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8 *Attorneys for Defendants*

9
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
MOTION FOR SUMMARY
JUDGMENT

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 January 14, 2021, to January 28, 2021, for Defendant to
26 file a motion for summary judgment with respect to the FOIA requests submitted

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

5 Defendant requests a two-week extension of its deadline to file the motion
6 for summary judgment because undersigned counsel has been dealing with health
7 issues over the past few days and now will be taking medical leave. This case will
8 be reassigned to another attorney during counsel’s medical leave, and Defendant
9 therefore requests the extension to provide time for her office to make that
10 reassignment, for the new attorney to familiarize himself or herself with the case,
11 and for the new attorney to complete the summary judgment brief that is in
12 progress.

13 Accordingly, Defendant respectfully requests that the summary judgment
14 briefing schedule be revised as follows:

15
16 January 28, 2021: Defendant’s motion for summary judgment.

17 March 11, 2021: Plaintiffs’ opposition and cross-motion.

18 April 9, 2021: Defendant’s reply and opposition to cross-motion.

19 April 23, 2021: Plaintiffs’ reply.

20 May 7, 2021 (or TBD by Court): Hearing on parties’ cross-motions.
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22 This is Defendant’s fourth request for an extension of the briefing schedule
23 for the cross-motions for summary judgment with respect to ICE, CBP, and
24 USCIS. Plaintiffs consent to this request.
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Respectfully submitted,

Dated: January 12, 2021

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Deputy Branch Director

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO-OAKLAND DIVISION

AMERICAN CIVIL LIBERTIES
UNION FOUNDATION, *et al.*,

Plaintiffs,

v.

DEPARTMENT OF JUSTICE, *et al.*,

Defendants.

Case No. 19-CV-00290-EMC

[PROPOSED] ORDER

Upon the consent motion filed by defendant Department of Homeland Security, and good cause appearing, the Court hereby orders that the briefing schedule for the parties’ cross-motions for summary judgment with respect to the FOIA requests submitted to ICE, CBP, and USCIS is revised as follows:

- January 28, 2021: Defendant’s motion for summary judgment.
- March 11, 2021: Plaintiffs’ opposition and cross-motion.
- April 9, 2021: Defendant’s reply and opposition to cross-motion.
- April 23, 2021: Plaintiffs’ reply.
- _____, 2021: Hearing on parties’ cross-motions.

1 IT IS SO ORDERED.

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3 Dated: January __, 2021

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5 Hon. Edward M. Chen
6 United States District Judge
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