

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

ELECTRONIC PRIVACY INFORMATION CENTER,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:17-cv-121 (TNM)
)	
FEDERAL BUREAU OF INVESTIGATION,)	
)	
Defendant.)	

DEFENDANT’S RESPONSE TO PLAINTIFF’S STATEMENT OF MATERIAL FACTS

Pursuant to Local Civil Rule 7(h)(1), Defendant Federal Bureau of Investigation (“FBI”) respectfully submits the following response to Plaintiff’s Statement of Material Facts Not in Dispute, ECF No. 24-1. Paragraphs numbered 1 through 32 of Plaintiff’s statement consist of responses to the FBI’s statement of undisputed material facts submitted with its motion for summary judgment, and are not further addressed here. The FBI responds to numbered paragraphs 33 through 41, which consist of Plaintiff’s statement of material facts as to which Plaintiffs contends there is no genuine issue, below.

33. Undisputed.

34. Disputed, insofar as the referenced document is a “Joint Analysis Report” that was published on December 29, 2016. Otherwise undisputed, although Defendant respectfully refers the Court to the referenced document for a complete and accurate statement of its contents.

35. Undisputed, although Defendant respectfully refers the Court to the referenced document for a complete and accurate statement of its contents.

36. Undisputed, although Defendant respectfully refers the Court to the referenced document for a complete and accurate statement of its contents.

37. Undisputed.

38. Undisputed as of the date Plaintiff filed its statement of material facts, although Defendant respectfully refers the Court to the referenced documents for a complete and accurate statement of their contents.

39. Undisputed, as to the first sentence. Defendant submits that the second sentence consists of a characterization of the plea document and respectfully refers the Court to the referenced document for a complete and accurate statement of its contents.

40. Defendant submits that the FBI has released in part its 2016 Foreign Intelligence Surveillance Act (“FISA”) minimization procedures for Section 702 of the FISA, and respectfully refers the Court to the referenced document for a complete and accurate statement of its contents.

41. Undisputed, although Defendant respectfully refers the Court to the referenced document for a complete and accurate statement of its contents.

Dated: December 11, 2017

Respectfully submitted,

CHAD A. READLER
Principal Deputy Assistant Attorney General

MARCIA BERMAN
Assistant Branch Director

/s/ R. Charlie Merritt
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