

United States Court of Appeals  
for the Fifth Circuit

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No. 23-50491

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CAREER COLLEGES AND SCHOOLS OF TEXAS,

*Plaintiff—Appellant,*

*versus*

UNITED STATES DEPARTMENT OF EDUCATION; MIGUEL  
CARDONA, *Secretary, U.S. Department of Education, in his official capacity  
as the Secretary of Education,*

*Defendants—Appellees.*

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 1:23-CV-433

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Before JONES, DUNCAN, and WILSON, *Circuit Judges.*

PER CURIAM:

IT IS ORDERED that Appellant’s Opposed Emergency Motion for Injunction Pending Appeal of the borrower-defense and closed-school provisions of a “Rule” governing student loan discharges, 87 Fed. Reg. 65904 (Nov. 1, 2022), is GRANTED. *See* 5 U.S.C. § 705; *see also Chamber of Com. of United States of Am. v. United States Dep’t of Lab.*, 885 F.3d 360, 384 (5th Cir. 2018), *judgment entered sub nom. Chamber of Com. of Am. v.*

*United States Dep't of Lab.*, No. 17-10238, 2018 WL 3301737 (5th Cir. June 21, 2018).

It is further ORDERED that the case shall be heard by this panel during the sitting commencing November 6, 2023. It is further ORDERED that the parties may incorporate previous briefing in this matter and use the current briefing schedule to supplement their arguments as necessary.

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

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August 07, 2023

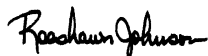
MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 23-50491 Career Colleges v. EDUC  
USDC No. 1:23-CV-433

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Roeshawn Johnson, Deputy Clerk  
504-310-7998

Ms. Allyson B. Baker  
Mr. Philip Devlin  
Ms. Katherine Hancock  
Mr. Stephen Blake Kinnaird  
Mr. Cody T. Knapp  
Mr. Michael F. Murray  
Mr. Tor Tarantola  
Ms. Jennifer Utrecht  
Mr. Philip Avery Vickers