

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN FRANCISCO DIVISION

4
5 COMMUNITY JUSTICE EXCHANGE,
6 JUST FUTURES LAW,
MIJENTE SUPPORT COMMITTEE,

7 Plaintiffs,

8 v.

9 U.S. IMMIGRATION & CUSTOMS
10 ENFORCEMENT and U.S. DEPARTMENT
OF HOMELAND SECURITY,

11 Defendants.

) Case No. 3:22-cv-02328-LB

) **FOURTH JOINT STATUS REPORT &**
) **[PROPOSED] ORDER**

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13 Pursuant to this Court’s Order dated January 12, 2023, the parties submit this fourth Joint
14 Status Report to update the Court on the status of the litigation and their proposed next steps.
15 Order, ECF No. 31.

16 **Background**

17 Plaintiffs brought this action under the Freedom of Information Act (“FOIA”), 5 U.S.C.
18 § 552 *et seq.* They seek nine categories of records related to Defendant U.S. Immigration and
19 Customs Enforcement’s (“ICE”) use of BI, Incorporated’s SmartLINK App as part of its
20 Intensive Supervision and Appearance Program (“ISAP”). Plaintiffs filed this lawsuit against
21 ICE and the U.S. Department of Homeland Security (“DHS”) (collectively, “Defendants”) on
22 April 14, 2022. ECF No. 1. Defendants filed an Answer on May 23, 2022. ECF No. 10.

23 **Status of Litigation**

24 Since the updates presented in the parties’ Third Joint Status Report, ECF No. 30, ICE
25 has made three productions to Plaintiffs; the first was made on January 19, 2023, the second was
26 made on January 25, 2023, and the third was made on February 21, 2023.

27 ICE has indicated that it has completed its productions of responsive records.

Next Steps

The parties propose that this Court vacate the March 2, 2023 Case Management Conference and order the parties to file a Joint Status Report on March 16, 2023 informing the Court of what, if anything, is left to litigate.

Dated: February 23, 2023

Respectfully submitted,

s/ Megan Graham
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Dated: February 23, 2023

Respectfully submitted,

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Attorneys for Defendants

ECF ATTESTATION

In accordance with Civil Local Rule 5-1(h)(3), I, Megan Graham, attest that I have obtained concurrence in the filing of this document from all other signatories listed here.

[PROPOSED] CASE MANAGEMENT ORDER

The March 2, 2023 Case Management Conference is VACATED. The parties are ORDERED to file a Joint Status Report on or before March 16, 2023. IT IS SO ORDERED.

Dated:

LAUREL BEELER
UNITED STATES MAGISTRATE JUDGE

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