

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

WILMER CUTLER PICKERING HALE  
AND DORR LLP,

Plaintiff,

v.

EXECUTIVE OFFICE OF THE  
PRESIDENT, *et. al.*,

Defendants.

Case No. 1:25-cv-917-RJL

**UNOPPOSED MOTION OF 808 LAW FIRMS FOR LEAVE TO FILE A BRIEF *AMICUS CURIAE* IN SUPPORT OF PLAINTIFF’S MOTION FOR SUMMARY JUDGMENT**

Pursuant to LCvR 7(o), more than 800 of this Nation’s law firms (together, “*amici*”)<sup>1</sup> respectfully move, through the undersigned counsel, for leave to file a brief as *amici curiae* in support of Plaintiff. The proposed brief is attached hereto as Exhibit 1, and a proposed order is attached as Exhibit 2. In support of this motion, *amici* further state:

1. This Court has “broad discretion” in determining whether a third party may participate in a case as *amicus curiae*. *Nat’l Ass’n of Home Builders v. U.S. Army Corps of Engineers*, 519 F. Supp. 2d 89, 93 (D.D.C. 2007). “[N]ormally,” courts in this District will grant an *amicus* leave to file a brief “when the *amicus* has unique information or perspective that can help the court beyond the help that the lawyers for the parties are able to provide.” *Youming Jin v. Ministry of State Sec.*, 557 F. Supp. 2d 131, 137 (D.D.C. 2008) (quoting *Ryan v. CFTC*, 125 F.3d 1062, 1063 (7th Cir. 1997)). *Amici* can provide precisely that kind of information and perspective.

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<sup>1</sup> The individual *amici* are described in Appendix A.

*Amici* are some of the leading law firms in the United States. The work done by *amici*, and other firms like them, is indispensable to the success of our system. Many advocate for the interests of the Nation’s leading business and financial institutions, which depend on the stability of the rule of law in order to thrive economically. Others advocate for the interests of small businesses, nonprofit organizations, consumers, workers and other individuals, and likewise depend on the impartial administration of justice to advance their clients’ objectives. Individuals at these firms hold a wide range of political, social and economic views. But despite those differences *amici* are united in their support for the integrity of the adversarial system and the rule of law.

2. The Plaintiff is understandably focused primarily on the effects of the March 27, 2025 Executive Order entitled “Addressing Risks from WilmerHale” (the “Executive Order”) on Plaintiff’s ability to continue to represent its clients and to sustain itself as a going concern. *Amici* seek to provide the Court with a broader perspective on the threat that the Executive Order—which is an unconstitutional act of undisguised retaliation for representations that Plaintiff has undertaken in the past—poses to the integrity of our adversarial system, to the ability of clients to obtain the zealous representation to which they are constitutionally entitled, and to the rule of law itself.

3. Consistent with LCvR 7(m), on April 7, 2025, *amici* conferred with counsel for Plaintiff and counsel for Defendants. Plaintiff has consented to the filing of this brief. Defendants do not object to the filing of this brief.

For all the foregoing reasons, the *Amici* Law Firms respectfully request that the Court grant their motion for leave to file a brief as *amici curiae*.

April 11, 2025

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 11, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system. Notice of this filing will be sent to all attorneys of record by operation of the Court's electronic filing system.

April 11, 2025

/s/ Donald B. Verrilli, Jr.

Donald B. Verrilli, Jr.

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**BRIEF OF *AMICI CURIAE* OF 808 LAW FIRMS IN SUPPORT OF PLAINTIFF'S  
MOTION FOR SUMMARY JUDGMENT**

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**CORPORATE DISCLOSURE STATEMENT**

*Amici curiae* are law firms and legal corporations. They have no parent corporations and do not issue stock.

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**INTEREST OF AMICI CURIAE**<sup>1</sup>

This *amicus* brief is filed on behalf of many of this Nation’s leading law firms.<sup>2</sup>

Although we do not take this step lightly, our abiding commitment to preserving the integrity of the American legal system leaves us no choice but to join together to oppose the March 27, 2025 Executive Order entitled “Addressing Risks from WilmerHale” (the “Executive Order”) that is at issue in this litigation. The Executive Order (which is now subject to a temporary restraining order) should be permanently enjoined as a violation of core First, Fifth, and Sixth Amendment guarantees, as well as bedrock separation-of-powers principles.

