

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT

NATIONAL ASSOCIATION FOR THE
ADVANCEMENT OF COLORED PEOPLE,
NAACP CONNECTICUT STATE
CONFERENCE, and NAACP BOSTON
BRANCH,

Plaintiffs,

v.

U.S. DEPARTMENT OF COMMERCE

Defendant.

Civil Action No. 3:17-cv-01682 WWE

JOINT STATUS REPORT

June 14, 2018

JOINT STATUS REPORT

Plaintiffs and Defendant submit this joint report to advise the Court of the status of the above-captioned case.

I. Background

Plaintiffs, the National Association for the Advancement of Colored People (NAACP), the NAACP Connecticut State Conference, and the NAACP Boston Branch, commenced this lawsuit on October 5, 2017. Plaintiffs claim that the Department of Commerce unlawfully withheld non-exempt records responsive to a Freedom of Information Act request that Plaintiffs submitted in June 2017.

Upon the joint motion of Plaintiffs and Defendant, this Court entered a scheduling order (ECF 16) on March 21, 2018. The scheduling order provides that the “Meet and Confer Period” is defined as March 19 to April 7, 2018; that Plaintiffs and Defendant may agree to extend the Meet and Confer Period; and that Plaintiffs and Defendant must attempt to clarify and narrow the

issues in dispute during the Meet and Confer Period. The scheduling order further provides that Defendant shall file any motion for summary judgment or motion to dismiss within 45 calendar days of the end of the Meet and Confer Period.

II. Developments Since March 21, 2018

Defendant produced a *Vaughn* index on March 27, 2018. On April 16, 2018, Plaintiffs and Defendant spoke by telephone in an attempt to narrow the issues in dispute. Plaintiffs and Defendant have not reached any agreement to settle this case in full or in part.

The parties disagree as to the date on which the Meet and Confer Period ended, but agree that the Meet and Confer Period terminated no later than June 1, 2018.

III. Briefing Schedule

Plaintiffs and Defendant understand that the briefing in this case shall proceed as follows, unless the Court orders otherwise:

- Defendant shall file a motion for summary judgment or motion to dismiss on or before July 16, 2018.
- Plaintiffs shall file their opposition to Defendant's motion for summary judgment or motion to dismiss, together with any cross-motion for summary judgment (in one combined filing), on or before August 30, 2018.
- Defendant shall file its reply in support of its motion for summary judgment or motion to dismiss, together with its opposition to any cross-motion by Plaintiffs (in one combined filing), on or before September 19, 2018.
- Plaintiffs shall file their reply in support of their cross-motion, if any, on or before October 9, 2018.

Respectfully submitted,

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