

**APPENDICES TO
PLAINTIFFS' MEMORANDUM OF LAW
IN SUPPORT OF MOTION FOR PARTIAL SUMMARY
JUDGMENT**

APPENDIX 1

February Delegation

(HSA Delegation 00106, Revision 08.4)

Track 1
In cases of the Secretary's **death, resignation, or inability to perform** the functions of the office

Track 2
In cases where the Secretary was unavailable to act during a **disaster or catastrophic emergency**



EO 13753

Annex A

(1)
Deputy Secretary
as required by
6 U.S.C.
§ 113(a)(1)(A)

(1)
Deputy Secretary
as required by
6 U.S.C.
§ 113(a)(1)(A)

(2)
Under Secretary of Management
as required by
6 U.S.C.
§ 113(g)(1)

(2)
Under Secretary of Management
as required by
6 U.S.C.
§ 113(g)(1)

(3)
FEMA Administrator

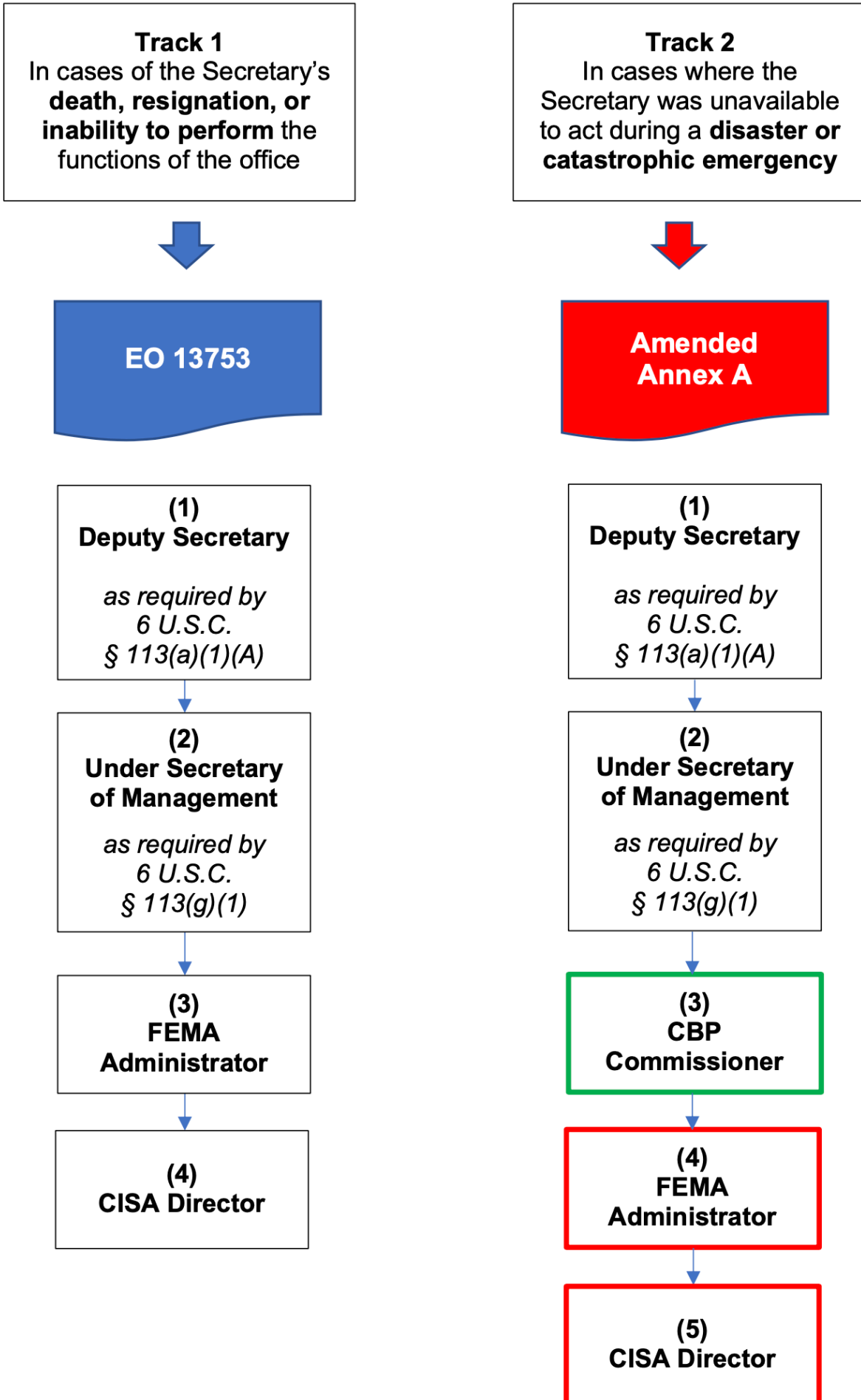
(3)
FEMA Administrator

(4)
CISA Director

(4)
CISA Director

APPENDIX 2

April Delegation
(HSA Delegation 00106, Revision 08.5)



APPENDIX 3

**Order of Succession
(after Secretary Nielsen's Resignation)**

Track 1
In cases of the Secretary's **death, resignation, or inability to perform the functions of the office**