But something even more fundamental is at stake. In recent weeks, the President has issued not one but *six* executive orders imposing punitive sanctions on leading law firms in undisguised retaliation for representations that the firm, or its former partners, have undertaken, and more may be in the offing.<sup>3</sup> Those Orders pose a grave threat to our system of constitutional governance and to the rule of law itself. The judiciary should act with resolve—now—to ensure that this abuse of executive power ceases. Cf. *Cooper v. Aaron*, 358 U.S. 1 (1958).

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<sup>1</sup> In accordance with Federal Rule of Appellate Procedure 29(a)(4)(E), *amici* certify that (1) this brief was authored entirely by counsel for *amici curiae* and not by counsel for any party, in whole or part; (2) no party or counsel for any party contributed money to fund preparing or submitting this brief; and (3) apart from counsel for *amici curiae*, no other person contributed money to fund preparing or submitting this brief.

<sup>2</sup> The individual *amici* are described in Appendix A.

<sup>3</sup> See Addressing Risks from Perkins Coie LLP, The White House (Mar. 6, 2025) (“Perkins Coie Order”), <https://tinyurl.com/3jabz9vu>; Addressing Risks from Jenner & Block, The White House (Mar. 25, 2025) (“Jenner Order”), <https://tinyurl.com/u7ts9x49>; Addressing Risks from Paul Weiss, The White House (Mar. 14, 2025) (“Paul Weiss Order”), <https://tinyurl.com/5w4j69fv>; Suspension of Security Clearances and Evaluation of Government Contracts (Feb. 25, 2025), <https://tinyurl.com/3yxdrmf>; Addressing Risks from Susman Godfrey, The White House (April 9, 2025), <https://tinyurl.com/278knbkz>.

## ARGUMENT

1. The Executive Order at issue in this case, and the others like it, take direct aim at several of the Nation’s leading law firms and seek to cow every other firm, large and small, into submission. On the basis of vague and unsubstantiated allegations, the Executive Order subjects an entire firm, as well as its clients and personnel, to draconian punishment—including the revocation of its attorneys’ security clearances, the potential loss of clients that contract with the United States, and denial of access to federal buildings and facilities. Such disabilities would threaten the survival of any law firm.

2. The looming threat posed by the Executive Order at issue in this case and the others like it is not lost on anyone practicing law in this country today: any controversial representation challenging actions of the current administration (or even causes it disfavors) now brings with it the risk of devastating retaliation. Whatever short-term advantage an administration may gain from exercising power in this way, the rule of law cannot long endure in the climate of fear that such actions create. Our adversarial system depends upon zealous advocates litigating each side of a case with equal vigor; that is how impartial judges arrive at just, informed decisions that vindicate the rule of law. See *Legal Services Corp. v. Velazquez*, 531 U.S. 533, 545 (2001) (“An informed, independent judiciary presumes an informed, independent bar.”). In the same vein, it is a deeply held principle of the legal profession that everyone, no matter their actions or beliefs, is entitled to zealous advocacy on their behalf. See *Martinez v. Ryan*, 566 U.S. 1, 12 (2012) (“[T]he right to counsel is the foundation for our adversary system.”). The principle is so deeply ingrained that lawyers—going back to John Adams’ defense of eight British soldiers who perpetrated the Boston Massacre of 1770—consider it a core part of their professional obligation to take on representation of clients with whom they disagree, even vehemently. Indeed, the

“courage” of attorneys who take on unpopular clients has long “made lawyerdom proud.” *Sacher v. United States*, 343 U.S. 1, 4 (1952).

The work done by *amici*, and other firms like them, is indispensable to the success of our system. Many advocate for the interests of the Nation’s leading business and financial institutions, which depend on the stability of the rule of law in order to thrive economically. Others advocate for the interests of small businesses, nonprofit organizations, consumers, workers and other individuals, and likewise depend on the impartial administration of justice to advance their clients’ objectives. Individuals at these firms hold a wide range of political, social and economic views—even with respect to the representations attacked in the executive orders. But despite those differences *amici* are united in their support for the integrity of the adversarial system and the rule of law.

3. The role of *amici* and firms like them is particularly important when a law firm represents a client challenging the actions of a president or his administration, Republican or Democratic. Checking federal government overreach, whether it be infringements on religious liberty, assaults on the freedom of the press, or burdensome regulation, is a vital part of what *amici* and others like them are called to do. By definition, such litigation brings lawyers into conflict with the policies and objectives of the Executive Branch.

