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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

ARGHAVAN SALLES; ABIGAIL HATCHER;
ANDREA ROSSO; ANN D. COHEN-WILSON;
DOLORES ALBARRACÍN; HEIDI MOSESON;
JADE PAGKAS-BATHER; JONATHAN KYLE
DAW; KATIE EDWARDS; KELTON MINOR;
MICHAEL D. GREEN; SARA JACKSON;
SUZANNE BELL; JORDAN DOE 1; JORDAN DOE
2; JORDAN DOE 3; and JORDAN DOE 4, *on behalf*
of themselves and all others similarly situated,

Plaintiffs,

v.

NATIONAL INSTITUTES OF HEALTH; JAY
BHATTACHARYA, *in his official capacity as*
Director of the National Institutes of Health; UNITED
STATES DEPARTMENT OF HEALTH AND
HUMAN SERVICES; ROBERT F. KENNEDY, JR.,
in his official capacity as Secretary of the United States
Department of Health and Human Services; and
UNITED STATES DOGE SERVICE,

Defendants.

Case No. 3:26-cv-10510-SK

DECLARATION OF OSCAR HEANUE

* Application for *Pro Hac Vice* Admission Forthcoming

** Out-of-State Licensee Renewal Pending

(Additional Counsel on Behalf of Plaintiffs)

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* Application for *Pro Hac Vice* Admission Forthcoming

1 I, Oscar Heanue, declare:

2 1. I am an attorney admitted to practice in the District of Columbia. I am employed by the
3 Center for Science in the Public Interest, counsel for Plaintiffs in this action. I have been admitted to
4 appear before the Court *pro hac vice*, pursuant to the Court's order at ECF No. 24.

5 2. I submit this declaration in support of Plaintiffs' Motion for Preliminary Injunction,
6 pursuant to Federal Rule of Civil Procedure 65.

7 3. The facts set forth herein are based upon my personal knowledge or a review of the files
8 in my possession.

9 4. I have attached to this declaration true and correct copies of publicly promulgated or
10 issued documents, as follows:

11 5. Attached hereto as **Exhibit 1** is a true and correct copy of a National Institutes of Health
12 ("NIH") webpage entitled "Mission and Goals," also available at <https://perma.cc/US7D-QYTH>. The
13 copy was created on September 7, 2026.

14 6. Attached hereto as **Exhibit 2** are excerpts from the March 2026 NIH Grants Policy
15 Statement, reflecting the Introduction and Sections 2.4, 8.2, 8.4, 14.9 of same.

16 7. Attached hereto as **Exhibit 3** is a true and correct copy of an NIH webpage entitled "New
17 to NIH," also available at <https://perma.cc/5ANL-PLSM>. The copy was created on September 23, 2026.

18 8. Attached hereto as **Exhibit 4** is a true and correct copy of a February 21, 2025 document
19 entitled "Restoring Scientific Integrity and Protecting the Public Investment in NIH Awards," issued by
20 NIH Acting Director Matthew Memoli.

21 9. Attached hereto as **Exhibit 5** is a true and correct copy of an email exchange between
22 Brad Smith and Matthew Memoli dated February 22, 2025, obtained from the Administrative Record
23 produced in *Am. Pub. Health Assoc. v. Nat'l Insts. of Health*, No. 25-cv-10787 (D. Mass. 2025)
24 ("APHA"), at NIH_GRANTS_003752–53.

25 10. Attached hereto as **Exhibit 6** is a true and correct copy of an excerpt from the transcript
26 of the April 4, 2025 deposition of Liza Bundesen taken in the matter of *Washington v. Trump*, No. 2:25-
27 cv-00244-LK (W.D. Wash. 2025), which excerpt reflects pp. 1–4 and 35–39 thereof.

1 11. Attached hereto as **Exhibit 7** is a true and correct copy of an email from Matthew
2 Memoli to Liza Bundesen and accompanying attachments, dated February 28, 2025, obtained from the
3 Administrative Record produced in *APHA*, at NIH_GRANTS_002469–87.

4 12. Attached hereto as **Exhibit 8** is a true and correct copy of an email from Rachel Riley to
5 Liza Bundesen, dated February 28, 2025, and an accompanying termination letter obtained from the
6 Administrative Record produced in *APHA*, at NIH_Grants_002296 and NIH_Grants_002303–04. For
7 the Court's convenience, a zoomed-in and cropped version of NIH_Grants_002296 is provided as the
8 second page of the exhibit.

