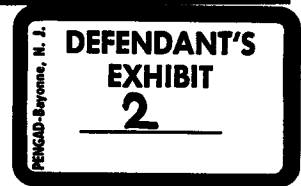


**Strawn, Susan (USATXW)**

**From:** Jefferson Moore <moorelegal@gmail.com>  
**Sent:** Wednesday, July 09, 2014 11:32 AM  
**To:** Strawn, Susan (USATXW)  
**Subject:** Re: Eakin v ABMC



Yes, I agree that this the substance of the meeting we had on Monday, July 7, 2014, regarding discovery with the exception that it is my understanding from the Plaintiff that he wants only the body associated with X-816 to be produced in San Antonio and not all ten bodies from Grave 717.

You had also asked whether the Plaintiff would agree to limit his request on the documentation for Request No. 5 to the Army Casualty Office and I have asked him to let me know and I have not heard back from him until I received notice that he has filed a pro se motion for leave to file a Motion to Vacate Appointment of Counsel. I will not likely hear anything until unless the Motion to Vacate Appointment of Counsel is ruled upon.

Wendy Branham emailed me this morning in response to your Suggestion of Mootness and Stay. She says that the judge wants me to advise him if we oppose your mootness suggestions and stay. I am going to contact the Plaintiff and find out. My guess is that he is either going to oppose or he won't respond to my inquiry.

Thanks!

Jefferson

On Wed, Jul 9, 2014 at 8:37 AM, Strawn, Susan (USATXW) <[Susan.Strawn@usdoj.gov](mailto:Susan.Strawn@usdoj.gov)> wrote:  
Jefferson –

This email is to document our discussions on July 7, 2014.

1. We agreed that the meeting served as a "meet and confer" only as to Plaintiff's Second Request for Production Nos 1 and 5. No agreements, including deadlines, have been agreed to for the remainder. You agreed to continue to work with plaintiff to limit and focus these requests.
2. As to Request No. 1, defendants do not agree to produce the remains from the ten unknowns in discovery. As you know, defendants have agreed to disinter the ten sets of remains and attempt identification. You advised that you would be filing a motion to compel on this Request. I advised that defendants would be filing a motion to dismiss as moot.
3. As to Request No. 5, defendants agreed to search for responsive documents. Defendants will attempt to advise by Friday, July 11 as to the existence, amount and location of any responsive documents, and agree to a production schedule.
4. You advised that plaintiff intends to request that his experts be allowed to observe certain procedures at CIL and/or AFDIL. You agreed to provide the name/qualifications of these individuals and identify exactly what they want to observe. I will seek the position of defendants on this proposal once I have the details from you.

Please confirm that the above represents our understanding. Thanks.

Best regards,

Susan Strawn  
Assistant U.S. Attorney  
Western District of Texas  
(210) 384-7388  
Susan.Strawn@usdoj.gov

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