

EXHIBIT E(1)

National Science Foundation Stipulation

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NEETA THAKUR, et al.,	)	CASE NO. 3:25-cv-04737-RL
	)	
Plaintiffs,	)	
	)	
vs.	)	Parties' Stipulations and Agreement to Obviate
	)	Discovery as to NSF and NSF's Stipulations of
DONALD J. TRUMP, ET AL.,	)	Fact and Agreement to Produce Grants
	)	Spreadsheet
Defendants.	)	
	)	

Plaintiffs and NSF hereby agree that, with respect to the claims and defenses in this litigation as to NSF, neither Plaintiffs nor NSF shall seek discovery under the Federal Rules of Civil Procedure, whether written, by deposition, or otherwise, subject to the terms in this stipulation. The Parties further agree that this agreement withdraws the requests for production and interrogatories served on NSF on March 17, 2026, and anticipated deposition notices. The Parties further agree that this agreement applies to any discovery, whether written, by deposition, or otherwise, that could otherwise be sought and served as to any Plaintiff, as to NSF, as to any other Defendant, or as to any non-party to this suit, to the extent that discovery seeks to establish a claim or defense as to NSF.

In exchange for obviating already-served discovery and discovery that could otherwise be sought and served, NSF agrees to produce the spreadsheet of grants described below and to the stipulations set forth below.

I. Spreadsheet of Grants

NSF agrees to produce a spreadsheet with the categories of information listed in this section. The spreadsheet will consist of all grants that the agency has identified as involving University of California researchers, including faculty, staff, academic appointees, and employees across the University of California system who are named as principal researchers, investigators, or project leaders on the grant applications for previously awarded research grants at NSF that were terminated or indefinitely suspended. The produced spreadsheet will be signed by a NSF official.

NSF agrees that Plaintiffs have the right, within 7 days of production of NSF's spreadsheet, to meet and confer and raise any identified technical errors, omissions, or formatting issues with the spreadsheet. NSF will make reasonable, good-faith efforts to resolve any

identified issues. If NSF and Plaintiffs are unable to resolve any remaining disputes regarding the spreadsheet, the Parties agree to submit their disagreement to the Court for resolution in accordance with the Court's procedures regarding discovery disputes.

Spreadsheet Columns

Grant details:

1. Granting Agency (including sub-agency if applicable, e.g., HHS-NIH)
2. Federal Award ID # (FAIN)
3. Project Name/Description/Title of Award/Project Summary
4. Recipient/Grantee Name (i.e., the direct grantee entity, e.g., "UC Irvine" or "Brown University")
5. UC location (for direct or, if applicable, sub-awards, e.g., "UCLA")
6. UC principal researcher, investigator, and/or project leader on the grant application(s)
7. Date obligated
8. Grant term (both start & end dates)
9. Date terminated or suspended
10. Date reinstated

Funding Details:

11. Amount awarded
12. Amount funded as of March 30, 2026 or to date (agency's best estimate)
13. Amount remaining when terminated or suspended
14. Statute(s) directing/authorizing the grant funds

Termination details:

15. EO(s) or executive directive(s) or agency priority implicated in the grant's termination
16. Term(s) or phrases identified in grant that resulted in termination
17. Other than the EO(s) or executive directive(s) identified above, any legal basis NSF contends allowed it to terminate the grant

II. Stipulations

Solely for the purposes of the present litigation and for no other purpose, with respect to the grants at issue in this litigation, NSF stipulates to the following facts:

1. NSF acted pursuant to Executive Orders or executive directives, meaning an agency memorandum, or other formal written articulation of agency priorities, when reviewing grants for termination.
2. NSF terminated the grants at issue in a uniform manner based on Executive Orders or executive directives.
3. When identifying grants for termination review, NSF used:
 - a. search terms, keywords, or phrases to identify grants for termination review.
 - i. The search terms and/or phrases used by NSF are described in the NSF-specific stipulation to be provided at the time NSF completes production of the Spreadsheet described above.¹
 - b. artificial intelligence tools or software.²
 - i. If AI tool(s) were used by NSF, the AI tool(s) and the prompts used will be provided at the time NSF completes production of the Spreadsheet described above.
4. NSF identified grants at issue for termination pursuant to the Executive Orders or executive directives, meaning an agency memorandum or formal, written description of agency priorities, which are to be provided at the time NSF completes production of the Spreadsheet described above.³
5. When identifying grants for termination, NSF selected those that expressed, or were presumed to express, viewpoints disfavored by the Administration, as set forth in Executive Orders or NSF's executive directives, because NSF no longer wished to subsidize those grants' viewpoints, or presumed viewpoints, such as the subject and/or topic of the grant.

