

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

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JUDICIAL WATCH, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 13-CV-1363 (EGS)
	)	
UNITED STATES DEPARTMENT OF	)	
STATE,	)	
	)	
Defendant.	)	
_____	)	

**STATUS REPORT**

Defendant United States Department of State (“State”) respectfully submits the following status report concerning the transmission of documents from the FBI to State and State’s work to search those documents for records responsive to the underlying FOIA request in this case.

1. As State indicated in its July 29, 2016 Status Report, the FBI delivered to the State Department on July 21, 2016, a disc containing information recovered by the FBI in the course of its investigation. The disc contained e-mails and attachments that were sent directly to or from former Secretary Clinton, or e-mails that were sent to or from the former Secretary at a point in time in an e-mail chain, and were not included in the materials provided to the State Department by former Secretary Clinton in December 2014. See ECF No. 116 (“July 29 Status Report”) ¶ 1. The FBI also sent State a second disc containing classified documents. See *id.* ¶ 1 n.1.

2. State has completed a search of the two discs described in the preceding paragraph using the search terms and date range agreed upon by the parties.<sup>1</sup> After reviewing the search results, State determined that there were no records responsive to Plaintiff's FOIA request.

3. On August 5, 2016, the FBI made its second and final transmission of documents to State, consisting of six discs. As State indicated in its July 29 Status Report, this transmission includes materials from custodians other than former Secretary Clinton that were retrieved during the course of the FBI's investigation, including materials from Ms. Abedin's clintonemail.com account. *See* July 29 Status Report ¶ 3.

4. As of the date of this filing, State has loaded all but two of the discs provided on August 5 into a document management system and searched them using the search terms and date range previously agreed to by the parties. State is currently working to determine whether any of the documents that satisfied the search terms are records responsive to Plaintiff's FOIA request, and anticipates completing this determination by the time of its next status report. *See infra* ¶ 7.

5. It is State's understanding that one of the two discs yet to be searched contains the collection of documents previously returned to the State Department by former Secretary Clinton, which has already been reviewed by the State Department and posted on its FOIA website. State is currently working to verify that all of the documents on this disc are in fact duplicative of those previously reviewed by State and searched for records responsive to this case.

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<sup>1</sup> The second disc contained some documents that were already in the State Department's possession and were previously searched for responsive records in this case using the search terms and date range agreed to by the parties. State has not re-searched those documents.

6. Because of the volume of materials located on the final disc, State requires additional time to load them into a document management system so that they can be searched. As with the other materials that State has received from the FBI, State will search these materials for documents potentially responsive to Plaintiff's FOIA request prior to determining whether any documents are agency records. If potentially responsive documents are identified by this search, State will assess whether the identified documents are agency records and, if they are, review them for release to Plaintiff pursuant to the FOIA. State anticipates completing an initial search of these documents, using the search terms and date range previously agreed upon by the parties, no later than August 26, 2016.

7. State proposes submitting a further status report on Monday, August 29.

Dated: August 15, 2016

Respectfully submitted,

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