

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

FREEDOM OF THE PRESS FOUNDATION,
et al.,

Plaintiffs,

v.

DONALD TRUMP, *et al.*,

Defendants.

Case No. 26-cv-1402-JDB

[Proposed] ORDER

Upon consideration of Plaintiff’s Motion for Preliminary Injunction, the opposition thereto, and the entire record herein, it is hereby:

ORDERED that Plaintiffs’ Motion for Preliminary Injunction is **GRANTED**; it is further

ORDERED that Defendants Executive Office of the President (“EOP”), White House Office, Office of the Vice President, and Susan Wiles (collectively, the “EOP Defendants”) are **PRELIMINARILY ENJOINED** during the pendency of this litigation from implementing, applying, invoking, or otherwise acting pursuant to the White House recordkeeping guidance that was issued to all EOP personnel on April 2, 2026, titled “Records Retention Policy After Office of Legal Counsel Finding that the Presidential Records Act is Unconstitutional” (the “April 2 EOP Policy”); it is further

ORDERED that the EOP Defendants shall immediately and fully comply during the pendency of this litigation with their obligations to preserve electronic messages constituting Presidential or Vice-Presidential records under 44 U.S.C. § 2201(2), § 2203(a), § 2207, and § 2209, notwithstanding any contrary directives in the April 2 EOP Policy; it is further

ORDERED that the EOP Defendants shall during the pendency of this litigation preserve—and not dispose of or cause the disposal of—electronic messages constituting Presidential or Vice-Presidential records in accordance with 44 U.S.C. § 2201(2), § 2203(a), § 2207, and § 2209, notwithstanding any contrary directives in the April 2 EOP Policy; it is further

ORDERED that the EOP Defendants shall immediately distribute this preliminary injunction to all EOP components and personnel to whom they circulated the April 2 EOP Policy, with instructions not to follow any contrary directives in the April 2 EOP Policy during the pendency of this litigation; and it is further

ORDERED that the EOP Defendants shall file a notice with the Court within two days of entry of this Order describing the steps they have taken to comply with this Order.

SO ORDERED.

Date: _____

Honorable John D. Bates
United States District Judge