UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

VICTORIA LAW,

Plaintiff,

v.

FEDERAL BUREAU OF PRISONS,

Defendant.

Case No. 3:24-CV-06628-AGT

[PROPOSED] CASE MANAGEMENT ORDER

No later than November 9, 2026, the parties shall meet and confer. Before that meeting, Defendant shall provide the following information: (1) DOJ Form 361 Authorizations; For the category of records for which BOP has not identified a page count, it shall provide an estimated page count of records associated with the approximately 61 individuals who submitted DOJ Form 361 authorizations; (2) Email narrowing; BOP shall identify the approximate date or period when the decision to close FCI Dublin was made, provide the factual basis for that identification, and explain whether the date can be used to narrow the Item 1 (email) search; (3) Item 1 (email) Search Refinements; BOP shall identify the technical aspects of the software use refinements it evaluated, as well as modifications of search terms by date range, custodian, author, office, or search term, whether each refinement is technically feasible, and the estimated number of pages or search results that would be eliminated by each feasible refinement; (4) Spreadsheet Page Equivalency; BOP shall provide its proposed methodology for calculating page equivalents for spreadsheets, explain how the methodology would apply to spreadsheets already produced and future spreadsheets, and identify the resulting page credit Defendant contends is appropriate; (5) Exhibit review; BOP shall review Plaintiff's exhibits and identify any proposed corrections concerning prior agreements, outstanding searches, production status, and the parties' agreements; (6) Search Methodology by Request Item; BOP shall provide item specific information sufficient to identify the software methods used, and the custodians, systems, and

repositories searched, the date ranges applied, the search methods and terms used, and responsive pages per request item so parties can further narrow; (7) Technical Search and Review Methods; For each request item, BOP shall identify the search refinements and technical document-review methods evaluated, including modifications to search terms, date ranges, custodians, authors, and repositories, and the use of FOIAXpress capabilities for deduplication, near-duplicate detection, email threading, technology-assisted review, responsiveness screening, and preservation of metadata. BOP shall identify which functions are available, enabled, employed, or tested; their technical feasibility; any limitations preventing their use; and the estimated reduction in pages requiring manual review. BOP shall distinguish reductions resulting from search refinement or deduplication from records requiring responsiveness or exemption review and explain how its software configuration and review workflow affect processing capacity, responsiveness rates, and projected completion; and (8) Expedited Processing and Resource Allocation; BOP shall explain how it administers its expedited-processing track and identify which competing requests and litigation matters described in the October 15, 2026 Christenson Declaration received expedited processing, their respective processing obligations; identify Plaintiff's position within its expedited-processing track, the number of expedited requests pending ahead of or concurrently with Plaintiff's Request, and the criteria governing priority, and how its allocation of resources implements the statutory requirement to process Plaintiff's Request "as soon as practicable."

No later than November 9, 2026, Defendant shall confirm whether there is a litigation hold in this case, and from other civil and criminal cases concerning Dublin: (1) whether litigation holds, preservation orders, or other preservation directives apply to responsive or potentially responsive records; (2) whether routine destruction or records disposition schedules have been suspended for those records; (3) whether any potentially responsive records have been destroyed since the applicable preservation obligations arose and, if so, the nature of those records, approximate dates of destruction, and applicable disposition authority; (4) whether records preserved, collected, or reviewed in related litigation were considered or searched in responding to Plaintiff's FOIA request; and (5) whether those existing collections remain available for identification, review, and production.

Beginning December 9, 2026, and monthly until production is complete, Defendant shall file a monthly status report supported by a declaration from a BOP official with personal knowledge of its

processing, identifying: (1) the number of pages reviewed during the reporting period, released in full, released in part, withheld in full, deemed nonresponsive, or identified as duplicative; (2) the cumulative number of pages reviewed and produced and the estimated number remaining per requested item; (3) the status of search by item number, including any newly identified records and changes to the remaining universe; (4) the status of agreed technical or term search refinements and narrowing, including any resulting reduction in pages requiring review; (5) any missed or incomplete monthly processing obligations, the cumulative outstanding deficit, if any, and the proposed schedule for addressing; (6) any changes to the estimated completion date, with an explanation of the factual basis for those changes; and (7) Plaintiff's position within its expedited-processing track, and the number of expedited requests pending ahead of or concurrently with Plaintiff's Request.

By April 8, 2027 BOP shall complete review, processing, and production of records responsive to the DOJ Form 361 authorizations.

By August 26, 2027, the parties shall participate in a pre-settlement conference before Magistrate Judge Lisa J. Cisneros. By August 24, 2029 BOP shall complete its searches, review, processing, and production of all responsive, nonexempt records within the scope of Plaintiff's FOIA request. By September 14, 2029, the parties shall participate in a settlement conference before Magistrate Judge Cisneros. By October 12, 2029, the parties shall file their respective dispositive motions for summary judgment. By January 18, 2030, the parties shall complete all dispositive motion briefing. By February 15, 2030, the Court shall hold a hearing on the dispositive motions. By March 15 through September 13, 2030, Defendant shall complete any additional searches, production, or other post-judgment compliance required by the Court. By September 20, 2030, through February 14, 2031, the parties shall complete proceedings concerning attorneys' fees and litigation costs. By March 10, 2031, the parties shall complete all proceedings necessary for final resolution of this action.

DATED:

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THE HONORABLE ALEX G. TSE