

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

ROBERT MOORE, *et al.*,

*Plaintiffs,*

v.

CENTRAL INTELLIGENCE AGENCY,

*Defendant.*

Civil Action No. 20-1027 (RCL)

**CONSENT MOTION FOR EXTENSION OF TIME**

By and through undersigned counsel, Defendant respectfully moves to extend the deadline in this Court's March 30, 2023 Order (ECF No. 46) to submit a proposed scheduling order by thirty days—*i.e.*, until May 10, 2023. Plaintiff, through counsel, has graciously consented to the relief requested in this motion. The grounds for this motion are as follows.

Plaintiff brought this FOIA suit more than two years ago, and the parties have engaged in extensive litigation since that time. On July 28, 2022, the Court partially granted each party's motion for summary judgment. *Moore v. CIA*, Civ. A. No. 20-1027 (RCL), 2022 WL 2983419 (D.D.C. July 28, 2022), ECF No. 41. Plaintiff subsequently moved for leave to amend the Complaint (ECF No. 42) and Defendant opposed (ECF No. 44). On March 30, 2023, the Court denied the Plaintiff's motion and ordered the parties to submit a proposed briefing schedule. ECF No. 46.

While Plaintiff's motion for leave was pending, counsel for the Defendant—both at the U.S. Attorney's Office as well as within the CIA—changed. *See* Notice of Substitution, ECF No. 47. As a result, undersigned counsel and agency counsel need additional time to familiarize themselves with the lengthy history of this case and to determine what additional steps need to be

take in order to file a new motion for summary judgment. In short, counsel for the Defendant are not yet in a position to determine what briefing schedule would be reasonable.

This motion is being filed in good faith and not for purposes of gaining any unfair advantage through delay. In accordance with Local Civil Rule 7(m), undersigned counsel contacted counsel for Plaintiff on April 7, 2023, who has consented to the relief requested.

Granting this motion will not affect any other deadlines, as no other deadlines are set. Nor will granting this motion unduly delay resolution of this case. The extension also serves judicial economy as permitting the parties additional time to propose a briefing schedule will ensure that the parties are able to meet their proposed deadlines and will not need to seek further extensions.

WHEREFORE, for the foregoing reasons, Defendant respectfully requests that this Court grant the Motion and extend the time for the parties to propose a briefing schedule to May 10, 2023. A proposed order consistent with this request is attached herewith.

Dated: April 10, 2023  
Washington, DC

Respectfully submitted,

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**[PROPOSED] ORDER**

UPON CONSIDERATION of Defendant's consent motion for an extension of time to file a proposed briefing schedule, and for good cause shown and the entire record herein, it is hereby

ORDERED that Defendant's consent motion is GRANTED; and it is further

ORDERED that the parties shall have through and including May 10, 2023, to propose a production schedule.

SO ORDERED:

\_\_\_\_\_  
Dated

\_\_\_\_\_  
United States District Judge