

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JOHN EAKIN,

Plaintiff,

v.

UNITED STATES DEPARTMENT
OF DEFENSE,

Defendant.

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No. SA-16-CV-972-RCL

STATUS REPORT

The United States Department of Defense, by and through its undersigned counsel, respectfully files the following Status Report regarding this matter.

1. On November 9, 2021, the government produced 19,065 “H” IDPFs to Plaintiff. This production contains all “H” IDPFs that were identified by the government as not having been previously released to Plaintiff.

2. Although the government previously stated that it had identified 19,450 “H” files for review, *see* ECF No. 102 at 5, several of those files were subsequently identified as “charge-out sheets” indicating that an IDPF had been provided to another agency. Such “charge-out sheets” are not responsive to Plaintiff’s FOIA request.

3. In connection with this recent production, the government has also provided Plaintiff an updated list of all IDPFs released to him in connection with this litigation.

4. This production completes the government’s supplemental releases of “E,” “F,” “G,” “H,” “I,” “J,” and “L” IDPFs. DPAA and AHRC intend to compare the list of files released to Plaintiff with a list of scanned A–L IDPFs to determine whether there are any other gaps or omissions in the production of such files.

Dated: November 10, 2021

Respectfully submitted,

ASHLEY C. HOFF
United States Attorney

By: /s/ Thomas A. Parnham, Jr.
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CERTIFICATE OF SERVICE

I hereby certify that on November 10, 2021, I caused the foregoing to be electronically filed via the Court's CM/ECF system, which will send notification to Plaintiff.

/s/ Thomas A. Parnham, Jr.
THOMAS A. PARNHAM, JR.