



U.S. Department of Justice

Office of the Solicitor General

Washington, D.C. 20530

January 14, 2026

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

Re: FCC, et al. v. AT&T, Inc., No. 25-406
Verizon Communications Inc. v. FCC, et al., No. 25-567

Dear Mr. Harris:

On January 9, 2026, this Court granted certiorari in the above-captioned cases and consolidated them for briefing and argument. On behalf of all parties, we respectfully request that the parties be realigned so that the carriers (respondent in No. 25-406 and petitioner in No. 25-567) are treated as petitioners and the federal parties (petitioners in No. 25-406 and respondents in No. 25-567) are treated as respondents. If this Court adopts the proposed realignment, the carriers would file a single, consolidated opening brief within 45 days after the order granting certiorari; the federal parties would file a single, consolidated response brief within 30 days after the carriers' opening brief is filed; and the carriers would file a single, consolidated reply brief within the time allowed by this Court's Rule 25.3.

This Court has on occasion realigned parties to ensure that the same parties are not treated as petitioners in one case and respondents in another, overlapping case. See, e.g., Order, *Campos-Chaves v. Garland*, No. 22-674 (Aug. 4, 2023); Order, *Pugin v. Garland*, No. 22-23 (Jan. 30, 2023); Order, *Axon Enterprise Inc. v. FTC*, No. 21-86 (June 1, 2022). Adopting that approach here would coordinate the parties' briefing schedules and minimize duplicative briefing.

All parties to these cases consent to this motion.

Sincerely,

D. John Sauer
Solicitor General

cc: See Attached Service List

25-0406

FEDERAL COMMUNICATIONS COMMISSION, ET
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