



U.S. Department of Justice

United States Attorney
Southern District of New York

Granted.
So ordered:
6/23/17

BY ECF

The Honorable J. Paul Oetken
United States District Judge
United States District Court
40 Foley Square
New York, New York 10007

J. PAUL OETKEN
United States District Judge

Re: American Civil Liberties Union et al. v. TSA
Docket No. 15-cv-2061 (JPO)

Dear Judge Oetken:

Defendant Transportation Security Administration (“TSA”) writes respectfully on behalf of both parties pursuant to the Court’s order dated March 29, 2017, *see* ECF No. 30, to request an additional 60 days to determine whether the parties are able to resolve this case without motion practice and, if so, to submit a proposed disposition of the case to the Court.

Since the parties’ previous letter, dated March 27, 2017, *see* ECF No. 29, TSA has completed its production of documents from TSA’s Office of Chief Counsel (“OCC”) and Office of Legislative Affairs (“OLA”) responsive to plaintiffs American Civil Liberties Union’s and American Civil Liberties Union Foundation’s (“ACLU”) FOIA request. TSA has also provided ACLU with draft *Vaughn* indices for the withholdings in the OCC and OLA documents. TSA expects to provide ACLU with a revised search declaration within the next 10 days. The parties will then confer regarding any further challenges by ACLU to TSA’s search and/or withholdings in an effort to resolve this matter without the need for further litigation.

Once any outstanding issues are resolved, TSA will provide ACLU with a revised *Vaughn* index, if necessary, and the parties will confer in an effort to resolve ACLU’s anticipated request for attorneys’ fees. The parties will then work cooperatively to submit a proposed disposition of the case to the Court on or before August 25, 2017.

Thank you for your consideration of this request.

Hon. J. Paul Oetken
June 22, 2017

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Respectfully submitted,

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Southern District of New York

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