



U.S. Department of Justice

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June 9, 2025

Hon. Arlene R. Lindsay
United States Magistrate Judge
United States District Court
814 Federal Plaza
Central Islip, New York 11722

Re: Green v. Trump, *et al.*
Civil Action No. CV-24-1975
(Bulsara, J.) (Lindsay, M.J.)

Dear Magistrate Judge Lindsay:

Federal Defendants respectfully request an extension of the time in the Court's April 14, 2025 order to submit the Rule 26 Meeting Report from June 18, 2025 to October 14, 2025. Plaintiffs, Frank Green and Robert Conrad, and Intervenor-Defendants, Natural Resources Defense Council, Conservation Law Foundation, Center for Biological Diversity and R. Zack Klyver, consent to this extension request. This is the second request for extension. This extension is requested for the reasons discussed below.

In this case, Plaintiffs challenge Presidential Proclamation No. 10287 relating to the Northeast Canyons and Seamounts Marine National Monument (the "Monument") under the Antiquities Act of 1906, 54 U.S.C. § 320301 *et seq.* Plaintiffs also challenge the Final Rule issued by the National Marine Fisheries Service which implemented the prohibition of commercial fishing within the Monument boundaries.

On April 17, 2025, six days after the Federal Defendants, with the consent of all parties, requested their first extension by letter dated April 11, 2025 (ECF 38), the President issued Executive Order 14276, "Restoring American Seafood Competitiveness," which directs the Secretary of Commerce to review existing monuments and determine whether they should be opened to commercial fishing within 180 days, or by October 14, 2025. *See* Enclosures. If these fishing restrictions are lifted, several claims and defenses in this lawsuit may become moot.¹ Accordingly, the parties believe it is premature to complete a Rule 26 Meeting Report before knowing whether the fishing restrictions subject to challenge in this case will remain in place.

For the forgoing reasons, Federal Defendants, with the consent of Plaintiffs and

¹ Previously, first Trump Administration issued Proclamation 10049 which lifted commercial fishing restrictions over the Monument. *See* Enclosures.

Intervenor-Defendants, respectfully request the Court extend the deadline to submit the Rule 26 Meeting Report until October 14, 2025.

Respectfully submitted,

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Enclosures

cc: All counsel of record (without enclosures)