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13 **UNITED STATES DISTRICT COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**

15 GLANCY PRONGAY & MURRAY
16 LLP,

17 Plaintiff,

18 v.

19 FEDERAL AVIATION
20 ADMINISTRATION,

21 Defendant.

Case No.:

COMPLAINT FOR INJUNCTIVE
AND DECLARATORY RELIEF
UNDER THE FREEDOM OF
INFORMATION ACT, 5 U.S.C. § 552

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PARTIES

9. Plaintiff Glancy Prongay & Murray LLP is a law firm with its main office in Los Angeles, California. It is the requestor of the records. Plaintiff made the two FOIA requests at issue in this action in connection with a time sensitive legal matter.

10. The Federal Aviation Administration is a federal agency within the meaning of 5 U.S.C. § 552(f)(1). Based on information and belief, the FAA has possession and control over the records sought by Plaintiff.

FACTS

A. Plaintiff’s First FOIA Request To The FAA

11. On August 3, 2023 Plaintiff submitted a FOIA request to the FAA via a form on its website at https://www.faa.gov/foia/email_foia/?region=hq.

12. On August 16, 2023 the FAA emailed Plaintiff to acknowledge receipt of the request, under the subject line “Freedom of Information Act (FOIA) Request 2023-07715.”

13. On August 24, 2023 the FAA emailed Plaintiff attaching a letter dated August 23, 2023, titled “Freedom of Information Act (FOIA) Request Number 2023-07715 No Records.” The letter stated that it was a “full denial,” and indicated that responsive records were being withheld pursuant to “Exemption 7(A)” of FOIA.

14. On August 29, 2023 Plaintiff appealed the denial of this first request by emailing FOIA-Appeals@faa.gov and attaching a letter stating the grounds for the appeal.

15. On September 19, 2023 the FAA emailed Plaintiff to acknowledge receipt of the appeal, and stated that “[t]he appeal has been assigned tracking number AFAA-2023-00048.”

16. As of the filing of this complaint, Plaintiff has not received a determination from the FAA of this appeal.

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DATED: September 28, 2023

GLANCY PRONGAY & MURRAY LLP

By: /s/ Garth Spencer

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