Since the Court entered its Temporary Restraining Order in the Perkins Coie case, the Administration has redoubled its threats of retaliation against the legal profession. In that regard, the express targeting of law firm pro bono efforts in the four most recent executive orders, including in the executive order against WilmerHale at issue in this case—which alleged that the firm has “abused its pro bono practice to engage in activities that undermine justice and the interests of the United States”—is cause for particularly acute concern. WilmerHale Order, § 1.

For our system of justice to operate, members of the bar must be free to advocate zealously for all their clients, large and small, rich and poor, without fear of retribution. They must be free, in the words of Chief Justice Marshall, to defend “the right of every individual to claim the protection of the laws.” *Marbury v. Madison*, 5 U.S. 137, 163 (1803). Without such zealous advocacy, there is no prospect of equal justice under law.

4. History offers indelible reminders of the perils associated with governmental intrusion into the autonomy of the legal system and with political retribution aimed at lawyers thought to stand in the way of a regime’s political objectives. In too many countries and instances to name, regimes have disbarred, prosecuted and jailed lawyers who dared to represent opposition figures or challenge government actions, with predictable results for the rule of law and the integrity of the legal profession.

Fortunately, such abuses have been rare in our country’s history. Over the past two decades alone, elite law firms have represented clients seeking to invalidate major presidential initiatives, from the Military Commissions Act of 2006<sup>4</sup> to the Affordable Care Act<sup>5</sup> and the Dodd-Frank Act.<sup>6</sup> Until now, it would have been inconceivable that a law firm would risk punitive retribution from the federal government for undertaking representations of this kind. And when state or local governments have attempted to wield the threat of official retribution to deter entities from advocating for what they believe, the Supreme Court has condemned such actions in clear and decisive terms. E.g. *National Rifle Ass’n v. Vullo*, 602 U.S. 175, 189 (2024) (“[T]he First Amendment prohibits government officials from relying on the threat of invoking

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<sup>4</sup> *Boumediene v. Bush*, 553 U.S. 723 (2008).

<sup>5</sup> *NFIB v. Sebelius*, 567 U.S. 519 (2012).

<sup>6</sup> *Seila Law LLC v. Consumer Financial Protection Bureau*, 591 U.S. 197 (2020); *Consumer Financial Protection Bureau v. Community Financial Services Ass’n*, 601 U.S. 416 (2024).

legal sanctions and other means of coercion ... to achieve the suppression of disfavored speech.” (citation omitted)). But that proud tradition is in jeopardy. Unless the judiciary acts decisively now, what was once beyond the pale will in short order become a stark reality. Corporations and individuals alike will risk losing their right to be represented by the law firms of their choice and a profound chill will be cast over the First Amendment right to petition the courts for redress.

5. Like every lawyer, the members of the *amicus* law firms have sworn an oath to uphold the Constitution and to discharge the obligations of the profession to the best of our ability. That oath obligates all of us, no matter our political views, to be faithful custodians of our Nation’s commitment to the rule of law—a commitment that has made it possible for this Nation’s corporations to lead the world in innovation and productivity; for our scientists, scholars and creative artists to contribute so much to human progress; and for all of us to know that we can turn to the courts to vindicate our fundamental civil rights. We therefore feel a special responsibility to stand up now to the unprecedented threat posed by the Executive Order at issue in this case and the others like it.

### **CONCLUSION**

For the foregoing reasons, this Court should grant the motion for summary judgment.

Dated: April 11, 2025

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**CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing complies with Local Civil Rule 7(o)(4) and does not exceed 25 pages. I further certify that the attached *amicus* brief complies with the typeface and type style requirements of Local Rule 5.1(d) because it has been prepared in a proportionally spaced typeface using Microsoft Word and 12-point Times New Roman font.

Dated: April 11, 2025

/s/ Donald B. Verrilli, Jr.

Donald B. Verrilli, Jr.



