



U.S. Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue NW
Washington, DC 20530

September 7, 2018

By ECF

The Honorable Jesse M. Furman
United States District Judge
Southern District of New York
Thurgood Marshall Courthouse
40 Foley Square
New York, New York 10007

Re: *State of New York v. U.S. Dep't of Commerce*, No. 18-cv-2921 (JMF)
N.Y. Immigration Coalition v. U.S. Dep't of Commerce, No. 18-cv-5025 (JMF)

Dear Judge Furman:

Defendants respectfully advise the Court that, in the interests of expediency, they are waiving their right to file a reply in further support of their letter motions to stay discovery. 18-cv-2921, ECF No. 292; 18-cv-5025, ECF No. 116. Defendants further advise the Court that they filed a petition for writ of mandamus and an emergency motion for a stay of discovery in the United States Court of Appeals for the Second Circuit on September 5, 2018. Finally, Defendants note that, at the time they filed their letter motions, the deposition of John Gore had not yet been scheduled for a specific date but apologize for not updating the Court as to the schedule after plaintiffs served their deposition notice later the same evening the motions were filed.

Respectfully submitted,

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