

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No.: 1:15-cv-02362-RBJ

DANA ALIX ZZYIM,

Plaintiff,

v.

MICHAEL R. POMPEO, in his official capacity as Secretary of State; and
RACHEL B. CRAWFORD,¹ in her official capacity as the Director of the Colorado Passport
Agency for the United States Department of State,

Defendants.

JOINT STATUS REPORT

Pursuant to the Court’s July 6, 2020 Minute Order [ECF No. 113], the parties, through undersigned counsel, hereby submit this Joint Status Report, and state as follows: On May 12, 2020, the United States Court of Appeals for the Tenth Circuit remanded the case to this Court for further proceedings in accordance with its opinion. Following the mandate by the Tenth Circuit, this Court vacated the State Department’s denial of Plaintiff’s passport application and “direct[ed] counsel to confer in person or by telephone concerning how they wish to proceed and then notify the Court either jointly or separately, as appropriate, of their positions.” [ECF No. 113]. Counsel for the parties have conferred by telephone, and the parties jointly recommend the following:

¹ Rachel B. Crawford has succeeded Steven J. Mullen as the Director of the Colorado Passport Agency for the United State Department of State and is automatically substituted as defendant under Federal Rule of Civil Procedure 25(d).

1. Within sixty (60) days of this Court’s Order remanding the matter to the State Department for reconsideration of Plaintiff’s passport application, the Plaintiff shall provide the following supplemental information or evidence (“Supplemental Materials”) to the Colorado Passport Agency: a current passport photograph, a photocopy (front and back) of Plaintiff’s current state identification card or driver’s license, and any update to the information on the two-page DS-11 that was executed on September 2, 2014.
2. The State Department shall reconsider Plaintiff’s passport application within ninety (90) days of the receipt of Plaintiff’s Supplemental Materials.
3. The parties shall submit a status report to this Court within thirty (30) days of the State Department’s decision on reconsideration of Plaintiff’s passport application.

Dated: August 6, 2020

Respectfully submitted,

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Acting Assistant Attorney General

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Deputy Director

/s/ Benjamin T. Takemoto
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