

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

**Sid Miller**, et al.,

Plaintiffs,

v.

**Tom Vilsack**, in his official capacity as  
Secretary of Agriculture,

Defendant.

Case No. 4:21-cv-00595-O

**MOTION FOR PRELIMINARY INJUNCTION**

The plaintiffs respectfully move for a preliminary injunction to prevent the Department of Agriculture from discriminating on account of race or ethnicity in administering section 1005 of the American Rescue Plan Act. The accompanying brief provides our arguments and authorities.

Respectfully submitted.

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Dated: June 2, 2021

*Counsel for Plaintiffs and  
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### CERTIFICATE OF CONFERENCE

I certify that on June 2, 2021, I conferred with Emily Sue Newton, counsel for the defendants, and she informed me that the defendants oppose this motion.

/s/ Jonathan F. Mitchell  
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### CERTIFICATE OF SERVICE

I certify that on June 2, 2021, I served this document through CM/ECF upon:

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