



Corporate Transparency Act Preliminary Injunction is Reinstated

Client Advisories

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On December 3, 2024, in *Texas Top Cop Shop, Inc. v. Garland*, the U.S. District Court for the Eastern District of Texas issued a nationwide preliminary injunction temporarily preventing the U.S. Department of Treasury's Financial Crimes Enforcement Network ("FinCEN") from enforcing the Corporate Transparency Act ("CTA"). See our [Advisory](#).

On December 23, 2024, a "motion panel" of the U.S. Court of Appeals for the Fifth Circuit entered an order staying the preliminary injunction, thus allowing FinCEN to enforce the CTA. See our [Advisory](#). Shortly thereafter, FinCEN issued an alert extending certain deadlines to file beneficial ownership information reports. See our [Advisory](#).

On December 26, 2024, a "merits panel" of the U.S. Court of Appeals for the Fifth Circuit entered an [order](#) vacating the stay of the preliminary injunction, which means that the nationwide preliminary injunction is reinstated. As a result, FinCEN cannot enforce the CTA and its implementing regulations and all extended filing deadlines are stayed for the time being.

What to do now? Good question! Please review the last paragraph of our [December 9, 2024 Advisory](#) for possible courses of action.

For more information about the CTA in general, please see our [November 18, 2024 Advisory](#).

If you have any questions, please contact [Gianfranco Pietrafesa](#) at gpietrafesa@archerlaw.com or 201-498-8559, or any member of Archer & Greiner's [Business Counseling Group](#).

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