

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

\_\_\_\_\_)  
ELECTRONIC PRIVACY )  
INFORMATION CENTER )  
1718 Connecticut Avenue, N.W. )  
Suite 200 )  
Washington, D.C. 20009, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
INTERNAL REVENUE SERVICE )  
1111 Constitution Avenue, N.W. )  
Washington, D.C. 20224 )  
 )  
Defendant. )  
\_\_\_\_\_)

**Civil Action No. 17-670**

**[PROPOSED] ORDER DENYING MOTION TO DISMISS**

Upon consideration of Defendant’s Motion to Dismiss and Plaintiff’s Opposition thereto,  
it is hereby:

- 1) ORDERED that Defendant’s Motion to Dismiss be DENIED as to all counts.
- 2) ORDERED that Defendant identify all records responsive to Plaintiff’s request by [30 days after entry of this order].
- 3) ORDERED that Defendant take all reasonable steps within Defendant’s power to effect release of those records.
- 4) ORDERED, to the extent that Defendant seeks to withhold any responsive record (or portion thereof) as exempt, that Defendant submit a *Vaughn* index to this Court by [30 days after entry of this order]. The index shall correlate each record (or portion

thereof) that Defendant seeks to withhold with a specific FOIA exemption and an asserted justification for nondisclosure.

**SO ORDERED.**

---

JAMES E. BOASBERG  
United States District Judge

Dated: [date]