

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

_____)	
JUDICIAL WATCH, INC.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 13-CV-1363 (EGS)
)	
UNITED STATES DEPARTMENT OF)	
STATE,)	
)	
Defendant.)	
_____)	

STATUS REPORT

In its August 15 status report, Defendant United States Department of State (“State”) “propose[d] to submit a further status report on Monday, August 29, 2016,” further advising the Court about its work to search the materials received from the FBI for records responsive to Plaintiff’s FOIA request. ECF No. 122 ¶ 7. Thereafter, on August 19, the Court entered an order that, *inter alia*, directed State to “release all remaining documents responsive to Judicial Watch’s Freedom of Information Act request by no later than September 30, 2016.” ECF No. 123. State respectfully submits the following status report to apprise the Court and Plaintiff of its work to meet the deadline set by the Court.

1. State’s August 15 status report indicated that the first two discs provided by the FBI on July 29 contained no responsive records. *See* ECF No. 122 ¶ 2. It further indicated that State had received a delivery of additional discs from the FBI on August 5, and had searched all but two of those discs¹ using the search terms and date range agreed to by the parties. *See* ECF

¹ In its last status report, State indicated that it had received six additional discs from the FBI on August 5. State has since determined that in reporting that total, it double-counted one of the

No. 122 ¶ 4. Since State filed its August 15 status report, it has reviewed those search results and determined that there are no records responsive to Plaintiff's FOIA request.

2. As described in State's August 15 status report, State understands one of the two other discs to "contain[] the collection of documents previously returned to the State Department by former Secretary Clinton," ECF No. 122 ¶ 5. State is continuing to confirm that this disc does not contain any unique records responsive to Plaintiff's FOIA request and will complete that assessment by the Court's September 30 deadline.

3. As to the materials located on the final disc, State's August 15 status report indicated that "State require[d] additional time to load them into a document management system so that they can be searched." *Id.* ¶ 6. State has since loaded this disc into a document management system, searched it using the search terms and date range previously agreed to by the parties, and determined that there are no responsive records.

Dated: August 29, 2016

Respectfully submitted,

BENJAMIN C. MIZER
Principal Deputy Assistant Attorney General

MARCIA BERMAN
Assistant Director

/s/ Steven A. Myers
CAROLINE LEWIS WOLVERTON (DC 496433)
Senior Trial Counsel
STEVEN A. MYERS (NY 4823043)
Trial Attorney
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue, N.W.
Washington, D.C. 20530

discs that had been previously provided by the FBI on July 29, 2016. The FBI provided five new discs to State on August 5, 2016.

Tel.: (202) 305-8648
Fax: (202) 616-8460
Email: steven.a.myers@usdoj.gov

Attorneys for Defendant