

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
AMERICAN CIVIL LIBERTIES UNION, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 22-1721 (JEB)
)	
U.S. DEPARTMENT OF HOMELAND)	
SECURITY,)	
)	
Defendant.)	
_____)	

JOINT STATUS REPORT

Pursuant to the Court’s Minute Order dated August 1, 2023, Plaintiffs American Civil Liberties Union and American Civil Liberties Union Foundation and Defendant United States Department of Homeland Security (“DHS”) respectfully submit this Joint Status Report. This Freedom of Information Act case involves Plaintiffs’ requests for records concerning (1) how DHS, specifically the Center for Prevention Programs and Partnerships (“CP3”) and the Office of Intelligence and Analysis (“I&A”), assess targeted violence, risk management tools, and definitions of key terms used to formulate domestic terrorism frameworks; and (2) the input and guidance the Office for Civil Rights and Civil Liberties (“CRCL”) provides regarding CP3 programs and activities.

DHS Privacy

DHS Privacy completed its search for records responsive to Plaintiff’s FOIA request and located 3,852 pages of potentially responsive records. In addition to the 1,662 potentially responsive pages located for FOIA request numbers 1, 3, and 4, DHS Privacy also located 1,064 potentially responsive pages for FOIA request number 2; 542 potentially responsive pages for

FOIA request number 5; and 584 potentially responsive pages for FOIA request number 6. DHS Privacy has made releases on October 28, 2022; November 30, 2022; December 15, 2022; January 20, 2023; February 15, 2023; March 15, 2023; April 14, 2023; May 31, 2023; June 15, 2023; July 14, 2023; and August 21, 2023. DHS Privacy has approximately 150 pages pending consultations with other offices/agencies.

CRCL

CRCL has processed 1,274 pages and completed processing of all records responsive to Plaintiffs' request.

Office of I&A

Based on a May 23, 2023 agreement among the parties, the Office of I&A has been processing records found at a rate of 200 pages per month. Since that time, The Office of I&A processed 206 pages in July, of which 158 pages were released to Plaintiff on August 1, 2023. I&A further processed 244 pages in August, of which 165 were released to Plaintiff on September 1, 2023. The Office of I&A expects to release additional documents in October 2023 and to make monthly releases thereafter.

The parties agree to submit a joint status report to the Court on their progress by November 15, 2023.

Dated: September 13, 2023

Respectfully submitted,

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