



IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

RYAN KARNOSKI, *et al.*,

Plaintiffs, and

STATE OF WASHINGTON,

Plaintiff-Intervenor,

v.

DONALD J. TRUMP, in his official
capacity as President of the United States,
et al.,

Defendants.

Misc. No. 1:20mc13

Underlying Action: Case No. 2:17-
cv-01297-MJP (W.D. Wash.)

**DEFENDANTS' MOTION TO QUASH THIRD-PARTY SUBPOENA ISSUED TO
WILLIAM F. MORAN, FORMER VICE CHIEF OF NAVAL OPERATIONS**

Pursuant to Rules 26(c)(1) and 45(d)(3) of the Federal Rules of Civil Procedure, Defendants in the above-captioned action respectfully move to quash a third-party subpoena ordering William F. Moran, the former Vice Chief of Naval Operations, to appear for a deposition on May 28, 2020 in this District, and for other and further relief as the Court deems just and proper.

The grounds for this motion are set forth in the accompanying memorandum of points and authorities in support of the motion, as well as the declaration of William F. Moran, and other exhibits attached hereto. A proposed order is also submitted herewith.

Dated: May 14, 2020

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General
Civil Division

ALEXANDER K. HAAS
Director, Federal Programs Branch

ANTHONY J. COPPOLINO
Deputy Director, Federal Programs
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Counsel for Defendants

CERTIFICATE OF CONFERRAL

Pursuant to Local Rule 37.1, I hereby certify that undersigned counsel met and conferred telephonically on May 11, 2020 with Jordan Heinz and Chalia Stallings-Ala'ilima, counsel of record for Plaintiffs and Plaintiff-Intervenor in the underlying action, in a good faith effort to resolve this dispute, but were unable to do so. The parties have also corresponded in writing regarding this issue. During the May 11 meet-and-confer, counsel for Plaintiffs and Plaintiff-Intervenor agreed to stay the compliance date of the subpoena pending this Court's resolution of the instant motion to quash.

Dated: May 14, 2020

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General
Civil Division

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Director, Federal Programs Branch

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CERTIFICATE OF SERVICE

I hereby certify that on May 14, 2020, a copy of the document above was served by email to the following counsel of record for Plaintiffs and Plaintiff-Intervenor in the underlying action:

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A copy of the document above was also transmitted by email to additional counsel at the following addresses:

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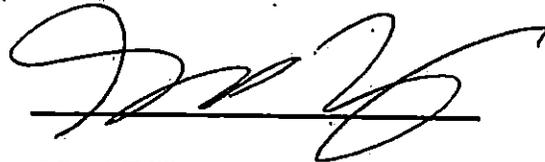
Dated: May 14, 2020

Respectfully submitted,

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**[PROPOSED] ORDER GRANTING DEFENDANTS'
MOTION TO QUASH THIRD-PARTY SUBPOENA ISSUED TO WILLIAM F.
MORAN, FORMER VICE CHIEF OF NAVAL OPERATIONS**

For the reasons set forth in Defendants' Motion to Quash Third-Party Subpoena Issued to William F. Moran, the former Vice Chief of Naval Operations, and upon a finding of good cause shown, it is hereby

ORDERED that Defendants' Motion is **GRANTED**; and it is further

ORDERED that Plaintiffs' subpoena for deposition testimony issued to William F. Moran on April 30, 2020 is **QUASHED**. Plaintiffs are precluded from deposing William F. Moran in the above-captioned action.

DATED: this ___ day of _____, 2020

United States District/Magistrate Judge