



Homeland
Security

December 08, 2021

Subject: Chief Procurement Officer Message on the Nationwide Injunction Issued by the District Court of the Southern District of Georgia Concerning Implementation of Executive Order 14042

Dear Industry Partner:

This message supersedes my December 6, 2021 message regarding the November 30, 2021 preliminary injunction issued by the United States District Court for the Eastern District of Kentucky.

On December 7, 2021, the United States District Court for the Southern District of Georgia Augusta Division ordered a nationwide injunction enjoining the Government from implementing Executive Order 14042 in all covered contracts. I am hereby providing notice that DHS will take no action to enforce DHS FAR Class Deviation 22-01, Executive Order 14042, "Ensuring Adequate COVID Safety Protocols for Federal Contractors" in contracts, task orders, delivery orders or other contract-like instruments. At this time, all Government efforts to enforce the clause are suspended.

My office is providing ongoing guidance to the DHS acquisition workforce. Thank you again for your patience while we work to ensure compliance with this court order.

Sincerely,

Paul Courtney
Chief Procurement Officer