

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF COLUMBIA

JUDICIAL WATCH, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 1:13-cv-1559-EGS
	)	
INTERNAL REVENUE SERVICE,	)	
	)	
Defendant.	)	
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**STATUS REPORT**

On August 24, 2015, the Internal Revenue Service (“Service”) released to Judicial Watch, Inc., a CD containing documents responsive to Judicial Watch’s Freedom of Information Act (“FOIA”) request for Lois Lerner communications regarding the review and approval process for 501(c)(4) applications. The Service has now released to Judicial Watch over 21,500 pages of documents responsive to that FOIA request, all of which have been redacted for appropriate exemptions in accordance with 5 U.S.C. § 552(b). IRS Chief Counsel attorneys have represented to the undersigned attorney that the Treasury Inspector General for Tax Administration (“TIGTA”) has not provided any forensically-recovered emails to the Service since the Service submitted its Status Report on August 17, 2015.

In the process of preparing this status report and for the August 24, 2015, release of Lerner communications, the undersigned attorneys learned that, in addition to emails to or from an email account denominated “Lois G. Lerner” or “Lois Home,” some emails responsive to Judicial Watch’s request may have been sent to or received from a personal email account denominated “Toby Miles.” The undersigned attorneys contacted the Office of IRS Chief Counsel, and IRS Chief Counsel attorneys informed the undersigned attorneys that these

denominations refer to a personal email account used by Lerner. (*See* Pl.’s Mot. for Status Conf., 15 n.8 (Docket No. 20-2) (noting that the Congressional database includes documents that Lerner’s attorneys provided from Lerner’s “personal home computer and email on her personal email” account(s)).) The undersigned attorneys and the Service are in the process of reviewing prior releases of documents to Judicial Watch in connection with the FOIA request for Lerner communications, as well as the search parameters used in connection with processing that FOIA request, and will provide a further update to the Court by August 31, 2015. That update will include: (a) whether any documents need to be re-released with different redactions; (b) whether any additional searches need to be done; and (c) any estimated timeframe for the foregoing.

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On August 31, 2015, the Service will also make its first rolling production of documents responsive to Judicial Watch's FOIA request for communications between the Service and members of Congress, other government agencies, or other offices of the executive branch regarding the review and approval process for 501(c)(4) applications. The undersigned attorneys will also reach out to Judicial Watch on behalf of the Service to confer about the most efficient way to resolve Judicial Watch's FOIA request for questionnaires sent to organizations applying for 501(c)(4) status and documents regarding the preparation thereof.

Dated: August 24, 2015

Respectfully submitted,

/s/ Geoffrey J. Klimas  
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OF COUNSEL

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**CERTIFICATE OF SERVICE**

I certify that on August 24, 2015, I electronically filed the foregoing STATUS REPORT with the Clerk of the Court using the CM/ECF system, which shall send notification of that filing to all parties registered to receive such notice, including plaintiff's counsel.

/s/ Geoffrey J. Klimas  
GEOFFREY J. KLIMAS