

# HOLWELL SHUSTER & GOLDBERG LLP

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September 30, 2025

## ***Via Electronic Filing***

Honorable Scott S. Harris  
Clerk of the Supreme Court of the United States  
1 First Street, NE  
Washington, D.C. 20543

**Re: *Harper v. Bessent*, No. 25-367 (U.S.)**

Dear Mr. Harris,

I represent Todd Harper and Tanya Otsuka, Members of the National Credit Union Administration Board whom the President purported to remove without cause on April 28, 2025. They challenged their dismissal and obtained a final judgment and permanent injunction in district court reinstating them to their positions. The case is now on appeal in the D.C. Circuit (No. 25-5268).

On September 25, Mr. Harper and Ms. Otsuka filed a petition for a writ of certiorari before judgment, which was docketed yesterday, together with a motion to expedite consideration of their petition.

We write to inform the Court that yesterday, the D.C. Circuit, on its own motion, ordered the appeal held in abeyance pending this Court's disposition of *Trump v. Slaughter*, No. 25-332. A copy of the D.C. Circuit's per curiam order is attached.

We thank the Court for its attention to this matter.

Respectfully submitted,

/s/ Vincent Levy

Vincent Levy

*Counsel for Todd Harper and Tanya Otsuka*

w/encl.

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 25-5268****September Term, 2025****1:25-cv-01294-AHA****Filed On: September 29, 2025**

Todd M. Harper, in his personal capacity and  
in his official capacity as a Member of the  
National Credit Union Administration Board  
and Tanya F. Otsuka, in her personal  
capacity and in her official capacity as a  
Member of the National Credit Union  
Administration Board,

Appellees

v.

Scott Bessent, in his official capacity as  
Secretary of the Treasury, et al.,

Appellants

**ORDER**

It is **ORDERED**, on the court's own motion, that this case be removed from the November 21, 2025, oral argument calendar and held in abeyance pending the Supreme Court's disposition of *Donald Trump, et al. v. Rebecca Slaughter, et al.*, No. 25-332 (*cert. granted*, Sept. 22, 2025).

The parties are directed to file motions to govern future proceedings in this case within 30 days of the disposition by the Supreme Court.

**Per Curiam**

**FOR THE COURT:**

Clifton B. Cislak, Clerk

BY: /s/  
Michael C. McGrail  
Deputy Clerk