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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

TERRENCE DAVIS,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner
of the Social Security Administration,

Defendant.

JOHN DOE,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner
of the Social Security Administration,

Defendant.

Case No. 06-cv-06108 EMC (NC)

**ORDER RE: DISPUTED
PRIVILEGE LOG ENTRY NO. 4**

Re: Dkt. No. 325

Related Case: No. 09-cv-00980 EMC
(NC)

At issue is defendant SSA’s disputed privilege log entry No. 4, an e-mail chain between SSA Commissioner Michael Astrue and third party Marty Ford. SSA asserts that it previously produced the above-referenced e-mail (bates stamped SSA-55673-55674) and document attachments in its possession, custody, and control, with one exception. The only document SSA withholds is entitled “SSA’s response 10-13-2009,” a document attachment to the e-mail in dispute. SSA asserts this document attachment contains personally identifiable information and other information protected by the

Case No. 06-cv-06108 EMC (NC)
ORDER RE: PRIVILEGE LOG

1 Privacy Act of 1974, 5 U.S.C. § 552a. *See* Dkt. No. 325. SSA further alleges that
2 plaintiffs are already in possession of this document attachment, as they included it as an
3 exhibit to their partial motion for summary judgment. Mtn. Part. Summ. Judg., Exh.
4 WW, Dkt. No. 158.

5 The Court orders that plaintiffs may file an opposition, if any, to defendant's
6 statement regarding disputed privilege log entry No. 4 on or before Wednesday, March
7 21, 2012.

8 IT IS SO ORDERED.

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10 DATED: March 19, 2012

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13 NATHANAEL M. COUSINS
14 United States Magistrate Judge
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