

1 JOSEPH H. HUNT
 Assistant Attorney General
 2 ALEXANDER K. HAAS
 Branch Director
 3 ERIC J. SOSKIN
 Senior Trial Counsel
 4 KERI L. BERMAN
 KUNTAL V. CHOLERA
 5 JOSHUA M. KOLSKY, DC Bar No. 993430
 Trial Attorneys
 6 United States Department of Justice
 Federal Programs Branch
 7
 8 *Attorneys for Defendants*

9
 10 **UNITED STATES DISTRICT COURT**
EASTERN DISTRICT OF WASHINGTON
 11 **AT RICHLAND**

12 STATE OF WASHINGTON, *et al.*,

13 Plaintiffs,

14 v.

15 UNITED STATES DEPARTMENT OF
 16 HOMELAND SECURITY, *et al.*,

17 Defendants

No. 4:19-cv-5210-RMP

MOTION TO EXPEDITE
 DEFENDANTS' MOTION FOR
 STAY OF ORDER OR, IN THE
 ALTERNATIVE, FOR EXTENSION
 OF TIME TO PRODUCE
 PRIVILEGE LOG

5/12/2020
 Without Oral Argument

21
 22 MOTION TO EXPEDITE

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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20 JOSEPH H. HUNT
Assistant Attorney General

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22 ALEXANDER K. HAAS
Branch Director

MOTION TO EXPEDITE

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

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s/ Joshua M. Kolsky
ERIC J. SOSKIN
Senior Trial Counsel
KERI L. BERMAN
KUNTAL V. CHOLERA
JOSHUA M. KOLSKY, DC Bar No. 993430
Trial Attorneys
United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW
Washington, D.C. 20005
Tel: (202) 305-7664
Fax: (202) 616-8470
joshua.kolsky@usdoj.gov

Attorneys for Defendants

MOTION TO EXPEDITE

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

1 **CERTIFICATE OF SERVICE**

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

5 /s/ Joshua M. Kolsky

6 United States Department of Justice
7 Civil Division, Federal Programs Branch
8 1100 L Street, NW
9 Washington, D.C. 20005

10 Attorney for Defendants
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[PROPOSED] ORDER GRANTING
 MOTION TO EXPEDITE
 DEFENDANTS' MOTION FOR
 STAY OF ORDER OR, IN THE
 ALTERNATIVE, FOR EXTENSION
 OF TIME TO PRODUCE
 PRIVILEGE LOG

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 [PROPOSED] ORDER
 GRANTING MOTION TO
 EXPEDITE

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

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.**

8 Dated:

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United States District Judge

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