



Law Offices of
David P. Sheldon, PLLC

David P. Sheldon, Admitted in DC, MD & MT | Karen Hecker, Esq. Admitted in DC, MD, CO
Annie W. Morgan, Esq., Admitted in VA | Dylan Thayer, Esq., Admitted in NY & DC

November 21, 2025

MEMORANDUM

To: Potential Members of the USPHS Class Action Suit
Re: Back Pay and Next Steps

We are contacting you to provide general information regarding the case *Futch et al. v. USA*, 1:25-cv-01915-EDK, currently pending in the U.S. Court of Federal Claims. This letter is intended only to share publicly available updates and procedural details. This communication does not constitute legal advice and should not be interpreted as creating an attorney-client relationship.

1. Back Pay Disbursement

The federal government has reopened and begun the process of disbursing backpay. Many of you have already received your pay. If you have not, please continue to monitor your bank accounts to confirm when you receive your backpay. Please also let us know if you have not received it.

2. Next Steps

Because back pay has begun disbursing, the government will likely move to dismiss the case as moot. At that time, we will formally assess whether the case is not moot since this is a systemic issue subject to the whims of the government.

This situation could be repeated if there is another shutdown after the current funding lapses on January 30, 2026. We will remain in touch as necessary.

Please contact us with any questions or concerns.

Respectfully,

David P. Sheldon, Esq.
LAW OFFICES OF DAVID P. SHELDON, PLLC
100 M Street, SE, Suite 600
Washington, DC 20003
(202) 546-9575
davidsheldon@militarydefense.com