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20 UNITED STATES DISTRICT COURT
21 NORTHERN DISTRICT OF CALIFORNIA
22 SAN JOSE DIVISION

23 ELECTRONIC PRIVACY INFORMATION)
24 CENTER,)

25 Plaintiff,)

26 v.)

27 NATIONAL AERONAUTICS AND)
28 SPACE ADMINISTRATION,)

29 Defendant.)
30 _____)

Civil Case No. _____

**COMPLAINT FOR
INJUNCTIVE RELIEF**

COMPLAINT FOR INJUNCTIVE RELIEF

1 This is an action under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552, for
2 injunctive and other appropriate relief, and seeking the release of agency records requested by Plaintiff
3 from Defendant National Aeronautics and Space Administration.

4 Plaintiff, by and through its attorneys, alleges as follows:

5
6 **PARTIES**

7 1. Plaintiff Electronic Privacy Information Center (“EPIC”) is a public interest research
8 organization incorporated as a not-for-profit corporation in Washington, D.C. EPIC’s activities include
9 the review of federal law enforcement activities and policies to determine their possible impacts on civil
10 liberties and privacy interests. Among its other activities, EPIC publishes books, reports, and a bi-
11 weekly electronic newsletter. EPIC also maintains a heavily visited site on the World Wide Web
12 (www.epic.org) containing extensive information on privacy issues, including information EPIC has
13 obtained from federal agencies under FOIA.

14 2. Defendant National Aeronautics and Space Administration (“NASA”) is an independent
15 agency within the Executive Branch of the United States Government. The Ames Research Center,
16 located at Moffett Field, California, is a component of NASA and maintains the agency records at issue
17 in this action. NASA is an agency within the meaning of 5 U.S.C. § 552(f).

18
19 **JURISDICTION AND VENUE**

20 3. This Court has both subject matter jurisdiction over this action and personal jurisdiction over
21 the parties pursuant to 5 U.S.C. § 552(a)(4)(B). This Court also has jurisdiction over this action
22 pursuant to 28 U.S.C. § 1331. Venue is proper in this district under 5 U.S.C. § 552(a)(4)(B).

23 **GENERAL ALLEGATIONS**

24 4. On or about July 31, 2002, Plaintiff received 22 pages of documents from the
25 Transportation Security Administration (“TSA”) in response to a FOIA request. The records were
26 created by Defendant NASA.

27
28
29 **COMPLAINT FOR INJUNCTIVE RELIEF**

1 Dated: January 22, 2004

Respectfully submitted,

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