

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

THE HERITAGE FOUNDATION;
AMERICAN CONSERVATIVE VALUES
ETF,

No. 1:25-cv-676-GBW

Plaintiffs,

v.

AIRBNB, INC.; RONALD A. KLAIN;
ELINOR MERTZ; ANGELA YANG;
BRIAN CHESKY; ANGELA AHRENDTS;
AMRITA AHUJA; NATHAN
BLECHARCZYK; KENNETH
CHENAULT; JOE GEBBIA; JEFFREY
JORDAN; ALFRED LIN; JAMES
MANYIKA,

Defendants.

MOTION TO DISMISS WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(2), Plaintiffs hereby move for the voluntary dismissal of all claims in Plaintiffs' Second Amended Complaint with prejudice, with the parties to bear their own costs and attorneys' fees.

Date: July 9, 2026

/s/ Ronald P. Golden III

Stephen B. Brauerman (#4952)

Ronald P. Golden III (#6254)

BAYARD, P.A.

600 North King Street, Suite 400

Wilmington, Delaware 19801

(302) 655-5000

sbrauerman@bayardlaw.com

rgolden@bayardlaw.com

Counsel for Plaintiffs

/s/ James R. Wedeking

James R. Wedeking (*pro hac vice*)

BOYDEN GRAY PLLC

800 Connecticut Ave. NW #900

Washington, DC 20006

(202) 706-5488

jwedeking@boydengray.com

*Counsel for Plaintiff The Heritage
Foundation*

/s/ Philip A. Sechler

Philip A. Sechler (*pro hac vice*)

ALLIANCE DEFENDING FREEDOM

44180 Riverside Parkway

Lansdowne, VA 20176

Telephone: (571) 707-4783

psechler@ADFLegal.org

*Counsel for Plaintiff American
Conservative Values ETF*