

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

**THE JAMES MADISON PROJECT, NOAH
SHACHTMAN, and BETSY WOODRUFF,**)

Plaintiffs,)

v.)

**DEPARTMENT OF HOMELAND
SECURITY,**)

Defendant.)

Civil Action No. 17-1281

JOINT STATUS REPORT

On September 7, 2017, the Court ordered the parties to submit a joint status report updating the Court as to the status of the case. Pursuant to that Court Order, the Parties submit the instant Joint Status Report as follows:

1. This action arises under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552, and involves three largely identical FOIA requests submitted to the Transportation Security Administration (“TSA”), U.S. Customs and Border Protection (“CBP”) and U.S. Citizenship and Immigration Services (“USCIS”), respectively. The FOIA requests seek certain documentation concerning I-407 forms, which permit the abandonment of lawful permanent resident status in the United States.

2. By letter dated March 29, 2017, TSA responded to Plaintiffs that “[a] search was conducted within the TSA and no records responsive to your request were located.”

3. At this time, for Plaintiffs’ requests #1 and #3, USCIS has located no responsive documents. USCIS has also located no documents responsive to request #2, which seeks “communications between USCIS officials . . . mentioning I-407 forms between January 27, 2017

and February 5, 2017,” though USCIS will conduct additional searches concerning this request. Concerning Plaintiffs’ request #4, which seeks “[c]opies of the actual I-407 forms that were signed between January 27, 2017, and February 5, 2017,” USCIS has determined that it will withhold all responsive documents in full, because, among other reasons, disclosure of these forms would constitute “a clearly unwarranted invasion of personal privacy.” 5 U.S.C. § 552(b)(6).

4. With regard to CBP, for Plaintiffs’ requests #1 and #4, CBP has located no responsive documents. Concerning Plaintiffs’ request #2, which seeks “communications between CBP officials . . . mentioning I-407 forms between January 27, 2017 and February 5, 2017,” and Plaintiffs’ request #3, which seeks “any documentation tabulating or calculating the number of individuals who signed I-407 forms between January 27, 2017 and February 5, 2017,” CBP’s search is ongoing. Thus far, CBP has located approximately 12 potentially responsive documents to request #2, and no documents responsive to request #3.

5. The parties propose the following production schedule: that CBP and USCIS provide their first production of non-exempt portions of responsive records on or before November 6, 2017. CBP and USCIS will make a second production of non-exempt portions of responsive records on December 7, 2017, if needed.

6. Pursuant to the Court’s Order of September 7, 2017, the parties will file a Joint Status Report on or before November 6, 2017, updating the Court as to the status of the case. The parties propose filing additional Joint Status Reports every 60 days thereafter.

Dated: October 10, 2017. Respectfully submitted,

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