

1 STEPHANIE M. HINDS (CABN 154284)
United States Attorney
2 MICHELLE LO (NYRN 4325163)
Chief, Civil Division
3 SAPNA MEHTA (CABN 288238)
Assistant United States Attorney

4 450 Golden Gate Avenue, Box 36055
5 San Francisco, California 94102-3495
Telephone: (415) 436-7478
6 FAX: (415) 436-6748
7 sapna.mehta@usdoj.gov

8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 THE CENTER FOR INVESTIGATIVE
REPORTING, et al.,

13 Plaintiffs,

14 v.

15 U.S. DEPARTMENT OF HOMELAND
16 SECURITY,

17 Defendant.
18

) Case No. 4:21-cv-09633-HSG

) **STIPULATED REQUEST TO VACATE**
) **SCHEDULING ORDER (DKT. 37) AND TO**
) **SCHEDULE CASE MANAGEMENT**
) **CONFERENCE; ORDER (as modified)**

19 Plaintiffs The Center for Investigative Reporting and Ike Sriskandarajah (“Plaintiffs”) and
20 Defendant United States Department of Homeland Security, Immigration and Customs Enforcement
21 (“Defendant”), by and through their undersigned counsel, submit this stipulated request to vacate the
22 deadlines set forth in the Court’s Scheduling Order (Dkt. 37), including the motions hearing set for
23 March 30, 2023, and to schedule a case management conference for March 28, 2023. This stipulation is
24 based on the following facts:

- 25 1. This action, filed on December 14, 2021, arises out of a Freedom of Information Act
26 (“FOIA”) request submitted by Plaintiffs to Defendant. The parties have resolved all
27 issues regarding the search for and release of responsive documents in response to the
28

1 FOIA request. The parties thus stipulate and request that the deadlines for summary
2 judgment briefing set forth in the Court’s Scheduling Order (Dkt. 37), including the
3 motions hearing set for March 30, 2023, be vacated.

4 2. The only remaining issue in this matter is Plaintiffs’ request for attorney’s fees. Plaintiffs
5 intend to send Defendant their fee request by February 10, 2023 and the parties will then
6 confer to resolve any disputed issues relating to Plaintiffs’ fee request. The parties thus
7 respectfully request that the Court schedule a case management conference on March 28,
8 2023, or a subsequent date convenient to the Court, to give the parties time to confer.
9 The parties will file a joint status report by March 21, 2023 if this matter has not been
10 resolved by that time. If resolution is reached before then, the parties will file a
11 stipulation of dismissal.

12 Respectfully submitted,

13 STEPHANIE M. HINDS
14 United States Attorney

15 Dated: January 13, 2023

16 By: /s/ Sapna Mehta
17 SAPNA MEHTA
18 Assistant United States Attorney
19 Attorney for Defendant

20 Dated: January 13, 2023

21 THE CENTER FOR INVESTIGATIVE REPORTING

22 By: /s/ Victoria Baranestsky
23 D. VICTORIA BARANETSKY
24 Attorney for Plaintiffs

25 **ATTESTATION**

26 In compliance with Civil L.R. 5-1(h)(3), I attest that I have obtained concurrence in the filing of
27 this document from each of the other signatories.

28 Dated: January 13, 2023


By: /s/ Sapna Mehta
SAPNA MEHTA
Assistant United States Attorney

ORDER

Pursuant to the stipulation of the parties, and good cause having been shown, it is hereby ordered that the deadlines set forth in the Court's Scheduling Order (Dkt. 37), including the motions hearing set for March 30, 2023, are VACATED. A telephonic case management conference is scheduled for March 28, 2023 at 2:00 p.m. and the parties shall file a joint status report by March 21, 2023.

IT IS SO ORDERED.

DATED: 1/17/2023


THE HON. HAYWOOD S. GILLIAM, JR.
United States District Judge