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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NATIONAL DAY LABORER ORGANIZING
NETWORK; CENTER FOR CONSTITUTIONAL
RIGHTS; and IMMIGRATION JUSTICE CLINIC
OF THE BENJAMIN N. CARDOZO SCHOOL
OF LAW,

Plaintiffs,

- against -

UNITED STATES IMMIGRATION AND
CUSTOMS ENFORCEMENT AGENCY;
UNITED STATES DEPARTMENT OF
HOMELAND SECURITY; EXECUTIVE OFFICE
FOR IMMIGRATION REVIEW; FEDERAL
BUREAU OF INVESTIGATION; and OFFICE OF
LEGAL COUNSEL,

Defendants.

No. 10 Civ. 3488 (SAS)
ECF Case

**NOTICE OF MOTION BY DEFENDANTS FEDERAL BUREAU OF
INVESTIGATION AND UNITED STATES IMMIGRATION AND CUSTOMS
ENFORCEMENT FOR PARTIAL SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that upon the accompanying Second Declaration
of David M. Hardy, dated January 26, 2011, and the exhibits annexed thereto; the

accompanying Declaration of Catrina Pavlik-Keenan, dated January 26, 2011, and the exhibit annexed thereto; and the accompanying memorandum of law, Defendants Federal Bureau of Investigation (“FBI”) and United States Immigration and Customs Enforcement (“ICE”) (collectively, “defendants”), by their attorney Preet Bharara, United States Attorney for the Southern District of New York, will move this Court, before the Honorable Shira A. Scheindlin, United States District Judge, for an order granting partial summary judgment to FBI and ICE with respect to their search cut-off dates for plaintiffs’ Freedom of Information Act request dated February 3, 2010 (“FOIA Request”), and for such other relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that pursuant to the briefing schedule ordered by the Court, plaintiffs’ answering papers, if any, shall be served on or before February 9, 2011, and defendants’ reply papers shall be served on or before February 18, 2011.

Dated: New York, New York
January 26, 2011

Respectfully submitted,

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Southern District of New York
Attorney for Defendants FBI and ICE

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