

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

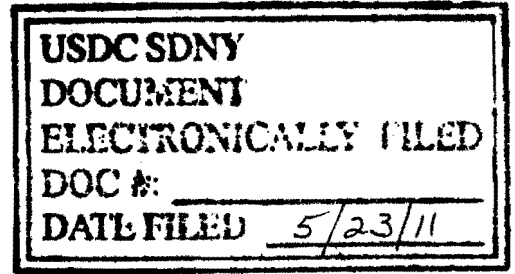
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THE NEW YORK TIMES COMPANY and
CHARLES SAVAGE,

Plaintiffs,

v.

FEDERAL BUREAU OF INVESTIGATION,

Defendant.
-----X



ECF CASE

10 Civ. 7920 (RPP)

STIPULATION AND ORDER OF VOLUNTARY PARTIAL DISMISSAL
PURSUANT TO FED. R. CIV. P. 41(a)(2)

WHEREAS, Plaintiffs The New York Times Company and Charles Savage filed the Complaint commencing this action under Freedom of Information Act, 5 U.S.C. § 522 ("FOIA") on or about October 18, 2010, asserting two causes of action, the first seeking the release of certain statistical information about assessments done by Defendant the Federal Bureau of Investigation to collect information about individuals or organizations who may be involved in national security threats ("Count I") and one seeking the release of certain Shooting Incident Review Team Reports ("SIRT Reports") and a related summary document ("Count II");

WHEREAS, during the pendency of this litigation Defendant produced to Plaintiffs redacted versions of the SIRT Reports and the related summary document (the "SIRT Production");

WHEREAS, Plaintiffs acknowledge that as a result of the SIRT Production,

Count II is moot;

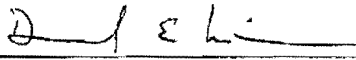
THEREFORE, the parties agree and stipulate as follows:

Count II of the Complaint shall be dismissed with prejudice pursuant to Fed. R.

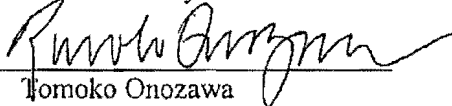
Civ. P. 41(a).

Dated: New York, NY
May 23, 2011


THE NEW YORK TIMES COMPANY
AND CHARLES SAVAGE

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May 22, 2011
SO ORDERED.


United States District Judge

