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14
15 **UNITED STATES DISTRICT COURT**
16 **EASTERN DISTRICT OF WASHINGTON**
17 **AT RICHLAND**

18 STATE OF WASHINGTON, *et al.*,

19 Plaintiffs,

20 v.

21 UNITED STATES DEPARTMENT OF
22 HOMELAND SECURITY, *et al.*,

23 Defendants

24 No. 4:19-cv-5210-RMP

25 MOTION TO EXPEDITE
26 DEFENDANTS' MOTION FOR
27 STAY OF ORDER OR, IN THE
28 ALTERNATIVE, FOR EXTENSION
29 OF TIME TO PRODUCE
30 PRIVILEGE LOG

31 5/12/2020
32 Without Oral Argument

33 MOTION TO EXPEDITE

34 U.S. DEPARTMENT OF JUSTICE
35 1100 L St. NW, Washington, DC, 20003
36 (202) 305-7664

1 Defendants respectfully move under Local Civil Rule 7(i)(2)(C) for an expedited
2 hearing on Defendants' Motion for Stay of Order or, in the Alternative, for Extension of
3 Time to Produce Privilege Log in this case challenging a Department of Homeland
4 Security regulation.

5 As discussed in Defendants' motion, Defendants request the Court to stay the
6 Court's April 17, 2020, Order Granting Plaintiff's Motion to Compel pending a ruling on
7 Defendants' upcoming motion to dismiss. In the alternative, the motion seeks an
8 extension of time to prepare a privilege log for Defendants' administrative record. In its
9 April 17, 2020 Order, the Court required Defendants to provide a privilege log within 30
10 days, *i.e.*, by May 18, 2020. Defendants respectfully seek expedited treatment of their
11 motion so that it may be heard before the current deadline to provide the privilege log.
12 Under the normal briefing schedule, Defendants' motion would not be resolved until after
13 that deadline had already passed.

14 Accordingly, Defendants respectfully request the Court to advance the hearing on
15 the motion to May 12, 2020. Defendants' counsel conferred with Plaintiffs' counsel
16 about this motion and Plaintiffs' counsel stated that Plaintiffs oppose this motion.

17
18 Dated: May 5, 2020

Respectfully submitted,

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21 JOSEPH H. HUNT
22 Assistant Attorney General

ALEXANDER K. HAAS
Branch Director

22 MOTION TO EXPEDITE

U.S. DEPARTMENT OF JUSTICE
1100 L St. NW, Washington, DC, 20003
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s/ Joshua M. Kolsky

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MOTION TO EXPEDITE

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CERTIFICATE OF SERVICE

I hereby certify that on May 5, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all users receiving ECF notices for this case.

/s/ Joshua M. Kolsky

United States Department of Justice
Civil Division, Federal Programs Branch
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26 [PROPOSED] ORDER GRANTING
27 MOTION TO EXPEDITE
28 DEFENDANTS' MOTION FOR
29 STAY OF ORDER OR, IN THE
30 ALTERNATIVE, FOR EXTENSION
31 OF TIME TO PRODUCE
32 PRIVILEGE LOG

33 [PROPOSED] ORDER
34 GRANTING MOTION TO
35 EXPEDITE

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1 The Court, having considered Defendants' Motion to Expedite Defendants'
2 Motion for Stay of Order or, in the Alternative, for Extension of Time to Produce
3 Privilege Log and the entire record, hereby **ORDERS** as follows:

4 (1) Defendants' Motion is **GRANTED**.
5 (2) The hearing on Defendants' Motion for Stay of Injunction Pending Appeal
6 is advanced to May 12, 2020, and Plaintiffs' opposition, if any, is due on May 11, 2020.

7 IT IS SO ORDERED.
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Dated:

9 United States District Judge
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