

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

THE CORPORATION FOR PUBLIC	)	
BROADCASTING, <i>et al.</i>	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 1:25-cv-01305
	)	
DONALD J. TRUMP, in his Official	)	
Capacity as President of the United	)	
States of America, <i>et al.</i>	)	
	)	
Defendants.	)	

**JOINT STATUS REPORT**

Pursuant to the Court’s Order dated November 14, 2025, Plaintiff Corporation for Public Broadcasting (“CPB”), Plaintiff Diane Kaplan, and Defendants Donald J. Trump, Russell T. Vought, Sergio Gor, Trent Morse, the United States Office of Management and Budget, and the White House Presidential Personnel Office (the “Defendants”) (together the “Parties”) file this Joint Status Report. As discussed below, the Parties submit that, for the reasons set forth herein, this case is moot and should be dismissed.

CPB submits that on December 10, 2025, CPB held a board meeting at which the directors unanimously voted to formally dissolve the corporation and for management to take all necessary steps to effectuate dissolution of the corporation. Under the D.C. Non-Profit Code, a nonprofit corporation is required to provide Office of Attorney General (“OAG”) with advance notice of the corporation’s voluntary dissolution. D.C. Code § 29-412.02(g). Thereafter, a nonprofit corporation files Articles of Dissolution with the Mayor of D.C., through the Corporations Division (DCRA), which still allows it to settle debts, pay liabilities, and engage in activities associated with completing a wind down. CPB intends to file its Notice of its Voluntary Dissolution on or about

January 15, 2026 and its Articles of Dissolution on or about January 30, 2026. As a result, CPB asserts that this case is moot and no longer presents a live case or controversy, particularly given that the Defendants are not challenging CPB's decision to dissolve.

Plaintiff Diane Kaplan has resigned from CPB's Board of Directors, effective January 4, 2026. As a result, Ms. Kaplan's position is that this case no longer presents a live case or controversy because she is not currently serving nor seeking to serve as a member of CPB's Board of Directors. Ms. Kaplan submits that the Court should accordingly dismiss this action as moot.

From the Defendants' perspective, given Ms. Kaplan's resignation from the Board of CPB, the case is now moot. As a result, the Defendants submit that the Court should dismiss this case without prejudice.

CPB further states as follows:

1. On July 18, 2025, the House of U.S. Representatives and U.S. Senate approved the Rescissions Act of 2025, which rescinded CPB's forward-funded amounts for FY 2026 and FY 2027, eliminating roughly \$1.1 billion in advance appropriations for CPB, effectively ending federal support for public media.

2. As a result of Congress' rescission of CPB's funds, CPB publicly announced on August 1, 2025 that it would immediately begin an orderly wind-down of its operations following the passage of a federal rescissions package. In so doing, it issued a press release stating, in relevant part:

The Corporation for Public Broadcasting (CPB) announced today that it will begin an orderly wind-down of its operations following the passage of a federal rescissions package and the release of the Senate Appropriations Committee's FY 2026 Labor, Health and Human Services, Education, and Related Agencies (Labor-H) appropriations bill, which excludes funding for CPB for the first time in more than five decades.

CPB informed its employees today that the majority of staff positions will conclude with the close of the fiscal year on September 30, 2025. A small transition team will remain through January 2026 to ensure a responsible and orderly closeout of operations. This team

will focus on compliance, final distributions, and resolution of long-term financial obligations, including ensuring continuity for music rights and royalties that remain essential to the public media system.

See <https://cpb.org/pressroom/corporation-public-broadcasting-addresses-operations-following-loss-federal-funding#:~:text=WASHINGTON%2C%20D.C.%20%28August%201%2C%202025%29%20%20The%20Corporation,the%20first%20time%20in%20more%20than%20five%20decades>

3. On October 27, 2025, CPB filed the declaration of its General Counsel, Evan Slavitt, in *National Public Radio, Inc. v. Donald J. Trump*, Civil Action No. 25-cv-1674-RDM, informing the Court that CPB “continues to be in the process of winding down as a non-profit corporation. CPB is targeting ceasing operations and being wound down by December 31, 2025.”