EO 13753

(1)
Deputy Secretary
*as required by
6 U.S.C.
§ 113(a)(1)(A)*

Vacant since
April 14, 2018

(2)
**Under Secretary
of Management**
*as required by
6 U.S.C.
§ 113(g)(1)*

Resigned
April 10, 2019

(3)
**FEMA
Administrator**

Held by **Acting
Officer** on
April 10, 2019

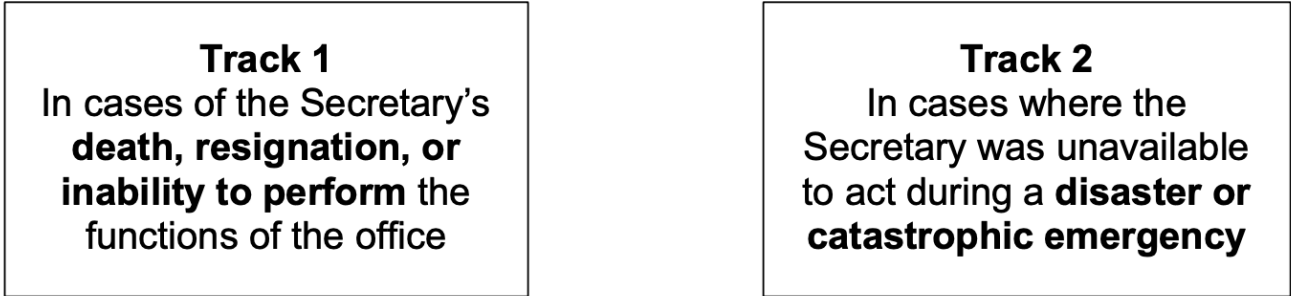
(4)
CISA Director
Christopher Krebs



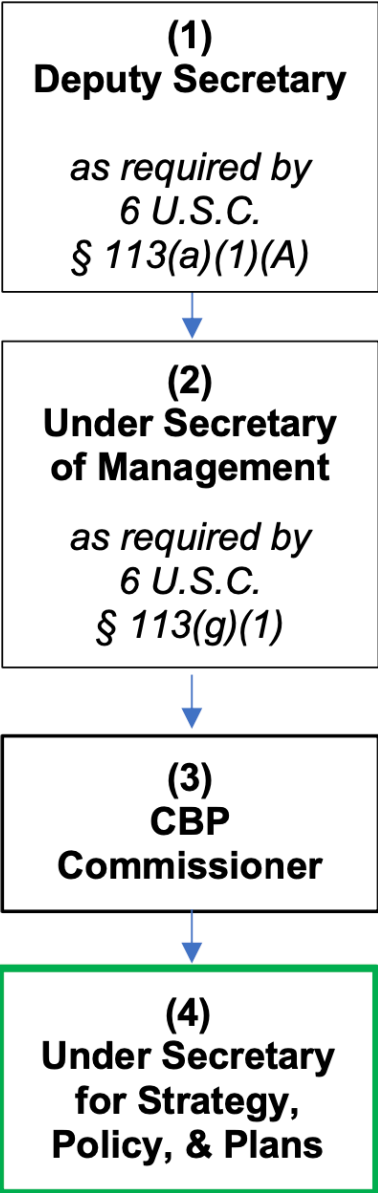
(7)
CBP Commissioner
Kevin McAleenan

APPENDIX 4

November Delegation
(HSA Delegation 00106, Revision 08.6)

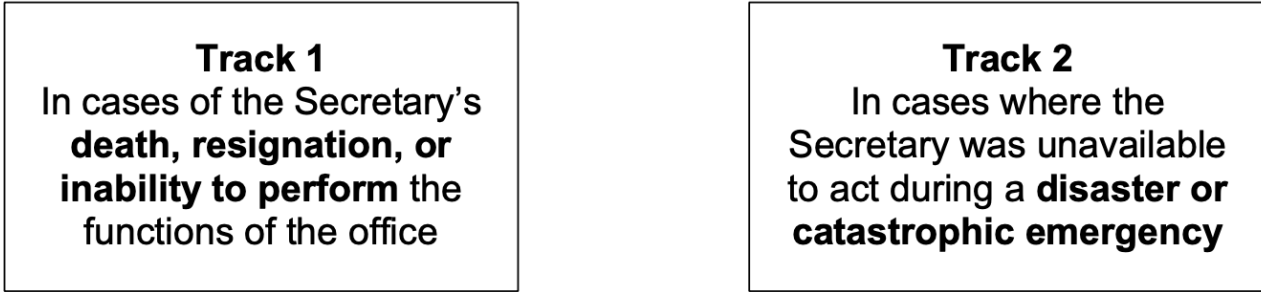


Further Amended Annex A



APPENDIX 5

Government's Claimed Order of Succession (after Mr. McAleenan's Purported Resignation)



Further Amended Annex A

(1)
Deputy Secretary
as required by 6 U.S.C. § 113(a)(1)(A)

Vacant since April 14, 2018

(2)
Under Secretary of Management
as required by 6 U.S.C. § 113(g)(1)

Resigned April 10, 2019

(3)
FEMA Administrator

Held by Acting Officer on April 10, 2019

(4)
Under Secretary for Strategy, Policy & Plans
Defendant Wolf