

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

<p>ELECTRONIC PRIVACY INFORMATION CENTER,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>UNITED STATES DEPARTMENT OF JUSTICE,</p> <p style="text-align: center;">Defendant.</p>
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No. 1:06-CV-96 (RCL) (Lead Case)

<p>AMERICAN CIVIL LIBERTIES UNION et al.,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>UNITED STATES DEPARTMENT OF JUSTICE,</p> <p style="text-align: center;">Defendant.</p>
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No. 1:06-CV-214 (RCL)

**CONSOLIDATED CASES**

**JOINT STATUS REPORT**

The parties write to provide the Court with a report on the status of these consolidated Freedom of Information Act (“FOIA”) lawsuits. Briefly, the lawsuits concern FOIA requests submitted by Plaintiffs for records relating to certain of the National Security Agency’s post-9/11 surveillance activities. The only records still at issue are ten memoranda of the Department of Justice Office of Legal Counsel (“OLC”) related to those activities.<sup>1</sup> The Department of Justice originally withheld those memos in full. It later released portions of two of the memos. All ten

<sup>1</sup> The memos have been referred to throughout this litigation by their index numbers: OLC 16/ODAG 38; OLC 54/ODAG 1/OIPR 28; OLC 59/OIPR 29; OLC 62/ODAG 52; OLC 85; OLC 129/ODAG 6; OLC 131/ODAG 2/OIPR 37/FBI 51; OLC 132/ODAG 5; OLC 113/FBI 42; and ODAG 42.

memos were submitted to the Court on November 17, 2008 for *in camera* review of the propriety of their complete or partial withholding.

In light of the recent declassifications and disclosures of information relating to the National Security Agency's surveillance practices, Plaintiffs requested that the Department of Justice reprocess the ten OLC memos still at issue in this suit. The Department of Justice has agreed to do so by **July 21, 2014**. The parties propose to file another joint status report with the Court two weeks later, by **August 4, 2014**, setting forth their respective views about how, if at all, the Department of Justice's reprocessing of the ten OLC memos should affect this Court's *in camera* review.

February 24, 2014

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