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9 Attorneys for DEFENDANTS

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION  
13

14 ELECTRONIC FRONTIER FOUNDATION,

15 Plaintiff,

16 v.

17 DEPARTMENT OF DEFENSE, *et al.*,

18 Defendants.  
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Case No. CV 09-5640 SI

**STIPULATION REGARDING  
DOCUMENT PRODUCTION  
SCHEDULE AND PARTIAL  
DISMISSAL**

21 1. The parties note that the following Defendants and subcomponents have responded  
22 to Plaintiff's Freedom of Information Act ("FOIA") request in the above-captioned case as  
23 follows:<sup>1</sup>

24 Department of Justice, Executive Office for United States Attorneys  
25

26 <sup>1</sup>The Central Intelligence Agency, Department of Homeland Security, Office of the  
27 Director of National Intelligence, Federal Bureau of Investigation, and Department of Defense  
28 produced pursuant to an agreement between the parties.

1	Sent Final Response	November 27, 2009
2	Department of Justice, Bureau of Alcohol, Tobacco, Firearms and	
3	Explosives Sent No Records Response	November 27, 2009
4	Department of the Treasury Sent Final Production of Responsive	
5	Documents	January 11, 2010
6	Department of Justice, Drug Enforcement Administration Sent No	
7	Records Response	February 1, 2010
8	Department of Justice, Criminal Division Sent Interim Production	
9	of Responsive Documents	March 3, 2010
10	Department of Justice, Criminal Division Sent Final Response	March 10, 2010
11	Department of Defense Sent Interim Production of Responsive	
12	Documents	May 3, 2010
13	Department of Homeland Security Sent Final Production of	
14	Responsive Documents	May 5, 2010
15	Department of Justice, Federal Bureau of Investigation Sent Interim	
16	Production of Responsive Documents	May 5, 2010
17	Office of the Director of National Intelligence Sent Final Production	
18	of Responsive Documents	May 14, 2010
19	Department of Justice, Drug Enforcement Administration and Federal	
20	Bureau of Investigation Sent Supplemental Productions, Including	
21	Responsive Documents	May 14, 2010
22	Department of Justice, Criminal Division Sent Supplemental Response	May 21, 2010

2. The parties propose the following schedule to govern the remaining document productions responsive to Plaintiff's FOIA request as originally filed with the listed Defendant:

23	Central Intelligence Agency's Final Production of Responsive	
24	Documents	May 28, 2010
25	Federal Bureau of Investigation's Final Production of Responsive	
26	Documents	July 15, 2010
27	Department of Defense's Final Production of Responsive Documents	August 15, 2010

1           3.       Plaintiff and Defendants, by and through undersigned counsel, hereby stipulate  
2 pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure that this action is dismissed  
3 without prejudice with regard to Department of Justice subcomponents the Executive Office for  
4 United States Attorneys and the Bureau of Alcohol, Tobacco, Firearms and Explosives, with each  
5 party to bear its own costs and fees.  
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7  
8 DATED: May 27, 2010

Respectfully submitted,

9 /s/ Marcia Hofmann  
10 ELECTRONIC FRONTIER FOUNDATION  
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18 Attorneys for Plaintiff

Attorneys for Defendants

21  
22 **ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: \_\_\_\_\_



25 SUSAN ILLSTON  
26 United States District Judge  
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**GENERAL ORDER NO. 45(X) CERTIFICATION**

I attest that I have obtained Marcia Hoffmann's concurrence in the filing of this document.

/s/ Kimberly L. Herb  
Kimberly L. Herb

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