

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

EUGENE B. McDANIEL, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	
)	Civil Action No. 20-1735 (RCL)
NATIONAL ARCHIVES AND)	
RECORDS ADMINISTRATION,)	
)	
Defendant.)	
_____)	

JOINT STATUS REPORT

Pursuant to the Court’s Minute Order entered September 2, 2021, Plaintiffs Eugene McDaniel, Carol Hrdlicka, Lois Moore, Robert Moore, Jana Orear, Christianne O’Malley, Mark Sauter, John Zimmerlee, and the POW Investigative Project, Inc., and Defendant the National Archives and Records Administration, hereby provide the Court with the following Joint Status Report.

The former lead Plaintiff, Lois Moore, unfortunately passed away on July 24, 2021.

The parties continue to cooperate and discuss resolution and narrowing of the issues with regard to portions of the FOIA request at issue without the need for Court intervention. In addition, portions of the request involve records containing national security or other sensitive information (requests 28-48). Some of the documents requested have required consultation with other equity holding agencies. NARA has not heard back from those agencies to date.

Plaintiffs filed an amended complaint on September 1, 2021, expanding on the FOIA requests and adding two additional FOIA requesters as Plaintiffs. These new requests are being processed. Given this recent development, the parties propose to continue their discussions and the processing of the FOIA request.

Based on the foregoing, the parties do not at this time see the need for court intervention or the setting of a briefing schedule for dispositive motions. The parties respectfully request that they file a status report on or before November 15, 2021, to update the Court on the status of the FOIA requests.

Dated: October 15, 2021.

Respectfully submitted,

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