

MINUTE ORDER: In order to facilitate the Court's decision as to Defendants' [49](#) Motion to Dismiss the Second Amended Complaint and Plaintiff's [54](#) Motion for Leave to File a Third Amended Complaint, the Court shall require additional information from Defendants regarding the current status of the state voter data collected by the now-defunct Commission. *See* Notice of Executive Order, ECF No. [57](#) (indicating that Commission was terminated by Executive Order).

In an affidavit in a related case, Defendant Charles Herndon, Director of White House Information Technology ("WHIT") stated, *inter alia*, that "[p]ending resolution of outstanding litigation involving the Commission, and pending consultation with [the National Archives and Records Administration], the White House intends to destroy all state voter data. Until such disposition, the data will continue to be maintained by the WHIT technical staff as Presidential Records." 2d Decl. of Charles C. Herndon, *Dunlap v. Presidential Advisory Comm'n on Election Integrity*, No. 17-cv-2361 (D.D.C. Jan. 9, 2018), ECF No. 39-2, ¶ 4.

By **JULY 20, 2018**, Defendants shall file an updated affidavit from Mr. Herndon identifying the current status of the state voter data, including whether it has been transferred to any individual or entity, as well as Defendants' plans for its disposition.

Signed by Judge Colleen Kollar-Kotelly on June 28, 2018. (lcckk1) (Entered: 06/28/2018)