

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

**CITIZENS FOR RESPONSIBILITY
AND ETHICS IN WASHINGTON,**)
)
)
 Plaintiff,)
)
 v.)
)
GENERAL SERVICES)
ADMINISTRATION,)
)
 Defendant.)
 _____)

Civil Action No. 18-cv-00377 (CRC)

**PLAINTIFF’S RESPONSE TO DEFENDANT’S STATEMENT
OF MATERIAL FACTS NOT IN GENUINE DISPUTE**

Pursuant to Local Civil Rule 7(h), plaintiff Citizens for Responsibility and Ethics in Washington (“CREW”) hereby responds to defendant’s Statement of Material Facts Not in Genuine Dispute.

1. Admitted.
2. Admit that GSA’s declarant Travis Lewis identified the Office of the Chief Information Officer as the office within GSA most likely to have responsive records for the first five items of CREW’s Freedom of Information Act (“FOIA”) request and the Public Building Service as the office within GSA most likely to have responsive records for the sixth item of CREW’s request, but deny that these are, in fact, the only offices most likely to have responsive records.
3. Admit that GSA’s search encompassed electronic records but deny that it encompassed paper records. Lewis Decl. ¶ 9.
4. Admitted.

5. Admit that Mr. Lewis stated GSA inadvertently used the name “Mary Gilbert” to conduct its initial search but deny any implication that this error is responsible for GSA’s failure with its initial search to find any responsive documents.

6. Admit, but deny any implication that the initial misspelling of Ms. Gibert’s name is responsible for GSA’s failure with its initial search to find any responsive documents.

7. Admit that after conducting a subsequent search GSA produced 28 pages of responsive records to CREW on or about July 6, 2018.

8. Denied, except to admit that Mr. Lewis attested that he conducted a line-by-line review to identify information exempt from disclosure but deny that he, in fact, properly identified exempt material, which is an issue of law in dispute not a material fact genuinely not in dispute.

9. Denied, and aver this is an issue of law in dispute not a material fact genuinely not in dispute.

10. Admit that GSA relied on FOIA Exemption 6 to withhold agency employees’ signatures and cellphone numbers.

11. Denied, and aver this is an issue of law in dispute not a material fact genuinely not in dispute.

Respectfully submitted,

/s/ Anne L. Weismann

Anne L. Weismann

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