

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

LOIS MOORE, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 20cv1027 (RCL)
)	
UNITED STATES CENTRAL)	
INTELLIGENCE AGENCY)	
)	
Defendant.)	
_____)	

STATUS REPORT

Pursuant to this Court’s Minute Order dated July 2, 2021, Defendant Central Intelligence Agency (“Defendant” or “CIA”), through undersigned counsel and with consultation with counsel for Plaintiffs, respectfully provide the following Status Report to the Court:

1. On April 28, 2020, Plaintiffs Lois Moore, Robert Moore, Jana Orear, Christianne O’Malley, and Mark Sauter (“Plaintiffs”) commenced this litigation against the CIA alleging that the CIA failed to respond to their FOIA request for information regarding American POWs of the Korean War being transported to China and the Soviet Union for imprisonment and interrogation. ECF No. 1 (Complaint).
2. On June 3, 2020, CIA filed an Answer to the Complaint. ECF No. 6 (Answer).
3. In the last report, Defendant informed the Court that Defendant’s FOIA Office made a production to Plaintiffs on June 25, 2021, determined that further searches were necessary to ensure it has located all documents that may be responsive to Plaintiff’s request, and anticipated making a final, production on or before August 24, 2021.
4. Since that Status Report, Defendant has completed the additional searches and located potentially responsive material that is currently undergoing processing for possible

production. The amount of material located and the subsequent processing, however, has delayed the production of responsive, non-exempt material. Accordingly, Defendant needs to modify its estimated time of completion – on or before September 17, 2021.

5. The parties cannot determine whether summary judgment briefing will be necessary until the CIA has completed its review/production of responsive, non-exempt records and the parties have had an opportunity to confer regarding the production and any withholdings.

6. The Defendant proposes to file a further Status Report on or before October 15, 2021, during which the Defendant will inform the Court if the matter has been resolved or if the parties will be requesting a summary judgment schedule.

Dated: August 30, 2021

Respectfully submitted,

CHANNING D. PHILLIPS
Acting United States Attorney

BRIAN HUDAK
Acting Chief, Civil Division

By: /s/ Darrell C. Valdez
DARRELL C. VALDEZ, D.C. Bar No. 420232
Assistant United States Attorney
555 Fourth Street, N.W., Civil Division
Washington, D.C. 20530
Telephone: (202) 252-2507
Email: Darrell.Valdez@usdoj.gov

Counsel for Defendant