



National Association of Residential Property Managers

For Immediate Release
10/29/2020

Contact:

Gail Phillips, CAE
NARPM CEO
Email: ceo@narpm.org

NARPM Takes Legal Action to Oppose CDC Eviction Order

[Chesapeake, VA] – NARPM has taken legal action in 2 cases in response to the CDC eviction moratorium that was imposed earlier this year.

First, NARPM, along with the New Civil Liberties Alliance, and others, has asked to intervene in the U.S. District Court for the Western District of Missouri in the case of KC Tenants v. David M. Byrn. In this case, KC Tenants, a nonprofit supporting Kansas City area tenants, is challenging a Jackson County, MO judicial administrative order, arguing that it violates the CDC's eviction moratorium for Kansas City to continue operating its landlord-tenant courts.

In their [Motion to Intervene](#) and a [response in opposition to the plaintiff's motion for preliminary injunction](#), NCLA, on behalf of NARPM and others, argues that KC Tenants has improperly asked the Court to enter an injunction that would permit enforcement of CDC's unlawful order, thus violating NCLA clients' constitutional rights and denied the ability to invoke processes laid down by Missouri law for retaking possession of their homes. NCLA's representation gives a voice to Missouri housing providers who are sidelined and suffering significant harm due to unpaid rent and monthly maintenance costs.

Second, in a joint [amicus brief](#) filed in the U.S. District Court for the Western District of Tennessee, the New Civil Liberties Alliance, a nonpartisan, nonprofit civil rights group, the Beacon Center of Tennessee, the National Apartment Association, and the National Association of Residential Property Managers condemned an eviction moratorium order imposed by the Centers for Disease Control and Prevention (CDC) last month to purportedly prevent the spread of COVID-19.



National Association of Residential Property Managers

The *amici curiae* (NCLA, the Beacon Center of Tennessee, NAA, and NARPM) emphasize two critical points in the case of *Tiger Lily, LLC, et al. v. United States Department of Housing and Urban Development, et al.* First, CDC's Order is a breathtaking arrogation of power by an administrative agency under a flimsy pretense of protecting public health. CDC has cited *no* evidence that any infection has arisen because of an eviction proceeding. Second, the irreparable harm suffered by the plaintiffs will devastate the nationwide rental market. These serious, irreparable consequences must be mitigated by a preliminary injunction against the CDC Order in this case.

NARPM will continue to look for legislative and legal opportunities to challenge the CDC order as well as other rules that unfairly take away the right of property owners and managers.

There are currently over 6,500 members of NARPM®, the nation's only professional organization for managers of residential properties, from single-family units to small multiplexes. Members represent over \$24 billion in residential rental properties nationwide. For more information, visit www.NARPM.org.

###