

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ADHAM AMIN HASSOUN,

Petitioner,

Case No. 1:19-cv-370-EAW

v.

JEFFREY SEARLS, in his official capacity
as Acting Assistant Field Office Director and
Administrator, Buffalo Federal Detention
Center,

Respondent.

**NOTICE OF UNOPPOSED MOTION FOR EXPEDITED CONSIDERATION
OF RESPONDENT'S NOTICE AND MOTION FOR LEAVE
TO SUBMIT HIS RESPONSE TO THE COURT'S AUGUST 11, 2020 ORDER
IN CAMERA AND EX PARTE; ALTERNATIVE REQUEST FOR A STAY**

Respondent Jeffrey Searls hereby moves the Court, under Local Rule 7(d)(1), to expedite consideration of his Notice and Motion for Leave to Submit his Response to the Court's August 11, 2020 Order In Camera and Ex Parte (Dkt. No. 283). Respondent submits that good cause exists for the Court to expedite consideration of his Notice and Motion. The Court's August 11, 2020 Order directed Respondent to produce several categories of information and specific detailed explanations for his discovery conduct in response to Petitioner's motion for sanctions. The Court ordered the production of this information no later than August 25, 2020.

As explained in Respondent's motion for leave to submit his response in camera and ex parte, the production of the explanations will necessarily require the disclosure of information and communications protected by the attorney-client and attorney work-product privileges. Because the Court has ordered production of these explanations on or before August 25, 2020, an expedited ruling is necessary to enable Respondent to make appropriate preparations to facilitate

the proposed in camera and ex parte review. Thus, it is in the interests of justice for the Court to consider and adjudicate Respondent's Notice and Motion in an expedited fashion. In the event, the Court does not grant Respondent's motion for expedited consideration or is unable to adjudicate this motion by close of business on Monday, August 24, 2020, Respondent alternatively requests a stay of no more than five (5) business days from the date the Court rules on this motion for expedited consideration to fully respond to the Court's August 11, 2020 Order (Dkt 281) in the manner the Court deems appropriate.

Counsel for Respondent has conferred with counsel for Petitioner regarding this motion and in response Petitioner's counsel stated that he "does not oppose [the] proposed request for expedited consideration of Respondent's motion for leave to submit its response ex parte and in camera or for a delay of the response deadline until that motion is decided."

A proposed order is attached.

August 21, 2020

JAMES P. KENNEDY, JR
United States Attorney
Western District of New York

Respectfully submitted,

ETHAN P. DAVIS
Acting Assistant Attorney General
Civil Division

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/s/ Matthew A. Connelly
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Counsel for Respondent

CERTIFICATE OF SERVICE

I certify that on August 21, 2020, I electronically filed the foregoing with the Clerk of the District Court using the Court's CM/ECF system, which will effect service on Petitioner's counsel.

/s/ Matthew A. Connelly
MATTHEW A. CONNELLY

Date: August 21, 2020

Respectfully submitted,