

request and EPIC's July 2, 2009 request. For example, both requests seek contracts and technical specifications relating to "whole body imaging" machines. Therefore, the DHS is processing EPIC's FOIA requests contemporaneously, employing one search process to identify documents responsive to both of EPIC's FOIA requests.

Pursuant to Local Civ. R. 40.5(b)(3), this Notice has been filed in both *EPIC v. DHS I* and *EPIC v. DHS II*. The parties have also filed a joint motion to consolidate *EPIC v. DHS I* and *EPIC v. DHS II*; pursuant to Local Civ. R. 40.5(d), that motion has been filed in *EPIC v. DHS I* only. It requests that the consolidated matter proceed before Judge Urbina, and that it be governed by the Court's February 24, 2010 scheduling order. A copy of the filed motion to consolidate is attached as Exhibit 1.

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