# **APPENDIX A**

**List of Amici Curiae**

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Ajamie LLP  
Aldous Law  
Ali & Lockwood LLP  
ALR Civil Rights LLC  
Altair Law  
Alto Litigation  
Altshuler Berzon LLP  
Ambrose Law Firm, PLLC  
Amis, Patel and Brewer, LLP  
Anapol Weiss  
Anderson & Kreiger LLP  
Andrues/Podberesky  
Andrus Anderson LLP  
Andrus Wagstaff, PC  
Arete Law Group PLLC  
Arguedas, Cassman, Headley & Goldman LLP  
Armond Wilson LLP  
Arnold & Porter  
Arns Davis Law  
Arrowood LLP  
Arshack, Hajek & Lehrman, PLLC  
Arthur J. Lachman, Attorney at Law  
Ascheman Law  
ASNER LLC  
Atheria Law PC  
Avera & Smith, LLP  
Aviso Legal Group LLP  
Aviva Kamm Law PLLC  
Aylstock, Witkin, Kreis and Overholtz, PLLC  
Bailey & Glasser, LLP  
Banashek Irving & McNutt, LLP  
Bangos Law Firm, P.A.  
Bangs, McCullen, Butler, Foye & Simmons, LLP  
Bantle & Levy LLP  
Barnard Iglitzin & Lavitt, LLP  
Barrientos PC  
Bassford Remele  
Baughman Kroup Bosse PLLC  
Beale, Micheaels, Slack & Shughart, P.C.

Bedell, Dittmar, DeVault, Pillans & Coxe, P. A.  
Beeman & Muchmore, LLP  
Beldock Levine & Hoffman LLP  
Benach Pitney Reilly LLP  
Benedict Law Group PLLC  
Bennett & Samios LLP  
Berger Montague PC  
Berman Tabacco  
Berner Chawla, PLLC  
Bernstein & Gordon LLP  
Beveridge & Diamond, P.C.  
Bharti Law Group, PLLC  
Binder & Schwartz LLP  
Bird, Marella, Rhow, Lincenberg, Drooks & Nessim, LLP  
Birnbaum & Godkin, LLP  
Birrell Law Firm PLLC  
BLL LLP  
Block & Leviton LLP  
Bloom Law PLLC  
Bloom Peters, LLC  
Blumberg Law Corporation  
Bondurant, Mixson & Elmore, LLP  
Boro Law Firm  
Botkin Chiarello Calaf PLLC  
Bradley Bernstein Sands LLP  
Brady Reilly & Cardoso, LLC  
Bragança Law LLC  
Brandt Law, PLLC  
BraunHagey & Borden LLP  
Brautigam & Brautigam, LLP  
Bremer Whyte Brown & O'Meara, LLP  
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Caffrey Hill, PLLC  
Cairncross & Hempelmann, PS  
Caldwell LLP  
Cannon & Dunphy  
Caplan Cobb LLC  
Carney Bates & Pulliam, PLLC

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Charles S. Tusa PLLC  
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Choate, Hall & Stewart LLP  
Cicccone Law, LLC  
Ciresi Conlin LLP  
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Clallam Public Defenders  
Clapp, Moroney, Vucinich, Beeman + Scheley  
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Clean Energy Counsel, LLP  
Clifford Law Offices, P.C.  
Clinton & Peed  
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Cochran Law Group  
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Drahota Defense LLC  
Dreher Law Firm  
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Durkin & Roberts  
Dyller & Solomon, LLC  
Eagle Team LLP  
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Emily Jane Bell, Nicholson Goetz & Otis, S.C.  
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Equity Litigation Group LLP  
Eric Maxfield Law, LLC  
Erica McKinley, PLLC  
Esler Stephens & Buckley LLP  
Estes Law Group  
Ezkovich & Co., LLC  
Faraci Lange, LLP  
Farella Braun + Martel LLP

