

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

JUDICIAL WATCH, INC.,)	
)	
<i>Plaintiff,</i>)	
)	
v.)	Civil Action No. 13-1559-EGS
)	
INTERNAL REVENUE SERVICE,)	
)	
<i>Defendant.</i>)	

PLAINTIFF’S NOTICE

Plaintiff Judicial Watch, Inc. (“Judicial Watch”), by counsel, respectfully submits this Notice to update the Court of the agency’s document production since the July 1, 2015 status conference.

1. The Court held a status conference in this matter on July 1, 2015. See Minute Order entered 6/18/15. During the course of the hearing, the Court directed the IRS from the bench to begin producing responsive records to Judicial Watch on a weekly basis, as well as provide status updates with its productions. 7/10/15 Status Conf. Tr. at pp. 14, 16-17 (Ex. 1).

2. Since the hearing, the IRS has not met its obligations to produce records every week with status reports.

3. After the hearing, agency counsel asked Judicial Watch by email on July 7, 2015 whether it would consent to the previous monthly production schedule, rather than the weekly productions ordered by the Court. See email string with Geoffrey Klimas, Esq. from 7/6/15 - 7/10/15 (Ex. 2(a)). In the spirit of cooperation, Judicial Watch represented that it would not oppose a motion for reconsideration by the IRS for an order to amend the production schedule to every two weeks from the date of the hearing with status updates. *Id.* In response, the IRS represented that it will produce records every two weeks starting July 15, 2015 but that it does not

intend to file a motion for reconsideration until after the Court enters a written minute order from the hearing. *Id.*

4. Since then, the IRS further refuses to submit status reports or updates with the documents productions as addressed and directed by the Court until such time as the Court enters a written minute order or when the IRS deems that one is “necessary in light of future developments.” Ex. 1 at pp. 16-17; *See* email string with Stephanie Sasarak, Esq. from 7/15/15 - 7/17/15 (Ex. 2(b)). The first document production from the IRS since the July 1 hearing was received yesterday, July 16, 2015, without a status report. Ex. 2(b).

5. The parties conferred by telephone this morning to specifically discuss the IRS’s obligations under the Court’s standing order to produce status updates with its document productions, but were not able to reach an agreement.

6. Judicial Watch believes it is appropriate and necessary to notify the Court of the actual productions and updates, and lack thereof, which the IRS has made since the hearing.

7. The parties agree to a status call with the Court if the Court deems that it would be appropriate and necessary to clarify the IRS’s obligations until the Court has an opportunity to enter a written order reflecting its ruling from the bench during the July 1, 2015 status conference.

Dated: June 17, 2015

Respectfully submitted,

/s/ Ramona R. Cotca
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