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17 UNITED STATES DISTRICT COURT  
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

19 NATIONAL URBAN LEAGUE, et al.,

20 Plaintiffs,

21 v.

22 WILBUR L. ROSS, JR., et al.,

23 Defendants.

CASE NO. 5:20-cv-05799-LHK

**PLAINTIFFS' MOTION TO SHORTEN  
TIME AND EXPEDITE**

Place: Courtroom 8  
Judge: Hon. Lucy H. Koh

1 Pursuant to Local Rule 6-3, Plaintiffs file this motion for entry of an order: (i) scheduling  
2 an emergency hearing on Plaintiffs’ Motion to Compel to occur simultaneously with the Case  
3 Management Conference on December 11, 2020 at 1:30 p.m., or as soon as practicable; and  
4 (ii) requiring any opposition to Plaintiffs’ Motion to Compel due no later than 9:00 a.m. on  
5 December 11, 2020. In support of the Motion to Shorten Time and Expedite, Plaintiffs  
6 respectfully state as follows:

7 1. On November 13, 2020, this Court issued a Case Management Order establishing  
8 an expedited discovery schedule. Pursuant to the Court’s order, fact discovery closes on January  
9 7, 2021. In order to facilitate expedited discovery, discovery requests are limited in number.  
10 The parties are required to identify any objections to Requests for Production (“RFPs”) within 10  
11 days of receipt, and start producing documents within 14 days of receipt. ECF No. 357.

12 2. Plaintiffs served their First Set of RFPs on Defendants on November 17, 2020.  
13 Makker Decl., Ex. 1. In an effort to minimize the burden on Defendants and to facilitate  
14 expeditious production of documents, Plaintiffs sought an immediate meet and confer with  
15 Defendants. Makker Decl., Ex. 2. Defendants did not respond. *Id.* One week later, on  
16 November 24, 2020, Plaintiffs again sought to meet and confer. *Id.* Defendants declined. *Id.*

17 3. On November 27, 2020, Defendants served their responses to Plaintiffs’ RFPs.  
18 Makker Decl., Ex. 3. On November 30, 2020, Plaintiffs sought for a third time a meet and  
19 confer regarding Defendants’ responses to Plaintiffs’ RFPs. Makker Decl., Ex. 4. Defendants  
20 would not agree to a meet and confer before December 2, 2020—after their first production of  
21 documents. *Id.*

22 4. On December 1, 2020, 14 days after Plaintiffs served their RFPs on Defendants,  
23 Defendants served their first production of documents, consisting of 175 documents, a large  
24 majority of which are duplicates and are duplicative of documents already produced in this  
25 litigation. *See* Makker Decl., Ex. 5

26 5. On December 8, 2020, Defendants served their second production of documents,  
27 consisting of 516 documents, hundreds of which are duplicates and are duplicative of documents  
28

1 already produced in this litigation, including in Defendants' December 1, 2020 production. *See*  
2 *id.*

3 6. On December 2, 2020, Plaintiffs learned that the Department of Commerce had  
4 collected a tranche of documents on or before November 24, 2020 that were responsive to a  
5 request from the Congressional Committee on Oversight and Reform seeking documents related  
6 to data anomalies, predicted delays those anomalies would cause, and their potential impact on  
7 the accuracy of the Census count. Makker Decl., Ex. 6. To the best of Plaintiffs' understanding,  
8 Defendants are withholding those documents from both Congress and Plaintiffs. *See id.*

9 7. On December 2, 2020 and again on December 8, 2020, the parties met and  
10 conferred on a variety of topics, including how critical documents and data might practically be  
11 obtained. Makker Decl., ¶ 9. Defendants were unable to clarify how such information could be  
12 obtained. *Id.* Defendants also would not commit to producing critical summary report data  
13 responsive to Plaintiffs' narrowly tailored RFPs until the end of December. *Id.*

14 8. As detailed in Plaintiffs' Motion to Compel, all of the above mentioned  
15 documents are relevant to this litigation and are responsive to Plaintiffs' RFPs. Further,  
16 Defendants make no claim that these documents are irrelevant, not responsive, or subject to  
17 claims of privilege. To date, Defendants have not produced or committed to producing on any  
18 expedited basis the documents in question. Makker Decl., ¶ 10.

19 9. Pursuant to this Court's order, fact discovery closes less than a month from now.  
20 ECF No. 357. Under Local Rule 7-3, opposition to motions in the Northern District must be  
21 filed and served not more than 14 days after the motion was filed, and any reply to an opposition  
22 must be filed and served not more than 7 days after the opposition was due. Should the Court  
23 abide by the schedule dictated under LR 7-3 for Plaintiffs' Motion to Compel, Defendants'  
24 opposition would not be due until December 23, 2020—just over two weeks before the close of  
25 fact discovery.

26 10. Such a delay would prejudice Plaintiffs' ability to conduct meaningful discovery.  
27 Makker Decl., ¶ 11. Defendants' production of 175 documents on December 1, 2020 and 516  
28 documents on December 8, 2020—which largely consists of duplicates or documents duplicative

1 of previous productions—evidences Defendants’ ongoing tactics of delay and obfuscation. *See*  
2 Makker Decl., Ex. 5.

3 11. Defendants failure to expediently produce these documents—particularly in light  
4 of the expedited discovery schedule in this case—has already been highly prejudicial to  
5 Plaintiffs. Makker Decl., ¶ 11. Any further delay in Defendants’ document productions  
6 prejudice Plaintiffs’ ability to craft narrowly tailored discovery requests, prepare for depositions,  
7 and identify issues and relevant documents for their experts, whose reports are due on January  
8 14, 2021. *Id.*

9 12. Without an order on this Motion, Defendants’ pattern of delay and obfuscation in  
10 this case will continue unabated. Defendants have shirked their responsibilities to follow the  
11 procedures set forth by this Court before, and are likely to continue doing so for the remainder of  
12 this short discovery period absent an order compelling otherwise. Plaintiffs seek an expedited  
13 resolution to their Motion to Compel to ensure that Defendants abide by the expedited discovery  
14 schedule in this litigation. *See* Makker Decl., ¶ 13.

15 13. Plaintiffs have not previously requested any time modifications in this case.  
16 Makker Decl., ¶ 14. The States of Louisiana and Mississippi requested a time modification on  
17 September 23, 2020 to expedite responses to and ruling on their Motion to Intervene. ECF No.  
18 206; Makker Decl., ¶ 14. This Court granted the States’ Motion to Shorten Time and to Expedite  
19 on October 26, 2020. ECF No. 348; Makker Decl., ¶ 14.

20 14. Plaintiffs’ requested time modification is specific only to Plaintiffs’ Motion to  
21 Compel, and would not impact the schedule for the case. Makker Decl., ¶ 15.

22 Left unabated, Defendants’ delays in producing relevant documents will continue,  
23 severely prejudicing Plaintiffs’ ability to serve additional discovery requests, prepare for  
24 depositions, prepare its expert reports, and ultimately prepare for trial. To ensure that Plaintiffs  
25 are not further prejudiced by Defendants’ dilatory tactics, Plaintiffs respectfully request that this  
26 Court make any response to their Motion to Compel due by 9:00 a.m. on December 11, 2020 and  
27 schedule an emergency hearing on Plaintiffs’ Motion to Compel to occur simultaneously with  
28 the Case Management Conference on December 11, 2020 at 1:30 p.m., or as soon as practicable.

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Dated: December 9, 2020

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**ATTESTATION**

I, Sadik Huseny, am the ECF user whose user ID and password authorized the filing of this document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have concurred in this filing.

Dated: December 9, 2020

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17 UNITED STATES DISTRICT COURT  
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19 NATIONAL URBAN LEAGUE, et al.,

20 Plaintiffs,

21 v.

22 WILBUR L. ROSS, JR., et al.,

23 Defendants.  
24

CASE NO. 5:20-cv-05799-LHK

**DECLARATION OF AMIT MAKKER  
IN SUPPORT OF PLAINTIFFS'  
MOTION TO SHORTEN TIME AND  
EXPEDITE**

Place: Courtroom 8  
Judge: Hon. Lucy H. Koh

1 I, Amit Makker, declare as follows:

2 1. I am an active member of the State Bar of California, a member in good standing  
3 of the Bar of this court, an associate in the San Francisco office of Latham & Watkins LLP, and  
4 counsel for Plaintiffs in the above-captioned case. I submit this declaration in support of  
5 Plaintiffs' Motion to Shorten Time and Expedite.

6 2. I have personal and first-hand knowledge of the matters set forth below and, if  
7 called upon to do so, I could and would testify competently thereto.

8 3. Attached hereto as **Exhibit 1** is a true and correct copy of Plaintiffs' First Set of  
9 Requests for Production ("RFPs"), served November 17, 2020.

10 4. Attached hereto as **Exhibit 2** is a true and correct copy of an email chain between  
11 Amit Makker and Counsel for Defendants, dated November 24, 2020.

12 5. Attached hereto as **Exhibit 3** is a true and correct copy of Defendants' Response  
13 to Plaintiffs' First Set of RFPs, served November 27, 2020.

14 6. Attached hereto as **Exhibit 4** is a true and correct copy of an email chain between  
15 Amit Makker and Alexander Sverdlov, dated December 8, 2020.

16 7. Attached hereto as **Exhibit 5** is a spreadsheet that Plaintiffs compiled in order to  
17 assess the number of duplicates in Defendants' December 1, 2020 and December 8, 2020  
18 productions.

19 8. Attached hereto as **Exhibit 6** is a true and correct copy of a letter from  
20 Chairwoman Carolyn B. Maloney of the Committee on Oversight and Reform, to Secretary  
21 Wilbur L. Ross, Jr. of the U.S. Department of Commerce, dated December 2, 2020, and  
22 available at <https://oversight.house.gov/sites/democrats.oversight.house.gov/files/2020-12-02.CBM%20to%20Ross-Commerce%20re%202020%20Census%20Count.pdf>.  
23

24 9. On December 2, 2020 and again on December 8, 2020, the parties met and  
25 conferred on a variety of topics, including how critical documents and data might practically be  
26 obtained. Defendants were unable to clarify how such information could be obtained in an  
27 expeditious manner. Defendants also would not commit to producing full sets of critical  
28 summary report data responsive to Plaintiffs' narrowly tailored RFPs until the end of December.

1           10. To date, Defendants have not produced or committed to producing on an  
2 expedited basis either the tranche of documents collected by the Department of Commerce in  
3 response to requests from the Congressional Committee on Oversight and Reform or critical  
4 summary report data responsive to Plaintiffs’ narrowly tailored RFPs. While Defendants have  
5 indicated an additional document production is forthcoming on December 11, 2020, Defendants  
6 have not provided Plaintiffs with any detail as to the volume or specific content of the materials  
7 that are scheduled to be produced.

8           11. Defendants failure to expediently produce these documents—particularly in light  
9 of the expedited discovery schedule in this case—has already been highly prejudicial to  
10 Plaintiffs. Any further delay in Defendants’ document productions prejudice Plaintiffs’ ability to  
11 craft narrowly tailored discovery requests, prepare for depositions, and identify issues and  
12 relevant documents for their experts, whose reports are due on January 14, 2021. Likewise, any  
13 delay in the resolution of Plaintiffs’ Motion to Compel would further delay document  
14 productions, causing significant harm to Plaintiffs.

15           12. Plaintiffs proposed the shortened time period requested by their motion in  
16 connection with preparing the parties’ recent Joint Case Management Statement (ECF No. 367).  
17 Defendants disagree with the requested timing in Plaintiffs’ motion.

18           13. The nature of the underlying dispute and the parties’ stated positions, as set forth  
19 in the Joint Case Management Statement (ECF No. 367), is set forth below:

20           Summary of Plaintiffs’ position: Defendants have understood for weeks that the Court  
21 ordered expedited discovery, but they have repeatedly failed to meet their discovery obligations.  
22 After rebuffing multiple early attempts by Plaintiffs to meet and confer so that the parties could  
23 work together expeditiously, Defendants’ productions have been minimal, largely duplicative,  
24 and without custodian, date, and other identifying information. Three categories of documents  
25 are notably missing from Defendants’ productions. First, any documents collected and prepared  
26 in response to requests from the House Committee on Oversight and Reform that are—according  
27 to Defendant Dillingham and “other top Census Bureau officials”—in the possession of the  
28 General Counsel of the Department of Commerce. Second, any Census Integration Group

1 (“CIG”) documents, which Defendants have represented are responsive. And third, documents  
2 that show the details of the Bureau’s current data-processing plans, procedures, and schedule  
3 (including changes). Defendants have failed to adequately explain why these categories of  
4 documents have not been immediately produced and failed to provide sufficient information as  
5 to how Defendants retain, manage, and organize data and how they are collecting and producing  
6 documents in this litigation. To allow Plaintiffs an adequate and fair opportunity to obtain  
7 critical discovery in this case, Plaintiffs seek an order compelling an additional, narrow Rule  
8 30(b)(6) deposition, to take place no later than December 17, 2020, on the topics of Defendants’  
9 retention, organization, collection, review, and production of documents and data, as well as the  
10 search functionalities and capabilities of Defendants’ various databases. Following this early  
11 limited Rule 30(b)(6) deposition, Plaintiffs will serve narrow and tailored Interrogatories and  
12 RFAs on Defendants no later than December 23, 2020. Plaintiffs propose that Defendants will  
13 have 14 days to respond to such Interrogatories and RFAs.

14 Summary of Defendants’ position: Despite their assurances to the Court and Defendants  
15 at the last Court conference that a highly expedited discovery period was appropriate because  
16 they would seek only narrow and targeted discovery, Plaintiffs served a set of very broad and  
17 burdensome document requests on Defendants. For example, Plaintiffs have requested “All  
18 Documents comparing, contrasting, or assessing the 2020 Census data collection results with the  
19 2000 and 2010 census data collection results.” By its own terms, the request potentially  
20 implicates (i) materials that were produced over two decades ago, regardless of their relevancy to  
21 Plaintiffs’ claims, as well as (ii) information that is currently not available, and which may not be  
22 available until a later date, if ever, and (iii) material that may be statutorily protected from  
23 disclosure. Many of the issues Plaintiffs seek to explore could have been established much more  
24 efficiently through targeted discovery such as interrogatories, yet Plaintiffs have insisted that  
25 Defendants undertake the burden of gathering, reviewing, and producing a vast quantity of  
26 documents from numerous custodians on numerous distinct topics. In addition, over the course  
27 of the past week, Plaintiffs have made a series of shifting requests for categories of documents  
28

1 they want prioritized, demanding that such documents be provided by arbitrary deadlines that  
2 Plaintiffs unilaterally set.

3 Defendants have worked diligently in the face of Plaintiffs' requests and demands to  
4 discharge their discovery obligations in a comprehensive and systematic manner. Upon  
5 receiving Plaintiffs' original requests for production, Defendants took the necessary time to  
6 identify custodians most likely to have responsive materials, upload their emails to a document  
7 review platform, establish search terms most likely to eliminate the mass of non-responsive  
8 matter, and begin focused and targeted review. Further, Defendants identified several types of  
9 non-email documents that were most likely to satisfy Plaintiffs' various requests for raw data and  
10 statistics about the census, and, in an effort to accommodate Plaintiffs' stated priorities, have  
11 expedited the process of reviewing and producing those materials.

12 Defendants described these efforts in detail to Plaintiffs in their formal responses to  
13 Plaintiffs' requests, in two subsequent meet-and-confer conferences, and in numerous email  
14 communications. These good-faith efforts on the part of Defendants have been repeatedly met  
15 with accusations on the part of Plaintiffs that Defendants did not seek to meet and confer  
16 *immediately* upon receiving Plaintiffs' broad requests but instead took time to take stock of how  
17 much material could be implicated by Plaintiffs' requests and how Defendants could reasonably  
18 go about searching for the relevant information. These complaints are fatuous. To the extent  
19 Plaintiffs wished to narrow their requests beyond what they indicated in their written discovery,  
20 nothing ever stopped them from doing so through written communication to Defendants, without  
21 awaiting a meet and confer. Or Plaintiffs could have propounded more limited discovery in the  
22 first place. But as the parties' discussions have progressed, there has been no effort to narrow or  
23 otherwise relieve any of the burdens Plaintiffs have foisted onto Defendants. Rather, those  
24 discussions have merely led Plaintiffs to present a shifting set of priorities for the documents that  
25 Plaintiffs wish to see first, and wide-ranging accusations that Defendants are shirking their  
26 obligations.

27 Against this backdrop, Plaintiffs' threatened motion to compel and demand for an  
28 accelerated timeline for resolving that motion is inappropriate. Plaintiffs first threatened to file

1 such a motion since December 4, 2020, and indicated that they would begin to draft their motion  
2 even as Defendants worked to provide additional clarity about the contents of upcoming  
3 productions and the efforts that have been made to accelerate the documents at issue. Yet now  
4 Plaintiffs demand that Defendants be given at most 24 hours to respond to a motion that has been  
5 nearly a week in the making. Such a timeline is unfair. If Plaintiffs file their motion today,  
6 Defendants should be permitted to respond to the motion on December 14, 2020, and the Court  
7 should reschedule this CMC for that date and combine it with a hearing on Plaintiffs' threatened  
8 motion. As one Court has observed, "[t]he filing of an emergency motion is rife with the  
9 possibility of bad faith gamesmanship" where, as here, the "movant is attempting to game the  
10 system by providing itself proper time to present its positions to the Court but depriving the  
11 opposing party of a reasonable opportunity to respond, effectively becoming an *ex parte* motion  
12 by which the opposing party has 'notice' of its filing but no real chance to adequately respond."  
13 *Cardoza v. Bloomin' Brands, Inc.*, 141 F. Supp. 3d 1137, 1141 (D. Nev. 2015).

14           Perhaps more importantly, the work of accommodating and responding to Plaintiffs'  
15 discovery requests continues to divert resources of Census Bureau personnel from their primary  
16 obligation of completing the 2020 Census. Despite all this, Defendants are continuing to work in  
17 good faith to discharge their discovery obligations, and to accelerate as much as is possible the  
18 review and production of both targeted documents that Plaintiffs have demanded and the broader  
19 set of materials responsive to Plaintiffs' requests. Thus far, Defendants have made two  
20 productions of materials, and, in direct response to one of Plaintiffs' many demands, anticipate  
21 making the next release this Friday, December 11, 2020.

22           Separately, as noted above, Defendants have timely served upon Plaintiffs a set of  
23 targeted written discovery requests that pose narrow questions concerning the scope of Plaintiffs'  
24 injuries, the relief they seek in this lawsuit, and related issues. Defendants hope that Plaintiffs  
25 respond to these requests fully and transparently, such that Defendants can receive clarity  
26 regarding the precise base for Plaintiffs' claim to Article III standing in this lawsuit, how they  
27 intend to establish those their asserted injuries, the scope of relief they will ultimately request  
28 from this Court, and how they intend to establish that any such relief will redress their asserted

1 injuries. To the extent the Court accelerates the timeline for Defendants to respond to any  
2 written discovery, the Court should similarly accelerate the timeline for Plaintiffs' responses to  
3 Defendants' requests.

4 14. I am not aware of any previous request by Plaintiffs for any time modifications in  
5 this case, other than stipulations setting schedules. The States of Louisiana and Mississippi  
6 requested a time modification on September 23, 2020 to expedite responses to and ruling on their  
7 Motion to Intervene. ECF No. 206. This Court granted the States' Motion to Shorten Time and  
8 to Expedite on October 26, 2020. ECF No. 348.

9 15. Plaintiffs' requested time modification is specific only to Plaintiffs' Motion to  
10 Compel, and would not impact the schedule for the case.

11 I declare under penalty of perjury under the laws of the United States of America that  
12 each of the facts stated herein is true and correct. Executed on December 9, 2020, at Oakland,  
13 California.

14  
15 /s/ Amit Makker  
16 Amit Makker  
of LATHAM & WATKINS

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21 **ATTESTATION**

22 I, Sadik Huseny, am the ECF user whose user ID and password authorized the filing of this  
23 document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have concurred  
24 in this filing.

25 Dated: December 9, 2020

**LATHAM & WATKINS LLP**

26 By: /s/ Sadik Huseny  
27 Sadik Huseny

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16 UNITED STATES DISTRICT COURT  
17 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
18 SAN JOSE DIVISION

18 NATIONAL URBAN LEAGUE, et al.,

19 Plaintiffs,

20 v.

21 WILBUR L. ROSS, JR., et al.,

22 Defendants.

CASE NO. 5:20-cv-05799-LHK

**PLAINTIFFS' FIRST SET OF  
REQUESTS FOR PRODUCTION (NO. 1-  
22)**

Assigned to Judge Lucy H. Koh  
(Courtroom 8)

23  
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1 Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Plaintiffs National Urban  
2 League; League of Women Voters; Black Alliance for Just Immigration; Harris County, Texas;  
3 King County, Washington; City of Los Angeles, California; City of Salinas, California; City of  
4 San Jose, California; Rodney Ellis; Adrian Garcia; The National Association for the Advancement  
5 of Colored People; City of Chicago, Illinois; County of Los Angeles, California; Navajo Nation;  
6 and Gila River Indian Community (collectively, “Plaintiffs”) request that Defendants Wilbur L.  
7 Ross, Jr., in his official capacity as Secretary of Commerce; U.S. Department of Commerce;  
8 Steven Dillingham, in his official capacity as Director of the U.S. Census Bureau; and U.S. Census  
9 Bureau (collectively, “Defendants”) respond separately and in writing to each of the following  
10 requests, and produce and permit the inspection and copying of each of the documents and things  
11 described below that is within their possession, custody, or control. Any objections to the requests  
12 shall be served within ten (10) days of service of these requests, and the production of documents  
13 and things shall begin within fourteen (14) days after service of these requests, pursuant to Court  
14 order (Dkt. 357) and the parties’ agreement, via electronic mail and in hard copy at the offices of  
15 Latham & Watkins, LLP, 555 Eleventh Street NW, Suite 1000, Washington, D.C. 20004.

