

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MICHIGAN IMMIGRANT RIGHTS  
CENTER, et al.,

Plaintiffs,

Case No. 16-14192

vs.

HON. MARK A. GOLDSMITH

DEPARTMENT OF HOMELAND  
SECURITY, et al.,

Defendants.

\_\_\_\_\_ /

**ORDER OF DISMISSAL WITH PREJUDICE**

The parties have stipulated that no disputes remain regarding Defendants' production of documents in response to Plaintiffs' claims under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552 (Dkt. 86). Within the FOIA context, "'once all requested records are surrendered, federal courts have no further statutory function to perform,'" and the action becomes moot. Competitive Enter. Inst. v. United States Environ. Protection Agency, 153 F. Supp. 3d 376, 382 (D.D.C. 2016) (quoting Perry v. Block, 684 F.2d 121, 125 (D.C. Cir. 1982)).

By virtue of the negotiated resolution, Plaintiffs seek no further relief as to their substantive claims. What does remain in the case are the pending motion for sanctions filed by Plaintiffs (Dkt. 79) and a forthcoming motion for attorney fees Plaintiffs have stated they intend to file if negotiations on that issue prove unsuccessful. The parties agree that the Court may enter a final order while retaining jurisdiction to address such collateral matters. See Defs. Statement (Dkt. 85); see also Greene v. Indep. Pilots Ass'n, No. 18-5296, 2018 WL 9651540, at

\*3 (6th Cir. Oct. 4, 2018) (noting that the district retained ancillary jurisdiction over a sanctions motion where the motion was a collateral matter not related to the merits of the case).

Accordingly, the Court dismisses the present action with prejudice, but retains jurisdiction to address the following collateral matters: (i) the pending motion for sanctions (Dkt. 79) and (ii) a forthcoming motion for attorney fees, which Plaintiffs must file, if at all, in accordance with the briefing schedule agreed upon by the parties in the stipulated order resolving redaction challenges (Dkt. 86).

SO ORDERED.

Dated: March 23, 2020  
Detroit, Michigan

s/Mark A. Goldsmith  
MARK A. GOLDSMITH  
United States District Judge