

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
NBC 7 SAN DIEGO, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	
)	Civil Action No. 19-1146 (RBW)
UNITED STATES DEPARTMENT OF)	
HOMELAND SECURITY, <i>et al.</i> ,)	
)	
Defendants.)	
)	
_____)	

DEFENDANT U.S. DEPARTMENT OF HOMELAND SECURITY’S
MOTION FOR SUMMARY JUDGMENT
AND
DEFENDANTS U.S. CUSTOMS AND BORDER PROTECTION’S AND U.S.
CITIZENSHIP AND IMMIGRATION SERVICES’
MOTION FOR PARTIAL SUMMARY JUDGMENT

Defendant, United States Department of Homeland Security (“DHS”), respectfully moves for summary judgment in this Freedom of Information Act (“FOIA”) case brought by Plaintiffs Tom Jones, NBC 7 San Diego (“NBC 7”), and Reporters Committee For Freedom in the Press (“RCFP” and, together with “Tom Jones” and “NBC 7”, “Plaintiffs”). DHS’s component-agencies, Defendant U.S. Customs and Border Protection (“CBP”), and Defendant U.S. Citizenship and Immigration Services (“USCIS”), respectfully move for Partial Summary Judgment in this FOIA case.

As explained in the accompanying brief and supporting materials, DHS conducted adequate searches for records and released all responsive, non-segregable information. For this reason, Defendant DHS is entitled to summary judgment pursuant to Fed. R. Civ. P. 56.

As explained in the accompanying brief and supporting materials, CPB has fulfilled its obligations under FOIA with respect to certain aspects of its search for records responsive to the “CBP Searches”: Items 3 and 4 of the FOIA Request submitted by Plaintiffs Tom Jones and NBC 7 and responsive to Item 9 of the FOIA Request submitted by Plaintiff RCFP. For this reason, Defendant CBP is entitled to summary judgment pursuant to Fed. R. Civ. P. 56 as to the adequacy of the CBP Searches.

As explained in the accompanying brief and supporting materials, USCIS conducted an adequate search for records responsive to the “USCIS Search”: Item 10 of the FOIA Request submitted by Plaintiff RCFP. For this reason, Defendant USCIS is entitled to summary judgment pursuant to Fed. R. Civ. P. 56 as to the adequacy of the USCIS Search.

Dated: April 20, 2020
Washington, DC

Respectfully submitted,

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