

U.S. District Court
District of Columbia

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Case Name: U.S. DEPARTMENT OF TREASURY v. BLACK et al

Case Number: 1:12-mc-00100-EGS

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Document Number: No document attached

Docket Text:

MINUTE ORDER re [30] Respondent's *[DSRA/Black et al]** motion to compel. Upon review of the random sampling of documents submitted to chambers on June 20, 2016, the Court concludes that it has insufficient information to rule on many of Petitioner's *[U.S. Treasury]** claims of privilege and that all documents at issue must be examined in camera. Petitioner shall, by no later than 12:00 p.m. on July 25, 2016, submit to the Court for in camera review two sets of all documents at issue in Respondent's motion to compel. Petitioner need not submit for in camera review those documents which Respondent does not seek production. Documents shall be clearly labeled and placed in three-ring binders. For those documents that have been partially redacted, Petitioner shall indicate, through use of gray or yellow highlighter, the portions of the document that have been redacted. The binders shall be tabbed with each tab corresponding to the document number in Petitioner's privilege log and each binder shall include a table of contents. Along with these documents, Petitioner shall submit an ex parte submission clearly articulating why each document, or document portion, is protected by the privilege asserted. The explanation for each document shall not exceed one paragraph. For documents over which Petitioner has claimed the deliberative process privilege, Petitioner shall inform the Court "what deliberative process is involved, and the role played by the documents in issue in the course of that process." See *Coastal States Gas Corp. v. Dep't of Energy*, 617 F.2d 854, 868 (D.C. Cir. 1980). The Petitioner is forewarned that should the Court determine that claims of privilege are frivolous, the Court shall impose significant sanctions, monetary and otherwise! A hint to the wise should be sufficient. Any motions for reconsideration or for an extension of time based on an argument that Petitioner has insufficient resources to comply with this Order shall be denied. Accordingly, the hearing scheduled for July 20, 2016 is CANCELLED and will be rescheduled upon completion of the Court's in camera review, if necessary. Signed by Judge Emmet G. Sullivan on July 15, 2016. (lcegs3)

* *Descriptor added by DSRA for clarification*

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