#### 16 **DEFINITIONS**

17 The following definitions (applicable whether the terms in question are capitalized or not)  
18 apply to this document as a whole and as to each of the following requests for production and  
19 shall be deemed incorporated therein:

- 20 1. “Bureau” refers to Defendant United States Census Bureau.
- 21 2. “Communication” means any instance in which any Person has had contact with  
22 any other Person including by any oral or written utterance, question, comment, inquiry,  
23 notation, or statement of any nature whatsoever, by and to whomever made, including, but not  
24 limited to, any conversation, correspondence, agreement, note, e-mail, voicemail, or other  
25 transfer of information, whether written, oral, electronic, or by any other means, and including  
26 any Document or other medium which abstracts, digests, records, incorporates, summarizes,  
27 describes, or transcribes any such Communication, or any subsequent review or discussion of  
28 such Communication, whether occurring at meetings or otherwise.





1 h. If a copy of the Document or Thing has been previously supplied, to so state  
2 and specifically identify the previously supplied copy by reference to Bates  
3 number(s) or other identifying information such as litigation control number.

4 11. To “Identify” an event or Communication means to state:

5 a. Its type (e.g., oral communication, telephone call, meeting or conference,  
6 teletype communication, purchase, sale);

7 b. Its date, time and place;

8 c. The identity of all Persons participating, attending and observing, as well as  
9 Persons most knowledgeable about the event or Communication;

10 d. A detailed description of the event or Communication and what transpired;  
11 and

12 e. The identify of any Documents referenced, referred to, relied upon, or created  
13 in connection with the event, including any record made of the event.

14 12. The plural of any word used herein includes the singular and the singular includes  
15 the plural. The masculine gender of any word used herein includes the feminine and the neuter.

16 13. The past tense of a verb used herein includes the present tense and the present  
17 tense includes the past tense.

18 14. “And/or,” “and,” and “or” shall be construed in the conjunctive and disjunctive,  
19 whichever makes the request more inclusive.

20 **INSTRUCTIONS**

21 1. Each request shall be answered pursuant to Federal Rules of Civil Procedure 26  
22 and 32, and supplemented as required by Federal Rule of Civil Procedure 26(e). Rule 26(e)  
23 requires Defendants to correct or supplement Defendants’ response if Defendants learn that it  
24 was incomplete or incorrect when made or, although complete and correct when made, is no  
25 longer complete and correct.

26 2. These requests shall apply to all Documents in Defendants’ possession, custody,  
27 or control at the present time, or coming into Defendants’ possession, custody, or control prior to  
28 the date of the production. If Defendants know of the existence, past or present, of any

1 Documents or Things requested below, but are unable to produce such Documents or Things  
2 because they are not presently in Defendants' possession, custody, or control, Defendants shall  
3 so state and shall Identify such Documents or Things, and the Person who has possession,  
4 custody, or control of the Documents or Things.

5 3. If no Documents are responsive to a particular request, Defendants are to state in  
6 the response that no responsive Documents exist.

7 4. If Defendants withhold any Document or portion thereof in response to any of the  
8 requests set forth below on grounds of privilege or any other claim of immunity from discovery,  
9 then for each Document, Communication, or portion thereof so withheld, state the following: (a)  
10 the type of Document (e.g., letter, memorandum, contact, etc.); (b) its title; (c) its date; (d) its  
11 subject matter; (e) the name, address, and employer at the time of preparation of the individual(s)  
12 who authored, drafted, or prepared it; (f) the name, address, and employer at the time of  
13 dissemination of the individual(s) to whom it was directed, circulated, or copied, or who had  
14 access thereto; and (g) the grounds on which the Document is being withheld (e.g., "attorney-  
15 client privilege," "attorney work product," etc.).

16 5. If Defendants contend that a portion of a Document contains information that is  
17 immune from discovery, then produce the Document with the allegedly immune portion redacted  
18 therefrom and describe the redacted portion in a privilege log pursuant to the instruction in  
19 paragraph 4 above.

20 6. If any Document responsive to any request was, but is no longer, in Defendants  
21 possession, custody, or control, state what disposition was made of it and when. If any  
22 Document responsive to any request has been lost or destroyed, describe in detail the  
23 circumstances of such loss or destruction and Identify each lost or destroyed Document and all  
24 files that contained such Document.

25 7. Each Document is to be produced along with all drafts, without abbreviation or  
26 redaction.

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1 **REQUEST FOR PRODUCTION NO. 4:**

2 Documents Sufficient to Show the percentage and number of housing units/addresses, at  
3 the national, state, county, and census tract level, resolved through particular methods for the  
4 2020 Census, including but not limited to the following: (a) enumerations by administrative  
5 records (for occupied, vacant, and delete/nonexistent); (b) enumerations by proxies (for  
6 occupied, vacant, and delete/nonexistent); (c) “pop count only” enumerations; (d) enumerations  
7 as vacant (and how so determined); (e) enumerations as delete/nonexistent (and how so  
8 determined); (f) enumerations that do not contain name and/or date of birth; (g) enumerations  
9 using fictitious names (e.g., ADULT ONE); (h) enumerations with a popcount of 1 and  
10 information entered as “refused” or “don’t know”; (i) enumerations of closed cases that were  
11 reopened in the close-out phase of NRFU; (j) enumerations where the geo-location data does not  
12 match the housing unit/address; and (k) all actual and potential housing units/addresses  
13 unresolved.

14 **REQUEST FOR PRODUCTION NO. 5:**

15 All Documents comparing, contrasting, or assessing the 2020 Census data collection  
16 results with the 2000 and 2010 census data collection results, including Documents Sufficient to  
17 Show how the 2020 percentages and numbers described in Request For Production No. 4 relate  
18 or compare to the like percentages and numbers for the 2000 and 2010 censuses.

19 **REQUEST FOR PRODUCTION NO. 6:**

20 As to housing units/addresses resolved by administrative records, Documents Sufficient  
21 to Show in summary detail all actual and potential housing units/addresses resolved by  
22 administrative records for each of the 2000, 2010 and 2020 censuses, including but not limited to  
23 documents regarding what types of administrative records were used for each such closeout;  
24 when and how the use of various administrative records was triggered; where various  
25 administrative records were used to close housing units after zero visits or one visit; the housing  
26 units that were eligible to be closed using various administrative records after zero visits or one  
27 visit; how many housing units/addresses were enumerated with administrative records not  
28 validated by another source; how close in time to April 1, 2020 the administrative records were;

1 any quality assessment of the administrative records; and the changing rules and parameters  
2 regarding the use of administrative records.

3 **REQUEST FOR PRODUCTION NO. 7:**

4 As to housing units/addresses resolved by proxy, Documents Sufficient to Show in  
5 summary detail all actual and potential housing units/addresses resolved by proxy for each of the  
6 2000, 2010 and 2020 censuses, including but not limited to Documents regarding what types of  
7 proxies were used for each such closeout; when and how the use of proxies was triggered; where  
8 proxies were used to close housing units after zero visits or one visit; the housing units that were  
9 eligible to be closed using proxy after zero visits or one visit; the geo-location/proximity of the  
10 device making the enumeration to the housing unit/address being enumerated; and the changing  
11 rules and parameters regarding the use of proxies.

12 **REQUEST FOR PRODUCTION NO. 8:**

13 As to housing units/addresses resolved as vacant or nonexistent/delete, Documents  
14 Sufficient to Show in summary detail all actual and potential housing units/addresses resolved as  
15 vacant or nonexistent/delete for each of the 2000, 2010 and 2020 censuses, including but not  
16 limited to Documents regarding when and how vacancy or nonexistent/delete was determined;  
17 how many visits were made prior to the resolution of vacancy or nonexistent/delete; where,  
18 when, and in what fashion the vacancy or nonexistent/delete enumeration was made, including  
19 by whom (field enumerator or any supervisors or management); the geo-location/proximity of  
20 the device making the enumeration to the housing unit/address being enumerated; and the  
21 changing rules and parameters regarding the use of any methods allowing for a vacant or  
22 nonexistent/delete enumeration.

23 **REQUEST FOR PRODUCTION NO. 9:**

24 As to housing units/addresses resolved through “pop count only,” Documents Sufficient  
25 to Show in summary detail all actual and potential housing units/addresses resolved as “pop  
26 count only” for each of the 2000, 2010 and 2020 censuses, including but not limited to  
27 documents regarding when and how the determination of making a “pop count only” count was  
28 triggered; where “pop count only” enumerations were used to close housing units after zero visits

1 or one visit; the housing units that were eligible to be closed using “pop count only”  
2 enumerations after zero visits or one visit; the geo-location/proximity of the device making the  
3 enumeration to the housing unit/address being enumerated; and the changing rules and  
4 parameters regarding the use of “pop count only” enumerations.

5 **REQUEST FOR PRODUCTION NO. 10:**

6 Documents Sufficient to Show the total number and relevant percentages of housing  
7 units/addresses in the entire NRFU universe as of each Date, including but not limited to all  
8 housing units/addresses obtained during the NRFU process and closeout phases, all vacant and  
9 nonexistent/delete housing units/addresses identified in the NRFU process, when and whether  
10 any additional housing units/addresses obtained during the NRFU process were enumerated and  
11 were to be accounted for, and whether and how any completion rates as of the Dates included or  
12 failed to include any additional housing units/addresses in the calculations.

13 **REQUEST FOR PRODUCTION NO. 11:**

14 All Documents providing summary details or assessments regarding NRFU process  
15 indicators or “paradata” regarding how the NRFU operation was conducted, at the national, state,  
16 county, and census tract levels.

17 **REQUEST FOR PRODUCTION NO. 12:**

18 All Communications sent or forwarded to enumerators’ NRFU iPhones from senior  
19 Bureau management (regional directors or higher level managers), including but not limited to  
20 text messages, regarding enumeration policies, procedures, and scheduling.

21 **REQUEST FOR PRODUCTION NO. 13:**

22 All Documents regarding enumerator productivity rates and enumerator quality control  
23 checks, including but not limited to measurements of productivity rates and trend data over time,  
24 concerns over productivity rates, efforts to alter productivity rates, changing any enumerator  
25 standards, processes, or quality control checks in order to increase productivity rates (including  
26 but not limited to the decision to eliminate random re-interview enumerator quality control  
27 checks in favor of automatic control checks), comparisons with expected or required/necessary  
28 productivity rates, and the overall performance and utilization of the Optimizer software.

1 **REQUEST FOR PRODUCTION NO. 14:**

2 All Documents regarding complaints, grievances, requests for change, or like reports  
3 from enumerators or Bureau employees regarding the NRFU process, including but not limited  
4 to improper enumeration processes; inaccuracies in enumeration; workflow or assignments;  
5 instruction or pressure to alter any enumerations or enumeration processes; submission or false  
6 or potentially false/knowingly inaccurate enumerations; and the NRFU software and any  
7 limitations in its ability to allow for accurate enumeration, particularly once a housing  
8 unit/address has been marked as complete via methods other than live enumeration.

9 **REQUEST FOR PRODUCTION NO. 15:**

10 Documents Sufficient to Show the details of the Bureau's current data-processing plans,  
11 procedures, and schedule, including how the current plans, procedures, and schedule differ, have  
12 been altered, or steps have been eliminated, from the data-processing operations contemplated in  
13 the Final Operational Plan, and Defendants' understanding of the quality impacts that will result  
14 as a consequence of those eliminations or alterations.

15 **REQUEST FOR PRODUCTION NO. 16:**

16 Documents Sufficient to Show the role that the data-processing operations contemplated  
17 in the Final Operational Plan play in reducing or eliminating undercounts, and/or differential  
18 undercounts, of hard to count groups, including racial or ethnic minority groups, and Defendants'  
19 understanding of the consequences of eliminating or altering those operations for reducing or  
20 eliminating undercounts.

21 **REQUEST FOR PRODUCTION NO. 17:**

22 All Documents regarding how and to what extent data processing will correct, fix,  
23 supplement, or alter the 2020 Census population counts as a result of any changes to data  
24 collections made and implemented by Defendants from August 3, 2020 to the end of the data  
25 collection period.

26 **REQUEST FOR PRODUCTION NO. 18:**

27 Documents Sufficient to Show the Census Unedited File (CUF) quality indicators,  
28 including but not limited to the numbers and percent of records (a) identified as duplicate

1 enumerations across different addresses, (b) that do not contain information sufficient for  
2 deduplication, (c) that required status or count imputation, (d) created by count imputation, (e)  
3 that will require whole person imputation, (f) missing a complete name, (g) missing a date of  
4 birth, (h) from administrative records, (i) from administrative records lacking complete names or  
5 date of birth, and (j) that required item imputation for race, Hispanic origin, sex, and age.

6 **REQUEST FOR PRODUCTION NO. 19:**

7 All Documents regarding the Replan’s effects or potential effects on differential  
8 undercounts or potential differential undercounts of hard-to-count populations, including tribal  
9 populations, communities of color, legal and illegal immigrants.

10 **REQUEST FOR PRODUCTION NO. 20:**

11 All Documents provided or to be provided by Defendants to the OIG with respect to the  
12 2020 Census, or provided to Defendants from OIG.

13 **REQUEST FOR PRODUCTION NO. 21:**

14 All Documents and Communications to or from Secretary Ross regarding the 2020  
15 Census, including but not limited to all Communications, Documents, data, and reports Secretary  
16 Ross has submitted or will submit directly or indirectly to the President or President’s liaisons or  
17 staff.

18 **REQUEST FOR PRODUCTION NO. 22:**

19 All Documents regarding the July 21, 2020 Presidential Memorandum, including but not  
20 limited to the processes, plans and schedules to effectuate and implement the Presidential  
21 Memorandum, the effects of such effectuation and implementation on the 2020 Census and  
22 Bureau personnel, resources, and funds, and the potential or actual effects on differential  
23 undercounts as a result of the Presidential Memorandum or its effectuation and implementation.

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Dated: November 17, 2020

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Dated: November 17, 2020

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Dated: November 17, 2020

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Dated: November 17, 2020

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Dated: November 17, 2020

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**CERTIFICATE OF SERVICE**

I am employed in the County of San Francisco, State of California. I am over the age of 18 years and not a party to this action. My business address is Latham & Watkins LLP, 505 Montgomery Street, Suite 2000, San Francisco, CA 94111.

On November 17, 2020, I caused the following document(s) to be served:

- **PLAINTIFFS’ FIRST SET OF REQUESTS FOR PRODUCTION (NOS. 1-22)**

via electronic mail delivery to the person(s), address(es), and email address(es) set forth below:

AUGUST E. FLENTJE  
 ALEXANDER K. HAAS  
 DIANE KELLEHER  
 BRAD P. ROSENBERG  
 M. ANDREW ZEE  
 ALEXANDER V. SVERDLOV  
 STEPHEN EHRLICH  
 U.S. Department of Justice  
 Civil Division, Federal Programs Branch  
 450 Golden Gate Avenue  
 San Francisco, CA 94102  
 Phone: (415) 436-6646  
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 alexander.haas@usdoj.gov  
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 m.andrew.zee@usdoj.gov  
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 stephen.ehrlich@usdoj.gov

*Attorneys for Defendants Wilbur L. Ross, Jr., in his official capacity as Secretary of Commerce; U.S. Department of Commerce; Steven Dillingham, in his official capacity as Director of the U.S. Census Bureau; and U.S. Census Bureau*

I declare that I am employed in the office of a member of the Bar of, or permitted to practice before, this Court at whose direction the service was made and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on November 17, 2020, at San Francisco, California.

Dated: November 17, 2020

**LATHAM & WATKINS LLP**

By: /s/ Sadik Huseny  
Sadik Huseny

# **EXHIBIT 2**

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**From:** Sverdlov, Alexander V. <Alexander.V.Sverdlov@usdoj.gov>  
**Sent:** Tuesday, November 24, 2020 8:39 PM  
**To:** Makker, Amit (Bay Area); Flentje, August (CIV); Kelleher, Diane (CIV); Rosenberg, Brad (CIV); Zee, M. Andrew (CIV); Ehrlich, Stephen (CIV)  
**Cc:** #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM  
**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Service of Discovery

Amit,

We appreciate your offer. At this time, Defendants are continuing to study Plaintiffs' requests and are working to ascertain the volume of materials that could potentially be responsive. As you know, Plaintiffs requested an extraordinarily short window for our responses to these requests, and we are not going to be in a position to have a meaningful meet and confer before we submit those responses. We believe discussing the scope of Defendants' production and ways to streamline the burden that Plaintiffs' broad requests impose will be more productive after we have more time to evaluate your requests and our collected documents, and you have an opportunity to review our responses. We are happy to set up a time to talk next week.

Best,  
Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

---

**From:** Amit.Makker@lw.com <Amit.Makker@lw.com>  
**Sent:** Tuesday, November 24, 2020 5:55 PM  
**To:** Flentje, August (CIV) <AFlentje@CIV.USDOJ.GOV>; alexander.haas@usdoj.gov; Kelleher, Diane (CIV) <DKellehe@CIV.USDOJ.GOV>; Rosenberg, Brad (CIV) <BRosenbe@civ.usdoj.gov>; Zee, M. Andrew (CIV) <mzee@CIV.USDOJ.GOV>; Sverdlov, Alexander V. <ASverdlo@civ.usdoj.gov>; Ehrlich, Stephen (CIV) <sehrlich@CIV.USDOJ.GOV>  
**Cc:** NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com  
**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Service of Discovery

Counsel-

We have not heard from you on our offer to meet and confer regarding Plaintiffs' requests, so we are reaching out again.

The sooner we meet and confer, the more streamlined and less burdensome Defendants' document productions will be. As is typical, the parties should work together, for example, on focusing on the right custodians and keyword search terms. In addition, as we have previously discussed, many of the requests can likely be resolved in a straightforward way, by printing out reports or making data available from Defendants' databases and electronic programs (i.e., for most if not all of the requests requiring information about Census metrics, completion, and so on). But a discussion with you

on what data and reports are available will be critical, and will serve to avoid unnecessary motion practice. Additionally, summary report type documents should be readily available, for example in explaining the processing anomalies that the Bureau has publicized.

Please let us know when you are available to discuss these issues. As you know, there is an extremely limited window for discovery in this case, and the first tranche of documents is set for production next Tuesday, December 1. We very much want to avoid additional unnecessary motion practice here, but if a motion to compel becomes necessary, we will have to file it almost immediately, on an expedited timeframe, so our meet and confer process should start now. We believe that the Court would expect the same.

Would tomorrow at 1pm Pacific work? It would be good to do this before Thanksgiving. We can use the following dial-in information if that time works:

Dial: 877-205-3155

Code: 100721

Thank you,  
-Amit Makker

---

**From:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Sent:** Tuesday, November 17, 2020 8:38 PM

**To:** [august.flentje@usdoj.gov](mailto:august.flentje@usdoj.gov); [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); [diane.kelleher@usdoj.gov](mailto:diane.kelleher@usdoj.gov); Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>; [stephen.ehrlich@usdoj.gov](mailto:stephen.ehrlich@usdoj.gov)

**Cc:** #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>

**Subject:** National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Service of Discovery

Counsel-

Attached please find for service Plaintiffs' First Set of Requests for Production (No. 1-22) in the *National Urban League v. Ross* action. Plaintiffs are available to meet and confer with Defendants immediately to discuss what data/materials are readily available for production, the right limitations on custodians, agreements on keyword searching, and if any specific time limitations beyond those already included in or contemplated by the requests would be appropriate. As per our call last week, we want to minimize production burdens as much as reasonably possible, and the sooner we can discuss and address any requests or concerns from Defendants, the more we can all ensure a timely document production and an ultimate deposition schedule that provides for as much flexibility, at year-end, as possible.

Per agreement, we are serving these by email—if you would like hard copy sent as well, please let us know.

Best regards,

**Amit Makker**

**LATHAM & WATKINS LLP**

505 Montgomery Street, Suite 2000

San Francisco, CA 94111-6538

Direct Dial: +1.415.395.8034

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Email: [amit.makker@lw.com](mailto:amit.makker@lw.com)

<https://www.lw.com>

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# **EXHIBIT 3**

1 JEFFREY BOSSERT CLARK  
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 2 JOHN V. COGHLAN  
 Deputy Assistant Attorney General  
 3 AUGUST E. FLENTJE  
 Special Counsel to the Assistant Attorney General  
 4 ALEXANDER K. HAAS  
 Branch Director  
 5 DIANE KELLEHER  
 6 BRAD P. ROSENBERG  
 Assistant Branch Directors  
 7 M. ANDREW ZEE  
 8 ALEXANDER V. SVERDLOV  
 STEPHEN EHRLICH  
 9 Trial Attorneys  
 U.S. Department of Justice  
 10 Civil Division - Federal Programs Branch  
 11 1100 L Street, NW  
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 12 Telephone: (202) 305-0550

13 *Attorneys for Defendants*

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 16 **IN THE UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 17 **SAN JOSE DIVISION**

18  
 19 NATIONAL URBAN LEAGUE, *et al.*,

20 Plaintiff,

21 v.

