

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

ELINOR HILTON, COLLEEN FAGAN,
POLYXENIA PANTOS, and CARLYN
WILLIAMS,

on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

Case No. 2:26-cv-00092-JAW

MARKWAYNE MULLIN, Secretary of
Homeland Security; TODD LYONS, Acting
Director, U.S. Immigration and Customs
Enforcement; JOHN A. CONDON, Acting
Executive Director, Homeland Security
Investigations; RODNEY SCOTT,
Commissioner, U.S. Customs and Border
Protection; MICHAEL BANKS, Chief, U.S.
Border Patrol; THE U.S. DEPARTMENT OF
HOMELAND SECURITY; U.S.
IMMIGRATION AND CUSTOMS
ENFORCEMENT; HOMELAND SECURITY
INVESTIGATIONS; U.S. CUSTOMS AND
BORDER PROTECTION; U.S. BORDER
PATROL; UNIDENTIFIED FEDERAL
AGENCIES; and UNIDENTIFIED FEDERAL
AGENTS,

Defendants.

**PROPOSED INTERVENOR MAINE TRUST FOR LOCAL NEWS L3C'S
MOTION TO INTERVENE AND FOR ACCESS TO JUDICIAL RECORDS**

Non-party the Maine Trust for Local News L3C, which publishes and is referred to herein as the Portland Press Herald (“the Press Herald”), hereby moves pursuant to Federal Rule of Civil Procedure 24(b) to intervene in the above-captioned case for the limited purpose of obtaining public access to certain judicial records filed in the case in connection with the motion for

preliminary injunction, ECF No 101-1, and motion to dismiss, ECF No. 117 (collectively, the “Records”).¹

This motion is made on the grounds that (1) the Press Herald is entitled to intervene in this case for the limited purpose of asserting its common law and First Amendment rights to access the Records; (2) the common law and First Amendment rights of access attach to the Records; and (3) these strong presumptions have not been, and cannot be, overcome. In support of its motion, the Press Herald relies upon and incorporates its concurrently filed Memorandum of Law.

Plaintiffs do not oppose the Press Herald’s intervention for this limited purpose, nor relief to unseal the Records, other than as to the limited sealing Plaintiffs have asked for relating to third-party names, third-party personal information (e.g., employment affiliation), and personally identifiable information. Defendants oppose the Press Herald’s Motion.

WHEREFORE, the Press Herald respectfully requests that the Court enter an order granting the motion to intervene and directing that the Records be unsealed and/or that Defendants must file versions of the Records without redactions for which they have not met their burden.

Dated: October 23, 2026

Respectfully submitted,

/s/ Sigmund D. Schutz
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¹ See App’x A (fully sealed docket entries); *see, e.g.*, ECF Nos. 117-2, 117-10, 132-22, 134-5 (examples of records with significant redactions).

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* *pro hac vice* appl. forthcoming

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