



## U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

August 18, 2021

**MEMO ENDORSED****VIA ECF**

Hon. Valerie E. Caproni  
United States District Court  
Southern District of New York  
40 Foley Square, Room 240  
New York, NY 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 8/18/2021

Re: *Safe Passage Project v. U.S. Customs and Border Protection, et al.*, 1:21-cv-3288-VEC

Dear Judge Caproni:

This Office represents defendants (collectively, the “government”) in the above referenced Freedom of Information Act (“FOIA”) matter. On behalf of the parties, the government writes to respectfully request that the Court adjourn the initial pretrial conference, currently scheduled for August 27, 2021 at 10:00 am, until September 17 or a date thereafter that is convenient for the Court. The parties also respectfully request that the deadline for the joint letter, currently due on August 19, 2021, be extended to one week prior to the rescheduled conference. This is the parties’ fourth request for an adjournment of the initial pre-trial conference.

This adjournment is respectfully requested to permit the parties additional time to seek to resolve the FOIA claims raised in this action. Since the last adjournment request, plaintiff requested that defendant U.S. Citizenship and Immigration Services (“USCIS”) reprocess and produce one of the pages from its previous production with less redactions, and USCIS needs additional time on that request. After conferring with plaintiff, Defendant U.S. Customs and Border Protection (“CBP”) re-processed and provided an updated production on August 12, 2021. The requested adjournment will allow plaintiff time to review the updated production, and for the parties to confer regarding next steps, including whether the case may be resolved without further intervention by this Court.

On behalf of both parties, I thank the Court for its consideration of these requests.

Application GRANTED. The initial pretrial conference is adjourned to **September 24, 2021 at 10:00 a.m.** The parties must appear for the conference by dialing 888-363-4749, using the access code 3121171 and the security code 3288. The parties' joint submission is due by **September 17, 2021.**

SO ORDERED.

8/18/2021

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE

cc: Counsel of Record (via ECF)

Respectfully,

AUDREY STRAUSS  
United States Attorney

By: /s/ Rebecca R. Friedman

REBECCA R. FRIEDMAN  
Assistant United States Attorney  
Tel: (212) 637-2614