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2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
4 OAKLAND DIVISION

5 VICTORIA LAW,
6 Plaintiff,
7 vs.
8 FEDERAL BUREAU OF PRISONS,
9 Defendant.

CASE NO.: 4:24-cv-06628-YGR

[PROPOSED] ORDER ADMITTING PLAINTIFF'S
REPLY EVIDENCE

RE: DKT. NOS. 49, 50

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11 Having considered Plaintiff's Motion for Partial Judgment on the Pleadings and Declaratory Judgment
12 (*Dkt.* No. 45) and related filings, including Defendant's Opposition to Plaintiff's Motion for Judgment
13 on the Pleadings and Declaratory Judgment (*Dkt.* No. 47) Objection to Reply Evidence (*Dkt.* No. 49),
14 Plaintiff's Response (*Dkt.* No 50), the Court finds as follows:
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- 17 1. The Declaration of Jerry Bui submitted with Plaintiff's Reply in Support of Plaintiff's Motion
18 for Partial Judgment on the Pleadings and Declaratory Judgment (*Dkt.* No. 45) is proper reply
19 evidence because it directly rebuts arguments raised in Objection to Reply Evidence (*Dkt.* No.
20 49), including Defendant's assertion that it is producing records in compliance with FOIA.
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 - 22 2. Magistrate Judge Tse asked Plaintiff if she could provide testimony on FOIAXpress's
23 capabilities, and Plaintiff's submission fulfills that instruction.
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 - 25 3. There is no prejudice to Defendant, as any fairness concerns are satisfied by Defendant's
26 Objections and by the Court's discretion to allow Defendant to make argument regarding the
27 qualifications and credibility of Mr. Bui at hearing.
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Response to Defendant's Objection 4:24-cv-06628-YGR

1 Accordingly, Defendant’s Objection to Reply Evidence (ECF No. 49) is **OVERRULED**. The Court
2 will consider the declaration of Jerry Bui in resolving Plaintiff’s Motion for Judgment on the Pleadings.
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7 **IT IS SO ORDERED.**

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9 Date: _____, 2025
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11 _____
12 HON. YVONNE GONZALEZ ROGERS
13 UNITED STATES DISTRICT JUDGE
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