

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

ELECTRONIC PRIVACY)	
INFORMATION CENTER,)	
)	
Plaintiff,)	
)	Civil Action No. 12-0333 (GK)
v.)	
)	
UNITED STATES DEPARTMENT OF)	
HOMELAND SECURITY,)	
)	
Defendant.)	

SECOND STATUS REPORT

In accordance with the Court’s October 16, 2012 Order, ECF No. 25, defendant submits the following status report:

1. The collection of potentially responsive documents is divided into “presumptively classified” and “presumptively unclassified” documents, based on the systems where they were found. Presumptively classified documents were located on classified systems (either electronic or hard copy record systems), while presumptively unclassified documents were located on unclassified systems (either electronic or hard copy record systems). While information contained within a “presumptively classified” document may not be classified information, that determination requires review by agency personnel with classification/declassification authority. Likewise, “presumptively unclassified” documents are reviewed to make sure that they do not contain classified information.

2. Between November 15, 2012, and December 15, 2012, defendant reviewed a total of 2,023 pages of documents. Of the “presumptively classified” documents, there were 403 pages of documents that were found to be not responsive to plaintiff’s FOIA request and 70 pages of documents that were withheld in full pursuant to Title 5 U.S.C. § 552(b)(1) and (b)(7)(E), FOIA Exemption 1 and 7(E). Of the “presumptively unclassified” documents, there were 1,126 pages of documents that were found to be not responsive to plaintiff’s FOIA request and 424 pages of documents that were withheld in full pursuant to Title 5 U.S.C. § 552(b)(5), FOIA Exemption 5.
3. As of December 17, 2012, defendant has produced zero (0) non-exempt document pages to plaintiff.

Dated: December 17, 2012

Respectfully submitted,

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/s/ Tamra T. Moore
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