

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 12-1307**September Term, 2012****DHS-May28,2010Letter****Filed On:** September 25, 2012

In re: Electronic Privacy Information Center,

Petitioner

BEFORE: Henderson and Tatel, Circuit Judges, and Ginsburg, Senior Circuit Judge**ORDER**

Upon consideration of petitioner's petition for writ of mandamus, the response thereto, and the reply, it is

ORDERED that the petition for writ of mandamus be denied in light of the Government's representation that "the process of finalizing the AIT Rulemaking documents so that the NPRM may be published is expected to be complete by or before the end of February 2013." See Declaration of John P. Sammon at 9, ¶ 23. Accordingly, we expect that the NPRM will be published before the end of March 2013.

Per Curiam**FOR THE COURT:**
Mark J. Langer, ClerkBY: /s/
Jennifer M. Clark
Deputy Clerk