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8  
9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE DISTRICT OF ARIZONA

11 Jorge Alejandro Rojas,  
12  
13 Plaintiff,  
14 v.  
15 Federal Aviation Administration;  
16 Department of Transportation,  
17 Defendants.

CIV-16-03067-PHX-GMS

**DEFENDANTS' UNOPPOSED  
MOTION FOR EXTENSION OF TIME  
TO PROVIDE DOCUMENTS TO  
PLAINTIFF  
(First Request)**

18  
19 Defendants Federal Aviation Administration (“FAA”) and Department of  
20 Transportation (“DOT”), hereby request an extension of time to provide documents as  
21 required by this Court’s Order. (Doc. 27.) This Court has required that the “FAA shall  
22 provide all documents [to Plaintiff] by 2/16/2018.” *Id.* Defendants request an extension  
23 until March 9, 2018, to provide documents in response to one of the Freedom of  
24 Information Act (“FOIA”) requests at issue in this matter. This request is supported by the  
25 following Memorandum of Points and Authorities.

26 **MEMORANDUM OF POINTS AND AUTHORITIES**

27 Defendants filed a Motion for Summary Judgment (Doc. 12), which was granted in  
28 part and denied in part. (Doc. 26.) This Court denied Defendants’ Motion for Summary

1 regarding certain FOIA requests, including Request 9570. This request contains four  
2 subparts. As a result of the denial of summary judgment, the FAA must conduct additional  
3 searches in order to respond to Request 9570. As to subparts 1 and 2, the FAA has  
4 completed its search and is arranging the approximately 1250 pages retrieved by its search.  
5 As to subparts 3 and 4, the FAA is completing its search, and will then need to arrange the  
6 documents retrieved. Due to the time required to complete this, the FAA requests an  
7 extension of the deadline established in this Court's Order by three weeks, until March 9,  
8 2018, with regard to FOIA Request 9570. Defendants will provide Plaintiff, by March 9,  
9 2018, with a declaration detailing and describing the search performed, along with an  
10 explanation of the reasons why records were identified as potentially responsive and then  
11 later found not responsive. The FAA requests a corresponding extension of Plaintiff's  
12 deadline for informing the Court whether case may be dismissed, from February 23, 2018,  
13 to March 16, 2018.

14 The undersigned has contacted counsel for Plaintiff, who has stated he does not  
15 oppose this request.

### 16 CONCLUSION

17 Defendants respectfully request that the February 16, 2018, deadline contained in  
18 this Court's Order (Doc. 27) be extended until and including March 9, 2018, with regard  
19 to FOIA Request 9570. Defendants also respectfully request that the February 23, 2018,  
20 deadline for Plaintiff to inform this Court whether the case may be dismissed be extended  
21 until March 16, 2018.

22 Respectfully submitted this 16th day of February, 2018.

23 ELIZABETH A. STRANGE  
24 First Assistant United States Attorney  
District of Arizona

25 *s/Paul A. Bullis*  
26 PAUL A. BULLIS  
27 Assistant U.S. Attorney  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 16th day of February, 2018, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrant(s):

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