

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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JUDICIAL WATCH, INC., )  
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 Plaintiff, )  
 v. ) Civ. Action. 01-1530 (EGS)  
 )  
 NATIONAL ENERGY POLICY )  
 DEVELOPMENT GROUP, )  
 )  
 Defendant. )  
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SIERRA CLUB, )  
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 )  
 Plaintiff, )  
 v. ) Civ. Action 02-631 (EGS)  
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 )  
 VICE PRESIDENT RICHARD )  
 CHENEY, *et al.* )  
 )  
 Defendants, )  
 )

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**ORDER**

On July 11, 2002 this Court granted in part and denied in part the federal defendants' motion to dismiss these consolidated cases brought by plaintiffs Judicial Watch and the Sierra Club. This Court then ordered plaintiffs to jointly propose a discovery plan, and ordered defendants to file any objections to that plan. Having considered the proposed plan and defendants' objections thereto, for the reasons given in open court today, it is hereby **ORDERED** that plaintiffs' discovery plan is **APPROVED**; it is **FURTHER ORDERED** that in light of plaintiffs' representations

to the Court that the first set of interrogatories and first request for the production of documents will be served upon defendants today, defendants shall respond to these requests by no later than **September 3, 2002**. Defendants shall fully comply with these requests, or file detailed and precise objections to particular requests with this Court. Should they object to any of these requests, defendants shall not make general invocations of privilege with respect to categories of documents or questions, but must identify and explain their invocations of privilege with particularity; it is

**FURTHER ORDERED** that should defendants believe that documents or information that they have already released to plaintiffs in different fora are responsive to these discovery requests, defendants shall bear the burden of identifying with detailed precision what information or documents have been so released, and to which discovery requests they believe the information or documents to be responsive; it is

**FURTHER ORDERED** that in addition to filing any specific objections to discovery requests with this Court by September 3, 2002, defendants shall also file with the Court by that date their responses to plaintiffs' interrogatories and a summary of the documents that were produced; it is

**FURTHER ORDERED** that a status hearing shall be held on **September 13, 2002 at 10:00 a.m. in Courtroom One** to discuss

defendants' discovery responses and the need for further briefing of constitutional issues raised by any invocations of privilege, if necessary.

**IT IS SO ORDERED.**

**Signed: EMMET G. SULLIVAN  
UNITED STATES DISTRICT JUDGE  
August 2, 2002**

Notice to:

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