

**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**

It is hereby

**ORDERED** that the Court will hold a status conference in the above-captioned case on **June 20, 2018 at 2:15 p.m.** in Courtroom 23A. At this hearing the Court intends to address (1) the completeness of the administrative record, (2) a briefing schedule for summary judgment, (3) defendants' proposal for *Nio* class members who will reach the 3-year timeout limit for the Delayed Training Program ("DTP") within the next six to twelve months, and (4) any other classwide issues regarding the *Nio* class members discharged by defendants before the class members can attend basic training; it is further

**ORDERED** that plaintiffs shall file on or before **June 11, 2018 at 12:00 p.m.**, a memorandum of not more than 10 pages addressing (1) the specific issues raised herein by the Court, and (2) documents or materials they believe should be included in the administrative record (these should be attached, but will not be included in the aforementioned page limitation); it is further

**ORDERED** that defendants shall file a response on or before **June 14 at 12:00 p.m.**, not

to exceed 10 pages, (1) addressing any issue raised herein by the Court or plaintiffs, (2) setting forth their proposal for MAVNIs who may time out of DTP in the next six to twelve months before DOD completes their security screening, and (3) explaining the situation of the 20 MAVNIs referenced in ECF No. 145 who naturalized before DOD uploaded their MSSD to the shared portal; it is further

**ORDERED** that as part of the pending referral to Magistrate Judge Meriweather, ECF No. 135, the parties shall (1) address the completeness and accuracy of defendants' monthly reporting with regards to *Nio* class members plaintiffs believe are being omitted by defendants, (2) address the completeness and accuracy of defendants' monthly reporting with regards to defendants' equating the MSSD completion date with the date DOD uploads an MSSD completion date to the shared portal with USCIS, and (3) implement a monthly reporting system showing an exact number of *Nio* class members who, since defendants' last monthly report, have (a) naturalized, (b) been scheduled for a USCIS naturalization interview, and/or (c) received an MSSD determination uploaded to the shared portal with USCIS.

**SO ORDERED.**

/s/ Ellen Segal Huvelle  
ELLEN SEGAL HUVELLE  
United States District Judge

Date: June 4, 2018

CC: Magistrate Judge Robin Meriweather