

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

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ELECTRONIC PRIVACY INFORMATION CENTER)	
)	
Plaintiff,)	
)	
v.)	
)	No. 1:13-cv-00345-GK/JMF
U.S. DEPARTMENT OF EDUCATION)	
)	
Defendant.)	
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JOINT STATUS REPORT

Pursuant to the Court’s Order dated July 8, 2013, the parties hereby respectfully submit a Joint Status Report setting forth their recommendations for further proceedings in this case:

On August 1, 2013, the parties met with Magistrate Judge John M. Facciola for a settlement conference. The conference was productive and the parties were able to further narrow the issues for resolution. Specifically, the parties are in agreement that Plaintiff is not challenging the adequacy of scope of the Department of Education’s (“Department”) search, nor is Plaintiff challenging the Department’s withholdings in the Certification of Privacy Act Training forms and the Security Awareness and Privacy Act Training forms. Plaintiff has also agreed not to challenge the Department’s withholdings claimed under FOIA Exemption 7(C).

Accordingly, there remain only two issues for the Court to resolve: (1) whether the Department lawfully withheld certain information in the PCA Procedures Manual pursuant to FOIA Exemption 7(E); and (2) whether the Department lawfully withheld certain information in the Quality Control Reports pursuant to FOIA Exemption 4.

The parties further agree that these issues are appropriate for resolution by dispositive motion, and respectfully propose the following briefing schedule:¹

Defendant's Motion for Summary Judgment and <i>Vaughn</i> index:	September 27, 2013
Plaintiff's Opposition and Cross-Motion for Summary Judgment:	October 28, 2013
Defendant's Opposition and Reply:	November 12, 2013
Plaintiff's Reply:	November 19, 2013

Date: August 20, 2013

Respectfully submitted,

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¹ Because Defendant will be filing a joint opposition and reply, and because undersigned counsel has other deadlines during this time period, Defendant repeatedly requested three weeks for its opposition and reply, instead of two weeks. Plaintiff has refused to consent to this request and insists on the timing set out in the local rules. Defendant reserves the right to file a motion for an enlargement of time if necessary and notes that this briefing schedule was not "jointly proposed."