

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

KUSUMA NIO, *et al.*,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
HOMELAND SECURITY, *et al.*,

Defendants.

Civil Action No. 17-0998 (ESH)

ORDER

As discussed on the record during the Court's status hearing of July 15, 2019, it is hereby

ORDERED that a status hearing is set for **Wednesday, August 14, 2019, at 2:00 p.m.**;

it is further

ORDERED that defendants' next Six-Week Report is due on or before **Wednesday, August 7, 2019, at 12:00 p.m.**; it is further

ORDERED that defendants' Six-Week Report no longer needs to include information on *Nio* class members who were naturalized prior to defendants' last report of June 14, 2019 (ECF No. 254). Defendants' Six-Week Reports shall include the following information regarding class members who have pending naturalization applications, those who have naturalized since the last report, and those who have been denied naturalization:

- a. Enlistment Date
- b. Naturalization Application Filing Date
- c. CI Report Completion Date
- d. MSSR Result (recommend/non-recommend/pending/NA)

- e. MSSR Date (blank if pending/NA if no MSSR will be issued)
- f. Date MSSR Notification (Pursuant to 10/26/18 Memo) Sent to Class Member
- g. MSSD Completion Date (blank if pending)
- h. MSSD Result (suitable/unsuitable/pending)
- i. Effective Discharge Date (blank if not discharged)
- j. Discharge Revoked? (yes/no)
- k. Date MSSR Report provided to USCIS
- l. Date CI Report provided to USCIS
- m. Date materials provided to FDNS
- n. Date USCIS sent the individual's materials to FOD
- o. Date materials provided to NBC
- p. Date materials provided to USCIS field office
- q. Naturalization Interview Scheduled? (yes/no)
- r. Date Naturalization Interview Completed (blank if not scheduled)
- s. Naturalization Case Status (approved/denied/withdrawn/pending)
- t. Naturalization Date (blank if not naturalized)

Other than these changes to the reporting requirements, defendants shall continue to follow the same general requirements that have previously applied to the Six-Week Reports. (*See* Order, Jan. 8, 2019, ECF No. 232.) Thus, the reports shall continue to be provided in the form of a Microsoft Excel spreadsheet containing the relevant information. The reports shall be filed on the public docket, with redactions as required by the Protective Order (ECF No. 199). Defendants shall continue to provide the Court and plaintiffs' counsel with an unredacted copy of the full report; it is further

ORDERED that USCIS shall prioritize the processing of naturalization applications of class members who have received MSSR Notification Letters pursuant to the Army's October 26, 2018 policy (approximately 96 to date per Defendants' July 11, 2019 Report to the Court, ECF No. 257 at 5). The Army shall provide an updated list of these individuals to USCIS, with a copy to plaintiffs' counsel and to chambers, **every three weeks beginning on Wednesday, August 7, 2019**; it is further

ORDERED that on or before **August 7, 2019**, defendants shall file a report suggesting ways to streamline USCIS's process for reviewing MAVNI naturalization applications, especially at the FDNS stage.

SO ORDERED.



Ellen S. Huvelle

ELLEN SEGAL HUVELLE
United States District Judge

Date: July 15, 2019