¹ The provisions of search terms and/or phrases shall be made in the following format:

NSF used search terms, keywords, or phrases to identify and terminate grants presumed to express viewpoints—such as subjects and/or topics of the grant—that NSF no longer wished to subsidize. NSF used the following search terms, keywords, or phrases to identify grants for termination:

List.

² NSF will identify whether artificial intelligence tools or software were used at the time it completes production of the Spreadsheet described above and does not concede any such tools or software were used by signing these stipulations.

³ NSF agrees to identify where Plaintiffs can find the relevant EO or directive, including producing such document if it is not publicly available.

6. NSF accepts that the search terms, keywords, or other criteria used to determine which grants to terminate were designed to identify grants that expressed, or were presumed to express, viewpoints the Administration no longer wished to subsidize, as set forth in Executive Orders or NSF's executive directives. NSF accepts that the search terms, keywords, or other criteria were used to identify subjects and/or topics of the grant encompassing, or presuming to encompass, the relevant viewpoints.
7. NSF used standardized or form termination letters to notify grantees of the termination of the grants, rather than letters tailored to the specific circumstances of each grant.
8. NSF accepts that it did not consider the reliance interests of individual researchers prior to termination of grants.
9. NSF identified grants for termination using general criteria, rather than a grant-specific assessment of each award's compliance, or performance.
10. The grants at issue were made using funds appropriated for the purpose of grant-making.
11. NSF has not re-allocated the terminated funds to other grant-making programs.
12. NSF's enabling statute or other legislation includes grant-making as a directive from Congress to NSF.
13. NSF did not terminate any grants based on alleged noncompliance with the terms of the grant.
14. NSF agrees that the number of terminated grants renders joinder of all class members impracticable, except as to Count III which does not apply to NSF.

NSF further agrees that the portions of stipulations 3 and 4 that so indicate shall be finalized and signed alongside production of the Spreadsheet described above.

REBECCA L KEISER Digitally signed by REBECCA L
KEISER
Date: 2026.05.11 11:47:25 -04'00'

Rebecca Keiser
Chief of Staff (Acting) and Chief of Research Security, Strategy, and Policy
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Dated: May 12, 2026

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Date: May 11, 2026

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Respectfully submitted,

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Thakur, et al., v. Trump, et al., 25-cv-04737-RL

Grants Spreadsheet and Responses to Stipulations 3 & 4

I. Grants Spreadsheet

NSF provides a spreadsheet with the information listed in Section I of NSF's May 11, 2025, Stipulation Agreement. The spreadsheet is marked "Privacy Sensitive/Contains PII" as it contains the names of UC principal researchers.

II. Answers to Stipulations 3a, 3b, and 4

Stipulation 3a

NSF used search terms, keywords, or phrases to identify and terminate grants presumed to express viewpoints – such as subjects and/or topics of the grant – that NSF no longer wished to subsidize. NSF used the following search terms, keywords, or phrases to identify grants for termination:

- A. The search terms, keywords, or phrases (and, when publicly released, the database of several thousand NSF grants) identified by Senator Ted Cruz in the November 2024 report, *Division. Extremism. Ideology. How the Biden-Harris NSF Politicized Science*. See NSF_Thakur_00100-00101; see also Keiser Declaration ¶ 6, Sept. 30, 2025, at NSF_Thakur_00872.
- B. DEIA-related keywords identified by Senator Ted Cruz and keywords related to mis- dis- and mal-information (MDM). See NSF_Thakur_00857-00868 and Keiser Declaration ¶ 7, Sept. 30, 2025, at NSF_Thakur_00872.

Stipulation 3b

NSF used an internal computation model to refine the results of the keyword searches. The internal computational model, the *NSF Search Tool*, developed dynamic, semantic, terms related to DEIA and generated a list of terms. See NSF_Thakur_00869-00870 and Keiser Declaration ¶¶ 8 & 9, Sept. 30, 2025, NSF_Thakur_00872; see also NSF_Thakur_00102-00104.

Stipulation 4

NSF Statement of Priorities (Apr. 18, 2025), <https://www.nsf.gov/updates-on-priorities> (last visited May 27, 2026).

U.S. Department of Justice Notice of Findings Regarding the University of California, Los Angeles (Jul. 29, 2025), <https://www.justice.gov/crt/media/1409416/dl?inline> (last visited May 27, 2026).