

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

RFE/RL, INC.,

Plaintiff,

v.

KARI LAKE, in her official capacity, *et al.*,

Defendants.

No. 25-cv-00799-RCL

DEFENDANTS' RESPONSE AND
NOTICE OF WITHDRAWAL OF GRANT TERMINATION

On March 26, 2025, the United States Agency for Global Media (“USAGM”) issued the attached letter, withdrawing the termination of Plaintiff’s grant that is the subject of this lawsuit. *See* Exhibit A. Plaintiff’s grant is therefore back into effect. *Id.*

Plaintiff has secured the primary relief—withdrawing the termination of its grant agreement—that it requested in the complaint. Now that Plaintiff has received that relief, Defendants’ position is that this matter is now moot. At a minimum, in light of the reinstatement of Plaintiff’s grant, there is certainly no ongoing “certain and great” irreparable harm that could justify injunctive relief.¹ *Wis. Gas Co. v. Fed. Energy Regul. Comm’n*, 758 F.2d 669, 674 (D.C. Cir. 1985). Defendants therefore request that this Court deny Plaintiff’s motion for injunctive relief as moot. Counsel for the Defendants are conferring with counsel for the Plaintiff as to next steps in the case.

¹ To the extent this Court determines that this notice is insufficient to resolve the pending motion, Defendants stand on their previously filed brief opposing the motion for a temporary restraining order for purposes of opposing the pending motion.

Dated: March 26, 2025

Respectfully submitted,

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EXHIBIT A



March 26, 2025

Dear Radio Free Europe/Radio Liberty (Stephen Capus | capuss@rferl.org),

The March 15, 2025 letter terminating your grant agreement FAIN: 1060-25-GO-00001 is hereby rescinded. Grant agreement FAIN: 1060-25-GO-00001 is therefore back in effect.

This rescission is without prejudice to USAGM's authority to terminate the grant at a later date if USAGM were to determine that such termination was appropriate under the applicable law.

Thank you,

A handwritten signature in black ink that reads "Kari Lake". The signature is written in a cursive, flowing style.

Kari Lake
Senior Advisor to the Acting CEO with Authorities Delegated by Acting CEO
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