

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

**National Council of Nonprofits et al.,**

*Plaintiffs*

v.

**Linda McMahon et al.,**

*Defendants*

**Case No. 25-cv-13242-MJJ**

**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 the Amended Complaint. As described in the accompanying Memorandum In Support of Plaintiffs' Motion for Summary Judgment, the final rule at issue in this case—William D. Ford Federal Direct Loan (Direct Loan) Program, 90 Fed. Reg. 48966 (Oct. 31, 2025)—violates the Administrative Procedure Act and must be set aside as in excess of statutory authority, arbitrary and capricious, and contrary to constitutional right. 5 U.S.C. § 706(2).

A proposed order is attached.

**REQUEST FOR ORAL ARGUMENT**

Given the complexity and importance of the issues presented in this case, Plaintiffs believe that oral argument may assist the Court in resolving the motion. Because the final rule at issue is scheduled to take effect on July 1, 2026, Plaintiffs respectfully request a motion hearing on May 4, 2026, or at the Court's earliest convenience following the conclusion of the briefing schedule.

Dated: February 13, 2026

Respectfully submitted,

/s/ Sarah R. Goetz

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**LOCAL RULE 7.1 CERTIFICATION**

I hereby certify that throughout the course of this proceeding, I consulted with counsel for Defendants to narrow the issues but was unable to reach a resolution.

Dated: February 13, 2026

*/s/ Sarah R. Goetz*

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Sarah R. Goetz

**CERTIFICATE OF SERVICE**

I hereby certify that on February 13, 2026, a true copy of the foregoing document was electronically filed through the Court's ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those indicated as non-registered participants.

Dated: February 13, 2026

/s/ Sarah R. Goetz

Sarah R. Goetz