

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

MICHAEL DRIGGS, *et al.*,

Plaintiffs,

v.

CENTRAL INTELLIGENCE AGENCY

Defendant.

Case No. 1:23-cv-1124 (DJN)

**JOINT STATUS REPORT PURSUANT TO THE COURT’S JANUARY 30, 2025 ORDER**

The parties, through their respective counsel, hereby provide this joint status report in this case in response to the Court’s Order of January 30, 2025. Dkt. No. 33. The Court ordered the parties “to file a joint status update no later than February 10, 2025, informing the Court whether Defendant has completed production, and if appropriate, seeking dismissal of this case.” Dkt. No. 26. The parties provide the following update:

1. Consistent with the Court’s Order directing “the Defendant to complete production in this case no later than January 10, 2025,” Dkt. No. 31, Defendant made a final release of records to Plaintiffs on January 10, 2025. Defendant released six documents, comprising a total of 176 pages subject to redactions based on various FOIA exemption. That January 10, 2025 final release of records completed the processing of Plaintiffs’ FOIA request.

2. Since the parties last status report (Dkt. No. 32) and Defendant’s last release of records, the parties have been discussing the issues that remain in this case. More specifically, the parties have been determining which issues that were not previously raised in *Moore v. CIA*, No. 1:20-cv-1027 (D.D.C.) or previously adjudicated in this action, if any, need to be addressed here concerning the redactions that Defendant made or Defendant’s search for responsive records.

3. On February 2, 2025, Plaintiffs' counsel identified the issues that Plaintiffs intend to continue to pursue in this action. Plaintiffs' counsel indicated that Plaintiffs want to understand the basis for redactions made under FOIA exemption (b)(1) and (b)(3) for one of the records released on December 3, 2024. Plaintiffs also requested the parameters of Defendant's search for records even though they may not challenge Defendant's search for records.

4. The parties continue to discuss whether this case can be resolved without formal intervention by this Court or through motions practice. The parties aim to continue their discussions through February 28, 2025 to see if an informal resolution can be made in the case. If the parties come to an impasse, the parties will jointly move for a summary judgment schedule for this case on March 1, 2025.

Dated: February 10, 2025

Respectfully Submitted,

ERIK S. SIEBERT  
UNITED STATES ATTORNEY

/s/  
JOHN H. CLARKE (VSB No. 023842)  
1629 K Street, NW  
Suite 300  
Washington, DC 20006  
Tel: (202) 344-0776  
Email: john@johnhclarkelaw.com

*Counsel for Plaintiffs*

/s/  
DENNIS C. BARGHAAN, JR.  
Chief, Civil Division  
MATTHEW J. MEZGER  
Assistant U.S. Attorney  
Office of the U.S. Attorney  
2100 Jamieson Avenue  
Alexandria, Virginia, 22314  
Tel: (703) 299-3891/3741  
Fax: (703) 299-3983  
Email: Dennis.Barghaan@usdoj.gov  
Matthew.Mezger@usdoj.gov

*Counsel for Defendant*