Faughnan Law, PLLC  
Feinberg, Jackson, Worthman & Wasow LLP  
Fenwick & West LLP  
Ferrara & Gable, LLC  
Fick & Marx LLP  
Finkel Law Group P.C.  
Fisher Taubenfeld LLP  
Foley & Mansfield, PLLP  
Foley Hoag LLP  
Folger Levin LLP  
Forsgren Fisher McCalmont DeMarea Tysver LLP  
Fox & Robertson, PC  
Fox Swibel Levin & Carroll LLP  
Frank Freed Subit & Thomas LLP  
Frankel PLLC  
Frankfurt Kurnit Klein & Selz PC  
Freedman Boyd Hollander & Goldberg P.A.  
FreelandLaw LLP  
Freshfields US LLP  
Friedemann Goldberg Wargo Hess LLP  
Friedlander Mislser, PLLC  
Friedman | Rubin, PLLP  
Fritz Byrne, PLLC  
FTW Law Group, APC  
Gainey Law, PLLC  
Gair, Gair, Conason, Rubinowitz, Bloom, Hershenhorn, Steigman & Mackauf  
Gale Law Firm  
Galiher DeRobertis & Waxman LLP  
Gallagher Evelius & Jones LLP  
Garland, Samuel & Loeb, P.C.  
Garmey Law  
gartner + bloom P.C.  
Gass Arbitration  
Gelber & Santillo PLLC  
George Brothers Kincaid & Horton, LLP  
Getman, Sweeney & Dunn, PLLC  
Gibbs Mura LLP  
Gideon Asen LLC  
Gilbert LLP  
Gingras, Thomsen & Wachs, LLP  
GinsburgLaw PLLC  
Girard Sharp LLP  
Gish PLLC  
Giskan Solotaroff & Anderson LLP  
Gladstein, Reif & Meginniss, LLP  
Glaser Weil Fink Howard Jordan & Shapiro LLP

Gleason, Dunn, Walsh & O'Shea  
Glenn Agre Bergman & Fuentes LLP  
Glenn F. Hardy, P.C.  
Goldman Ismail Tomaselli Brennan & Baum LLP  
Goodley McCarthy LLC  
Goodman Corporate Law PLLC  
Goodman Hurwitz & James, P.C.  
Gordon & Saunders, PLLC  
Gordon Thomas Honeywell LLP  
Gordon Tilden Thomas & Cordell LLP  
Goulston & Storrs PC  
GrahamHollis, APC  
Grant & Eisenhofer, P.A.  
Grant Austin, LLC  
Graves, Dougherty, Hearon & Moody, P.C.  
Green & Willstatter  
Greenblatt Law LLC  
Greene Broillet & Wheeler, LLP  
Greene Espel PLLP  
Greenspun Shapiro Ginsberg & Yang P.C.  
Griffin Frey, PLLC  
Groombridge, Wu, Baughman and Stone LLP  
Gross & Belsky P.C.  
Grossman LLP  
Grossman Roth Yaffa Cohen  
Gupta Wessler LLP  
Gustafson Gluek, PLLC  
GVR Partners LLP  
H.P. Williams Jr., PLLC  
Haber | Blank  
Haddon Morgan & Foreman, P.C.  
Hagens Berman Sobol Shapiro LLP  
Hamilton Law and Mediation, PLLC  
Hangley Aronchick Segal Pudlin & Schiller LLP  
Hanson Bridgett LLP  
Hanson Crawford Crum Family Law Group LLP  
Hanusz Law, PC  
Harris St. Laurent & Wechsler LLP  
Hart McLaughlin & Eldridge LLP  
Hausfeld LLP  
Heath Law, PLLC  
Hecker Fink LLP  
Heller Huron Chertkof & Salzman, PLLC  
Hendler Flores Law PLLC  
Hepworth Holzer, LLP  
Hilliard Law

Hilliard Shadowen LLP  
Hillis Clark Martin & Peterson P.S.  
Hinman Legal PC  
Hirschfeld Kraemer LLP  
HKM Employment Attorneys LLP  
Holland, Holland Edwards & Grossman, LLC  
Holmes Costin & Marcus PLLC  
Holwell Shuster & Goldberg LLP  
Hone Law LLC  
Hoq Law APC  
Houlding Law PC  
Hubbard Snitchler & Parzianello PLC  
Hughes Socol Piers Resnick & Dym, Ltd.  
Hurley McKenna & Mertz, P.C.  
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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

WILMER CUTLER PICKERING HALE  
AND DORR LLP,

Plaintiff,

v.

EXECUTIVE OFFICE OF THE  
PRESIDENT, *et. al.*,

Defendants.

Case No. 1:25-cv-917-RJL

**[PROPOSED] ORDER**

Upon consideration of the motion of 808 Law Firms for leave to file an Amici Curiae brief and such matters as are just and proper, it is hereby

ORDERED that the aforementioned Motion is GRANTED; and it is further

ORDERED that the Amici Curiae brief attached as Exhibit 1 to the Motion and the accompanying Appendix A are deemed filed with this Court upon entry of this Order.

Entered this \_\_\_\_ day of \_\_\_\_, 2025

\_\_\_\_\_  
Honorable Richard J. Leon  
United States District Judge