4. On November 14, 2025, the Court entered its Minute Order stating:

In light of the July 24, 2025, rescission of the Corporation for Public Broadcasting's funding, it is hereby ORDERED that the parties shall file a joint status report on or before January 5, 2026, informing the Court whether this case still presents a live case or controversy. It is further ORDERED that further briefing on the parties' cross-motions for summary judgment is STAYED pending further order of the Court.

5. On December 10, 2025, CPB held a board meeting at which the directors unanimously voted to formally dissolve the corporation and for management to take all necessary steps to effectuate dissolution of the corporation. Under the D.C. Non-Profit Code, a nonprofit corporation is required to provide Office of Attorney General (“OAG”) with advance notice of the corporation’s voluntary dissolution. D.C. Code § 29-412.02(g). Thereafter, a nonprofit corporation files Articles of Dissolution with the Mayor of D.C., through the Corporations Division (DCRA), after settling debts and distributing assets. As a result, CPB intends to file its Notice of its Voluntary Dissolution on or about January 15, 2026 and its Articles of Dissolution on or about January 30, 2026.

6. Under the D.C. Nonprofit Code, §29–412.05, a dissolved nonprofit corporation may continue its corporate existence to attend to activities necessary to wind up and liquidate its

affairs, including collecting assets, discharging liabilities, and distributing property. As a result, after January 30, 2026, CPB anticipates paying remaining liabilities to accountants, lawyers, and other service providers for several weeks as it finally concludes its operations.

### **Conclusion**

For the reasons explained above, the Parties respectfully request that the Court dismiss this case as moot. If the Court declines to dismiss this case at this juncture, the Parties request that the Court order any remaining parties to file another joint status report the earlier of 30 days or promptly after CPB files its Articles of Dissolution, and that it continue the stay of proceedings in the meantime.

Respectfully,

/s/ Joseph D. Lipchitz

Jason W. McElroy (D.C. Bar No. 502733)  
Peter C. Nanov (D.C. Bar No. 230021)  
SAUL EWING LLP  
1919 Pennsylvania Avenue NW, Suite 550  
Washington, D.C. 20006  
Tel: (202) 295-6605  
jason.mcelroy@saul.com  
peter.nanov@saul.com

Jeffrey S. Robbins (Admitted *Pro Hac Vice*)  
Joseph D. Lipchitz (Admitted *Pro Hac Vice*)  
SAUL EWING LLP  
131 Dartmouth St., Suite 501  
Boston, MA 02116  
Tel: (617) 912-0941  
Email: jeffrey.robbs@saul.com  
joseph.lipchitz@saul.com

***Counsel for The Corporation for Public  
Broadcasting***

/s/ Trisha Anderson

Trisha Anderson (D.C. Bar 497224)  
Kaitlin Konkel (D.C. Bar 1021109)  
Helia Bidad (*pro hac vice*)  
HECKER FINK LLP

1050 K Street NW, Suite 1040  
Washington, DC 20001  
Telephone: (212) 763-0883  
tanderson@heckerfink.com  
kkonkel@heckerfink.com  
hbidad@heckerfink.com

*Counsel for Plaintiff Diane Kaplan*

BRETT A. SHUMATE  
Assistant Attorney General  
Civil Division

CHRISTOPHER R. HALL  
Assistant Director, Federal Programs Branch

/s/ *Jeremy S.B. Newman*  
JEREMY S.B. NEWMAN  
Trial Attorney  
United States Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, N.W.  
Washington, DC 20005  
Tel: (202) 532-3114  
Fax: (202) 616-8470  
Email: jeremy.s.newman@usdoj.gov

*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on January 5, 2026, I filed the foregoing via the Court's CM/ECF system, which will serve the same on all parties and counsel of record.

/s/ *Joseph D. Lipchitz*  
Joseph D. Lipchitz