22 WILBUR L. ROSS, JR., *et al.*,

23 Defendants.  
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Case No. 5:20-cv-05799-LHK

**DEFENDANTS' RESPONSE TO PLAINTIFFS' FIRST SET OF REQUESTS FOR PRODUCTION**

1 Pursuant to Federal Rules of Civil Procedure 26 and 34, Defendants the United States De-  
2 partment of Commerce, Wilbur Ross, in his official capacity as Secretary of Commerce, the United  
3 States Census Bureau, and Steven Dillingham, in his official capacity as Director of the Census  
4 Bureau (Defendants), by and through counsel, provide the following objections and responses to  
5 Plaintiffs' First Set of Request For Production to Defendants.

6 **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

7 1. Defendants object to the definition of "document" in Plaintiffs' Definition 4 insofar  
8 as it exceeds the definition provided in Federal Rule of Civil Procedure 34(a).

9 2. Defendants object to Plaintiffs' Instructions 2, 3, 4, 5, 7, 8, and 10 to the extent they  
10 imply any obligation outside of the scope of Federal Rules of Civil Procedure 26(b)(5) or 34, and  
11 on the ground that they are unduly burdensome. Additionally, documents created by or commu-  
12 nications sent to or from litigation counsel (including agency counsel responsible for this litigation  
13 after commencement of this matter) will not be logged, as information contained therein is not  
14 subject to production and would be unduly burdensome to place on a privilege log.

15 3. Defendants object to Instructions 2 and 6 as imposing obligations outside the scope  
16 of Federal Rule of Civil Procedure 34 and for being unduly burdensome insofar as they purport to  
17 require a document-by-document recounting without regard to the date on which the document  
18 was created, the date on which it was lost, discarded, destroyed, or otherwise disposed of, or  
19 whether litigation involving the substance of the document was reasonably foreseeable at that time  
20 it was lost, discarded, destroyed or otherwise disposed.

21 **OBJECTIONS TO ALL REQUESTS FOR PRODUCTION**

22 1. Defendants object to Plaintiffs' discovery requests generally as unduly burdensome  
23 and disproportionate to the needs of this case, as Defendants have already produced a large volume  
24 of materials in an expedited fashion, and Plaintiffs have not demonstrated how those materials are  
25 insufficient for them to seek final judgment.

26 2. Defendants object to Plaintiffs' discovery requests as overly broad, unduly burden-  
27 some, and disproportionate to the extraordinarily expedited discovery schedule in this case, which  
28 was predicated on Plaintiffs' representations of their purported intent to serve targeted and narrow

1 discovery requests, when in fact their actual requests are for granular detail into nearly every aspect  
2 of not only the 2020 Census, but also the 2000 Census and the 2010 Census, neither of which are  
3 at issue in this case.

4 3. Defendants object to Plaintiffs' discovery requests to the extent they seek docu-  
5 ments that are publicly available, or are readily accessible to Plaintiffs or otherwise would be less  
6 burdensome for Plaintiffs to obtain than Defendants. *See* Fed. R. Civ. P. 26(b)(2)(C). Defendants  
7 will not reproduce documents already produced in this matter.

8 4. Defendants object to Plaintiffs requests to produce "all" documents related to an  
9 issue or topic because such requests are vague, ambiguous, overbroad, and disproportionately bur-  
10 densome. Read expansively, a request to produce "all" documents could require a document-by-  
11 document review of materials generated within the United States Department of Commerce and  
12 the Census Bureau—large federal agencies with tens of thousands of employees. The burden of  
13 such a review disproportionately outweighs any possible need for the requested documents. Ac-  
14 cordingly, Defendants will identify relevant documents in response to the request, including re-  
15 sponsive results based on search terms from identified custodians.

16 5. Defendants object to Plaintiffs' requests to the extent that the requests impose bur-  
17 dens beyond the permissible scope of discovery as outlined in Federal Rule of Civil Procedure 26,  
18 i.e., nonprivileged matter that is relevant to any party's claim or defense and proportional to the  
19 needs of the case, considering the importance of the issues at stake in the action, the amount in  
20 controversy, the parties' relative access to relevant information, the parties' resources, the im-  
21 portance of the discovery in resolving the issues, and whether the burden or expense of the pro-  
22 posed discovery outweighs its likely benefit.

23 6. Defendants object to Plaintiffs' requests to the extent that they seek (a) attorney  
24 work product; (b) communications protected by the attorney-client privilege; (c) information pro-  
25 tected by the deliberative process privilege, the joint defense privilege, common interest privilege,  
26 or law enforcement privilege; (d) material the disclosure of which would violate legitimate privacy  
27 interests and expectations of persons not party to this litigation; (e) information protected by any  
28 form of executive privilege; or (f) any other applicable privilege or protection.

1           7. Defendants specifically decline to produce privileged information. Defendants will  
2 not produce a privilege log for materials that are publicly available and materials that were other-  
3 wise previously produced. Defendants further object to any requirement that they produce a priv-  
4 ilege log for privileged material not otherwise properly within the scope of discovery and/or as to  
5 which no privilege log would be required pursuant to Federal Rule of Civil Procedure 26(b)(5).

6           8. Defendants will not produce materials protected from disclosure under the provi-  
7 sions of 13 U.S.C. §§ 8 and 9. Before any product or document involving census data may be  
8 released, the material must be reviewed by the Census Bureau's Disclosure Review Board (DRB)  
9 to ensure that no identifiable confidential data are or may be disclosed. Should the DRB determine  
10 that the product or document does or reasonable could result in such disclosure, then the data  
11 product will be modified prior to approval for release.

12           9. Each and every response contained herein is subject to the above objections, which  
13 apply to each and every response, regardless of whether a specific objection is interposed in a  
14 specific response. The making of a specific objection in response to a particular request is not  
15 intended to constitute a waiver of any other objection not specifically referenced in the particular  
16 response.

17           10. Defendants specifically reserve the right to make further objections as necessary to  
18 the extent additional issues arise regarding the meaning of and/or information sought by discovery.

19                           **GENERAL RESPONSE TO ALL REQUESTS FOR PRODUCTION**

20           1. Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
21 the materials that have already been produced or made available in this litigation.

22           Further, Defendants have identified twenty-one (21) custodians who may have potentially  
23 relevant materials for Plaintiffs' requests, though not every one of these custodians may have  
24 relevant materials for any particular request. Those custodians are:

- 25
- 26           (1) Secretary Wilbur L. Ross
  - 27           (2) Deputy Secretary Karen Dunn Kelley
  - 28           (3) Michael J. Walsh, Jr., Chief of Staff, Office of the Secretary, and performing the  
non-exclusive duties of General Counsel

- 1 (4) Daniel Risko, Chief of Staff, Office of the Deputy Secretary
- 2 (5) Census Bureau Director Steven Dillingham
- 3 (6) Ron Jarmin, Deputy Director and Chief Operating Officer
- 4 (7) Christa D. Jones, Chief of Staff
- 5 (8) Albert E. Fontenot, Jr., Associate Director for Decennial Census Programs
- 6 (9) Michael T. Thieme, Assistant Director for Decennial Census Programs, Systems & Contracts
- 7 (10) Kathleen M. Styles, Chief, Decennial Communications and Stakeholder Relationships
- 8 (11) John M. Abowd, Associate Director for Research & Methodology
- 9 (12) Victoria A. Velkoff, Associate Director for Demographic Programs
- 10 (13) Timothy P. Olson, Associate Director for Field Operations
- 11 (14) James T. Christy, Assistant Director for Field Operations
- 12 (15) Benjamin A. Overholt, Deputy Director for Data
- 13 (16) Earl N. Mayfield, Counsel to the Director
- 14 (17) Nathaniel Cogley, Deputy Director for Policy
- 15 (18) Colleen Holzbach, Program Manager, Oversight Engagement, Policy Coordination Office

16 Defendants have gathered the email files (including attachments) of these custodians  
17 created between May 11, 2020, and November 23, 2020, for the first four custodians above, and  
18 November 20, 2020, for the rest. Those documents constitute over 130 Gigabytes. Additionally,  
19 Defendants are in the process of gathering materials from three additional custodians: (19) Ali M.  
20 Ahmad, Associate Director for Communications; (20) Christopher J. Stanley, Chief, Office of  
21 Congressional and Intergovernmental Affairs; and (21) Deborah M. Stempowski, Assistant  
22 Director for Decennial Census Programs, Operations & Schedule Management.

23 Given this large volume of materials, defendants will use search terms to identify  
24 potentially responsive documents to this request, or the ones that follow. Those search terms are:

- 25 • (“covid” or “replan” or “deadline” or “accur!” or “inaccur!” or “quality” or  
26 “anomal!” or “undercount”) w/10 (“apportion!” or “NRFU” or “field operations”  
27 or “field ops” or “nonresponse followup” or “post processing” or “prox!” or  
28

1 “adrec” or “administrative records” or “pop count” or (“enumerator” w/3  
2 “productivity”) or “correct” or “incorrect” or “unedited file” or “CUF” or  
3 (“enumerator” w/3 “complaint”)); OR

- 4 • Census and (“Presidential Memorandum” or “PM”) AND (“illegal” or  
5 “undocumented” or “unlawful”)

6 Defendants will review the results of these searches and, on a rolling basis, produce  
7 nonprivileged materials responsive to this request and not subject to withholding under the  
8 provisions of 13 U.S.C. §§ 8 and 9 that are in Defendants’ possession, custody, or control.

### 9 **OBJECTIONS AND RESPONSES TO SPECIFIC REQUESTS FOR PRODUCTION**

10 **Request for Production No. 1.** All Documents used by Defendants to calculate the census comple-  
11 tion rates, at each level tracked by the Bureau, for the 2020 Census as of each Date.

12 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
13 ject to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
14 this request potentially implicates all household responses, administrative records, and other ma-  
15 terials used to conduct the 2020 Census, regardless of their relevancy to Plaintiffs’ claims. Because  
16 the vast majority of these documents will be exempt from disclosure under the provisions of 13  
17 U.S.C. §§ 8 and 9, the burden of gathering and reviewing all such materials disproportionately  
18 outweighs any possible need for the requested documents.

19 Defendants also object to this request to the extent it calls for the production of privileged  
20 material, including but not limited to attorney-client, work product, or deliberative process privi-  
21 lege, as it may pertain to ongoing deliberations and planning prior to a final decision.

22 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
23 the materials that have already been produced or made available in this litigation. Further, De-  
24 fendants refer Plaintiffs to Defendants’ General Response to All Requests for Production, above.

25 Subject to the above objections and responses, Defendants are willing to meet and confer  
26 to discuss this request.

1 **Request for Production No. 2.** Documents Sufficient to Show the accuracy of Defendants’ asser-  
2 tions of a 99.98% census completion rate as of October 15, 2020 for the 2020 Census and differences  
3 in the meaning, methodologies, or processes regarding the calculation of completion rates as between  
4 the 2000, 2010, and 2020 censuses.

5 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
6 ject to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
7 this request potentially implicates materials that were produced over two decades ago, regardless  
8 of their relevancy to Plaintiffs’ claims.

9 Defendants further object to this request because the phrase “differences in the meaning,  
10 methodologies, or processes” is vague and ambiguous. Defendants also object to this request to  
11 the extent it calls for the production of privileged material, including but not limited to attorney-  
12 client, work product, or deliberative process privilege, as it may pertain to ongoing deliberations  
13 and planning prior to a final decision.

14 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
15 Defendants’ General Response to All Requests for Production, above. Defendants also refer Plaintiffs  
16 to documents regarding the 2000 Census and 2010 Census publicly available on the Census  
17 Bureau’s website at [https://www.census.gov/content/census/en/programs-surveys/decennial-](https://www.census.gov/content/census/en/programs-surveys/decennial-census/decade/2010/program-management/cpex.html/)  
18 [census/decade/2010/program-management/cpex.html/](https://www.census.gov/pred/www/) and <https://www.census.gov/pred/www/>.

19 Further, Defendants will identify materials generated since August 3, 2020, such as  
20 briefings to Commerce Department Leadership and briefings presented to the Census Integration  
21 Group, that are likely to contain the requested information. Defendants will review such materials  
22 for responsiveness and produce nonprivileged materials responsive to this request and not subject  
23 to withholding under the provisions of 13 U.S.C. §§ 8 and 9 that are in Defendants’ possession,  
24 custody, or control. Subject to the above objections and responses, Defendants are willing to meet  
25 and confer to discuss this request.

26  
27 **Request for Production No. 3.** Documents Sufficient to Show any other metrics (other than  
28 completion rates) that Defendants have used internally at any point to measure the progress,

1 performance, or quality of the 2020 Census, and how Defendants understand those metrics to differ  
2 from any like or similar metrics the Bureau previously used to describe or measure the progress,  
3 performance, or quality of the 2000 and 2010 censuses.

4 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
5 ject to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
6 this request stretches back many years, and potentially sweeps in decades-old documents regard-  
7 less of their relevancy to Plaintiffs' claims. The burden of obtaining and producing such docu-  
8 ments disproportionately outweighs any possible need for the requested documents.

9 Defendants further object to this request because the terms "metrics," "progress," "perfor-  
10 mance," and "quality" are vague and ambiguous. Defendants also object to this request to the  
11 extent it calls for the production of privileged material, including but not limited to attorney-client,  
12 work product, or deliberative process privilege, as it may pertain to ongoing deliberations and  
13 planning prior to a final decision.

14 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
15 Defendants' response to Request for Production No. 2, above. Subject to the above objections and  
16 responses, Defendants are willing to meet and confer to discuss this request.

17  
18 **Request for Production No. 4.** Documents Sufficient to Show the percentage and number of housing  
19 units/addresses, at the national, state, county, and census tract level, resolved through particular  
20 methods for the 2020 Census, including but not limited to the following: (a) enumerations by  
21 administrative records (for occupied, vacant, and delete/nonexistent); (b) enumerations by proxies  
22 (for occupied, vacant, and delete/nonexistent); (c) "pop count only" enumerations; (d) enumerations  
23 as vacant (and how so determined); (e) enumerations as delete/nonexistent (and how so determined);  
24 (f) enumerations that do not contain name and/or date of birth; (g) enumerations using fictitious names  
25 (e.g., ADULT ONE); (h) enumerations with a popcount of 1 and information entered as "refused" or  
26 "don't know"; (i) enumerations of closed cases that were reopened in the close-out phase of NRFU;  
27 (j) enumerations where the geo-location data does not match the housing unit/address; and (k) all  
28 actual and potential housing units/addresses unresolved.

1 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants further  
2 object to this request because the phrase “particular methods” is vague and ambiguous. Defendants  
3 also object to this request as unduly burdensome and disproportionate to the needs of the case. As  
4 written, the request seeks information that is currently not available, and which may not be avail-  
5 able until a later date, if ever. Defendants also object to this request to the extent it calls for the  
6 production of privileged material, including but not limited to attorney-client, work product, or  
7 deliberative process privilege, as it may pertain to ongoing deliberations and planning prior to a  
8 final decision.

9 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
10 Defendants’ response to Request for Production No. 2, above. Subject to the above objections and  
11 responses, Defendants are willing to meet and confer to discuss this request.

12  
13 **Request for Production No. 5.** All Documents comparing, contrasting, or assessing the 2020  
14 Census data collection results with the 2000 and 2010 census data collection results, including  
15 Documents Sufficient to Show how the 2020 percentages and numbers described in Request For  
16 Production No. 4 relate or compare to the like percentages and numbers for the 2000 and 2010  
17 censuses.

18 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants further  
19 object to this request because the phrase “data collection results” is vague and ambiguous. De-  
20 fendants also object to this request as unduly burdensome and disproportionate to the needs of the  
21 case. As written, this request potentially implicates materials that were produced over two decades  
22 ago, regardless of their relevancy to Plaintiffs’ claims, as well as information that is currently not  
23 available, and which may not be available until a later date, if ever. Defendants also object to this  
24 request to the extent it calls for the production of privileged material, including but not limited to  
25 attorney-client, work product, or deliberative process privilege, as it may pertain to ongoing delib-  
26 erations and planning prior to a final decision.

1 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs  
2 to Defendants' General Response to All Requests for Production, above. Subject to the above  
3 objections and responses, Defendants are willing to meet and confer to discuss this request.

4  
5 **Request for Production No. 6.** As to housing units/addresses resolved by administrative records,  
6 Documents Sufficient to Show in summary detail all actual and potential housing units/addresses  
7 resolved by administrative records for each of the 2000, 2010 and 2020 censuses, including but  
8 not limited to documents regarding what types of administrative records were used for each such  
9 closeout; when and how the use of various administrative records was triggered; where various  
10 administrative records were used to close housing units after zero visits or one visit; the housing  
11 units that were eligible to be closed using various administrative records after zero visits or one  
12 visit; how many housing units/addresses were enumerated with administrative records not vali-  
13 dated by another source; how close in time to April 1, 2020 the administrative records were; any  
14 quality assessment of the administrative records; and the changing rules and parameters  
15 regarding the use of administrative records.

16 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants further  
17 object to this request because the phrase "summary detail" is vague, ambiguous, and self-contra-  
18 dictory. Defendants also object to this request as unduly burdensome and disproportionate to the  
19 needs of the case. As written, this request potentially implicates materials that were generated  
20 over two decades ago, regardless of their relevancy to Plaintiffs' claims, as well as information  
21 that is currently not available, and which may not be available until a later date, if ever. Defendants  
22 also object to this request to the extent it calls for the production of privileged material, including  
23 but not limited to attorney-client, work product, or deliberative process privilege, as it may pertain  
24 to ongoing deliberations and planning prior to a final decision.

25 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
26 Defendants' General Response to All Requests for Production and to Defendants' response to  
27 Request for Production No. 2, above. Subject to the above objections and responses, Defendants  
28 are willing to meet and confer to discuss this request.

1 **Request for Production No. 7.** As to housing units/addresses resolved by proxy, Documents  
2 Sufficient to Show in summary detail all actual and potential housing units/addresses resolved by  
3 proxy for each of the 2000, 2010 and 2020 censuses, including but not limited to Documents re-  
4 garding what types of proxies were used for each such closeout; when and how the use of prox-  
5 ies was triggered; where proxies were used to close housing units after zero visits or one visit;  
6 the housing units that were eligible to be closed using proxy after zero visits or one visit; the geo-  
7 location/proximity of the device making the enumeration to the housing unit/address being enu-  
8 merated; and the changing rules and parameters regarding the use of proxies.

9 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
10 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
11 this request potentially implicates materials that were produced over two decades ago, regardless  
12 of their relevancy to Plaintiffs' claims, as well as information that is currently not available, and  
13 which may not be available until a later date, if ever.

14 Defendants further object to this request because the phrase "summary detail" is vague,  
15 ambiguous, and self-contradictory. Defendants also object to this request to the extent it calls for  
16 the production of privileged material, including but not limited to attorney-client, work product,  
17 or deliberative process privilege, as it may pertain to ongoing deliberations and planning prior to  
18 a final decision.

19 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
20 Defendants' General Response to All Requests for Production and to Defendants' response to Request  
21 for Production No. 2, above. Subject to the above objections and responses, Defendants are willing  
22 to meet and confer to discuss this request.

23  
24 **Request for Production No. 8.** As to housing units/addresses resolved as vacant or nonexist-  
25 ent/delete, Documents Sufficient to Show in summary detail all actual and potential housing  
26 units/addresses resolved as vacant or nonexistent/delete for each of the 2000, 2010 and 2020 cen-  
27 suses, including but not limited to Documents regarding when and how vacancy or nonexist-

1 ent/delete was determined; how many visits were made prior to the resolution of vacancy or non-  
2 existent/delete; where, when, and in what fashion the vacancy or nonexistent/delete enumeration  
3 was made, including by whom (field enumerator or any supervisors or management); the geo-  
4 location/proximity of the device making the enumeration to the housing unit/address being enu-  
5 merated; and the changing rules and parameters regarding the use of any methods allowing for a  
6 vacant or nonexistent/delete enumeration.

7 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
8 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
9 this request potentially implicates materials that were generated over two decades ago, regardless  
10 of their relevancy to Plaintiffs' claims, as well as information that is currently not available, and  
11 which may not be available until a later date, if ever.

12 Defendants further object to this request because the phrase "summary detail" is vague,  
13 ambiguous, and self-contradictory. Defendants also object to this request to the extent it calls for  
14 the production of privileged material, including but not limited to attorney-client, work product,  
15 or deliberative process privilege, as it may pertain to ongoing deliberations and planning prior to  
16 a final decision.

17 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
18 Defendants' General Response to All Requests for Production and to Defendants' response to  
19 Request for Production No. 2, above. Subject to the above objections and responses, Defendants  
20 are willing to meet and confer to discuss this request.

21  
22 **Request for Production No. 9.** As to housing units/addresses resolved through "pop count  
23 only," Documents Sufficient to Show in summary detail all actual and potential housing units/ad-  
24 dresses resolved as "pop count only" for each of the 2000, 2010 and 2020 censuses, including  
25 but not limited to documents regarding when and how the determination of making a "pop count  
26 only" count was triggered; where "pop count only" enumerations were used to close housing  
27 units after zero visits or one visit; the housing units that were eligible to be closed using "pop  
28 count only" enumerations after zero visits or one visit; the geo-location/proximity of the device

1 making the enumeration to the housing unit/address being enumerated; and the changing rules  
2 and parameters regarding the use of “pop count only” enumerations.

3 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
4 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
5 this request potentially implicates materials that were produced over two decades ago, regardless  
6 of their relevancy to Plaintiffs’ claims, as well as information that is currently not available, and  
7 which may not be available until a later date, if ever.

8 Defendants further object to this request because the phrase “summary detail” is vague,  
9 ambiguous, and self-contradictory. Defendants also object to this request to the extent it calls for  
10 the production of privileged material, including but not limited to attorney-client, work product,  
11 or deliberative process privilege, as it may pertain to ongoing deliberations and planning prior to  
12 a final decision.

