

	)	
DEMOCRACY FORWARD	)	
FOUNDATION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 25-cv-2597 (TSC)
	)	
	)	
DEPARTMENT OF JUSTICE, et al.,	)	
	)	
Defendants.	)	
	)	

Plaintiff writes to inform the Court that it withdraws its October 1, 2025, motion for leave to amend its complaint. Mot. for Leave, ECF No. 15. The original complaint in this matter alleged that Defendants had improperly failed to expedite processing of Plaintiff's Freedom of Information Act ("FOIA") requests related to the handling of the Epstein matter case files. Compl., ECF No. 1. The proposed amended complaint attached to Plaintiff's withdrawn motion for leave to amend added a count alleging that Defendants failed to comply with statutory deadlines for releasing all non-exempt portions of records Plaintiff sought. Redline of Proposed Amended Complaint, ECF No. 15-1.

As the Court had not granted Plaintiff's motion for leave to amend its complaint before entering summary judgment, Defendants have represented to Plaintiff that they believe the Court lacks subject matter jurisdiction to grant the motion for leave to amend Plaintiff's complaint now,

even as Defendants had not opposed the motion for leave to amend when it was filed. Defendants acknowledge, however, that Plaintiff could sue for full compliance with the FOIA requests at issue in this matter with a newly filed complaint. Joint Status Report, ECF No. 19.

To avoid any delay created by extended consideration of whether the Court continues to retain jurisdiction to consider Plaintiff's motion for leave to amend its complaint and subsequent supervision of Defendants' processing of Plaintiff's FOIA requests, Plaintiff withdraws its motion for leave to amend this complaint. Plaintiff will take other action to ensure that Defendants produce the non-exempt portions of the records requested in this matter.

Dated: December 8, 2025

Respectfully submitted,

/s/Daniel A. McGrath

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