



U.S. Department of Justice

Office of the Solicitor General

Washington, D.C. 20530

July 18, 2025

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

Re: Trump v. Boyle, No. 25A11

Dear Mr. Harris:

On July 2, 2025, the government filed an application to vacate the district court's injunction reinstating respondents as members of the Consumer Product Safety Commission. We explained (Appl. 23) that the lower courts are currently considering multiple suits in which members of multimember agencies are challenging their removal and seeking reinstatement.

Yesterday, in one of those suits, the U.S. District Court for the District of Columbia held that the President's removal of a member of the Federal Trade Commission was unlawful and reinstated the removed member to office. See *Slaughter v. Trump*, No. 25-cv-909, 2025 WL 1984396 (July 17, 2025). The court acknowledged that, in *Trump v. Wilcox*, 145 S. Ct. 1415 (2025), this Court had stayed orders reinstating removed members of the National Labor Relations Board and Merit Systems Protection Board. See *Slaughter*, 2025 WL 1984396, at *10. But the court declined to follow that precedent because the *Wilcox* stay "is not a decision on the merits" and "does not cite any substantive case law to support" its weighing of the equities. *Id.* at *10, *19. The court instead reinstated the removed Commissioner based on "its own analysis" of those issues. *Id.* at *19.

I would appreciate it if you would circulate this letter to the Members of the Court.

Sincerely,

D. John Sauer
Solicitor General

cc: See Attached Service List

SERVICE LIST: 25A11 TRUMP, ET AL. V. BOYLE, ET AL.

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