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8 *Attorneys for Defendants*

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 AMERICAN CIVIL LIBERTIES UNION)
FOUNDATION; AMERICAN CIVIL)
14 LIBERTIES UNION OF NORTHERN)
CALIFORNIA,)

15 Plaintiffs,)

16 v.)

17 DEPARTMENT OF JUSTICE; FEDERAL)
BUREAU OF INVESTIGATION;)
18 DEPARTMENT OF HOMELAND)
SECURITY; U.S. CUSTOMS AND)
19 BORDER PROTECTION; U.S.)
CITIZENSHIP AND IMMIGRATION)
20 SERVICES; U.S. IMMIGRATION AND)
CUSTOMS ENFORCEMENT;)
21 DEPARTMENT OF STATE,)

22 Defendants.)

No. 19-cv-290-EMC

CONSENT MOTION TO
EXTEND TIME TO FILE
REPLY/OPPOSITION

23 Pursuant to Civil Local Rules 6-3 and 7-11, Defendant Department of
24 Homeland Security (“Defendant”), by undersigned counsel, moves for a two-week
25 extension of time, from April 23, 2021, to May 7, 2021, for Defendant to file its
26 reply in support of its motion for summary judgment and opposition to Plaintiffs’

1 cross-motion for summary judgment with respect to the FOIA requests submitted
2 to U.S. Immigration and Customs Enforcement (“ICE”), U.S. Customs and Border
3 Protection (“CBP”) and U.S. Citizenship and Immigration Services (“USCIS”),
4 and for corresponding extensions of the remaining summary judgment briefing
5 deadlines. Plaintiffs consent to this request.

6 1. On January 28, 2021 Defendant filed its motion for summary
7 judgment with respect to ICE, CBP, and USCIS.

8 2. On March 2, 2021, the Court granted Plaintiffs’ motion for an
9 extension of time to file their opposition and cross-motion and for an enlargement
10 of the page limit for their brief.

11 3. On March 25, 2021, Plaintiffs filed their opposition and cross-motion.

12 4. Pursuant to the schedule entered by the Court on March 2,
13 Defendant’s reply and opposition to Plaintiffs’ cross-motion is currently due on
14 April 23, 2021.

15 5. Following Plaintiffs’ filing of their opposition and cross-motion,
16 unexpected, time-sensitive issues arose in another case being litigated by
17 undersigned counsel, which has delayed her work on Defendant’s reply and
18 opposition to Plaintiffs’ cross-motion. For this reason, Defendant seeks a two-week
19 extension of the deadline to file its reply and opposition to Plaintiffs’ cross-motion.
20 This is Defendant’s first request for an extension of its deadline to file its
21 reply/opposition with respect to the pending motion and cross-motion.

22 6. Plaintiffs consent to this request and ask that their reply deadline be
23 extended to May 20, 2021.

24 Accordingly, Defendant respectfully requests that the remainder of the
25 summary judgment briefing schedule be revised as follows:
26

1 May 7, 2021: Defendant's reply and opposition to cross-motion.

2 May 20, 2021: Plaintiffs' reply.

3 June 3, 2021 (or TBD by Court): Hearing on parties' cross-motions.

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5
6 Respectfully submitted,

7 Dated: April 15, 2021

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11 /s/
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