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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

No. 5:25-cv-05632-PCP

NOTICE OF APPEAL

FRESCIA GARRO PINCHI; *et al.*,

Plaintiffs,

v.

KRISTI NOEM, in her official capacity as
Secretary of Homeland Security; *et al.*,

Defendants.

1 NOTICE is hereby given that Defendants appeal to the United States Court of Appeals
2 for the Ninth Circuit from this Court's Order Provisionally Certifying Class and Staying Agency
3 Action dated December 19, 2025 (ECF No. 85).

4
5 Dated: January 29, 2026

Respectfully Submitted,

6 BRETT A. SHUMATE
7 Assistant Attorney General
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9 BENJAMIN MARK MOSS
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those indicated as non-registered participants.

DATED: January 29, 2026

/s/ Jessica D. Strokus

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