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**Attorney for Plaintiffs MIRSAD HAJRO and JAMES R. MAYOCK**

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

MIRSAD HAJRO, JAMES R. MAYOCK

Plaintiffs,

v.

UNITED STATES CITIZENSHIP  
AND IMMIGRATION SERVICES,  
T. DIANE CEJKA, Director  
USCIS National Records Center,  
ROSEMARY MELVILLE,  
USCIS District Director of San Francisco,  
MICHAEL CHERTOFF, Secretary  
Department of Homeland Security,  
MICHAEL B. MUKASEY, Attorney General  
Department of Justice  
Defendants

**Case No. CV 08 1350 PVT**

**Request For Production Of  
Documents Under Rule 34  
Of The Federal Rules Of  
Civil Procedure**

PLEASE TAKE NOTICE, that plaintiffs require of the defendants, to produce and permit plaintiffs to inspect and copy the following documents in defendants' possession, custody, or control described below. The place of inspection shall be the Law Offices of Kip Evan Steinberg, 1000 Fourth Street, Suite 600, San Rafael, CA 94901. The time for such inspection shall be January 8, 2009 at 9:30 a.m. and continuing so long as reasonably required.

1 Defendants may comply with this request by delivering copies of said  
2 documents to the inspection site no later than the time set for inspection.  
3 However, in following this alternate procedure, responding party agrees that  
4 the original documents will be made available at a later date upon request.  
5 The following is the designation of the documents to be produced for  
6 inspection:

7  
8 1. All documents that reflect or establish USCIS policy on expedited processing  
9 of FOIA requests including but not limited to manuals, training material,  
10 policy memos, legal memoranda, legal opinion letters, correspondence, and  
11 any and all written materials referred to by USCIS personnel responding to  
12 requests for expedited processing.

13  
14 2. All writings mentioning or referring to Defendants' termination or any  
15 departure from compliance with any terms of the Mayock settlement agreement  
16 including but not limited to manuals, policy memos, legal memoranda, legal  
17 opinion letters, correspondence, or emails.

18  
19 3. All documents that refer to Defendants' termination or change from the  
20 former policy of the Department of Justice and Immigration and Naturalization  
21 Service (reproduced at pages 18 to 21b of Exhibit "B" attached to the First  
22 Amended Complaint) that FOIA/PA offices are to grant expedited treatment  
23 "when the requestor demonstrates that: ...substantial due process rights of the  
24 requester would be impaired by the failure to process immediately, and the  
25 information sought is not otherwise available."

1 4. Documents sufficient to show the number of appeals filed in the following  
2 categories for each of the past three calendar years ending in 2007: If there is  
3 no conflict in the documents concerning this number then only one document  
4 showing this number need be produced.

5  
6 a) appeals of denials of citizenship under 8 U.S.C. §1447(a)

7  
8 b) appeals to the Legalization Appeals Office under 8 C.F.R. §245a.2(p)

9  
10 c) appeals to the Board of Immigration Appeals under 8 C.F.R. §1003.3

11  
12 d) appeals to the Administrative Appeals Office under 8 C.F.R. §103.3

13  
14 e) petitions for review to the circuit courts of appeal under 8 U.S.C. §1252

15  
16 5. Documents sufficient to show the number of deferred inspections under 8  
17 C.F.R. §235.2 for each of the past three calendar years ending in 2007. If there  
18 is no conflict in the documents concerning this number then only one  
19 document showing this number need be produced.

20  
21 6. Documents sufficient to show the number of responses to “Requests for  
22 Evidence” under 8 C.F.R. §103.2(b)(8) for each of the past three calendar years  
23 ending in 2007. If there is no conflict in the documents concerning this  
24 number then only one document showing this number need be produced.

25  
26 7. Documents sufficient to show the number of motions to reopen filed by

persons with final orders of deportation filed under 8 C.F.R. §1003.2 for each of the past three calendar years ending in 2007. If there is no conflict in the documents concerning this number then only one document showing this number need be produced.

8. Documents sufficient to show the total number of denials for expedited processing by USCIS for each of the past three calendar years ending in 2007. If there is no conflict in the documents concerning this number then only one document showing this number need be produced.

9. Documents sufficient to show the total number of denials for expedited processing under "Track Three" by USCIS since March 30, 2007. If there is no conflict in the documents concerning this number then only one document showing this number need be produced.

10. A computer or log file, or any other type of document or tangible thing, that shows all actions taken in response to plaintiff Hajro's request for documents under the Freedom of Information Act (NRC2007075364).

11. All documents which support your contention that plaintiff Hajro committed false testimony at his adjustment of status interview on November 13, 2000 in Boise, Idaho.

12. For each request for admission served with this request to produce documents that is not an unqualified admission, produce all documents that support your response.

December 8, 2008

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KIP EVAN STEINBERG  
Attorney for Plaintiffs