

[ORAL ARGUMENT NOT SCHEDULED]

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

COMMITTEE ON OVERSIGHT AND
GOVERNMENT REFORM OF THE
UNITED STATES HOUSE OF
REPRESENTATIVES

No. 16-5078

Plaintiff-Appellant,

v.

JEFFERSON B. SESSIONS III, in his official
capacity as Attorney General of the United
States,

Defendant-Appellee.

JOINT STATUS REPORT

On January 19, 2017, this Court granted Appellant's unopposed motion to hold this appeal in abeyance pending further settlement negotiations between the parties. The Court has continued to maintain the abeyance since that time in light of the parties' ongoing negotiations. On February 26, 2018, this Court entered an order directing the parties to file a joint abeyance status report by March 28, 2018 and at thirty-day intervals thereafter. This report is in response to that order.

On March 7, 2018, the parties signed a conditional settlement agreement. The settlement is conditioned in part on the vacatur of certain orders issued by the district court. Accordingly, on March 7, 2018, the parties filed a joint motion in the district court in which the parties asked the district court to indicate whether it would vacate the rulings if the case were remanded. *See Committee on Oversight and Government Reform v. Sessions*, No. 12-cv-01332, Dkt No. 130 (D.D.C. Mar. 7, 2018). On October 22, 2018, the district court issued an indicative ruling stating that it would not vacate the relevant orders if the case were remanded. *See Committee on Oversight and Government Reform v. Sessions*, No. 12-cv-01332, Dkt No. 137 (D.D.C. Oct. 22, 2018).

The parties are currently discussing next steps in light of the district court's order, including whether to resume settlement negotiations. The parties believe that holding the appeal in abeyance (with a status report due in 30 days) remains appropriate.

Respectfully submitted,

/s/Thomas G. Hungar

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OCTOBER 2018

CERTIFICATE OF SERVICE

I hereby certify that on November 2, 2018, I electronically filed the foregoing motion with the Clerk of the Court by using the appellate CM/ECF system. Service will be accomplished by the appellate CM/ECF system.

/s/ Gerard Sinzdak
GERARD SINZDAK