13 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
14 Defendants’ General Response to All Requests for Production and to Defendants’ response to  
15 Request for Production No. 2, above. Subject to the above objections and responses, Defendants  
16 are willing to meet and confer to discuss this request.

17  
18 **Request for Production No. 10.** Documents Sufficient to Show the total number and relevant  
19 percentages of housing units/addresses in the entire NRFU universe as of each Date, including  
20 but not limited to all housing units/addresses obtained during the NRFU process and closeout  
21 phases, all vacant and nonexistent/delete housing units/addresses identified in the NRFU process,  
22 when and whether any additional housing units/addresses obtained during the NRFU process  
23 were enumerated and were to be accounted for, and whether and how any completion rates as of  
24 the Dates included or failed to include any additional housing units/addresses in the calculations.

25 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
26 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
27 this request potentially implicates materials that are currently not available, and which may not be  
28 available until a later date, if ever.

1 Defendants further object to this request because the terms “NRFU universe” and “ob-  
2 tained” are vague and ambiguous. Defendants also object to this request to the extent it calls for  
3 the production of privileged material, including but not limited to attorney-client, work product,  
4 or deliberative process privilege, as it may pertain to ongoing deliberations and planning prior to  
5 a final decision.

6 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
7 Defendants’ General Response to All Requests for Production and to Defendants’ response to Re-  
8 quest for Production No. 2, above. Subject to the above objections and responses, Defendants are  
9 willing to meet and confer to discuss this request.

10  
11 **Request for Production No. 11.** All Documents providing summary details or assessments re-  
12 garding NRFU process indicators or “paradata” regarding how the NRFU operation was con-  
13 ducted, at the national, state, county, and census tract levels.

14 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
15 to this request because it is vague as to time and unduly burdensome and disproportionate to the  
16 needs of the case. As written, this request potentially implicates materials that were produced over  
17 an indefinite period, regardless of their relevancy to Plaintiffs’ claims.

18 Defendants further object to this request because the phrases “process indicators” and “par-  
19 adata” are vague and ambiguous. Defendants further object to this request because the phrase  
20 “summary detail” is vague, ambiguous, and self-contradictory. Defendants also object to this re-  
21 quest to the extent it calls for the production of privileged material, including but not limited to  
22 attorney-client, work product, or deliberative process privilege, as it may pertain to ongoing delib-  
23 erations and planning prior to a final decision.

24 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
25 Defendants’ General Response to All Requests for Production and to Defendants’ response to  
26 Request for Production No. 2, above. Subject to the above objections and responses, Defendants  
27 are willing to meet and confer to discuss this request.

1 **Request for Production No. 12.** All Communications sent or forwarded to enumerators' NRFU  
2 iPhones from senior Bureau management (regional directors or higher level managers), including  
3 but not limited to text messages, regarding enumeration policies, procedures, and scheduling.

4 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
5 to this request to the extent it calls for the production of privileged material, including but not  
6 limited to attorney-client, work product, or deliberative process privilege, as it may pertain to on-  
7 going deliberations and planning prior to a final decision.

8 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
9 Defendants' General Response to All Requests for Production, above. Subject to the above objec-  
10 tions and responses, Defendants are willing to meet and confer to discuss this request.

11  
12 **Request for Production No. 13.** All Documents regarding enumerator productivity rates and  
13 enumerator quality control checks, including but not limited to measurements of productivity  
14 rates and trend data over time, concerns over productivity rates, efforts to alter productivity rates,  
15 changing any enumerator standards, processes, or quality control checks in order to increase  
16 productivity rates (including but not limited to the decision to eliminate random re-interview  
17 enumerator quality control checks in favor of automatic control checks), comparisons with ex-  
18 pected or required/necessary productivity rates, and the overall performance and utilization of  
19 the Optimizer software.

20 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
21 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
22 this request stretches back indefinitely, and potentially sweeps in decades-old documents regard-  
23 less of their relevancy to Plaintiffs' claims. The burden of obtaining and producing all such docu-  
24 ments across decades disproportionately outweighs any possible need for the requested docu-  
25 ments.

26 Defendants further object to this request on the ground that the phrase "quality control  
27 checks" is vague and ambiguous. Defendants also object to this request to the extent it calls for the  
28 production of privileged material, including but not limited to attorney-client, work product, or

1 deliberative process privilege, as it may pertain to ongoing deliberations and planning prior to a  
2 final decision.

3 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
4 Defendants' General Response to All Requests for Production, above. Subject to the above objec-  
5 tions and responses, Defendants are willing to meet and confer to discuss this request.

6  
7 **Request for Production No. 14.** All Documents regarding complaints, grievances, requests for  
8 change, or like reports from enumerators or Bureau employees regarding the NRFU process, in-  
9 cluding but not limited to improper enumeration processes; inaccuracies in enumeration; work-  
10 flow or assignments; instruction or pressure to alter any enumerations or enumeration processes;  
11 submission or false or potentially false/knowingly inaccurate enumerations; and the NRFU soft-  
12 ware and any limitations in its ability to allow for accurate enumeration, particularly once a  
13 housing unit/address has been marked as complete via methods other than live enumeration.

14 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
15 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
16 this request stretches back indefinitely, and potentially sweeps in decades-old documents regard-  
17 less of their relevancy to Plaintiffs' claims. The burden of obtaining and producing all such doc-  
18 uments across decades disproportionately outweighs any possible need for the requested docu-  
19 ments.

20 Defendants further object to this request on the ground that the terms "complaints," "griev-  
21 ances," "requests for change," "like reports," and "live enumeration" are vague and ambiguous.  
22 Defendants also object to this request to the extent it calls for the production of privileged material,  
23 including but not limited to attorney-client, work product, or deliberative process privilege, as it  
24 may pertain to ongoing deliberations and planning prior to a final decision.

25 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
26 Defendants' General Response to All Requests for Production, above. Subject to the above objec-  
27 tions and responses, Defendants are willing to meet and confer to discuss this request.

1 **Request for Production No. 15.** Documents Sufficient to Show the details of the Bureau’s cur-  
2 rent data-processing plans, procedures, and schedule, including how the current plans, proce-  
3 dures, and schedule differ, have been altered, or steps have been eliminated, from the data-pro-  
4 cessing operations contemplated in the Final Operational Plan, and Defendants’ understanding of  
5 the quality impacts that will result as a consequence of those eliminations or alterations.

6 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants further  
7 object to this request on the ground that the term “quality impacts” is vague and ambiguous. De-  
8 fendants also object to this request to the extent it calls for the production of privileged material,  
9 including but not limited to attorney-client, work product, or deliberative process privilege, as it  
10 may pertain to ongoing deliberations and planning prior to a final decision.

11 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
12 Defendants’ General Response to All Requests for Production and to Defendants’ response to Re-  
13 quest for Production No. 2, above. Subject to the above objections and responses, Defendants are  
14 willing to meet and confer to discuss this request.

15  
16 **Request for Production No. 16.** Documents Sufficient to Show the role that the data-processing  
17 operations contemplated in the Final Operational Plan play in reducing or eliminating under-  
18 counts, and/or differential undercounts, of hard to count groups, including racial or ethnic minor-  
19 ity groups, and Defendants’ understanding of the consequences of eliminating or altering those  
20 operations for reducing or eliminating undercounts.

21 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
22 ject to this request to the extent it calls for the production of privileged material, including but not  
23 limited to attorney-client, work product, or deliberative process privilege, as it may pertain to on-  
24 going deliberations and planning prior to a final decision.

25 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
26 Defendants’ General Response to All Requests for Production and to Defendants’ response to Re-  
27 quest for Production No. 2, above. Subject to the above objections and responses, Defendants are  
28 willing to meet and confer to discuss this request.

1 **Request for Production No. 17.** All Documents regarding how and to what extent data pro-  
2 cessing will correct, fix, supplement, or alter the 2020 Census population counts as a result of  
3 any changes to data collections made and implemented by Defendants from August 3, 2020 to  
4 the end of the data collection period.

5 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants further  
6 object to this request on the ground that the phrase “correct, fix, supplement, or alter the 2020  
7 Census population counts as a result of any changes to data collections” is vague and ambiguous.  
8 Defendants also object to this request to the extent it calls for the production of privileged material,  
9 including but not limited to attorney-client, work product, or deliberative process privilege, as it  
10 may pertain to ongoing deliberations and planning prior to a final decision.

11 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
12 Defendants’ General Response to All Requests for Production, above. Subject to the above objec-  
13 tions and responses, Defendants are willing to meet and confer to discuss this request.

14  
15 **Request for Production No. 18.** Documents Sufficient to Show the Census Unedited File (CUF)  
16 quality indicators, including but not limited to the numbers and percent of records (a) identified  
17 as duplicate enumerations across different addresses, (b) that do not contain information suffi-  
18 cient for deduplication, (c) that required status or count imputation, (d) created by count imputa-  
19 tion, (e) that will require whole person imputation, (f) missing a complete name, (g) missing a  
20 date of birth, (h) from administrative records, (i) from administrative records lacking complete  
21 names or date of birth, and (j) that required item imputation for race, Hispanic origin, sex, and  
22 age.

23 **OBJECTION:** Defendants incorporate by reference the above objections. Defendants also object  
24 to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
25 this request potentially implicates materials that are currently not available, and which may not be  
26 available until a later date, if ever.

1 Defendants further object to this request because the term “quality indicators” is vague and  
2 ambiguous. Defendants also object to this request to the extent it calls for the production of priv-  
3 ileged material, including but not limited to attorney-client, work product, or deliberative process  
4 privilege, as it may pertain to ongoing deliberations and planning prior to a final decision.

5 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
6 Defendants’ General Response to All Requests for Production and to Defendants’ response to Re-  
7 quest for Production No. 2, above. Subject to the above objections and responses, Defendants are  
8 willing to meet and confer to discuss this request.

9  
10 **Request for Production No. 19.** All Documents regarding the Replan’s effects or potential ef-  
11 fects on differential undercounts or potential differential undercounts of hard-to-count popula-  
12 tions, including tribal populations, communities of color, legal and illegal immigrants.

13 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
14 ject to this request to the extent it calls for the production of privileged material, including but not  
15 limited to attorney-client, work product, or deliberative process privilege, as it may pertain to on-  
16 going deliberations and planning prior to a final decision.

17 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
18 Defendants’ General Response to All Requests for Production, above. Subject to the above objec-  
19 tions and responses, Defendants are willing to meet and confer to discuss this request.

20  
21 **Request for Production No. 20.** All Documents provided or to be provided by Defendants to the  
22 OIG with respect to the 2020 Census, or provided to Defendants from OIG.

23 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
24 ject to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
25 this request stretches back years, and sweeps in a variety of materials regardless of their relevancy  
26 to Plaintiffs’ claims. The burden of obtaining and producing all such documents disproportion-  
27 ately outweighs any possible need for the requested documents, particularly when Defendants have  
28 already produced the OIG documents that are most relevant to this litigation.

1 Defendants also object to this request to the extent it calls for the production of privileged  
2 material, including but not limited to attorney-client, work product, or deliberative process privi-  
3 lege, as it may pertain to ongoing deliberations and planning prior to a final decision.

4 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
5 Defendants' General Response to All Requests for Production, above. Subject to the above objec-  
6 tions and responses, Defendants are willing to meet and confer to discuss this request.

7  
8 **Request for Production No. 21.** All Documents and Communications to or from Secretary Ross  
9 regarding the 2020 Census, including but not limited to all Communications, Documents, data,  
10 and reports Secretary Ross has submitted or will submit directly or indirectly to the President or  
11 President's liaisons or staff.

12 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
13 ject to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
14 this request stretches back years, and sweeps in a variety of materials regardless of their relevancy  
15 to Plaintiffs' claims. The burden of obtaining and producing all such documents disproportion-  
16 ately outweighs any possible need for the requested documents.

17 Defendants also object to this request to the extent it calls for the production of privileged  
18 material, including but not limited to attorney-client, work product, deliberative process, or any  
19 other executive privilege.

20 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
21 Defendants' General Response to All Requests for Production, above. Subject to the above objec-  
22 tions and responses, Defendants are willing to meet and confer to discuss this request.

23  
24 **Request for Production No. 22.** All Documents regarding the July 21, 2020 Presidential Memo-  
25 randum, including but not limited to the processes, plans and schedules to effectuate and imple-  
26 ment the Presidential Memorandum, the effects of such effectuation and implementation on the  
27 2020 Census and Bureau personnel, resources, and funds, and the potential or actual effects on  
28

1 differential undercounts as a result of the Presidential Memorandum or its effectuation and im-  
2 plementation.

3 **OBJECTIONS:** Defendants incorporate by reference the above objections. Defendants also ob-  
4 ject to this request as unduly burdensome and disproportionate to the needs of the case. As written,  
5 this request sweeps in a variety of materials regarding the methodologies used to implement the  
6 Presidential Memorandum that have no relevance to Plaintiffs' claims. The burden of obtaining  
7 and producing all such documents disproportionately outweighs any possible need for the re-  
8 quested documents.

9 Defendants also object to this request to the extent it calls for the production of privileged  
10 material, including but not limited to attorney-client, work product, deliberative process, or any  
11 other executive privilege.

12 **RESPONSE:** Subject to and without waiving the above objections, Defendants refer Plaintiffs to  
13 Defendants' General Response to All Requests for Production, above. Subject to the above objec-  
14 tions and responses, Defendants are willing to meet and confer to discuss this request.

1 DATED: November 27, 2020

JEFFREY BOSSERT CLARK  
Acting Assistant Attorney General

2  
3 JOHN V. COGHLAN  
Deputy Assistant Attorney General

4  
5 AUGUST E. FLENTJE  
Special Counsel to the Assistant  
6 Attorney General

7  
8 ALEXANDER K. HAAS  
Branch Director

9  
10 DIANE KELLEHER  
BRAD P. ROSENBERG  
Assistant Branch Directors

11  
12 /s/ Alexander V. Sverdlov  
ALEXANDER V. SVERDLOV  
(New York Bar No. 4918793)  
13 STEPHEN EHRLICH  
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15 U.S. Department of Justice  
16 Civil Division - Federal Programs Branch  
17 1100 L Street, NW  
Washington, D.C. 20005  
18 Telephone: (202) 305-0550

19 *Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 27, 2020, I served the foregoing via email to designated counsel of record for Plaintiffs:

Amit Makker Amit.Makker@lw.com  
Sadik Huseny Sadik.Huseny@lw.com  
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/s/ Alexander V. Sverdlov  
Alexander V. Sverdlov

# **EXHIBIT 4**

---

**From:** Sverdlov, Alexander V. <Alexander.V.Sverdlov@usdoj.gov>  
**Sent:** Tuesday, December 8, 2020 9:54 AM  
**To:** Makker, Amit (Bay Area); Huseny, Sadik (Bay Area)  
**Cc:** Flentje, August (CIV); alexander.haas@usdoj.gov; Kelleher, Diane (CIV); Rosenberg, Brad (CIV); Zee, M. Andrew (CIV); Ehrlich, Stephen (CIV); #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM; Rebecca.Hirsch2@cityofchicago.org; MGodfrey@AKINGUMP.com; wolft@brennan.law.nyu.edu; michaelmu@ci.salinas.ca.us; erosenberg@lawyerscommittee.org; Danielle.goldstein@lacity.org; asaini@lawyerscommittee.org; David.Holtzman@hklaw.com  
**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Amit,

We do not agree with your characterizations, but are happy to discuss further by phone. We will plan to speak to you at 9am PT.

Best,  
Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

---

**From:** Amit.Makker@lw.com <Amit.Makker@lw.com>  
**Sent:** Tuesday, December 08, 2020 12:18 AM  
**To:** Sverdlov, Alexander V. <ASverdlo@civ.usdoj.gov>; Sadik.Huseny@lw.com  
**Cc:** Flentje, August (CIV) <AFlentje@CIV.USDOJ.GOV>; alexander.haas@usdoj.gov; Kelleher, Diane (CIV) <DKellehe@CIV.USDOJ.GOV>; Rosenberg, Brad (CIV) <BRosenbe@civ.usdoj.gov>; Zee, M. Andrew (CIV) <mzee@CIV.USDOJ.GOV>; Ehrlich, Stephen (CIV) <sehrlich@CIV.USDOJ.GOV>; NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com; Rebecca.Hirsch2@cityofchicago.org; MGodfrey@AKINGUMP.com; wolft@brennan.law.nyu.edu; michaelmu@ci.salinas.ca.us; erosenberg@lawyerscommittee.org; Danielle.goldstein@lacity.org; asaini@lawyerscommittee.org; David.Holtzman@hklaw.com  
**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Aleks-

We have been trying to engage with you in good faith since we served our RFPs. For weeks you refused, and your production in response to those RFPs, as well as your responses and refusals since we requested immediate production of the documents discussed in Chairwoman Maloney's letter to Secretary Ross, have been unsatisfactory, especially in light of the limited discovery period. We will continue to work with you in good faith – and that does not preclude filing a motion to compel given where we are.

We are available at 9am PT tomorrow morning. We can use this dial in:

Dial: 877.205.3155

Code: 100721

Please let us know if you plan to dial in.

Best regards,

-Amit Makker

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**From:** Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Sent:** Monday, December 7, 2020 12:00 PM

**To:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>; Huseny, Sadik (Bay Area) <[Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com)>

**Cc:** Flentje, August (CIV) <[August.Flentje@usdoj.gov](mailto:August.Flentje@usdoj.gov)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[Diane.Kelleher@usdoj.gov](mailto:Diane.Kelleher@usdoj.gov)>; Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Ehrlich, Stephen (CIV) <[Stephen.Ehrlich@usdoj.gov](mailto:Stephen.Ehrlich@usdoj.gov)>; #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>; [Rebecca.Hirsch2@cityofchicago.org](mailto:Rebecca.Hirsch2@cityofchicago.org); [MGodfrey@AKINGUMP.com](mailto:MGodfrey@AKINGUMP.com); [wolft@brennan.law.nyu.edu](mailto:wolft@brennan.law.nyu.edu); [michaelmu@ci.salinas.ca.us](mailto:michaelmu@ci.salinas.ca.us); [erosenberg@lawyerscommittee.org](mailto:erosenberg@lawyerscommittee.org); [Danielle.goldstein@lacity.org](mailto:Danielle.goldstein@lacity.org); [asaini@lawyerscommittee.org](mailto:asaini@lawyerscommittee.org); [David.Holtzman@hklaw.com](mailto:David.Holtzman@hklaw.com)

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Amit,

Defendants are of the view that a meet and confer is appropriate to attempt to resolve disputed issues. If Plaintiffs have already made up their mind to file a motion, and are merely seeking additional information to include in that motion—as your email appears to suggest—then we do not view that as a good-faith meet and confer. If you do wish to engage in a good-faith effort to resolve the dispute, we are available to discuss tomorrow, as we are currently in the midst of gathering additional information regarding the anticipated production schedule.

Best,

Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

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**From:** [Amit.Makker@lw.com](mailto:Amit.Makker@lw.com) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Sent:** Monday, December 07, 2020 1:31 PM

**To:** Sverdlov, Alexander V. <[ASverdlo@civ.usdoj.gov](mailto:ASverdlo@civ.usdoj.gov)>; [Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com)

**Cc:** Flentje, August (CIV) <[AFlentje@CIV.USDOJ.GOV](mailto:AFlentje@CIV.USDOJ.GOV)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[DKellehe@CIV.USDOJ.GOV](mailto:DKellehe@CIV.USDOJ.GOV)>; Rosenberg, Brad (CIV) <[BRosenbe@civ.usdoj.gov](mailto:BRosenbe@civ.usdoj.gov)>; Zee, M. Andrew (CIV) <[mzee@CIV.USDOJ.GOV](mailto:mzee@CIV.USDOJ.GOV)>; Ehrlich, Stephen (CIV) <[sehrlich@CIV.USDOJ.GOV](mailto:sehrlich@CIV.USDOJ.GOV)>; [NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com); [Rebecca.Hirsch2@cityofchicago.org](mailto:Rebecca.Hirsch2@cityofchicago.org); [MGodfrey@AKINGUMP.com](mailto:MGodfrey@AKINGUMP.com); [wolft@brennan.law.nyu.edu](mailto:wolft@brennan.law.nyu.edu); [michaelmu@ci.salinas.ca.us](mailto:michaelmu@ci.salinas.ca.us); [erosenberg@lawyerscommittee.org](mailto:erosenberg@lawyerscommittee.org); [Danielle.goldstein@lacity.org](mailto:Danielle.goldstein@lacity.org); [asaini@lawyerscommittee.org](mailto:asaini@lawyerscommittee.org); [David.Holtzman@hklaw.com](mailto:David.Holtzman@hklaw.com)

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Aleks-

What would be productive is for Defendants, now 3 weeks after Plaintiffs' limited requests for production, to abide by our requests and by the end of the day today (1) produce all of the materials that Chairwoman Maloney references and that Director Dillingham discussed, along with full explanations of the relevant background and details of that set of materials, and (2) produce the reports that should satisfy a large portion of our narrowly-tailored requests. Failure to do otherwise given our expedited schedule—when you have produced a mere 175 documents to date, most of which are duplicative—will tell us that Defendants are once again focused on delay and not a good-faith, timely satisfaction of their Court-ordered obligations.

We're glad Defendants are willing to meet and confer, and can get on a call this afternoon to discuss. Let's do 2pm Pacific, using the following:

Dial: 877.205.3155

Code: 100721

On that call, please be prepared to provide us full information and context about both categories, so that we can include all relevant information in any motion we may be forced to imminently file. We will have many questions, and expect complete answers.

