

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ROBERT 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 September 1, 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 its search and processing for responsive material, and on October 13, 2021, made a final production of responsive, non-exempt records.

5. Plaintiffs has informed Defendant that Plaintiffs are challenging the redactions and withholdings made by Defendant. Accordingly, the parties have conferred and request the following dates for the filing of dispositive motions:

- a. Defendant CIA's Motion for Summary Judgment is due December 10, 2021;
- b. Plaintiff's Opposition/Cross-Motion for Summary Judgment is due December 30, 2021;
- c. Defendant CIA's Reply/Cross-Opposition is due January 24, 2022; and
- d. Plaintiff's Cross-Reply is due February 17, 2022.

6. In addition, with deep regrets and condolences, Defendant notifies this Court that counsel for Plaintiffs informed counsel for Defendant of the passing of Plaintiff Lois Moore. Because Ms. Moore's family are already named plaintiffs in this matter and the rights sought in this action survive to the remaining plaintiffs, the parties agreed that a Notice of Substitution of Parties is not required. *See* Fed. R. Civ. P. 25(a)(2). Defendant has amended the caption of this matter to name Robert Moore as the lead-plaintiff.

Dated: October 15, 2021

Respectfully submitted,

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Acting United States Attorney

BRIAN HUDAK
Acting Chief, Civil Division

By: /s/ *Darrell C. Valdez*

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