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Client Alert

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News & Announcements

Corporate Transparency Act – *Injunction Lifted* *Filing Deadline Extended*

Earlier this month we advised you that the United States District Court for the Eastern District of Texas in the matter of *Texas Top Cop Shop, Inc., et al. v. Garland, et al.* determined “that the Government should be enjoined from enforcing the Reporting Rule [of the CTA] and the January 1, 2025, compliance deadline under the Reporting Rule should be stayed under § 705 of the [Administrative Procedure Act].”

The government immediately filed a notice of appeal as well as motions with both the District Court and the Fifth Circuit Court of Appeals seeking to have the injunction lifted. On December 17, the District Court denied the government’s motion.

However, on December 23, 2024, the Fifth Circuit lifted the injunction that had been issued by the Texas District Court. In response, FinCEN issued an announcement granting a slight extension to the filing deadline.

For reporting companies that existed prior to January 1, 2024, the deadline has been extended from January 1 to January 13, 2025. For companies formed during 2024, the deadline had been 90 days from formation. That means that companies formed before September 4 should already have filed by the time the injunction went into effect. Companies formed between September 4 and December 3 have until January 13 to file. Companies formed between December 3 and December 23 have 111 days rather than 90 to file. Companies formed during the remainder of 2024 will have 90 days, as they had before the injunction.

For companies formed on or after January 1, 2025 the original 30 day filing deadline remains in effect.

As for companies that already made their initial filing, the announcement makes no mention of extensions for the deadline to file amendments.

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