

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.)	
_____)	

DEFENDANT’S STATUS REPORT

Defendant National Archives and Records Administration (“NARA”), hereby provides the Court with the following Status Report pursuant to the Court’s Minute Order dated October 6, 2023. Counsel sent a draft of a joint status report to Plaintiff’s counsel for his input but as of the filing of this status report has not received a response, despite a follow up email

Plaintiffs filed an amended complaint on September 1, 2021, adding a second FOIA request submitted to NARA on May 21, 2021 and adding two additional FOIA requesters as Plaintiffs. Defendant answered the amended complaint on September 15, 2021.

Part of the records responsive to Plaintiff’s first request involve records containing national security or other sensitive information (requests 28-48) which required consultation with the equity holding agencies. NARA completed processing all of the 16 documents that were sent out for consultation and made these records available to the plaintiff, with portions withheld under applicable FOIA exemptions.

NARA completed its searches in response to the Plaintiff’s second request. Two portions of the second request deal with archival records. Plaintiff has received final responses with respect to those portions of the request. The remaining portions of the second request seek operational records. NARA previously provided 16,679 pages and 14 spreadsheets in full and 307 pages in part in response to this portion of the request. Since the last status report dated November

29, 2024 (ECF No. 49), NARA has provided additional releases, totaling 310 pages in full. In total, NARA has provided 16,989 pages in full, 14 spreadsheets in full, and 307 pages in part in response to the request for operational records. Defendant will continue with the processing of Plaintiff's request.

Based on the foregoing, Defendant does not at this time see the need for court intervention or the setting of a briefing schedule for dispositive motions. Pursuant to the October 6, 2023, order of the Court, the parties will file a joint status report on or before January 29, 2025, to update the Court on the status of the FOIA requests.

Dated: December 30, 2024

Respectfully submitted,

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