Best regards,  
-Amit Makker

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**From:** Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Sent:** Monday, December 7, 2020 6:13 AM

**To:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>; Huseyn, Sadik (Bay Area) <[Sadik.Huseyn@lw.com](mailto:Sadik.Huseyn@lw.com)>

**Cc:** Flentje, August (CIV) <[August.Flentje@usdoj.gov](mailto:August.Flentje@usdoj.gov)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[Diane.Kelleher@usdoj.gov](mailto:Diane.Kelleher@usdoj.gov)>; Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Ehrlich, Stephen (CIV) <[Stephen.Ehrlich@usdoj.gov](mailto:Stephen.Ehrlich@usdoj.gov)>; #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>; [Rebecca.Hirsch2@cityofchicago.org](mailto:Rebecca.Hirsch2@cityofchicago.org); [MGodfrey@AKINGUMP.com](mailto:MGodfrey@AKINGUMP.com); [wolft@brennan.law.nyu.edu](mailto:wolft@brennan.law.nyu.edu); [michaelmu@ci.salinas.ca.us](mailto:michaelmu@ci.salinas.ca.us); [erosenberg@lawyerscommittee.org](mailto:erosenberg@lawyerscommittee.org); [Danielle.goldstein@lacity.org](mailto:Danielle.goldstein@lacity.org); [asaini@lawyerscommittee.org](mailto:asaini@lawyerscommittee.org); [David.Holtzman@hkllaw.com](mailto:David.Holtzman@hkllaw.com)

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Sadik,

Your letter betrays a profound misunderstanding of defendants' discovery efforts and the applicable legal framework. Plaintiffs' allegations of purported obstruction and delay are wholly without basis, and we continue to be disappointed in plaintiffs' apparent belief that accusations and ultimatums can somehow facilitate the complex and difficult work of accommodating plaintiffs' unfocused, disproportionate, and continually-evolving discovery requests. Moreover, the tone of plaintiffs' letter is wholly unproductive. We intend to continue our ongoing efforts to produce CIG decks and other materials as quickly as is possible, and will look forward to explaining those efforts to the Court should plaintiffs choose to file their threatened motion.

As always, we are happy to discuss any issues by phone if you believe that would be productive. Please let us know if you would like to set up a time to talk.

Best,  
Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

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**From:** [Amit.Makker@lw.com](mailto:Amit.Makker@lw.com) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Sent:** Friday, December 04, 2020 11:46 PM

**To:** Sverdlov, Alexander V. <[ASverdlo@civ.usdoj.gov](mailto:ASverdlo@civ.usdoj.gov)>

**Cc:** Flentje, August (CIV) <[AFlentje@CIV.USDOJ.GOV](mailto:AFlentje@CIV.USDOJ.GOV)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[DKellehe@CIV.USDOJ.GOV](mailto:DKellehe@CIV.USDOJ.GOV)>; Rosenberg, Brad (CIV) <[BRosenbe@civ.usdoj.gov](mailto:BRosenbe@civ.usdoj.gov)>; Zee, M. Andrew (CIV) <[mzee@CIV.USDOJ.GOV](mailto:mzee@CIV.USDOJ.GOV)>; Ehrlich, Stephen (CIV) <[sehrlich@CIV.USDOJ.GOV](mailto:sehrlich@CIV.USDOJ.GOV)>; [Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com); [NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com); [Rebecca.Hirsch2@cityofchicago.org](mailto:Rebecca.Hirsch2@cityofchicago.org); [MGodfrey@AKINGUMP.com](mailto:MGodfrey@AKINGUMP.com); [wolft@brennan.law.nyu.edu](mailto:wolft@brennan.law.nyu.edu); [michaelmu@ci.salinas.ca.us](mailto:michaelmu@ci.salinas.ca.us); [erosenberg@lawyerscommittee.org](mailto:erosenberg@lawyerscommittee.org); [Danielle.goldstein@lacity.org](mailto:Danielle.goldstein@lacity.org); [asaini@lawyerscommittee.org](mailto:asaini@lawyerscommittee.org); [David.Holtzman@hkllaw.com](mailto:David.Holtzman@hkllaw.com)

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Aleks-

Please find the attached correspondence from Sadik Huseny.

Best regards,

-Amit Makker

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**From:** Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Sent:** Friday, December 4, 2020 11:55 AM

**To:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Cc:** Flentje, August (CIV) <[August.Flentje@usdoj.gov](mailto:August.Flentje@usdoj.gov)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[Diane.Kelleher@usdoj.gov](mailto:Diane.Kelleher@usdoj.gov)>; Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Ehrlich, Stephen (CIV) <[Stephen.Ehrlich@usdoj.gov](mailto:Stephen.Ehrlich@usdoj.gov)>; Huseny, Sadik (Bay Area) <[Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com)>; #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Amit,

After what we all agreed was a productive meet-and-confer call with you and your colleagues, we were disappointed to receive your email. While Plaintiffs have identified some areas where we are hopeful progress can be made, they have also injected a variety of mischaracterizations, ultimatums, and threats, none of which came up during the call. Despite Plaintiffs' representations to the Court that your requests would be narrowly tailored to minimize the burden on Defendants, Plaintiffs continue to press broad and burdensome document requests while Defendants are working around the clock to complete the census. And, as we noted in our discussion, a meet-and-confer call with Plaintiffs before Wednesday would not have been productive, as it took every bit of the ten days ordered by the Court—a time period drastically shorter than that provided for by the Federal Rules of Civil Procedure—to analyze Plaintiffs' requests, consult with the Department of Commerce and Census Bureau,

determine relevant custodians, begin collecting documents, and examine the feasibility of reviewing and producing the voluminous documents responsive to Plaintiffs' requests. We thus find it most unusual for Plaintiffs to claim that Defendants "delayed" by not immediately conferring upon receipt of the requests, rather than use the already-truncated time allotted by the Court to review those requests, collect documents, and prepare their responses. As our discussion and prior correspondence should have made clear, gathering information to respond to Plaintiffs' broad inquiries is not delay, but rather a necessary part of the process—and is particularly crucial where, as here, Plaintiffs' requests and inquiries are framed in such broad and categorical terms.

Nonetheless, as you note, Defendants are working in good faith to accommodate Plaintiffs' requests by offering to prioritize certain productions, consider additional custodians, and run additional search terms.

As for your requested information:

- We are continuing to look into your question of whether there is a database of "complaints/grievances" of the kind you described on the call. We have not identified one to date. The general process for enumerator complaints appears to be as we described: an enumerator with a complaint will typically lodge that complaint with his or her supervisor at the local level. While on occasion an enumerator with a complaint might email someone at Census Bureau headquarters, we do not understand that to be a regular process.
- We are in the process of determining what kinds of data could be generated for any particular point in time. The short answer is that the availability of data depends on the level of geography and metric of interest. We expect a number of the relevant metrics, such as productivity, to be contained in the CIG reports we discussed at the national and regional levels. The availability of more granular data is a much more fact-specific inquiry, and best explored through interrogatory or deposition.
- We are working as fast as we can to continue loading documents into the database and run your proposed search terms. We will get back to you as soon as possible with the resulting hit count information (which may not be reportable in the precise manner Plaintiffs have requested). Needless to say, your proposed terms are far more extensive than Defendants' terms, and it is taking some time to get hit results.
- We appreciate your limiting the dates of the CIG reports, and we will prioritize the more recent reports for review by the Disclosure Review Board. General information on the DRB [is available here](#). As we discussed extensively on our call, it is neither possible nor reasonable to demand substantial production of these materials—some aspects of which may be statutorily protected—in a mere four days. But we are doing everything we can to expedite that process as much as possible. However, as we noted during Wednesday's call those reports are unlikely to be included in next week's production, which we currently anticipate making sometime mid-week.
- We are examining your proposal to add an additional ten custodians to the 21 already advanced by Defendants. As you know, adding more custodians will only increase the burden on Defendants. We identified the custodians we believed are most likely to have information relevant to your requests; their materials already include a significant amount of correspondence with the new custodians you identified. And while we appreciate your attempt to prioritize custodians for review, we note that of Defendants' identified custodians, you propose that a full two-thirds of them be prioritized (and more than half of them be prioritized when Plaintiffs' additional ten custodians are added in).
- Regarding the documents referenced in your cited news reports, we will be happy to consider any separate correspondence Plaintiffs wish to provide us on that issue. Despite Plaintiffs' insinuations, we can assure you that we are working in good faith to collect and review materials as quickly as possible, and that the types of materials that appear to be referenced in the news reports are within the scope of documents that are being gathered and searched. Plaintiffs' suggestion that Defendants are somehow purposefully keeping such documents from Plaintiffs is entirely without basis. So too is Plaintiffs' suggestion that Defendants are somehow not abiding by their discovery obligations. We do not believe it is appropriate to make such baseless assertions, and look forward to Plaintiffs taking a more productive tack.

Defendants will continue to work in good faith with Plaintiffs to reach reasonable solutions to discovery issues. We sincerely hope that Plaintiffs are willing to do the same, and refrain from further inappropriate threats of motions to compel, for sanctions, or for contempt, none of which are conducive to resolving the parties' disputes.

Best,  
Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

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**From:** [Amit.Makker@lw.com](mailto:Amit.Makker@lw.com) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Sent:** Wednesday, December 02, 2020 11:37 PM

**To:** Sverdlov, Alexander V. <[ASverdlo@civ.usdoj.gov](mailto:ASverdlo@civ.usdoj.gov)>

**Cc:** Flentje, August (CIV) <[AFlentje@CIV.USDOJ.GOV](mailto:AFlentje@CIV.USDOJ.GOV)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[DKellehe@CIV.USDOJ.GOV](mailto:DKellehe@CIV.USDOJ.GOV)>; Rosenberg, Brad (CIV) <[BRosenbe@civ.usdoj.gov](mailto:BRosenbe@civ.usdoj.gov)>; Zee, M. Andrew (CIV) <[mzee@CIV.USDOJ.GOV](mailto:mzee@CIV.USDOJ.GOV)>; Ehrlich, Stephen (CIV) <[sehrlich@CIV.USDOJ.GOV](mailto:sehrlich@CIV.USDOJ.GOV)>; [Sadik.Huseney@lw.com](mailto:Sadik.Huseney@lw.com); [NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Aleks-

Thank you for the meet and confer this morning. We appreciate Defendants' willingness to prioritize certain productions, consider additional custodians, and run additional search terms to provide us with hit counts. But as noted on the call, all this needs to be resolved extremely quickly, given that Defendants declined to meet and confer shortly after we served the RFPs, and instead chose to wait for approximately 2 weeks. We are therefore in a timing crunch where additional delays cannot be tolerated.

As discussed, below are the additional custodians and search terms to include in your search protocol, as well as a recap of the topics on which you agreed to provide more information. We have also include prioritization and production dates to help streamline the process given the expedited timeline. In addition to the hit counts for each of the searches below, please also provide a tabulation of the unique documents that each search hits on (i.e., additional documents not already encompassed in Defendants' proposed searches) and a total hit count of unique documents for all of Plaintiffs' additional proposed searches together.

Finally, we raise one additional, very recent topic: news reports this afternoon/evening that Defendants have apparently created various critical documents regarding data processing that are readily available for production, but as to which Defendants have kept from Plaintiffs—including a few documents that have been leaked to the House of Representatives and a tranche of documents that Defendants have identified but not yet produced even to Congress, in an apparent effort to keep the materials from Plaintiffs in this lawsuit. *See, e.g.,* <https://talkingpointsmemo.com/news/census-internal-docs-delays>. Your first production was due last night, under Court order, and yet you included one of these readily available materials (which were identified by Defendants over a week ago, according to the media). We are extremely troubled by these reports—which hearken back to Defendants' earlier refusal to produce materials in this case, and egregious misconduct related thereto—and will follow up with you via separate correspondence on this issue. But Plaintiffs hereby demand that you immediately produce all of the documents referenced in the article—including the materials Defendants sent to the Commerce General Counsel. Any

failure or delay in doing so, or adequately explaining this failure to abide by your discovery obligations, will necessitate our filing a motion to compel and for sanctions or contempt.

### 1. Additional Information

Per our call, Defendants have agreed to provide us with additional information on the following topics. Please confirm that these topics are correct and that you will send us this information by Friday, December 4, 2020:

- What is the internal complaint/grievance process? Is there a database or specific place where complaints/grievances are kept and can be accessed and produced?
- What is the level of granularity you are able to ascertain by running queries in the various realtime databases you referenced on our call? For example, we have seen reports with the national enumerator productivity rates and declarations with ACO level information. Can we determine what enumerator productivity rates were on a given date or date range (i.e., snapshot in time)? In a given locality or region? Can we find out how many housing units were resolved via administrative record (or other methods) on a given date or date range (i.e., snapshot in time)? In a given locality or region?
- What is the repository for information such as ECF No. 233-2? Will all such information be produced at the same and lower geographic levels of data?

### 2. Custodians

Please add the following custodians, most of which were identified in Defendants' initial disclosures: Enrique Lamas, Jennifer Reichert, Pat Cantwell, Deirdre Bishop, Barbara LoPresti, Karen Battle, Steven Smith, James Treat, Adam Korzeniewski, and Michael Spring.

Please prioritize productions from the following custodians: Wilbur L. Ross, Karen Dunn Kelley, Steven Dillingham, Ron Jarmin, Michael Walsh, Daniel Risko, Albert E. Fontenot, Timothy P. Olson, James T. Christy, Christa Jones, John Abowd, Ali M. Ahmad, Nathaniel Cogley, Deborah M. Stempowski, Enrique Lamas, and James Treat.

Please confirm that Defendants agree to the above, and will produce the priority custodians' documents beginning no later than December 9, 2020 and substantially complete these productions by December 16, 2020.

### 3. Date Range for CIG Reports

Plaintiffs are willing to agree to a date range of July 1, 2020 to present for all CIG reports. Plaintiffs also request that production of CIG reports be prioritized in reverse chronological order (i.e., more recent reports should be prioritized over older reports).

Please confirm the above, and that Defendants will make the first (substantial) production of these materials by December 7, 2020.

### 4. Additional Searches

Please confirm that you will run and produce hit counts for the following additional search strings, in addition to a tabulation of the unique documents that each search hits on (i.e., additional documents not already encompassed in Defendants' proposed searches) and a total hit count of unique documents for all of Plaintiffs' additional proposed searches together. Please also confirm you will provide this information by the end of the week, which you indicated was doable.

- RFP 1
  - ("census" w/20 (("complet!" w/3 "rate!") or "calculat!"))
- RFP 2
  - (("accur!" or "inaccur!" or "quality" or "anomal!" or "undercount") w/10 ("complet!" or "rate!" or "calculat!"))
  - ("complet!" and "2020" and ("compar!" or "versus" or "differ!") and ("2010" or "2000"))
- RFP 3

- (“census” w/10 (“progress!” or “perform!” or “quality” or “accur!” or “inaccur!” or “anomal!” or “undercount”))
- RFP 11
  - (“census” w/10 (“paradata” or “process indicat!”))
- RFP 12
  - ((“iPhone” or “text” or “messag!” or “communicat!”) w/10 (“enumerat!” or “polic!” or “procedure” or “schedul!” or “deadline” or “field operations” or “field ops” or “nonresponse followup” or “NRFU” or (“data!” w/3 “collect!”)) or “rush!” or “finish!” or “delay” or “close out” or “Sept! 30” or “9/30” or “Oct! 5” or “10/5” or “Oct! 15” or “10/15”))
- RFP 13
  - ((“productiv!” w/3 “rate”) or (“enumerator” w/3 “productivity”) or (“enumerator” w/3 “complaint”) or “quality control” or “QC” or “complet! case! per attempt” or “ccpa” or “complet! case! per hour” or “ccph” or “alert!”)
- RFP 14
  - ((“enumerator” or “census”) and (“complain!” or “grievance!” or “object!” or “accus!” or “critic!” or “fire!” or “terminat!” or “let go” or “lay off” or “laid off” or “dismiss!” or “releas!”))
- RFP 15
  - ((“data!” w/3 “process!”) w/20 (“plan!” or “schedul!” or “procedure!”))
  - (“dec! 31” or “12/31” or (“deadline” w/10 (“census” or “produc!” or “report” or “apportion!” or “redistrict!” or “change!” or “modif!” or “alter!” “adjust!” or “amend!” or “short!” or “cut!” or “delay” or “statutory” or “violat!” or “not meet” or “blow” or “WLR” or “Ross”)))
- RFP 17
  - (((“data!” w/3 “process!”) or (“pop!” w/3 “count!”) or “enumerat!” or “NRFU” or “nonresponse followup” or (“data!” w/3 “collect!”)) and (“fix!” or “correct!” or “anomal!” or “supplement!” or “alter!”))
  - (“anomal!” w/3 (“summary” or “tracker” or “timeline”))
- RFP 19
  - ((“census” or “NRFU” or “field operations” or “field ops” or “nonresponse followup” or (“data” w/3 “collect!”) or (“data” w/3 “process!”) or “post process!” or “prox!” or “adrec” or “administrative records” or “pop count”) and “undercount”)
- RFP 20
  - (“Office of the Inspector General” or “OIG”) and (“census” or “covid” or “replan” or “statutory deadline” or “apportion!” or “redistrict!” or “NRFU” or “field operations” or “field ops” or “nonresponse followup” or (“data” w/3 “process!”) or “post process!” or “post collect!” or “prox!” or “adrec” or “administrative records” or “pop count” or (“enumerator” w/3 “productivity”) or “unedited file” or “CUF” or (“enumerator” w/3 “complaint”) or ((“Trump” or “white house” or “president” or “WH”) and (“census” or “Presidential Memorandum” or “memorandum” or “memo” or “PM” or “exclud!” or “subtract” and “back out”)))
- RFP 21
  - (“census” or “covid” or “replan” or “statutory deadline” or “apportion!” or “redistrict!” or “NRFU” or “field operations” or “field ops” or “nonresponse followup” or (“data” w/3 “process!”) or “post process!” or “post collect!” or “prox!” or “adrec” or “administrative records” or “pop count” or (“enumerator” w/3 “productivity”) or “unedited file” or “CUF” or (“enumerator” w/3 “complaint”) or ((“Trump” or “white house” or “president” or “WH”) and (“census” or “Presidential Memorandum” or “memorandum” or “memo” or “PM” or “exclud!” or “subtract” and “back out”)))
- RFP 22
  - ((“Presidential Memorandum” or (“PM” and “census”)) and (“exclude!” or “subtract” and “back out” or “Trump” or “white house” or “president” or “WH” or “immigrant” or “alien” or “undocumented” or “illegal” or “unlawful” or “deadline” or “produc!”))

Thank you,  
-Amit Makker

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**From:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Sent:** Tuesday, December 1, 2020 3:01 PM

**To:** Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Cc:** Flentje, August (CIV) <[August.Flentje@usdoj.gov](mailto:August.Flentje@usdoj.gov)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[Diane.Kelleher@usdoj.gov](mailto:Diane.Kelleher@usdoj.gov)>; Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Ehrlich, Stephen (CIV) <[Stephen.Ehrlich@usdoj.gov](mailto:Stephen.Ehrlich@usdoj.gov)>; Huseny, Sadik (Bay Area) <[Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com)>; #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Aleks-

Let's plan to discuss at 8:30 a.m. PT on Wednesday. We can use the following dial-in for tomorrow:

Dial: 877-205-3155

Code: 100721

If there is any misunderstanding on your responses, it is because they are not clear as to what you will produce and from where. This is why we suggested an earlier meet-and-confer. We will be prepared to discuss our concerns with Defendants' custodians and search, and ask that you be prepared to discuss the items listed in my previous email.

Please also let us know when you expect to serve your production today.

Best regards,

-Amit Makker

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**From:** Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Sent:** Tuesday, December 1, 2020 8:11 AM

**To:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Cc:** Flentje, August (CIV) <[August.Flentje@usdoj.gov](mailto:August.Flentje@usdoj.gov)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[Diane.Kelleher@usdoj.gov](mailto:Diane.Kelleher@usdoj.gov)>; Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Ehrlich, Stephen (CIV) <[Stephen.Ehrlich@usdoj.gov](mailto:Stephen.Ehrlich@usdoj.gov)>; Huseny, Sadik (Bay Area) <[Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com)>; #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Amit,

We are disappointed that Plaintiffs take issue with our objections and responses. As you no doubt gathered, we took great care to determine the best path to respond to the unrealistically broad and burdensome requests Plaintiffs have made. Indeed, your email suggests that you did not properly read or understand our responses. We specifically indicated that we would seek to satisfy the sufficient-to-show data requests with various types of documents separate and apart from email searches; these documents, we believe, should have the very types of data information Plaintiffs are seeking. To the extent you believe you have a better understanding of what specific type of internal documents would satisfy your requests, we would be happy to hear your suggestion.

Likewise, we would appreciate if you be prepared to discuss what specifically you find lacking about "Defendants' custodians" or "Defendants' proposed search methodology and search terms." In fact, we would be happy to run a set of search terms you propose and report to you on the volume of materials such a set generates. As I am sure you will appreciate, the extraordinarily short period for discovery that you have requested places real limits on Defendants' ability to review and produce massive quantities of materials.

We would be happy to talk about all these issues anytime after 10 am Eastern on Wednesday morning. Please let us know what time works for you.

