

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

ELECTRONIC PRIVACY INFORMATION
CENTER,

Plaintiff,

v.

FEDERAL BUREAU OF INVESTIGATION,

Defendant.

Civil Action No. 17-121

JOINT STATUS REPORT

Plaintiff, the Electronic Privacy Information Center (“EPIC”), and Defendant, Federal Bureau of Investigation (“FBI”), hereby submit this Joint Status Report pursuant to this Court’s April 10, 2017, Order.

EPIC filed a Freedom of Information Act (“FOIA”) request with the FBI on Dec. 22, 2016. Compl. ¶ 22, ECF No. 1. EPIC requested four categories of records. Compl. ¶ 23.

Specifically, EPIC sought:

1. All records including, but not limited to, memos, reports, guidelines, procedures, summaries, and emails pertaining to the FBI’s investigation of Russian-sponsored cyber attack on the RNC, DNC, and DCCC.
2. All records of communications to the RNC, DNC, and DCCC regarding the threat of Russian interference in the 2016 Presidential election.
3. All records of communications with other federal agencies regarding Russian interference in the 2016 Presidential election.
4. All records including, but not limited to, memos, reports, guidelines, and procedures pertaining to the FBI’s procedure to notify targets of cyber attacks.

Compl. ¶ 23. On January 18, 2017, EPIC filed this lawsuit seeking release of these records.

On May 11, 2017, the FBI released documents responsive to category 4 of EPIC’s FOIA request, redacting portions of the documents and asserting FOIA exemptions (b)(1) and (b)(3).

On May 25th, the FBI wrote to EPIC stating that the agency was withholding documents responsive to categories 2 and 3 in full, asserting exemption (b)(7)(A). On July 25th, the FBI again wrote to EPIC stating that the agency was withholding documents responsive to category 1 in full, asserting exemption (b)(7)(A). EPIC reviewed the agency responses and informed the FBI that EPIC intends to challenge the assertion of exemptions (b)(1), (b)(3), and (b)(7)(A), the failure to release reasonably segregable, non-exempt portions of the records, and the sufficiency of the FBI's search for records responsive to EPIC's request.

Accordingly, the Parties request that the Court enter the following briefing schedule, as provided in the accompanying Proposed Order:

Defendant's Motion for Summary Judgment:	October 12, 2017
Plaintiff's Opposition and Cross-Motion for Summary Judgment	November 15, 2017
Defendant's Reply in Support of Motion for Summary Judgment and Opposition	December 5, 2017
Plaintiff's Reply in Support of Cross-Motion for Summary Judgment	December 15, 2017

August 8, 2017

Respectfully submitted,

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EPIC President

/s/ Alan Butler
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