

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

PUBLIC CITIZEN, INC.,

Plaintiff,

v.

DEPARTMENT OF LABOR and OFFICE OF
FEDERAL CONTRACT COMPLIANCE
PROGRAMS,

Defendants.

Civil Action No. 18-433 (RDM)

STIPULATION AND ORDER

Plaintiff Public Citizen, Inc. and Defendants Department of Labor and its Office of Federal Contract Compliance Programs, by and through their respective counsel, hereby stipulate as follows:

1. This Stipulation and Order shall constitute dismissal with prejudice of Plaintiff's claims for relief. The dismissal of this action shall be effective upon the Court's signing and entry of this Stipulation and Order on the docket as an order of the Court.

2. Defendants agree that the withholding of the documents identified in the Complaint in response to Plaintiff's Freedom of Information Act (FOIA) requests was improper.

3. Defendants agree that records concerning the processing of FOIA requests—including FOIA requests themselves and communications between Defendants and FOIA requesters relating to the requests—are not compiled for "law enforcement purposes" under 5 U.S.C. 552(b)(7) and that FOIA Exemption 7 is not generally a proper ground for withholding such records.

4. This agreement does not preclude Defendants from withholding records requested through FOIA on any lawful grounds.

5. Defendants shall pay to Public Citizen Litigation Group a lump sum of \$4,151.60 in attorneys' fees and costs in this matter, as full and final settlement of all claims by Plaintiff for fees, costs, and expenses against Defendants in this action.

Respectfully submitted,

FOR THE PLAINTIFF:

/s/ Adam R. Pulver(by authorization)
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FOR THE DEFENDANT:

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/s/ Fred E. Haynes
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SO ORDERED, this 13 day of April, 2018.


UNITED STATES DISTRICT JUDGE