



Legal Document

District Of Columbia District Court

Case No. 1:23-cv-01816-BAH

**GREENSPAN v. EXECUTIVE OFFICE FOR U.S.
ATTORNEYS et al**

Document 105, Attachment 2



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

AARON GREENSPAN,

Plaintiff,

v.

EXECUTIVE OFFICE FOR U.S.
ATTORNEYS, et al,

Defendants.

Case No. 1:23-cv-01816-BAH

[PROPOSED] ORDER

Upon consideration of Plaintiff Aaron Greenspan's Second Motion for Summary Judgment (ECF No. 85), the Cross-Motion for Summary Judgment of Defendants Federal Bureau of Investigation and Drug Enforcement Administration (ECF No. 99), the opposition of Intervenor Bola A. Tinubu, the memoranda in support and in opposition, and the entire record herein, it is hereby

ORDERED that Plaintiff's Second Motion for Summary Judgment (ECF No. 85) is **GRANTED**; and it is further

ORDERED that Defendants' Cross-Motion for Summary Judgment (ECF No. 99) is **DENIED**; and it is further

ORDERED that, within seven (7) days of the date of this Order, Defendants shall produce to Plaintiff revised copies of all records previously produced to him, and shall produce all responsive records previously withheld in full, without redaction under Exemptions 6, 7(C), or 7(F) as to Bola Ahmed Tinubu, Abiodun Agbele, Mueez Adegboyega Akande, Lee Andrew Edwards, or any other related subject; and it is further

ORDERED that, within fourteen (14) days of the date of this Order, the Federal Bureau of Investigation shall file a supplemental declaration stating (a) whether the records contained in file 245-IP-71386-UUUUUU were reviewed independently of the term search described in

paragraph 23 of the Declaration of Christina L. Driver (ECF No. 99-1), or were reached only through that term search; and (b) whether the terms “Bola” and “Tinubu” were applied conjunctively or disjunctively in that search. If the terms were applied conjunctively, the FBI shall within the same period re-run the search disjunctively and shall process and produce any additional responsive records within thirty (30) days thereafter; and it is further

ORDERED that, within fourteen (14) days of the date of this Order, Defendants shall file a statement, supported by declaration, (a) stating whether any withholding in this action is premised, in whole or in part, on the sealed status of a charging document or related record; (b) identifying every such record by Bates number; and (c) stating whether the United States Department of Justice will move, in the district in which any such seal was entered, to unseal or to clarify the scope of the seal, or explaining why it will not. *See Morgan v. U.S. Dep’t of Justice*, 923 F.2d 195, 198-99 (D.C. Cir. 1991); and it is further

ORDERED that, within fourteen (14) days of the date of this Order, the Drug Enforcement Administration shall file a revised *Vaughn* index setting forth, for each document withheld in whole or in part, a document-specific justification for each exemption asserted and a segregability analysis for each page withheld in full; and it is further

ORDERED that, within fourteen (14) days of the date of this Order, the Federal Bureau of Investigation shall lodge with the Court for *in camera* review unredacted copies of Bates pages FBI(23-cv-1816)-3100 through 3101, 3143, 3323, and 3330; and it is further

ORDERED that the Court retains jurisdiction to enter final judgment upon Defendants’ compliance with this Order.

Dated: _____

Hon. Beryl A. Howell
United States District Judge