

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

ELECTRONIC PRIVACY  
INFORMATION CENTER,

*Plaintiff,*

v.

U.S. NATIONAL ARCHIVES AND  
RECORDS ADMINISTRATION,

*Defendant.*

Case No. 18-cv-2150 (ABJ)

**SETTLEMENT AGREEMENT**

Plaintiff Electronic Privacy Information Center and Defendant United States National Archives and Records Administration hereby enter into this Settlement Agreement:

1. Plaintiff shall be paid the amount of twenty-thousand-and-one dollars (\$20,001.00) from the appropriated funds of the United States National Archives and Records Administration, via electronic funds transfer. This payment shall constitute full and final satisfaction of any and all of Plaintiff's claims in the above-captioned action, including for attorneys' fees, costs, and litigation expenses, and is inclusive of any interest. Plaintiff will provide Defendant, no later than the execution date of this Settlement Agreement, with all necessary information required to make the electronic funds transfer, including: Plaintiff's official name and mailing address; Payee Tax identification number, bank's name and ABA (routing) number; and Plaintiff's bank account number, account type (savings/checking) and DUNS number, if available.

2. Upon execution of this Settlement Agreement, Plaintiff hereby releases and forever discharges Defendant and its successors, the United States of America, and any department,

agency, or establishment of the United States, and any officers, employees, agents, successors, or assigns of such department, agency, or establishment, from any and all past, present, or future claims for attorneys' fees, costs, or litigation expenses in connection with the above-captioned litigation.

3. Upon the execution of this Settlement Agreement, Plaintiff hereby releases and forever discharges Defendant, and its successors, the United States of America, and any department, agency, or establishment of the United States, and any officers, employees, agents, successors, or assigns of such department, agency, or establishment, from any and all claims and causes of action that Plaintiff asserts or could have asserted in this litigation, or which hereinafter could be asserted by reason of, or with respect to, or in connection with, or which arise out of, the FOIA requests on which this action is based or the causes of action alleged in in the Complaint.

4. Concurrent with the execution of this Settlement Agreement, Plaintiff's counsel shall seek the dismissal of this case with prejudice pursuant to Fed. R. Civ. P. 41(a) by filing the Stipulation of Dismissal with Prejudice attached hereto.


5. The parties acknowledge that this Settlement Agreement is entered into solely for the purpose of settling and compromising any remaining claims in this action without further litigation, and it shall not be construed as evidence or as an admission regarding any issues of law or fact, or regarding the truth or validity of any allegation or claim raised in this action, or as evidence or as an admission by the Defendant regarding Plaintiff's entitlement to attorneys' fees and other litigation costs under the FOIA. This Settlement Agreement shall not be used in any manner to establish liability for fees, amounts, or hourly rates in any other case or proceeding.

6. This Settlement Agreement may be executed in counterparts, and is effective on the date by which both parties have executed this Agreement. Facsimiles and PDF versions of signatures shall constitute acceptable, binding signatures for purposes of this Agreement.

SO STIPULATED AND AGREED this 17th day of April, 2020.

JOSEPH H. HUNT  
Assistant Attorney General

ELIZABETH J. SHAPIRO  
Deputy Director, Federal Programs Branch

  
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