9 13. Attached hereto as **Exhibit 9** is a true and correct copy of an email from Matthew
10 Memoli to John Lorsch and Michelle Bulls dated March 24, 2025, obtained from the Administrative
11 Record produced in *APHA*, at NIH_GRANTS_002562.

12 14. Attached hereto as **Exhibit 10** is a true and correct copy of a March 4, 2025 document
13 entitled “Staff Guidance – Award Assessments for Alignment with Agency Priorities,” obtained from
14 the Administrative Record produced in *APHA*, at NIH_GRANTS_002136–42.

15 15. Attached hereto as **Exhibit 11** is a true and correct copy of a March 13, 2025 email from
16 Michelle Bulls to Chief Grant Management Officers, with the subject line “Award Revision Guidance
17 and List of Terminated Grants via letter on 3/12,” and an attachment entitled “Termination Categories,”
18 obtained from the Administrative Record produced in *APHA*, at NIH_GRANTS_001957–58 and
19 NIH_GRANTS_001968.

20 16. Attached hereto as **Exhibit 12** is a true and correct copy of a March 25, 2025 document
21 entitled “NIH Grants Management Staff Guidance – Award Assessments for Alignment with Agency
22 Priorities - March 2025,” obtained from the Administrative Record produced in *APHA*, at
23 NIH_GRANTS_003216–30.

24 17. Attached hereto as **Exhibit 13** is a true and correct copy of a May 7, 2025 document
25 entitled “NIH Grants Management Staff Guidance – Award Assessments for Alignment with Agency
26 Priorities – DRAFT,” obtained from the Administrative Record produced in *APHA*, at
27 NIH_GRANTS_003548–78.
28

1 18. Attached hereto as **Exhibit 14** is a true and correct copy of a May 15, 2025 document
2 entitled “NIH Grants Management Staff Guidance – Award Assessments for Alignment with Agency
3 Priorities – DRAFT,” obtained from the Administrative Record produced in *APHA*, at
4 NIH_GRANTS_003517–46.

5 19. Attached hereto as **Exhibit 15** is a true and correct copy of an August 15, 2025 document
6 from NIH Director Jay Bhattacharya entitled “NIH Priorities and Internal Review of Intramural and
7 Extramural Programs.”

8 20. Attached hereto as **Exhibit 16** is a true and correct copy of an NIH Statement entitled
9 “Advancing NIH’s Mission Through a Unified Strategy,” dated August 15, 2025 and updated on July 2,
10 2026, also available at: <https://perma.cc/3WDE-NSJT>. The copy was created on August 6, 2026.

11 21. Attached hereto as **Exhibit 17** is a true and correct copy of an NIH Notice, NOT-OD-26-
12 007, entitled “Reminder of Compliance Requirements for NIH Extramural Recipients Related to
13 Renegotiated Aims, Objectives, Titles, and Abstracts,” also available at: <https://perma.cc/3E9D-BSZ9>.
14 The copy was created on September 15, 2026.

15 22. Attached hereto as **Exhibit 18** is a true and correct copy of a December 12, 2025
16 document entitled “Staff Guidance – Reviewing Grants for Priorities Alignment.”

17 23. Attached hereto as **Exhibit 19** is a true and correct copy of an August 11, 2026 article
18 from Nature entitled “NIH limits funding for research on the health effects of public policy.”

19 24. Attached hereto as **Exhibit 20** is a true and correct copy of a March 26, 2025 article from
20 Nature entitled “Hours after NIH director confirmed, the agency tackles one of his priorities — ending
21 ‘censorship’ in science.” <https://perma.cc/6KUNSQA8>

22 25. Attached hereto as **Exhibit 21** is a true and correct copy of a PowerPoint slide deck
23 published by the National Bureau of Economic Research, dated June 18, 2026, which was used during a
24 presentation given by NIH Director Jay Bhattacharya. This exhibit is also available at:
25 <https://perma.cc/HB54-CJCE>. The copy was created on September 22, 2026.

26 26. Attached hereto as **Exhibit 22** is a true and correct copy of a webpage published by the
27 American Society of Health Economics, titled “NIH Signals New Era For Health Economics,” available
28 at: <https://perma.cc/SW7K-X8DU>. The copy was created on September 22, 2026.

1 I declare under penalty of perjury that the foregoing is true and correct, and that this declaration
2 was executed at Pittsburgh, Pennsylvania this 24 day of September 2026.

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5 Oscar Heanue
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