

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

ADHAM AMIN HASSOUN,

*Petitioner,*

v.

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

*Respondent.*

Case No. 1:19-cv-00370-EAW

**NOTICE OF MOTION AND MOTION FOR EXPEDITED CONSIDERATION  
OF PETITIONER'S MOTION FOR A PROTECTIVE ORDER STAYING  
RESPONDENT'S SUBPOENA FOR THE DEPOSITION OF A NON-PARTY  
AND COMPELLING PRODUCTION OF RECORDS**

PLEASE TAKE NOTICE that Petitioner Adham Amin Hassoun, by and through undersigned counsel, hereby moves the Court, pursuant to Local Rule 7(d)(1), to expedite consideration of his Motion for a Protective Order Staying Enforcement of Respondent's Subpoena for the Deposition of a Non-Party and Compelling Production of Records, filed and served via e-mail on February 7, 2020, such that Respondent is given until a time today set by the Court to oppose the motion and the Court holds a telephonic hearing on this matter as soon as possible, and before the weekend.

Pursuant to Local Rule 7(d)(1)(A), Petitioner attaches to this motion a Proposed Order granting expedited consideration. In addition, Petitioner attaches copies of the Motion for a Protective Order; the Declaration of Jonathan Hafetz with supporting exhibits; and a Proposed Order on the Motion for a Protective Order.

As set out in greater detail in the Motion for a Protective Order and the Declaration of Jonathan Hafetz in support of the Motion for a Protective Order, Petitioner seeks to stay the deposition of a previously unidentified witness, [REDACTED] that the government has scheduled for this coming Monday, February 10, 2020, at 3 p.m. Expedited consideration of this motion is warranted because the deposition is scheduled to take place in three days (and on the next business day), and Petitioner will be severely prejudiced if it goes forward on that schedule. As set forth in the Motion for a Protective Order and Mr. Hafetz's accompanying declaration, Petitioner cannot meaningfully confront and cross-examine [REDACTED] on this timeline.

Despite best efforts by Petitioner's counsel, it has been impossible to resolve disputed issues. It became apparent only today that the parties were at a complete impasse and that resort to the Court was unavoidable.

Accordingly, Petitioner respectfully requests that this Court schedule a telephonic hearing on this motion as soon as possible today, Friday, February 7, 2020.

Dated: February 7, 2020

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Respectfully submitted,

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