collectively, FY25 NOFOs);
- 4) Declare unlawful, vacate, and set aside the Challenged Provisions in the FY25 NOFOs, as set forth in the Appendix of Challenged Provisions accompanying this Motion; and
- 5) Permanently enjoin Defendants, their agents, and all persons acting in concert or participation with Defendants from imposing or implementing in any manner the FY25 NOFOs' Challenged Provisions, or any substantively similar criteria or conditions, in any new NOFO for FY 2025 Continuum of Care or Youth Homelessness Demonstration Program funding, including by requiring applicants to meet the criteria to be considered for an award or to receive an award, by considering those criteria in selecting awardees, or by requiring grantees to comply with such criteria or conditions upon obtaining an award.

In support of the motion, Plaintiffs rely on the accompanying Memorandum; Excerpts of Administrative Record; the Second Supplemental Declaration of Ann Marie Oliva (National Alliance to End Homelessness); Declarations previously filed at ECF Nos. 7-1 through 7-15, and

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<sup>1</sup> If the Court grants in full the relief requested in paragraphs 1 and 2, it need not reach the requests for relief in paragraphs 3-5.

49-1; the pleadings and papers on file in this action; and any argument and evidence presented at the hearing of this motion.

Pursuant to Local Rule 7(c), Plaintiffs request oral argument for this motion and estimate requiring 30 minutes per side.

January 14, 2026

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 14, 2026, I electronically filed the within document, and it is available for viewing and downloading from the Court's CM/ECF System, and that the participants in the case that are registered CM/ECF users will be served electronically by the CM/ECF system.

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