

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

REPORTERS COMMITTEE
FOR FREEDOM OF THE PRESS,
Plaintiff,

v.

FEDERAL BUREAU
OF INVESTIGATION, *et al.,*
Defendants.

Case 1:17-cv-01701-RC

PLAINTIFF’S CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT

Pursuant to Federal Rule of Civil Procedure 56 and Local Rule 7, and in accordance with the Minute Orders entered by this Court on May 8, 2018, and August 24, 2018, Plaintiff Reporters Committee for Freedom of the Press (“Reporters Committee” or “RCFP”) respectfully moves the Court for partial summary judgment in its favor and against Defendants Federal Bureau of Investigation (“FBI”) and United States Department of Justice (“DOJ”) (collectively, “Defendants” or the “Government”) as to the FBI’s improper refusal to either confirm or deny the existence of records responsive to items (6) and (7) of the Reporters Committee’s request under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552.

In support of this Cross-Motion for Partial Summary Judgment (“Cross-Motion”) and in Opposition to Defendants’ Motion for Partial Summary Judgment, RCFP submits the following: (1) Memorandum of Law; (2) Statement of Material Facts as to Which There Is No Genuine Issue and Response to Defendants’ Statement of Material Facts; (3) Declaration of Katie Townsend; (4) Declaration of Abby Ellis; and (5) Declaration of David G. Byars.

This Cross-Motion is based on the concurrently filed Memorandum of Law, all pleadings, records, and files in the above-captioned case, and on such argument as may be presented by counsel at any hearing on this Cross-Motion. This Cross-Motion is made following conferences

of counsel, pursuant to Local Rule 7(m). Plaintiff respectfully requests an oral hearing on its Cross-Motion pursuant to Local Rules 7(f) and 78.1 at a date and time convenient for the Court.

Dated: September 14, 2018

Respectfully submitted,
/s/ Katie Townsend
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