Best,  
Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

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**From:** [Amit.Makker@lw.com](mailto:Amit.Makker@lw.com) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>

**Sent:** Monday, November 30, 2020 11:13 PM

**To:** Sverdlov, Alexander V. <[ASverdlo@civ.usdoj.gov](mailto:ASverdlo@civ.usdoj.gov)>

**Cc:** Flentje, August (CIV) <[AFlentje@CIV.USDOJ.GOV](mailto:AFlentje@CIV.USDOJ.GOV)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[DKellehe@CIV.USDOJ.GOV](mailto:DKellehe@CIV.USDOJ.GOV)>; Rosenberg, Brad (CIV) <[BRosenbe@civ.usdoj.gov](mailto:BRosenbe@civ.usdoj.gov)>; Zee, M. Andrew (CIV) <[mzee@CIV.USDOJ.GOV](mailto:mzee@CIV.USDOJ.GOV)>; Ehrlich, Stephen (CIV) <[sehrlich@CIV.USDOJ.GOV](mailto:sehrlich@CIV.USDOJ.GOV)>; [Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com); [NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Aleks-

We received your objections and responses late on Friday evening, and have carefully reviewed them. We believe Defendants' objections are without merit, and as expected this would have benefitted greatly from an initial meet-and-confer (Defendants' unilaterally proposed search terms, which are extremely narrow and unacceptable; Defendants' apparent decision to not produce any data or reports but do email searches, even though most of the requests are sufficient to show requests that can easily be satisfied by producing readily-available data and reports; etc.). We now reiterate our request for a meet-and-confer. Please let us know if 11:30 a.m. PT tomorrow (Tuesday) works for you. In particular, please be prepared to discuss the following:

- Defendants' responses to the RFPs and expected scope of tomorrow's first tranche production
- Defendants' document repositories
- Defendants' proposed search methodology and search terms
- Defendants' custodians
- The contents and scope of briefings to Commerce Department Leadership and briefings presented to the Census Integration Group
- Defendants' anticipated timeline for future productions

We can use the following dial-in for tomorrow:

Dial: 877-205-3155

Code: 100721

If 11:30 a.m. PT tomorrow does not work, please propose another time tomorrow or Wednesday morning. As previously noted, if we cannot reach agreement very quickly—and see a substantial production tomorrow—we will have to file an expedited motion to compel where we will seek all appropriate relief.

Best regards,  
-Amit Makker

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**From:** Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Sent:** Friday, November 27, 2020 8:31 PM

**To:** Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>; Flentje, August (CIV) <[August.Flentje@usdoj.gov](mailto:August.Flentje@usdoj.gov)>; [alexander.haas@usdoj.gov](mailto:alexander.haas@usdoj.gov); Kelleher, Diane (CIV) <[Diane.Kelleher@usdoj.gov](mailto:Diane.Kelleher@usdoj.gov)>; Rosenberg, Brad (CIV) <[Brad.Rosenberg@usdoj.gov](mailto:Brad.Rosenberg@usdoj.gov)>; Zee, M. Andrew (CIV) <[M.Andrew.Zee@usdoj.gov](mailto:M.Andrew.Zee@usdoj.gov)>; Ehrlich, Stephen (CIV) <[Stephen.Ehrlich@usdoj.gov](mailto:Stephen.Ehrlich@usdoj.gov)>; Makker, Amit (Bay Area) <[Amit.Makker@lw.com](mailto:Amit.Makker@lw.com)>; Huseny, Sadik (Bay Area) <[Sadik.Huseny@lw.com](mailto:Sadik.Huseny@lw.com)>; Jon M. Greenbaum <[jgreenbaum@lawyerscommittee.org](mailto:jgreenbaum@lawyerscommittee.org)>; Danielle Goldstein <[Danielle.goldstein@lacity.org](mailto:Danielle.goldstein@lacity.org)>; Michael Mutalipassi <[michaelmu@ci.salinas.ca.us](mailto:michaelmu@ci.salinas.ca.us)>; Rafey S. Balabanian <[rbalabanian@edelson.com](mailto:rbalabanian@edelson.com)>; [dponggrace@akingump.com](mailto:dponggrace@akingump.com); [david.holtzman@hklaw.com](mailto:david.holtzman@hklaw.com); #C-M NATIONAL URBAN LEAGUE V ROSS - LW TEAM <[NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com](mailto:NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com)>; Sverdlov, Alexander V. <[Alexander.V.Sverdlov@usdoj.gov](mailto:Alexander.V.Sverdlov@usdoj.gov)>

**Subject:** RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Counsel,

Consistent with the parties' agreement to accept service by email, please find Defendants' objections and responses to Plaintiffs' First Set of Requests for Production, attached.

Best,  
Aleks

**Alexander Sverdlov**

Trial Attorney | Federal Programs Branch  
Civil Division | U.S. Department of Justice  
P.O. Box 883  
Washington, DC 20044  
Phone: (202) 305-8550

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# **EXHIBIT 5**

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0015982	Dec. 1 Prod	65	12/19/12 12:00 AM	2010 Census Service-Based Enumeration Operation Assessment Report
DOC_0016047	Dec. 1 Prod	124	9/5/12 12:00 AM	2010 Census Enumeration at Transitory Locations Assessment Report
DOC_0016171	Dec. 1 Prod	1	5/11/20 5:13 PM	Email from B. Brooke to K. Kelley et al. re: "FW: 2020 Census Materials for Today's Meeting with the Deputy Secretary Attached"
DOC_0016172	Dec. 1 Prod	1	5/11/20 12:00 AM	Senior Management Agenda
DOC_0016173	Dec. 1 Prod	22	5/11/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for May 11, 2020)
DOC_0016195	Dec. 1 Prod	21	5/11/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for May 11, 2020)
DOC_0016216	Dec. 1 Prod	8	5/11/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for May 18, 2020)
DOC_0016224	Dec. 1 Prod	25	FY 2020, Q2	Agency Priority Goal Action Plan: Conduct a Complete and Accurate 2020 Decennial Census
DOC_0016249	Dec. 1 Prod	1		Outline of NRFU Presentation
DOC_0016250	Dec. 1 Prod	5	5/30/20 12:00 AM	2020 Census Quality Teams: Supporting a Complete and Accurate Count for the 2020 Census
DOC_0016255	Dec. 1 Prod	2	6/1/20 8:21 PM	Email from C. Tucker to M. Burris et al. re: "AP: Census hits milestone as states worry about deadline switch"
DOC_0016257	Dec. 1 Prod	1	6/2/20 8:58 PM	Email from K. Kelly to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016258	Dec. 1 Prod	2	6/5/20 7:45 PM	Email from K. Kelley to S. Smith re: "Senior Management Committee"
DOC_0016260	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0016261	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016277	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016281	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0016284	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016300	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0016308	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016326	Dec. 1 Prod	1		Email to N. Cogley et al. re: "Canceled Senior Management Decennial Committee"
DOC_0016327	Dec. 1 Prod	1	6/2/20 8:58 PM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016328	Dec. 1 Prod	2	6/5/20 7:45 PM	Email from K. Kelley to S. Smith re: "Senior Management Committee"
DOC_0016330	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0016331	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016347	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016351	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016354	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016370	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0016378	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016396	Dec. 1 Prod	1	6/2/20 8:58 PM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016397	Dec. 1 Prod	2	6/5/20 7:45 PM	Email from K. Kelley to S. Smith re: "Senior Management Committee"
DOC_0016399	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0016400	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016416	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016420	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0016423	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016439	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0016447	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016465	Dec. 1 Prod	1	8/24/20 12:52 AM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016466	Dec. 1 Prod	2	10/13/20 12:37 PM	Email from K. Kelley to J. Bryant et al. re: "Senior Management Decennial Committee"
DOC_0016468	Dec. 1 Prod	1	6/2/20 8:58 PM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016469	Dec. 1 Prod	2	6/5/20 7:45 PM	Email from K. Kelley to S. Smith re: "Senior Management Committee"
DOC_0016471	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0016472	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016488	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016492	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016495	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016511	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0016519	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016537	Dec. 1 Prod	1	8/24/20 12:52 AM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016538	Dec. 1 Prod	2	10/13/20 12:37 PM	Email from K. Kelley to J. Bryant et al. re: "Senior Management Decennial Committee"
DOC_0016540	Dec. 1 Prod	1	6/2/20 8:58 PM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016541	Dec. 1 Prod	2	6/5/20 7:45 PM	Email from K. Kelley to S. Smith re: "Senior Management Committee"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0016543	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0016544	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016560	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016564	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016567	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016583	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0016591	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016609	Dec. 1 Prod	1	8/24/20 12:52 AM	Email from K. Kelley to K. Kelley et al. re: "Senior Management Decennial Committee"
DOC_0016610	Dec. 1 Prod	2	10/13/20 12:37 PM	Email from K. Kelley to J. Bryant et al. re: "Senior Management Decennial Committee"
DOC_0016612	Dec. 1 Prod	14	6/2/20 9:29 PM	Email from S. Brasch to R. Estrada, et al. re: "7th Letter on 6-2-20: The U.S. Census Bureau St. Louis, MO office clearly is not following the CDC guidelines and is not a safe working environment for our employees"
DOC_0016626	Dec. 1 Prod	2		Draft Resonses to S. Brasch's questions
DOC_0016628	Dec. 1 Prod	14	6/8/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016642	Dec. 1 Prod	14	6/8/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016656	Dec. 1 Prod	14	6/8/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016670	Dec. 1 Prod	14	6/8/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016684	Dec. 1 Prod	14	6/8/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016698	Dec. 1 Prod	26	3/7/05 12:00 AM	Research Report Series (Statistics 2005-01): Imputation, Apportionment, and Statistical Methods in the U.S. Census: Issues Surrounding Utah v. Evans
DOC_0016724	Dec. 1 Prod	113	9/25/03 12:00 AM	Analysis of Imputation Rates for the 100 Percent Person and Housing Unit Data Items from Census 2000 (Final Report)

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0016837	Dec. 1 Prod	1	6/5/20 1:32 PM	Email from K. Kelley to K. Kelley et al. re: "Census Pre-Brief"
DOC_0016838	Dec. 1 Prod	19	6/8/20 12:00 AM	Census Imputation in the 2020 Census
DOC_0016857	Dec. 1 Prod	1	6/5/20 1:32 PM	Email from K. Kelley to K. Kelley et al. re: "Census Pre-Brief"
DOC_0016858	Dec. 1 Prod	19	6/8/20 12:00 AM	Census Imputation in the 2020 Census
DOC_0016877	Dec. 1 Prod	1	6/10/20 12:40 AM	Email from D. Risko to C. Jones et al. re: "Additional Topic for Tomorrow"
DOC_0016878	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016882	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016885	Dec. 1 Prod	1	6/10/20 12:41 AM	Email from D. Risko to C. Jones et al. re: "Additional Topic for Tomorrow"
DOC_0016886	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016890	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016893	Dec. 1 Prod	1	6/10/20 12:40 AM	Email from D. Risko to C. Jones et al. re: "Additional Topic for Tomorrow"
DOC_0016894	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016898	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016901	Dec. 1 Prod	2	6/10/20 12:41 AM	Email from D. Risko to C. Jones et al. re: "Fwd: Additional Topic for Tomorrow"
DOC_0016903	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016907	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016910	Dec. 1 Prod	2	6/10/20 12:42 AM	Email from D. Risko to C. Jones et al. re: "Fwd: Additional Topic for Tomorrow"
DOC_0016912	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016916	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016919	Dec. 1 Prod	2	6/10/20 1:32 AM	Email from R. Wyvill to C. Rafiekian et al. re "REVISED: [NEW agenda and materials attached] 6/10 KDK's Sr. Management Meeting
DOC_0016921	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0016922	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016938	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0016942	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0016945	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0016961	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0016969	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0016987	Dec. 1 Prod	2	6/10/20 1:37 AM	Email from D. Risko to N. Cogley re: "FW: REVISED: [NEW agenda and materials attached] 6/10 KDK's Sr. Management Meeting"
DOC_0016989	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0016990	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017006	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017010	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0017013	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017029	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0017037	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017055	Dec. 1 Prod	2	6/10/20 1:38 AM	Email from D. Risko to R. McDermott re: "FW: REVISED: [NEW agenda and materials attached] 6/10 KDK's Sr. Management Meeting"
DOC_0017057	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0017058	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017074	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017078	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0017081	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017097	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0017105	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017123	Dec. 1 Prod	2	6/10/20 2:14 AM	Email from S. Barranca to R Wilbur et al. re: "Fwd: REVISED: [NEW agenda and materials attached] 6/10 KDK's Sr. Management Meeting"
DOC_0017125	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0017126	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017142	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017146	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0017149	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017165	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0017173	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017191	Dec. 1 Prod	1	6/10/20 11:51 AM	Email from R. McDermott to K. Kelley et al. re: "RE: 06-10-2020 Briefing Book"
DOC_0017192	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0017193	Dec. 1 Prod	2	6/9/20 12:00 AM	Memo from C. Jones re: "Briefing Memorandum for Secretary Ross"
DOC_0017195	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017211	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017215	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0017218	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017234	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0017242	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017260	Dec. 1 Prod	1	6/10/20 12:30 PM	Email from B. Brooke to S. Dillingham et al. re: "Senior Management Decennial Committee"
DOC_0017261	Dec. 1 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0017262	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017278	Dec. 1 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017282	Dec. 1 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0017285	Dec. 1 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017301	Dec. 1 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0017309	Dec. 1 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017327	Dec. 1 Prod	8	6/15/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (DRAFT Release for June 15, 2020)
DOC_0017335	Dec. 1 Prod	1	6/15/20 12:00 AM	2020 Census High-level Summary Status
DOC_0017336	Dec. 1 Prod	2	7/30/20 12:00 AM	2020 Census High-level Summary Status
DOC_0017338	Dec. 1 Prod	12	8/3/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: DRAFT Release for August 3, 2020)
DOC_0017350	Dec. 1 Prod	1	8/2/20 12:00 AM	Memo from C. Jones re: "Briefing Memorandum for Secretary Ross"
DOC_0017351	Dec. 1 Prod	12	8/10/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: DRAFT Release for August 10, 2020)
DOC_0017363	Dec. 1 Prod	3	8/6/20 12:00 AM	2020 Census High-level Summary Status
DOC_0017366	Dec. 1 Prod	14	8/10/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for August 10, 2020)
DOC_0017380	Dec. 1 Prod	1		Notional Contingency Waterfall for Estimated Revised NRFU
DOC_0017381	Dec. 1 Prod	9		Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: DRAFT)
DOC_0017390	Dec. 1 Prod	1	8/10/20 12:00 AM	Senior Management Agenda

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0017391	Dec. 1 Prod	1	8/7/20 12:00 AM	Memo from C. Jones re: "Briefing Memorandum for Secretary Ross"
DOC_0017392	Dec. 1 Prod	9	8/10/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: Notional Reports - August 10, 2020)
DOC_0017401	Dec. 1 Prod	3	8/10/20 12:00 AM	2020 Census High-level Summary Status
DOC_0017404	Dec. 1 Prod	14	8/10/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for August 10, 2020)
DOC_0017418	Dec. 1 Prod	12	8/10/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for August 10, 2020)
DOC_0017430	Dec. 1 Prod	1	8/10/20 12:00 AM	Senior Management Agenda
DOC_0017431	Dec. 1 Prod	18	8/11/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: August 11, 2020)
DOC_0017449	Dec. 1 Prod	18	8/17/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: August 17, 2020)
DOC_0017467	Dec. 1 Prod	13	8/24/20 12:00 AM	2020 Census Data Processing Planning For the Census Unedited File (CUF)
DOC_0017480	Dec. 1 Prod	2		GEO Processing to meet 12/14/2002 CUF Delivery
DOC_0017482	Dec. 1 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: August 24, 2020)
DOC_0017508	Dec. 1 Prod	25	FY 2020, Q3	Agency Priority Goal Action Plan: Conduct a Complete and Accurate 2020 Decennial Census
DOC_0017533	Dec. 1 Prod	1	8/24/20 12:00 AM	Senior Management Agenda
DOC_0017534	Dec. 1 Prod	26	8/31/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: August 31, 2020)
DOC_0017560	Dec. 1 Prod	1	8/31/20 12:00 AM	Senior Management Agenda
DOC_0017561	Dec. 1 Prod	29	9/8/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: September 8, 2020)

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0017590	Dec. 1 Prod	31	9/15/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: September 15, 2020)
DOC_0017621	Dec. 1 Prod	32	9/21/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: September 21, 2020)
DOC_0017653	Dec. 1 Prod	32	9/21/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: September 21, 2020)
DOC_0017685	Dec. 1 Prod	28	9/28/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: September 28, 2020)
DOC_0017713	Dec. 1 Prod	22	10/5/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: October 5, 2020)
DOC_0017735	Dec. 1 Prod	15	10/13/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census (Periodic Reporting: October 13, 2020)
DOC_0017750	Dec. 1 Prod	1	11/10/20 12:00 AM	2020 Census: Decennial Response Processing Status - DRF1
DOC_0017751	Dec. 1 Prod	3	11/16/20 12:00 AM	2020 Census: Decennial Response Processing Status - DRF1
DOC_0017754	Dec. 8 Prod	1	5/11/20 12:24 PM	Email from A. Foti to S. Barranca et al. re: "lowest response rates for call list with numbers.xlsx"
DOC_0017755	Dec. 8 Prod	16	5/10/20 12:00 AM	Response Rates Spreadsheet as of May 10
DOC_0017771	Dec. 8 Prod	1	5/13/20 11:46 PM	Email from A. Foti to T. Goudarzi et al. "Fwd: updated response rates for the next calls"
DOC_0017772	Dec. 8 Prod	16		Response Rates Spreadsheet
DOC_0017788	Dec. 8 Prod	1	5/15/20 10:00 PM	Email from K. Kelley to A. Korzeniewski et al. re: "Census Reports"
DOC_0017789	Dec. 8 Prod	23	5/18/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: DRAFT Release for May 18, 2020)

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0017812	Dec. 8 Prod	8	5/18/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (DRAFT Release for May 18, 2020)
DOC_0017820	Dec. 8 Prod	12	5/18/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: DRAFT Release for May 18, 2020)
DOC_0017832	Dec. 8 Prod	4	5/15/20 12:00 AM	Memo from C. Jones re "Briefing Memorandum for Secretary Ross"
DOC_0017836	Dec. 8 Prod	18	5/18/20 12:00 AM	2020 Census Nonresponse Followup Overview
DOC_0017854	Dec. 8 Prod	1	5/13/20 12:00 AM	2020 Census - Flow of Self-Response and Nonresponse Followup Workload
DOC_0017855	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017856	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017858	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0017859	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017875	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017879	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0017882	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017898	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0017906	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017924	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017925	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017926	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017928	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0017929	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017945	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0017949	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0017952	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0017968	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0017976	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0017994	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017995	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017996	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0017998	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0017999	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018015	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018019	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018022	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018038	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018046	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018064	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018065	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018066	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018068	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018069	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018085	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018089	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018092	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018108	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018116	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018134	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018135	Dec. 8 Prod	2	8/31/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018137	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018138	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018140	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018141	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018157	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018161	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018164	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018180	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018188	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018206	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018207	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018208	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018210	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018211	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018227	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018231	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018234	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018250	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018258	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018276	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018277	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018278	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018280	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018281	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018297	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018301	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018304	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018320	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018328	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018346	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018347	Dec. 8 Prod	1	8/31/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018348	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018349	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018351	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018352	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018368	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018372	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018375	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018391	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018399	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018417	Dec. 8 Prod	1	8/24/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018418	Dec. 8 Prod	2	10/13/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018420	Dec. 8 Prod	1	6/2/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018421	Dec. 8 Prod	2	6/5/20 12:00 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018423	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018424	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018440	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018444	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018447	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0018463	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0018471	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018489	Dec. 8 Prod	1	6/2/2020 pm	Calendar Invite for Senior Management Decennial Committee
DOC_0018490	Dec. 8 Prod	2	6/5/2020 pm	Calendar Invite for Senior Management Decennial Committee
DOC_0018492	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018493	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018509	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018513	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018516	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0018532	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018540	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018558	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018559	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018560	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018562	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018563	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018579	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018583	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018586	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018602	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018610	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018628	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018629	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018631	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018632	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018648	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018652	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018655	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0018671	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018679	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018697	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0018698	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018699	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018701	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018702	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018718	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018722	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018725	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0018741	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018749	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018767	Dec. 8 Prod	1	8/24/20 12:52 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018768	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018769	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018771	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018772	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018788	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018792	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018795	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0018811	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018819	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018837	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018838	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018840	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018841	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018857	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018861	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018864	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0018880	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018888	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018906	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0018907	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018909	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018910	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018926	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018930	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0018933	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0018949	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0018957	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0018975	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018976	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0018978	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0018979	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0018995	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0018999	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019002	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019018	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019026	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019044	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019045	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019047	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019048	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019064	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0019068	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019071	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019087	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019095	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019113	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019114	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019116	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019117	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019133	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0019137	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019140	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019156	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019164	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019182	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019183	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019185	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019186	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019202	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0019206	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019209	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019225	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019233	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019251	Dec. 8 Prod	1	8/3/20 5:00 PM	CANCELLED Calendar Invite for Senior Management Decennial Committee
DOC_0019252	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019253	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019255	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019256	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019272	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019276	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019279	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019295	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019303	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019321	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019322	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019324	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019325	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019341	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019345	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019348	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019364	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019372	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019390	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019391	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019393	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019394	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019410	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019414	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019417	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019433	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019441	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019459	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019460	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019462	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019463	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019479	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019483	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019486	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019502	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019510	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019528	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019529	Dec. 8 Prod	1	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019530	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019548	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019556	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019572	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019588	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019589	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019590	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019592	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019593	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019609	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019613	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019616	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019632	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019640	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019658	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019659	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019661	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019662	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019678	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019682	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019685	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019701	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019709	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019727	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019728	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019730	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019731	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019747	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019751	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019754	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019770	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019778	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019796	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0019797	Dec. 8 Prod	2	10/13/20 12:37 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019799	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019800	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019802	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019803	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019819	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019823	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019826	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019842	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019850	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019868	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0019869	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019870	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019872	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019873	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019889	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019893	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019896	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census
DOC_0019912	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880
DOC_0019920	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0019938	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for Senior Management Decennial Committee
DOC_0019939	Dec. 8 Prod	1	10/13/20 12:37 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019940	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019941	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0019943	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0019944	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census
DOC_0019960	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponsive Followup (NRFU) Soft Launch
DOC_0019964	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0019967	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0019983	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0019991	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0020009	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020010	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020011	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020013	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0020014	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020030	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0020034	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0020037	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020053	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0020061	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0020079	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020080	Dec. 8 Prod	2	10/13/20 12:37 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020082	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020083	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020085	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0020086	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020102	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020106	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0020109	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020125	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0020133	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0020151	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020152	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020153	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020155	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0020156	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020172	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0020176	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0020179	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020195	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0020203	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0020221	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020222	Dec. 8 Prod	2	10/13/20 12:37 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020224	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020225	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020227	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020228	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020244	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0020248	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0020251	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020267	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0020275	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0020293	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020294	Dec. 8 Prod	2	10/13/20 12:37 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020296	Dec. 8 Prod	1	6/2/20 8:58 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020297	Dec. 8 Prod	2	6/5/20 7:45 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020299	Dec. 8 Prod	1	6/10/20 12:00 AM	Senior Management Agenda
DOC_0020300	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: Phased Restart for the 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020316	Dec. 8 Prod	4	6/10/20 12:00 AM	Nonresponse Followup (NRFU) Soft Launch
DOC_0020320	Dec. 8 Prod	3	6/10/20 12:00 AM	Service-Based Enumeration (SBE) Updated Timeline
DOC_0020323	Dec. 8 Prod	16	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census (Periodic Reporting: Release for June 8, 2020)
DOC_0020339	Dec. 8 Prod	8	6/8/20 12:00 AM	Status Reporting: 2020 Decennial Census - Executive Order 13880 (Release for June 8, 2020)
DOC_0020347	Dec. 8 Prod	18	6/10/20 12:00 AM	Count Imputation in the 2020 Census
DOC_0020365	Dec. 8 Prod	1	8/24/20 12:52 AM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting
DOC_0020366	Dec. 8 Prod	2	10/13/20 12:37 PM	Calendar Invite for "Senior Management Decennial Committee" weekly meeting

