

The stay is necessary to prevent irreparable injury to Class Plaintiffs and to give the Court time to properly consider the voluminous submissions before it. *Cf. id.* (noting that a delay of effective date would, among other things, “allow ... additional time for the litigation progress). Because there is no pressing need for GPS tracking of the class, and the class has a strong interest in avoiding unwarranted intrusions on their constitutional rights, there is no interest outweighing the grant of a stay until such time as this Court rules on the underlying merits.

Class Plaintiffs also request shortening time for the Defendants to respond to this motion to February 9, 2022, so that, if granted, the stay will be entered in time to protect the Class. In aid of that objective, Class Plaintiffs kept the accompanying brief under ten pages.

Counsel for Defendants were contacted in advance of this filing and oppose this motion.

Dated: February 2, 2021

Respectfully submitted,

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NEW CIVIL LIBERTIES ALLIANCE

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CERTIFICATE OF SERVICE

I do hereby certify that on February 2, 2021, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to all attorneys of record.

/s/ John J. Vecchione
John J. Vecchione