



Tariff-related Litigation Update

Updated: June 12, 2025



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Tariffs Imposed Under IEEPA

“Fentanyl” Tariffs

- **Canada:** 25% *ad valorem* on most goods that are not entered duty free under the United States-Mexico-Canada Agreement (USMCA)
 - Exec. Order 14193, as amended
- **China:** 20% *ad valorem*
 - Exec. Order 14195, as amended
- **Mexico:** 25% *ad valorem* on most goods that are not entered duty free under the USMCA
 - Exec. Order 14194, as amended

Reciprocal Tariffs (Exec. Order 14257, as amended)

- **Baseline:** 10% *ad valorem*
 - Applies to all foreign-origin goods **except** goods originating in Belarus, Canada, Cuba, Mexico, North Korea, and Russia
- **Country-specific rates:** 11–50%
 - Cover 53 countries
 - Scheduled to go into effect on July 9 **except** for China, which will go into effect on August 12
- **Exceptions:**
 - Aluminum articles and derivatives, automobiles, automobile parts, and steel articles and derivatives subject to Section 232 tariffs
 - Canadian- and Mexican-origin goods
 - Goods listed in Annex II to Exec. Order 14257

Status of Legal Challenges to the IEEPA Tariffs

V.O.S. Selections v. Trump (Fed. Cir. May 28, 2025)

Oregon v. Trump (Fed. Cir. May 28, 2025)

- Consolidated appeal
- Court of International Trade (CIT) rulings enjoining the “fentanyl” and reciprocal tariff executive orders stayed pending appeal
- **Parties’ proposed briefing schedule:**
 - June 24 – opening brief
 - July 8 – response briefs
 - July 18 – reply brief
- **Oral argument:** July 31 at 10:00 a.m. (ET)

Learning Resources v. Trump (D.C. Cir. May 30, 2025)

- District court’s preliminary injunction stayed pending government’s appeal
- Motions to govern future proceedings due by June 24

Emily Ley Paper, Inc. v. Trump (Ct. Int’l Trade May 23, 2025)

- Government’s motion to stay proceedings pending; responses due June 25

Webber v. U.S. Department of Homeland Security (D. Mont. Apr. 4, 2025)

- Transferred to CIT
- Appeal pending before Ninth Circuit

California v. Trump (N.D. Cal. Apr. 16, 2025)

- Dismissed due to lack of jurisdiction (June 2)
- Appeal pending before Ninth Circuit