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020370	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020373	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020376	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020379	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020382	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020385	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020388	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020391	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020394	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020397	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020398	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020401	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020402	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020405	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020406	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020409	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020410	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020413	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020414	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020417	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020418	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020421	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020422	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020423	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020426	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020427	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020430	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020431	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020434	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020435	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020438	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020441	Dec. 8 Prod	1	6/15/20 6:31 PM	Calendar Invite for "DOC Bureau Leadership" weekly meeting
DOC_0020442	Dec. 8 Prod	1	7/1/20 3:00 PM	Canceled Calendar Invite for "DOC Bureau Leadership" meeting
DOC_0020443	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020446	Dec. 8 Prod	3		Department of Commerce - Second Term Key Priorities
DOC_0020449	Dec. 8 Prod	1	6/19/20 5:17 PM	Email from C. Jones to D. Risko re: "2020 Census Data Processing" - attaching "Summary of Post Data Collection Activities.docx"
DOC_0020450	Dec. 8 Prod	3	5/7/20 12:00 AM	Summary of the Post-Data Collection Activities
DOC_0020453	Dec. 8 Prod	2	6/29/20 4:31 PM	Email correspondence between R. McDermott, M. Walsh, et al. re: "SWR comments on 70146"
DOC_0020456	Dec. 8 Prod	1	7/17/20 7:21 PM	Email from D. Risko to ? Re: "Trump expected to exclude undocumented migrants from U.S. census   Article [AMP]   Reuters"
DOC_0020457	Dec. 8 Prod	1	7/17/20 7:29 PM	Email from D. Risko to K. Kelley fwd: email from M. Burris to W. Ross et al. re: "Politico Playbook on Census"
DOC_0020458	Dec. 8 Prod	3	7/17/20 7:38 PM	Email from D. Risko to K. Kelley fwd: email from M. Burris to W. Ross et al. re: "The Independent on Census"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020461	Dec. 8 Prod	1	7/21/20 2:14 PM	Email from D. Risko to D. Risko re: "[Scan] CRO-detailed-operational-plan"
DOC_0020462	Dec. 8 Prod	76	7/26/19 12:00 AM	2020 Census Detailed Operational Plan for: 23. Count Review Operation (CRO) (Version 1.0)
DOC_0020538	Dec. 8 Prod	1	7/21/20 3:15 PM	Emali from D. Risko to N. Martin re: "CRO-detailed-operational-plan.pdf"
DOC_0020539	Dec. 8 Prod	76	7/26/19 12:00 AM	2020 Census Detailed Operational Plan for: 23. Count Review Operation (CRO) (Version 1.0)
DOC_0020615	Dec. 8 Prod	2	7/21/20 5:42 PM	Email from M. Burris to W. Ross re: "FW: USA Today: Trump tells census workers not to count undocumented people; analysts say that's illegal"
DOC_0020617	Dec. 8 Prod	1	7/29/20 3:41 PM	Emali from M. Walsh to W. Ross re: "RE: IRS data"
DOC_0020618	Dec. 8 Prod	1	7/29/20 4:07 PM	Email from M. Walsh to W. Ross re: "Fwd: Taxes -ITIN"
DOC_0020619	Dec. 8 Prod	1	8/3/20 11:43 AM	Email from D. Risko to M. Walsh and K. Kelley re: "operational and processing options to meet september 30 final.pdf"
DOC_0020620	Dec. 8 Prod	14	8/3/20 12:00 AM	Operational and Processing Options to Meet Statutory Date of December 31, 2020 for Apportionment
DOC_0020634	Dec. 8 Prod	1	8/10/20 4:08 PM	Email from B. Brooke to D. Risko and N. Martin re: "FW: Census APG"
DOC_0020635	Dec. 8 Prod	26		Agency Priority Goal Action Plan: Conduct a Complete and Accurate 2020 Decennial Census
DOC_0020661	Dec. 8 Prod	1	8/13/20 2:38 AM	Email from S. Barranca to W. Ross and M. Walsh re: "8.13.20 Briefing Book.pdf"
DOC_0020662	Dec. 8 Prod	100	8/13/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0020762	Dec. 8 Prod	2	8/13/20 12:03 PM	Email from A. Mohammad Adhmad to S. Brebbia, et. al. re "Fwd: Office of Inspector Genreal Request for Information and Interview"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020764	Dec. 8 Prod	4	8/12/20 12:00 AM	Memorandum from W. Green, Jr. to A. Fontenot, Jr. re: "Request for Information and Notice of INterview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020768	Dec. 8 Prod	1	8/13/20 12:08 PM	Email from S. Dillingham to M. Walsh, et. al. re "Fw: Request for Informatio nand Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020769	Dec. 8 Prod	4	8/13/20 12:00 AM	Memo from P. Gustafson to S. Dillingham re: "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020773	Dec. 8 Prod	1	8/13/20 12:35 PM	Email from D. Risko to M. Walsh re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020774	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020779	Dec. 8 Prod	2	8/13/20 12:35 PM	Email from D. Risko to M. Walsh re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020781	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020786	Dec. 8 Prod	2	8/13/20 1:07 PM	Email from M. Walsh to ? Re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector Genreal Act of 1978, as Amended", Privileged and Confidential
DOC_0020788	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020793	Dec. 8 Prod	2	8/13/20 1:07 AM	Email from M. Walsh to ? Re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector Genreal Act of 1978, as Amended", Privileged and Confidential
DOC_0020795	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020800	Dec. 8 Prod	2	8/13/20 1:10 PM	Email from M. Walsh to C. Keller, et. al. re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector General of 1978, as Amended"
DOC_0020802	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020807	Dec. 8 Prod	2	8/13/20 1:10 PM	Email from M. Walsh to C. Keller, et. al. re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector General of 1978, as Amended"
DOC_0020809	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020814	Dec. 8 Prod	1	8/14/20 1:32 AM	Email from R. McDermott to K. Kelley re: "08-14-2020 Briefing Book"
DOC_0020815	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020820	Dec. 8 Prod	2	8/14/20 1:51 AM	Email from P. Gustafson to R. McDermott, et. al. re: "RE: Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020822	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020827	Dec. 8 Prod	1	8/14/20 2:44 PM	Email from S. Brebbia to M. Walsh and A. Foti re: "Draft"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020828	Dec. 8 Prod	1	8/14/20 12:00 AM	Draft Letter from A. Foti to Chairwoman Maloney
DOC_0020829	Dec. 8 Prod	1	8/14/20 6:04 PM	Email from D. Risko to K. Kelley re: "FW: FOR FINAL REVIEW - 2020 Census Operational Update - Short Fuse"
DOC_0020873	Dec. 8 Prod	2	8/18/20 10:35 PM	Email from S. Olson to M. Walsh and C. Keller re: "FW: FYI - Shortened Census nonresponse followup (NRFU) operation - OIG Alert memorandum and Congressional request to GAO"
DOC_0020875	Dec. 8 Prod	3	8/18/20 12:00 AM	Memo from M. Zabarsky to S. Dillingham re: "2020 Census Alert: The Census Bureau Faces Challenges in Accelerating Hiring and Minimizing attrition Rates for Abbreviated 2020 Census Field Operations"
DOC_0020878	Dec. 8 Prod	2	8/18/20 11:15 PM	Email from D. risko to K. Kelley re: "Fwd: FYI - Shortened Census nonresponse followup (NRFU) operation -- OIG Alert memorandum and Congressional response to GAO"
DOC_0020880	Dec. 8 Prod	3	8/18/20 12:00 AM	Memo from M. Zabarsky to S. Dillingham re: "2020 Census Alert: The Census Bureau Faces Challenges in Accelerating Hiring and Minimizing attrition Rates for Abbreviated 2020 Census Field Operations"
DOC_0020883	Dec. 8 Prod	1	8/19/20 8:48 PM	Email from N. Martin to K. Kelley et. al. re: "Census Pre Brief"
DOC_0020895	Dec. 8 Prod	2	8/20/20 8:28 PM	Email from D. Risko to S. Brebbia et. al. re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020897	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020902	Dec. 8 Prod	2	8/20/20 8:28 PM	Email from D. Risko to S. Brebbia et. al. re: "Fwd: Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0020904	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020921	Dec. 8 Prod	4	8/21/20 1:44 PM	Email from D. Risko to B. Brooke re: "Fwd: Positive Coverage of Director Dillingham conducting NRFU work in South Carolina"
DOC_0020925	Dec. 8 Prod	1	8/21/20 1:56 PM	Email from N. Martin to S. Dillingham et. al, re: "Census Pre Brief"
DOC_0020948	Dec. 8 Prod	2	8/21/20 2:05 PM	Email from D. Risko to N. Martin re: "Fwd: Census Pre Brief"
DOC_0020962	Dec. 8 Prod	1	8/21/20 5:21 PM	Email from S. Brebbia to M. Walsh re: "OIG-20-038-M Thursday evening.pdf"
DOC_0020963	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020968	Dec. 8 Prod	2	8/21/20 7:10 PM	Email from D. Risko to R. Johnston and B. Maney re: "Re: Request for Information and Notice of Interview Pursuant to the Inspector Genreal Act of 1978, as Amended"
DOC_0020970	Dec. 8 Prod	5	8/13/20 12:00 AM	Memo from P. Gustafon re "Request for Information and Notice of Interview Pursuant to the Inspector General Act of 1978, as Amended"
DOC_0020975	Dec. 8 Prod	2	8/21/20 10:57 PM	Email from D. Risko to K. Kelley re: "Fwd: Draft Deck with Data as of midnight Thursday"
DOC_0020977	Dec. 8 Prod	21	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: DRAFT Release for August 24, 2020
DOC_0020998	Dec. 8 Prod	2	8/21/20 10:57 PM	Email from D. Risko to K. Kelley re: "Fwd: Draft Deck with Data as of midnight Thursday"
DOC_0021000	Dec. 8 Prod	21	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: DRAFT Release for August 24, 2020

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0021021	Dec. 8 Prod	4	8/23/20 9:13 PM	Email from D. Risko to A. Parazino re: "Fwd: Sunday Draft of GEO and CUF processing Deck for KDK (Post 8/21 10:00 AM Meeting)"
DOC_0021038	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery
DOC_0021040	Dec. 8 Prod	2	8/24/20 1:02 AM	Email from D. Risko to B. Overhold re: "Fwd: Census Pre Brief"
DOC_0021054	Dec. 8 Prod	4	8/24/20 1:12 PM	Email from M. Walsh to M. Burris, et. al. re: "re: Front page NYT - As Census Count Resumes, Doubts About Accuracy Continue to Grow"
DOC_0021058	Dec. 8 Prod	3	8/24/20 2:58 PM	Email from M. Thieme to D. Risko, et. al. re: "Updated Final Slide Decks for Census Processing and Presidential Memo Meeting"
DOC_0021061	Dec. 8 Prod	13	8/24/20 12:00 AM	2020 Census Data Processing Planning for the Census Unedited File (CUF)
DOC_0021074	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery
DOC_0021080	Dec. 8 Prod	1	8/24/20 3:53 PM	Email from D. Risko to ? Re: "2020824 Overview slide for PM Final1.pptx"
DOC_0021083	Dec. 8 Prod	13	8/24/20 12:00 AM	2020 Census Data Processing Planning for the Census Unedited File (CUF)
DOC_0021096	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery
DOC_0021098	Dec. 8 Prod	1	8/24/20 3:54 PM	Email from D. Risko to S. Barranca, et. al. re: "2020 Census Program Update 08242020 ver 1 (3)(2).pdf"
DOC_0021099	Dec. 8 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: Release for August 24, 2020
DOC_0021125	Dec. 8 Prod	1	8/24/20 3:54 AM	Email from D. Risko to ? Re: "2020824 Overview slide for PM Final1.pptx"
DOC_0021128	Dec. 8 Prod	13	8/24/20 12:00 AM	2020 Census Data Processing Planning for the Census Unedited File (CUF)
DOC_0021141	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0021143	Dec. 8 Prod	1	8/24/20 3:59 PM	Email from D. Risko to ? Re: ?, contains attachment "2020824 Overview slide for PM Final1.pptx"
DOC_0021146	Dec. 8 Prod	1	8/24/20 3:59 PM	Email from D. Risko to S. Barranca et. al., "2020 Census Program Update 08242020 ver 1 (3)(2).pdf"
DOC_0021147	Dec. 8 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: Release for August 24, 2020
DOC_0021173	Dec. 8 Prod	1	8/24/20 4:03 PM	Email from S. Barranca to D. Risko and M. Walsh re "2020 Census Program Update 08242020 ver 1 (3)(2).pdf"
DOC_0021174	Dec. 8 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: Release for August 24, 2020
DOC_0021200	Dec. 8 Prod	1	8/24/20 4:11 PM	Email from N. Martin to S. Olson, et al. re "Subject Management Decennial Committee"
DOC_0021201	Dec. 8 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: Release for August 24, 2020
DOC_0021227	Dec. 8 Prod	1	8/24/20 1:45 PM	Calendar Invite for Senior Management Decennial Committee
DOC_0021228	Dec. 8 Prod	2	8/24/20 5:33 AM	Email from S. Pepper to K. Kelley, et al. re: "RE: 08.24.2020 Briefing Book"
DOC_0021230	Dec. 8 Prod	86	8/24/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0021316	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery
DOC_0021318	Dec. 8 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: Release for August 24, 2020
DOC_0021344	Dec. 8 Prod	13	8/24/20 12:00 AM	2020 Census Data Processing Planning for the Census Unedited File (CUF)
DOC_0021357	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0021361	Dec. 8 Prod	1	8/24/20 5:42 PM	Email from S. Pepper to R. McDermott et. al. re: "RE: 08.24.2020 Briefing Book"
DOC_0021362	Dec. 8 Prod	86	8/24/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0021448	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery
DOC_0021450	Dec. 8 Prod	26	8/24/20 12:00 AM	Status Reporting: Nonresponse Followup for the 2020 Decennial Census, Periodic Reporting: Release for August 24, 2020
DOC_0021476	Dec. 8 Prod	13	8/24/20 12:00 AM	2020 Census Data Processing Planning for the Census Unedited File (CUF)
DOC_0021489	Dec. 8 Prod	2		GEO Processing to meet 12/14/2020 CUF Delivery
DOC_0021493	Dec. 8 Prod	1	8/25/20 10:34 PM	Email from S. Pepper to K. Kelley, et. al. re: "08.26.2020 Briefing Book"
DOC_0021494	Dec. 8 Prod	1	8/26/20 6:13 PM	Email from S. Pepper to K. Kelley , et. al. re: "RE: 08.26.2020 Briefing Book"
DOC_0021495	Dec. 8 Prod	11	8/26/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0021506	Dec. 8 Prod	3	8/26/20 12:00 AM	Briefing Memo for Secretary Ross from A. Foti re: "Call with Lousiana Governor John Bel Edwards (D-LA) on hurricane recovery efforts"
DOC_0021509	Dec. 8 Prod	1	8/26/20 6:14 PM	Email from S. Pepper to R. McDermott, et. al. re: "RE: 06.26.2020 Briefing Book" (Louisiana Call Briefing Memo)
DOC_0021510	Dec. 8 Prod	11	8/26/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0021521	Dec. 8 Prod	3	8/26/20 12:00 AM	Briefing Memo for Secretary Ross from A. Foti re: "Call with Lousiana Governor John Bel Edwards (D-LA) on hurricane recovery efforts"
DOC_0021524	Dec. 8 Prod	2	8/26/20 6:30 PM	Email from S. Pepper to K. Kelley , et. al. re: "RE: 08.26.2020 Briefing Book" (Texas Call Briefing Memo)
DOC_0021526	Dec. 8 Prod	14	8/26/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0021540	Dec. 8 Prod	3	8/26/20 12:00 AM	Briefing Memo for Secretary Ross from A. Foti re: "Phone Call with Texas goveronr Greg Abbott (R-TX) on hurricane recovery efforts"

Bates No.	File Type	Page Count	Doc Date	Description
DOC_0021543	Dec. 8 Prod	2	8/26/20 6:31 PM	Email from S. Pepper to R. McDermott, et. al. re: "RE: 06.26.2020 Briefing Book" Texas Call Briefing Memo)
DOC_0021545	Dec. 8 Prod	14	8/26/20 12:00 AM	Briefing Book Secretary Wilbur L. Ross
DOC_0021559	Dec. 8 Prod	3	8/26/20 12:00 AM	Briefing Memo for Secretary Ross from A. Foti re: "Phone Call with Texas goveronr Greg Abbott (R-TX) on hurricane recovery efforts
DOC_0021566	Dec. 8 Prod	6		Proposed Options for Completion of Enumeration
DOC_0021572	Dec. 8 Prod	3	10/21/20 12:00 AM	2020 Census Post Collection Processing (Draft Version)
DOC_0021575	Dec. 8 Prod	4	10/25/20 12:00 AM	2020 Census Post Collection Processing (Version 1.2)
DOC_0021586	Dec. 8 Prod	4	10/28/20 12:00 AM	2020 Census Post Collection Processing (Version 1.4)
DOC_0021590	Dec. 8 Prod	4	11/2/20 12:00 AM	2020 Census Post Collection Processing (Version 1.9)
DOC_0021596	Dec. 8 Prod	4	11/10/20 12:00 AM	2020 Census Post Collection Processing (Version 3.6)
DOC_0021603	Dec. 8 Prod	11	11/16/20 12:00 AM	2020 Census Post Collection Processing (Version 3.16)
DOC_0021614	Dec. 8 Prod	7	11/19/20 12:00 AM	Post Collection Processing -- DRF1: current anomalies requiring patches as of 11/19/2020

# **EXHIBIT 6**

CAROLYN B. MALONEY  
CHAIRWOMAN

ONE HUNDRED SIXTEENTH CONGRESS

JAMES COMER  
RANKING MINORITY MEMBER

**Congress of the United States**  
**House of Representatives**

COMMITTEE ON OVERSIGHT AND REFORM

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

MAJORITY (202) 225-5051  
MINORITY (202) 225-5074  
<https://oversight.house.gov>

December 2, 2020

The Honorable Wilbur L. Ross, Jr.  
Secretary  
U.S. Department of Commerce  
1401 Constitution Avenue, N.W.  
Washington, D.C. 20230

Dear Secretary Ross:

The Department of Commerce is blocking the production of documents requested last month by the Committee relating to reports that career officials at the Census Bureau have warned the Trump Administration that they will be unable to produce a complete and accurate 2020 Census count prior to late January and possibly into February 2021. Despite the Trump Administration's obstruction, the Committee has now obtained several internal Census Bureau documents from another source that not only confirm these press reports, but indicate that unresolved errors may be more extensive than first reported. I write to urge you to end your obstruction of the Committee's inquiry on this critical issue and produce a full and unredacted set of the documents requested by the Committee. If you refuse, the Committee will have no choice but to issue a subpoena.

**Trump Administration's Refusal to Produce Documents on Census Delays**

The 2020 Census has faced unprecedented challenges, including delays due to the coronavirus pandemic, a potential undercount induced by the President's illegal efforts to exclude undocumented immigrants, and a tightly compressed schedule resulting from the Administration's rush to complete the count before President Trump leaves office despite warnings from career Census Bureau staff that this could lead to serious data errors.

