

1 CHAD A. READLER
Acting Assistant Attorney General

2 ALEX G. TSE
Acting United States Attorney

3 ELIZABETH J. SHAPIRO
4 Deputy Branch Director

5 KARI E. D’OTTAVIO (NY Bar No. 5338785)
Trial Attorney
6 United States Department of Justice
Civil Division, Federal Programs Branch
7 20 Massachusetts Avenue NW
Washington, DC 20530
8 Tel: (202) 305-0568
9 Fax: (202) 616-8470
kari.e.d’ottavio@usdoj.gov

10 *Counsel for Defendants*

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
SAN FRANCISCO DIVISION

13 CORA CURRIER,

14 Plaintiff,

15 v.

16 DEPARTMENT OF HOMELAND SECURITY,
DEPARTMENT OF STATE,
17 DEPARTMENT OF JUSTICE, and
DEPARTMENT OF DEFENSE,
18 Defendants.

Case No. 3:17-cv-01799-JSC

JOINT STATUS REPORT

19 Plaintiff Cora Currier and Defendants—the Department of State (DOS), the Department of
20 Justice (DOJ), the Department of Defense (DOD), and the Department of Homeland Security (DHS)—
21 respectfully submit this Joint Status Report.¹

22 1. This case arises from multiple Freedom of Information Act (FOIA) requests submitted by
23 Plaintiff, dated February 1, 2017, and April 3, 2017. The requests seek records from the four defendant
24 agencies, including from multiple offices and/or sub-agencies within them.

25 2. The parties have been filing periodic joint status reports and have participated in multiple

26 ¹ The components of DOJ and DHS that are processing Plaintiff’s requests are: (1) the Executive Office
27 of United States Attorneys (“EOUSA”); (2) the Federal Bureau of Investigation (“FBI”); (3) the Office
of Legal Counsel (“OLC”); (4) the Office of Information Privacy (“OIP”); (5) the U.S. Marshals Service
28 (“USMS”); (6) the DHS Privacy Office (“DHS-PRIV”); (7) U.S. Customs and Border Protection (“CBP”);
and (8) DHS’s Office of the Inspector General (“DHS-OIG”).

1 status conferences since the Court denied Plaintiff's Motion for Preliminary Injunction on August 24,
2 2017. The parties also have been conferring about the scope and prioritization of Plaintiff's FOIA
3 requests.

4 3. On December 7, 2017, the parties jointly proposed that the Court enter an order requiring
5 the parties to file joint status reports on the second Thursday of every month, beginning on January 11,
6 2018, until further order of the Court. The parties further indicated that, if any party identifies any issue
7 that the party believes warrants the Court's intervention, the parties will meet and confer about the issue,
8 and if the parties are unable to resolve the issue, will identify the issue in their next monthly status report
9 and request that the Court schedule a status hearing. In the interim, the parties explained, they do not
10 believe that regular status hearings are necessary.

11 4. Pursuant to the parties' proposal, the parties filed joint status reports on January 11, 2018
12 and February 8, 2018. On February 9, 2018, the Court endorsed the parties' proposed scheduling order.

13 **Production Updates and Status**

14 5. Seven agencies or components—DOJ-OLC, DOJ-OIP, DOD, DOS, DHS-OIG, DHS-
15 PRIV, and DHS-CBP—continue to make rolling productions on approximately a monthly basis. The
16 attachment to this joint status report indicates the dates and volumes of all of Defendants' releases to
17 date. The attachment does not reflect the volume of records that were processed but determined non-
18 responsive.

19 6. DOJ-EOUSA, DOJ-USMS, and DOJ-FBI have completed their processing of Plaintiff's
20 requests to those components.

21 7. Agencies or components that have completed processing may need to process additional
22 records if they receive referrals from other agencies or components for direct release to Plaintiff or are
23 asked to consult or coordinate with other agencies that are processing Plaintiff's requests.

1 Date: March 8, 2018

Respectfully submitted,

2 CHAD A. READLER
Acting Assistant Attorney General

3 ALEX G. TSE
Acting United States Attorney

4 ELIZABETH J. SHAPIRO
Deputy Branch Director

5
6 /s/ Kari E. D'Ottavio
KARI E. D'OTTAVIO
7 Trial Attorney
8 United States Department of Justice
Civil Division, Federal Programs Branch
9 20 Massachusetts Avenue NW
Washington, DC 20530
10 Tel: (202) 305-0568
Fax: (202) 616-8470
kari.e.d'ottavio@usdoj.gov

11 *Counsel for Defendants*

12
13 /s/ Marcia Hofmann
Marcia Hofmann
14 ZEITGEIST LAW PC
25 Taylor Street
15 San Francisco, CA 94102
Email: marcia@zeitgeist.law
16 Telephone: (415) 830-6664

17 *Counsel for Plaintiff Cora Currier*

LOCAL RULE 5-1(i) ATTESTATION

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I certify that I have obtained Marcia Hofmann’s concurrence in the filing of this document.

/s/ Kari E. D’Ottavio
Kari E. D’Ottavio