

**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS**

AMERICAN FEDERATION OF
GOVERNMENT EMPLOYEES, AFL-CIO,
AMERICAN FEDERATION OF STATE,
COUNTY AND MUNICIPAL
EMPLOYEES, AFL-CIO, and NATIONAL
ASSOCIATION OF GOVERNMENT
EMPLOYEES, INC.,

Plaintiffs,

v.

SCOTT KUPOR, in his official capacity as
Director of the Office of Personnel
Management, OFFICE OF PERSONNEL
MANAGEMENT, and THE UNITED
STATES OF AMERICA,

Defendants.

Case No. 1:25-cv-13305-GAO

**DECLARATION OF FEDERAL WORKER 1 IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY INJUNCTION**

**DECLARATION OF FEDERAL WORKER 1 IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY INJUNCTION**

I, Federal Worker 1, declare:

1. I am a resident of Maryland. I am over the age of 18. I have personal knowledge of the facts set forth below and can competently testify to their truth.

2. I am a member of the American Federation of Government Employees.

3. I have worked for the Department of Education for over a decade. Most recently, I was a GS level researcher and statistician for a sub-agency of the Department, working to help students nationwide. I collected data, ensured we had accurate samples, and conducted statistical analyses of the data. I also made the data available to other researchers.

4. Working in public service is meaningful, and I love it because I get to work among some of the brightest and hardest working people in the country. We get the job done, no matter what.

5. I loved my job. But earlier this year, I lost my job during a reduction in force across the Department of Education. I was told my job series was being abolished.

6. I still need a job and am committed to public service, so as soon as I lost my job, I began regularly looking through USAJobs. I saw that the Department of Education was hiring for a GS position for which I was qualified and with similar duties as the position from which I was terminated. I would love to have my job back, so in September, I applied.

7. For every job that I have seriously considered, including the one that I applied to, the application includes the question: "How would you help advance the President's Executive Orders and policy priorities in this role? Identify one or two relevant Executive Orders or policy initiatives that are significant to you, and explain how you would help implement them if hired."

8. Before 2025, I did not see this question when I applied to federal government roles.

9. I do not think this question is appropriate for civil service jobs like mine. The question is not relevant to the role of a statistician; it politicizes a nonpartisan job. I even went back to the website of my former sub-agency—its mission statement is nonpartisan.

10. As a federal civil servant, I pledged an oath to defend and uphold the U.S. Constitution. I did not swear to defend and uphold the values of any one politician.

11. I did not want to answer the question. And though the question says it is optional to respond, I believed if I seriously wanted the job, I had to answer. It appeared to me that the question is there for a reason, and the government is looking for a particular answer. I did not feel I had a choice to skip answering this question.

12. I went through every single executive order that existed at the time—198 in total. I tried to find one I could write about, but none were relevant to the job. Finally, I chose one that related to charter schools and school choice, though it has nothing to do with my job duties of a statistician, so I would not have the opportunity to “implement” its policy. But because I understand the subject matter, I felt I could write a coherent answer and identify parts of the Executive Order in a way that the Administration would find acceptable. I do not agree with the premise of the policy, though, so I did not feel as if I could share my full opinion. Instead I had to selectively frame my response.

13. I am submitting this declaration under a pseudonym because I fear that if the government or the public learns my identity, I will be retaliated against. I worry both that I will not get the role I’m applying for, and I also worry for my personal safety if I include my name. I was concerned enough that I contacted someone I know who has served as a witness in a lawsuit

against this Administration filed by their organization, to ask about possible retaliation or repercussions.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: November 6, 2025

/s/ Federal Worker 1
FEDERAL WORKER 1

CERTIFICATE OF SERVICE

I certify that this document is being filed through the Court's electronic filing system, which serves counsel for other parties who are registered participants as identified on the Notice of Electronic Filing (NEF). Any counsel for other parties who are not registered participants are being served by first class mail.

/s/Warren A. Braunig

Warren A. Braunig