On November 19, 2020, the *New York Times* reported that "Census Bureau officials have concluded that they cannot produce the state population totals required to reallocate seats in the House of Representatives until after President Trump leaves office in January." The report added: "the Census Bureau told the Commerce Department that a growing number of snags in the massive data-processing operation that generates population totals had delayed the completion of population calculations at least until Jan. 26, and perhaps to mid-February."<sup>1</sup>

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<sup>1</sup> *Census Officials Say They Can't Meet Trump's Deadline for Population Count*, New York Times (Nov. 19, 2020) (online at [www.nytimes.com/2020/11/19/us/2020-census-data.html](http://www.nytimes.com/2020/11/19/us/2020-census-data.html)).

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After the story became public, the Census Bureau Director, Dr. Steven Dillingham, issued a statement confirming that “anomalies have been discovered” during data processing, but he provided few details.<sup>2</sup>

Since none of these problems had been reported to the Committee, I sent a letter to the Census Bureau on November 19, 2020, seeking documents relating to these anomalies, the predicted delays they would cause, and their potential impact on the accuracy of the Census count. The letter asked for these documents by November 24, 2020, explaining: “The Committee must have reliable and accurate information in order to fulfill our responsibilities under the Constitution to conduct oversight of the 2020 Census.”<sup>3</sup>

No documents have been provided to the Committee in response to this letter. On November 24, 2020—the date the documents were due—Committee staff received a bipartisan telephone briefing from Director Dillingham and other top Census Bureau officials. These officials reported that documents responsive to the Committee’s November 19 request had been submitted to your General Counsel at the Department of Commerce, but had not been cleared for release due to “concerns about ongoing litigation.” When asked whether the Bureau had an expected date by which production might be possible, the officials could not provide one.

The existence of separate litigation is not a valid reason to withhold documents from Congress.<sup>4</sup> The Constitution provides Congress with responsibility to conduct oversight of, and to pass laws relating to, the Census,<sup>5</sup> and the Committee has authority that is separate and independent from any litigation being pursued in civil courts.<sup>6</sup>

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<sup>2</sup> U.S. Census Bureau, *Press Release: Statement from Census Bureau Director Steve Dillingham* (Nov. 19, 2020) (online at [www.census.gov/newsroom/press-releases/2020/statement-post-collection-processing.html](http://www.census.gov/newsroom/press-releases/2020/statement-post-collection-processing.html)).

<sup>3</sup> Letter from Chairwoman Carolyn B. Maloney, Committee on Oversight and Reform, to Director Steven Dillingham, U.S. Census Bureau (Nov. 19, 2020) (online at <https://oversight.house.gov/news/press-releases/committee-demands-documents-after-reports-that-career-census-experts-warned-that>).

<sup>4</sup> *Hutcheson v. United States*, 369 U.S. 599 (1962) (“But surely a congressional committee which is engaged in a legitimate legislative investigation need not grind to a halt whenever responses to its inquiries might potentially be harmful to a witness in some distinct proceeding, *Sinclair v. United States*, supra, at 295, or when crime or wrongdoing is disclosed, *McGrain v. Daugherty*, 273 U.S. 135, 179-180.”); *Sinclair v. United States*, 279 U.S. 263, 295 (1929)], or when crime or wrongdoing is disclosed, *McGrain v. Daugherty*, 273 U.S.135,179-180.”); *Sinclair*, 279 U.S at 295 (“It may be conceded that Congress is without authority to compel disclosure for the purpose of aiding the prosecution of pending suits; but the authority of that body, directly or through its committees to require pertinent disclosures in aid of its own constitutional power is not abridged because the information sought to be elicited may also be of use in such suits.”).

<sup>5</sup> U.S. Const. Art. 1, sec. 2 (the decennial census “shall be made ... in such manner as [Congress] shall by law direct”); *Trump v. Mazars USA*, 590 U.S. \_\_\_ (2019) (the “power of inquiry—with process to enforce it—is an essential and appropriate auxiliary to the legislative function”) (quoting *McGrain*, 273 U. S. at 174); *Id.* (“The congressional power to obtain information is ‘broad’ and ‘indispensable.’”) (quoting *Watkins v. United States*, 354 U. S. 178 (1957)).

<sup>6</sup> House Rule X clause 1(n) (granting jurisdiction to the Committee on Oversight and Reform over issues including “population and demography generally, including the Census” and the “overall economy, efficiency, and management of government operations”; House Rule X clause 4(c)(2) (the Oversight Committee “may at any time conduct investigations of any matter”).

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The Department’s insistence on withholding documents due to “ongoing litigation” raises questions about whether the Administration is seeking to conceal information not only from Congress, but from the Judiciary. The Supreme Court heard oral arguments just this week in a challenge to President Trump’s order to exclude undocumented immigrants from the Census count. During these arguments, Justices asked Jeffrey Wall, the Acting Solicitor General at the Department of Justice, to clarify the anticipated schedule for completing Census data processing. In response, the Acting Solicitor General stated that the “situation is fairly fluid.”<sup>7</sup>

### **New Internal Documents Obtained by Committee**

Despite the Trump Administration’s efforts to withhold documents sought by the Committee, we have now obtained three internal documents from another source that not only confirm reports that the Census Bureau will take several additional weeks to resolve data anomalies and produce an accurate count as required by the Constitution, but that also indicate that these anomalies are more serious than first reported.

According to these internal documents, career officials have now identified at least 15 anomalies that impact more than one million Census records. The documents indicate that the Bureau needs until January 23, 2021, to complete the census count and transmit apportionment figures to the President—and until February 3, 2021, to transmit data called for by the President’s memorandum attempting to exclude undocumented immigrants.

One of these internal documents, a November 19, 2020, presentation for senior Census Bureau officials, warns that addressing these data anomalies “impacts overall end date by 20 days” and anticipates that the population count will not be complete until between January 26, 2021, and February 6, 2021. The document also notes, “If new anomalies are identified they will be tracked, assessed and additional time maybe required for comprehensive release.”<sup>8</sup>

This document describes 13 anomalies identified as of November 19 that impact more than 900,000 census records. For example:

- Career officials discovered a problem related to certain duplicate non-response follow-up records across all 50 states, explaining, “If this issue isn’t correct[ed], the most accurate record may not be selected.”
- Career officials identified a data error from the enumeration of group quarters that impacts more than 16,000 records and, if not corrected, “may result in undercount[ed] persons.”

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<sup>7</sup> Transcript of Oral Argument, *Trump v. New York* (Nov. 30, 2020) (No. 20-366) ([www.supremecourt.gov/oral\\_arguments/argument\\_transcripts/2020/20-366\\_k537.pdf](http://www.supremecourt.gov/oral_arguments/argument_transcripts/2020/20-366_k537.pdf)).

<sup>8</sup> U.S. Census Bureau, *Post-Collection Processing—DRF-1: Current Anomalies Requiring Patches as of Nov. 19, 2020* (online at <https://oversight.house.gov/sites/democrats.oversight.house.gov/files/Document%201.pdf>) (Document #1).

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- Career officials identified a “coding error” affecting approximately 46,000 records in nine states, explaining, “If this error isn’t corrected demographic data for persons will be missed and may impact the final pop counts.”<sup>9</sup>

This document also sets forth a detailed 11-step process for correcting these anomalies, including developing and testing a comprehensive patch with more than a dozen individual patches, and verifying that these anomalies have been fully resolved. The document cautions that taking shortcuts could compound these problems and lead to even more errors, warning, “If the sequencing of patch deployment isn’t executed properly may result in other data anomalies.”<sup>10</sup>

A second internal Census Bureau document provides subsequent updates on data anomalies one week later—as of November 27, 2020. This document shows that, since the first document was produced, career officials identified two additional errors, including one that impacts more than 240,000 records and risks causing a “significant overcount” in certain areas.<sup>11</sup>

A third internal Census Bureau document provides an updated schedule as of the same date, November 27, 2020. This document shows that career officials will deliver the “Final Apportionment Transmittal Package” to the Department of Commerce on January 23, 2020, and that the “Apportionment Counts” will be sent to the President on the same day. This document also shows that the “Transmittal Package of Resident Population, Federally Affiliated Overseas Population, and Unauthorized Population by State” will be completed on February 3, 2021.<sup>12</sup>

### **Demand for Withheld Documents**

Director Dillingham stated publicly on November 19, 2020, that he was “directing the Census Bureau to utilize all resources available to resolve this as expeditiously as possible” and that the Census Bureau’s “goal remains an accurate and statistically sound Census.”<sup>13</sup> However, the documents obtained by the Committee—some of which were created after his public statements—indicate that these problems may be getting worse instead of better.

By blocking the production of the full set of documents requested by the Committee last month, the Trump Administration is preventing Congress from verifying the scope of these anomalies, their impact on the accuracy of the Census, and the time professionals at the Census Bureau need to fix them.

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<sup>9</sup> *Id.*

<sup>10</sup> *Id.*

<sup>11</sup> U.S. Census Bureau, *DRFI Anomaly Summary* (Nov. 27, 2020) (online at <https://oversight.house.gov/sites/democrats.oversight.house.gov/files/Document%202.pdf>) (Document #2).

<sup>12</sup> U.S. Census Bureau, *2020 Census Post-Collection Processing* (Nov. 27, 2020) (online at <https://oversight.house.gov/sites/democrats.oversight.house.gov/files/Document3.pdf>) (Document #3).

<sup>13</sup> U.S. Census Bureau, *Press Release: Statement from Census Bureau Director Steve Dillingham* (Nov. 19, 2020) (online at [www.census.gov/newsroom/press-releases/2020/statement-post-collection-processing.html](http://www.census.gov/newsroom/press-releases/2020/statement-post-collection-processing.html)).

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Your failure to cooperate with the Committee’s investigation appears to be part of a dangerous pattern of obstruction with the Census. For example, in response to a previous Committee request, you failed to provide the Committee with another key document that the Committee was able to obtain from another source. On September 2, 2020, the Committee released that internal document warning that the Trump Administration’s plan to rush data processing created a high risk of an inaccurate census. This document, which apparently was presented to you on August 3, 2020, highlighted that the compressed schedule you imposed will “reduce accuracy” and “creates risk for serious errors not being discovered in the data.”<sup>14</sup>

You personally have played a key role in blocking the production of information to the Committee regarding the Trump Administration’s efforts to politicize the 2020 Census—even after it was subpoenaed. For example, in July 2019, the House of Representatives held you in contempt for refusing to produce documents revealing the real reason that you tried to add a citizenship question to the Census—an effort that the Supreme Court ruled was illegal and was based on a pretext.<sup>15</sup>

For all of these reasons, I request that you produce by December 9, 2020, a complete and unredacted set of the following documents—all of which were requested by the Committee on November 19, 2020—or inform us whether the Committee should instead issue a subpoena to compel their production:

1. All documents, including memoranda and slide presentations, prepared or used in connection with briefings for you, Director Dillingham, or other Trump Administration officials regarding data processing anomalies, data accuracy, or potential delays, including in particular any briefings on November 18 or 19, 2020;
2. All documents regarding any data processing anomalies, errors, problems, or concerns identified by Census Bureau employees during the processing of 2020 Census data;
3. All documents regarding the accuracy of 2020 Census data processed by the Census Bureau; and
4. All documents regarding the schedule for data processing for the 2020 Census, the impact of a compressed schedule on data processing or data accuracy, or the need for additional time for data processing.

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<sup>14</sup> Committee on Oversight and Reform, *Press Release: Oversight Committee Releases New Internal Census Bureau Document Warning of Risk of “Serious Errors”* (Sept. 2, 2020) (online at <https://oversight.house.gov/news/press-releases/oversight-committee-releases-new-internal-census-bureaudocument-warning-of-risk>).

<sup>15</sup> Committee on Oversight and Reform, *Press Release: House Holds Attorney General and Commerce Secretary in Contempt* (July 17, 2020) (online at <https://oversight.house.gov/news/press-releases/house-holds-attorney-general-and-commerce-secretary-in-contempt>); *Department of Commerce v. New York*, 588 U.S. \_\_\_ (2019).

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The Committee on Oversight and Reform is the principal oversight committee of the House of Representatives and has broad authority to investigate “any matter” at “any time” under House Rule X. In addition, the Committee has jurisdiction over “Population and demography generally, including the Census.”<sup>16</sup>

Sincerely,

Handwritten signature of Carolyn B. Maloney in blue ink, written over a horizontal line.

Carolyn B. Maloney  
Chairwoman

Enclosure

cc: The Honorable James R. Comer, Ranking Member

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<sup>16</sup> House rule X, clause 1(n)(8).

**Responding to Committee Document Requests**

1. In complying with this request, produce all responsive documents that are in your possession, custody, or control, whether held by you or your past or present agents, employees, and representatives acting on your behalf. Produce all documents that you have a legal right to obtain, that you have a right to copy, or to which you have access, as well as documents that you have placed in the temporary possession, custody, or control of any third party.
2. Requested documents, and all documents reasonably related to the requested documents, should not be destroyed, altered, removed, transferred, or otherwise made inaccessible to the Committees.
3. In the event that any entity, organization, or individual denoted in this request is or has been known by any name other than that herein denoted, the request shall be read also to include that alternative identification.
4. The Committees' preference is to receive documents in electronic form (i.e., CD, memory stick, thumb drive, or secure file transfer) in lieu of paper productions.
5. Documents produced in electronic format should be organized, identified, and indexed electronically.
6. Electronic document productions should be prepared according to the following standards:
  - a. The production should consist of single page Tagged Image File ("TIF"), files accompanied by a Concordance-format load file, an Opticon reference file, and a file defining the fields and character lengths of the load file.
  - b. Document numbers in the load file should match document Bates numbers and TIF file names.
  - c. If the production is completed through a series of multiple partial productions, field names and file order in all load files should match.
  - d. All electronic documents produced to the Committees should include the following fields of metadata specific to each document, and no modifications should be made to the original metadata:

BEGDOC, ENDDOC, TEXT, BEGATTACH, ENDATTACH, PAGECOUNT, CUSTODIAN, RECORDTYPE, DATE, TIME, SENTDATE, SENTTIME, BEGINDATE, BEGINTIME, ENDDATE, ENDTIME, AUTHOR, FROM, CC, TO, BCC, SUBJECT, TITLE, FILENAME, FILEEXT, FILESIZE, DATECREATED, TIMECREATED, DATELASTMOD, TIMELASTMOD,

INTMSGID, INTMSGHEADER, NATIVELINK, INTFILPATH, EXCEPTION, BEGATTACH.

7. Documents produced to the Committees should include an index describing the contents of the production. To the extent more than one CD, hard drive, memory stick, thumb drive, zip file, box, or folder is produced, each should contain an index describing its contents.
8. Documents produced in response to this request shall be produced together with copies of file labels, dividers, or identifying markers with which they were associated when the request was served.
9. When you produce documents, you should identify the paragraph(s) or request(s) in the Committees' letter to which the documents respond.
10. The fact that any other person or entity also possesses non-identical or identical copies of the same documents shall not be a basis to withhold any information.
11. The pendency of or potential for litigation shall not be a basis to withhold any information.
12. In accordance with 5 U.S.C. § 552(d), the Freedom of Information Act (FOIA) and any statutory exemptions to FOIA shall not be a basis for withholding any information.
13. Pursuant to 5 U.S.C. § 552a(b)(9), the Privacy Act shall not be a basis for withholding information.
14. If compliance with the request cannot be made in full by the specified return date, compliance shall be made to the extent possible by that date. An explanation of why full compliance is not possible shall be provided along with any partial production.
15. In the event that a document is withheld on the basis of privilege, provide a privilege log containing the following information concerning any such document: (a) every privilege asserted; (b) the type of document; (c) the general subject matter; (d) the date, author, addressee, and any other recipient(s); (e) the relationship of the author and addressee to each other; and (f) the basis for the privilege(s) asserted.
16. If any document responsive to this request was, but no longer is, in your possession, custody, or control, identify the document (by date, author, subject, and recipients), and explain the circumstances under which the document ceased to be in your possession, custody, or control.
17. If a date or other descriptive detail set forth in this request referring to a document is inaccurate, but the actual date or other descriptive detail is known to you or is otherwise apparent from the context of the request, produce all documents that would be responsive as if the date or other descriptive detail were correct.

18. This request is continuing in nature and applies to any newly-discovered information. Any record, document, compilation of data, or information not produced because it has not been located or discovered by the return date shall be produced immediately upon subsequent location or discovery.
19. All documents shall be Bates-stamped sequentially and produced sequentially.
20. Two sets of each production shall be delivered, one set to the Majority Staff and one set to the Minority Staff. When documents are produced to the Committee on Oversight and Reform, production sets shall be delivered to the Majority Staff in Room 2157 of the Rayburn House Office Building and the Minority Staff in Room 2105 of the Rayburn House Office Building. When documents are produced to the Committee on Financial Services, production sets shall be delivered to the Majority Staff in Room 2129 of the Rayburn House Office Building and the Minority Staff in Room 4340 of the O'Neill House Office Building. When documents are produced to the Permanent Select Committee on Intelligence, production sets shall be delivered to Majority and Minority Staff in Room HVC-304 of the Capital Visitor Center.
21. Upon completion of the production, submit a written certification, signed by you or your counsel, stating that: (1) a diligent search has been completed of all documents in your possession, custody, or control that reasonably could contain responsive documents; and (2) all documents located during the search that are responsive have been produced to the Committee.

### **Definitions**

1. The term “document” means any written, recorded, or graphic matter of any nature whatsoever, regardless of how recorded, and whether original or copy, including, but not limited to, the following: memoranda, reports, expense reports, books, manuals, instructions, financial reports, data, working papers, records, notes, letters, notices, confirmations, telegrams, receipts, appraisals, pamphlets, magazines, newspapers, prospectuses, communications, electronic mail (email), contracts, cables, notations of any type of conversation, telephone call, meeting or other inter-office or intra-office communication, bulletins, printed matter, computer printouts, teletypes, invoices, transcripts, diaries, analyses, returns, summaries, minutes, bills, accounts, estimates, projections, comparisons, messages, correspondence, press releases, circulars, financial statements, reviews, opinions, offers, studies and investigations, questionnaires and surveys, and work sheets (and all drafts, preliminary versions, alterations, modifications, revisions, changes, and amendments of any of the foregoing, as well as any attachments or appendices thereto), and graphic or oral records or representations of any kind (including without limitation, photographs, charts, graphs, microfiche, microfilm, videotape, recordings and motion pictures), and electronic, mechanical, and electric records or representations of any kind (including, without limitation, tapes, cassettes, disks, and recordings) and other written, printed, typed, or other graphic or recorded matter of any kind or nature, however produced or reproduced, and whether preserved in writing, film, tape, disk, videotape, or otherwise. A document bearing any notation not a

part of the original text is to be considered a separate document. A draft or non-identical copy is a separate document within the meaning of this term.

2. The term “communication” means each manner or means of disclosure or exchange of information, regardless of means utilized, whether oral, electronic, by document or otherwise, and whether in a meeting, by telephone, facsimile, mail, releases, electronic message including email (desktop or mobile device), text message, instant message, MMS or SMS message, message application, or otherwise.
3. The terms “and” and “or” shall be construed broadly and either conjunctively or disjunctively to bring within the scope of this request any information that might otherwise be construed to be outside its scope. The singular includes plural number, and vice versa. The masculine includes the feminine and neutral genders.
4. The term “including” shall be construed broadly to mean “including, but not limited to.”
5. The term “Company” means the named legal entity as well as any units, firms, partnerships, associations, corporations, limited liability companies, trusts, subsidiaries, affiliates, divisions, departments, branches, joint ventures, proprietorships, syndicates, or other legal, business or government entities over which the named legal entity exercises control or in which the named entity has any ownership whatsoever.
6. The term “identify,” when used in a question about individuals, means to provide the following information: (a) the individual’s complete name and title; (b) the individual’s business or personal address and phone number; and (c) any and all known aliases.
7. The term “related to” or “referring or relating to,” with respect to any given subject, means anything that constitutes, contains, embodies, reflects, identifies, states, refers to, deals with, or is pertinent to that subject in any manner whatsoever.
8. The term “employee” means any past or present agent, borrowed employee, casual employee, consultant, contractor, de facto employee, detailee, fellow, independent contractor, intern, joint adventurer, loaned employee, officer, part-time employee, permanent employee, provisional employee, special government employee, subcontractor, or any other type of service provider.
9. The term “individual” means all natural persons and all persons or entities acting on their behalf.

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17 UNITED STATES DISTRICT COURT  
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

19 NATIONAL URBAN LEAGUE, et al.,

20 Plaintiffs,

21 v.

22 WILBUR L. ROSS, JR., et al.,

23 Defendants.

CASE NO. 5:20-cv-05799-LHK

**[PROPOSED] ORDER GRANTING  
MOTION TO SHORTEN TIME AND  
EXPEDITE**

Place: Courtroom 8  
Judge: Hon. Lucy H. Koh

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**[PROPOSED] ORDER**

Upon consideration of Plaintiffs’ Motion to Shorten Time and Expedite resolution of their Motion to Compel, the Court GRANTS Plaintiffs’ Motion. Defendants’ opposition to Plaintiffs’ Motion shall be filed no later than 9:00 a.m. on December 11, 2020. Plaintiffs’ Motion shall be heard on be heard simultaneously with the Case Management Conference on December 11, 2020 at 1:30 p.m.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE LUCY H. KOH  
UNITED STATES DISTRICT JUDGE