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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

REGENTS OF UNIVERSITY OF CALIFORNIA and
JANET NAPOLITANO, in her official capacity as
President of the University of California,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF HOMELAND
SECURITY and KIRSTJEN M. NIELSEN, in her
official capacity as Secretary of the Department of
Homeland Security,

Defendants.

CASE NO. 17-CV-05211-WHA

**JOINT REPORT RE
DISCUSSIONS RE SCOPE OF
ADMINISTRATIVE RECORD**

Judge: Honorable William Alsup

STATE OF CALIFORNIA, STATE OF MAINE,
STATE OF MARYLAND, STATE OF MINNESOTA,
Plaintiffs,

CASE NO. 17-CV-05235-WHA

v.

U.S. DEPARTMENT OF HOMELAND SECURITY,
KIRSTJEN M. NIELSEN, in her official capacity as
Secretary of the Department of Homeland Security, and
the UNITED STATES OF AMERICA,
Defendants.

CITY OF SAN JOSE, a municipal corporation,
Plaintiff,

CASE NO. 17-CV-05329-WHA

v.

DONALD J. TRUMP, President of the United States, in his
official capacity, KIRSTJEN M. NIELSEN, in her official
capacity, and the UNITED STATES OF AMERICA,
Defendants.

DULCE GARCIA, MIRIAM GONZALEZ AVILA,
SAUL JIMENEZ SUAREZ, VIRIDIANA CHABOLLA
MENDOZA, NORMA RAMIREZ, and JIRAYUT
LATTHIVONGSKORN,
Plaintiffs,

CASE NO. 17-CV-05380-WHA

v.

UNITED STATES OF AMERICA, DONALD J.
TRUMP, in his official capacity as President of the
United States, U.S. DEPARTMENT OF HOMELAND
SECURITY, and KIRSTJEN M. NIELSEN, in her
official capacity as Secretary of the Department of
Homeland Security,
Defendants.

County of Santa Clara and Service Employees
International Union Local 521,
Plaintiffs,

CASE NO. 17-CV-05813-WHA

v.

DONALD J. TRUMP, in his official capacity as
President of the United States, JEFFERSON
BEAUREGARD SESSIONS, in his official capacity as
Attorney General of the United States; KIRSTJEN M.
NIELSEN, in her official capacity as Secretary of the
Department of Homeland Security; and U.S.
DEPARTMENT OF HOMELAND SECURITY,
Defendants.

1 **JOINT REPORT RE DISCUSSIONS RE SCOPE OF ADMINISTRATIVE RECORD**

2 Pursuant to the Court's January 22, 2018 order [ECF 244], the parties hereby submit this joint
3 report regarding the status of the parties' discussions regarding the proper scope of the administrative
4 record.

5 After a number of conversations regarding whether agreement could be reached, the parties have
6 determined that they will stand on the views regarding the scope of the administrative record and other
7 issues set forth in the filings they submitted to the Court on January 19, 2018 (Plaintiffs: ECF 242;
8 Defendants: ECF 243). All parties are amenable to the Court ruling on the appropriate scope of the
9 administrative record and then certifying that ruling for interlocutory appeal under 28 U.S.C. § 1292(b).
10 All parties are also amenable to the Court staying Defendants' obligations (if any) to complete the
11 record during that appeal, including briefing privilege issues relating to specific documents purportedly
12 part of the record that Defendants assert to be deliberative or privileged, so long as the preliminary
13 injunction remains in place and the government does not seek a stay of the injunction. Plaintiffs also
14 reserve the ability to request that the Court lift the stay on record completion should circumstances
15 otherwise warrant.

16 Dated: January 26, 2018

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ATTESTATION

I, James F. Zahradka II, hereby attest, pursuant to Civil L.R. 5-1, that I have received authorization to electronically sign and file this document from each of the persons identified in the signature block.

Dated: January 26, 2018

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