

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

AMERICAN OVERSIGHT,	)	
	)	
<i>Plaintiff,</i>	)	
	)	
v.	)	Case No. 20-cv-2580 (RC)
	)	
U.S. POSTAL SERVICE,	)	
	)	
<i>Defendant.</i>	)	
	)	

**JOINT MOTION TO HOLD DEADLINE IN ABEYANCE**

The parties respectfully file this joint motion to hold Defendant’s current deadline to respond to the complaint and to oppose Plaintiff’s motion for summary judgment in abeyance pending Defendant’s processing of responsive records. Defendant’s current deadline to respond to the complaint and file an opposition to Plaintiff’s motion for summary judgment is October 25, 2020. *See* Minute Order (September 30, 2020). The parties are currently in the process of negotiating the processing of responsive records that will avoid any need to further brief Plaintiff’s motion. The parties therefore respectfully ask that the current deadline be held in abeyance and that the parties instead be ordered to file a Joint Status Report on **November 20, 2020**. In support of this motion, the parties state as follows:

1. Plaintiff filed this action under the Freedom of Information Act (“FOIA”) on September 15, 2020 and filed a motion for summary judgment on September 21, 2020. *See* Compl., ECF Nos. 1, 4.<sup>1</sup> Defendant’s original deadline to respond to the complaint was October 25, 2020 and its original deadline to file an opposition was October 5, 2020. *Id.*

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<sup>1</sup> The FOIA request that forms the basis for this action seeks the calendar or calendar entries of U.S. Postal Service (USPS) Postmaster General Louis DeJoy. *See* Compl., ECF No. 1.

2. Defendant moved, with Plaintiff's consent, that its deadline to file an opposition be extended to October 25, 2020, the same deadline for Defendant's response to the complaint. *See* ECF No. 7. Defendant explained that the extension would permit it to further investigate the facts of the case and the possibility of resolving the case without further burdening the Court. *Id.*

3. The Court granted Defendant's consent motion on September 30, 2020. *See* Minute Order (September 30, 2020).

4. The parties met and conferred on October 23, 2020, and Defendant USPS agreed to process non-exempt portions the calendar of Postmaster General DeJoy for release to Plaintiff American Oversight in response to its FOIA request.

5. As a result of this commitment, the parties agree that there is no longer any need to further brief Plaintiff's motion for summary judgment.

6. Defendant USPS anticipates it will process the potentially responsive records in this matter in approximately twenty business days.

7. The parties therefore respectfully seek to have Defendant's current October 25, 2020 deadline to respond to the complaint and oppose Plaintiff's motion for summary judgment held in abeyance pending Defendant's processing of responsive records.

8. The parties further move that they be ordered to file a Joint Status Report on **November 20, 2020** to inform the Court about the status of the case.

9. This is the parties' first joint motion to hold deadlines in abeyance. Defendant previously filed a consent motion to extend its deadline to file an opposition to Plaintiff's motion for summary judgment to facilitate, *inter alia*, a resolution to the case. *See* ECF No. 7.

10. A proposed order is attached to this motion.

Dated: October 23, 2020

Respectfully submitted,

JOHN V. COGHLAN  
Acting Deputy Assistant Attorney General

ELIZABETH J. SHAPIRO  
Deputy Director

/s/ Christopher D. Dodge

Christopher D. Dodge  
Trial Attorney (Massachusetts Bar No. 696172)  
United States Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW  
Washington, DC 20005  
Tel: (202) 598-5571  
Email: Christopher.D.Dodge@usdoj.gov

*Counsel for Defendant*

/s/ Daniel A. McGrath

Daniel A. McGrath  
D.C. Bar No. 1531723  
AMERICAN OVERSIGHT  
1030 15th Street NW, B255  
Washington, DC 20005  
(202) 897-4213  
daniel.mcgrath@americanoversight.org

*Counsel for Plaintiff*