

S.D.N.Y.–N.Y.C.
14-cv-583
Schofield, J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 8th day of February, two thousand seventeen.

Present:

Barrington D. Parker,
Reena Raggi,
Christopher F. Droney,
Circuit Judges.

Detention Watch Network, Center for Constitutional Rights, Inc.,

*Plaintiffs-Appellees-Cross-
Appellants,*

v.

16-3141 (L),
16-3362 (XAP);
16-4091 (Con)

Corrections Corporation of America, The GEO Group, Inc.,

*Intervenors-Appellants-Cross-
Appellees,*

United States Immigration and Customs Enforcement, United
States Department of Homeland Security,

Defendants.

Plaintiffs-Appellees move to dismiss the appeal docketed in 16-3141 for lack of jurisdiction. Upon due consideration, it is hereby ORDERED that the motion is GRANTED. Intervenors-Appellants lack standing because they have not suffered an invasion of a legally protected interest. *See Tachiona v. United States*, 386 F.3d 205, 210–11 (2d Cir. 2004); *see also Chrysler Corp. v. Brown*, 441 U.S. 281, 292–93 (1979) (explaining Congressional concern with “the agency’s need or preference for confidentiality; the FOIA by itself protects the submitters’

interest in confidentiality only to the extent that this interest is endorsed by the agency collecting the information.” (emphasis in original)). It is further ORDERED that Intervenor-Appellants’ appeal docketed in 16-4091 is DISMISSED for lack of standing, and that Plaintiffs-Appellees’ appeal docketed in 16-3362 is DISMISSED as moot.

FOR THE COURT:

Catherine O’Hagan Wolfe, Clerk of Court

A handwritten signature in cursive script that reads "Catherine O'Hagan Wolfe". The signature is written in black ink and is positioned over a circular official seal.

The seal of the United States Second Circuit Court of Appeals. It is a circular emblem with a red outer ring containing the text "UNITED STATES" at the top and "COURT OF APPEALS" at the bottom. The inner circle is white with the text "SECOND CIRCUIT" in the center, flanked by two small stars.