

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

DONALD J. TRUMP,

Plaintiff,

v.

Civil Action No. 1:19-cv-2173-TNM

COMMITTEE ON WAYS AND MEANS,
UNITED STATES HOUSE OF
REPRESENTATIVES; LETITIA JAMES, in
her official capacity as Attorney General of
New York State; and MICHAEL R.
SCHMIDT, in his official capacity as
Commissioner of the New York State
Department of Taxation and Finance,

Defendants.

EMERGENCY APPLICATION FOR RELIEF UNDER THE ALL WRITS ACT

Plaintiff Donald J. Trump asks this Court to enjoin Defendant Committee on Ways and Means's Chairman, Representative Richard Neal, from requesting or receiving Plaintiff's state tax returns from New York until Plaintiff obtains an opportunity for judicial review. The President is in an intolerable situation: If he seeks relief after the Committee's Chairman requests his state tax returns, the returns might be disclosed before he can be heard in court. At the same time, immediate judicial review could force the Court to prematurely decide constitutional issues that might otherwise be avoided. The All Writs Act affords the Court discretion to fashion equitable relief "necessary to preserve the availability of meaningful judicial review." *Astrazeneca Pharmaceuticals LP v. Burwell*, 197 F. Supp. 3d 53, 56 (D.D.C. 2016). The Court should exercise that discretion here.

In accordance with LCvR 7(m), Plaintiff's counsel contacted counsel for the Committee and the New York Defendants about this emergency application for relief. The Committee opposes the application; the New York Defendants take no position.

Dated: July 24, 2019

Respectfully submitted,

s/ William S. Consovoy

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Counsel for President Donald J. Trump

CERTIFICATE OF SERVICE

I certify that I emailed a copy of this application, its exhibits, and all pleadings to date in this case to counsel for the Committee on Ways and Means, Douglas.Letter@mail.house.gov, and counsel for the New York defendants, Andrew.Amer@ag.ny.gov.

/s/ William S. Consovoy
Counsel for President Donald J. Trump
Dated: July 24, 2019