

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ROGER HALL, et al.,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Civil Action No. 04-0814 (RCL)
	:	
	:	
CENTRAL INTELLIGENCE	:	
AGENCY	:	
	:	
Defendant	:	

UNOPPOSED MOTION FOR EXTENSION OF TIME TO
FILE OPPOSITION TO CIA’S SUPPLEMENTAL ITEMS 4
AND 5 RESPONSE TO COURT’S NOVEMBER 12, 2009 ORDER

Come now the plaintiffs, Roger Hall and Studies Solutions Results, Inc., (hereafter collectively referred to as “Hall”), and Accuracy in Media, and move this Court for an extension of time, to and including June 20, 2012, to respond to the CIA’s Supplemental Items 4 and 5 Response to the Court’s November 12, 2009 Order. As grounds for this motion, plaintiffs state to the Court as follows:

1. Plaintiffs’ response is due June 15, 2012, At a status conference on April 20, 2012, the Court directed defendant to file its supplemental motion for summary judgment by May 15, 2012, and gave plaintiffs until

June 15, 2012 to file their opposition. From the bench the Court indicated that no further extensions would be granted.

2. Extenuating circumstances impel plaintiff Hall to seek a three working-day extension, to June 20, 2012. Last June Hall suffered a stroke which left the left side of his body impaired. The use of his left arm and hand is severely limited. Using a cane, he is able to walk only a very short distance. Because of these handicaps, it is extremely difficult for him to manipulate papers, particularly large volumes of papers.

3. In early February 2012, the undersigned counsel received a large bundle of newly released documents from the National Security Agency (NSA). He immediately took the bundle to Mr. Hall's apartment and Mr. Hall took the papers to the ABC Imaging Company in Silver Spring to have a duplicate copy made for the undersigned counsel. However, ABC Imaging botched the copying job and lost approximately half of the records. Because of this incident and trouble handling paper copies, Hall asked that NSA provide these records to him again but in digital, word-searchable format. On a couple of occasions over the past three months or so, NSA has said that it would do so. The last such occasion came last Wednesday, June 6th, when the undersigned counsel and Hall were advised telephonically by NSA

Attorney Eric O'Shea that he would immediately mail digital copies to each of them at their respective addresses in Silver Spring.

4. Digital copies were never provided despite several attempts over the past three months, apparently because NSA's FOIA office believes that they are not required to be provided in that format despite the clear provisions of the Electronic Privacy Act of 1986. A Fedex package containing the records at issue, which totaled slightly less than 600 pages, was received on Tuesday, June 12, 2012. The undersigned counsel immediately took it to Fedex/Kinko's in Silver Spring, Maryland and had the documents scanned into two CD ROMs at a cost of \$174.00.

5. In addition to this problem, plaintiff Hall faces other difficulties in meeting the June 15th deadline. On June 14th he will be attending an annual two-day meeting of the National Alliance of POW/MIA Families, at which he will speak regarding the status of this case. He will not be available to work on this case again until the afternoon of June 16th.

6. Defendant does not oppose this motion.

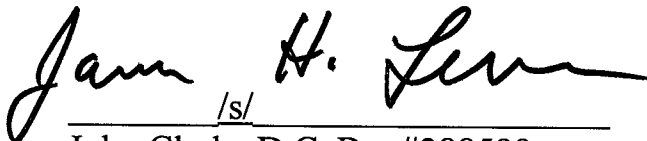
Respectfully submitted,

/s/

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Counsel for Plaintiff AIM, Inc.

Dated: June 13, 2012

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CENTRAL INTELLIGENCE	:	
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	:	
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ORDER

Upon consideration of plaintiffs' unopposed motion for an extension of time to respond to the CIA's supplemental motion regarding Items 4 and 5, and the entire record herein, it is by this Court this _____ day of June, 2011, hereby

ORDERED, plaintiffs opposition shall be due on or before June 20, 2012.

UNITED STATES DISTRICT COURT