

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

DAVID CODREA )  
 ) Civil Action No. 21-01167 (CRC)  
Plaintiff, )  
 )  
v. )  
 )  
UNITED STATES SECRET SERVICE )  
 )  
Defendant. )  
\_\_\_\_\_)

**PLAINTIFF’S STIPULATION OF DISMISSAL**

In accordance with Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff David Codrea files this, his Stipulation of Dismissal, with prejudice, with each party to bear their own costs and attorney’s fees. The Plaintiff has relied on the attached declaration regarding adequacy of the search and that no records were found, and as such, files this Stipulation of Dismissal and includes the declaration which is made a part hereof.

Dated: June 22, 2021.

Respectfully Submitted,  
DAVID CODREA

**/s/ Stephen D. Stamboulieh**

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*Counsel for Plaintiff*

**CERTIFICATE OF SERVICE**

I, Stephen D. Stamboulieh, counsel for Plaintiff, hereby certify that on this day, I have caused to be filed the foregoing document or pleading with the District Court's ECF which sent a notice and a copy of the foregoing to all counsel of record.

Dated: June 22, 2021.

/s/ Stephen D. Stamboulieh  
Stephen D. Stamboulieh

**UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA**

_____	)	
DAVID CODREA,	)	
	)	
<i>Plaintiff,</i>	)	
	)	
v.	)	Civil Action No. 21-01167 (CRC)
	)	
UNITED STATES SECRET SERVICE,	)	
	)	
<i>Defendant.</i>	)	
_____	)	

**DECLARATION OF KEVIN L. TYRRELL  
SUPERVISORY FREEDOM OF INFORMATION ACT OFFICER,  
UNITED STATES SECRET SERVICE**

I, Kevin L. Tyrrell, hereby make the following declaration:

1. I am the Supervisory Freedom of Information Act (FOIA) Officer for the United States Secret Service (Secret Service or the Agency), which is a component of the United States Department of Homeland Security (DHS). I have been employed in this capacity since October 1, 2018. As the Supervisory Freedom of Information Act Officer for the Secret Service, I am the Agency official responsible for responding to requests for Secret Service records that arise under FOIA, 5 U.S.C. § 552, the Privacy Act of 1974 (Privacy Act), 5 U.S.C. § 552a, and other applicable records access provisions. Prior to becoming the Supervisory FOIA Officer for the Secret Service, I served as the Director of FOIA Appeals and Litigation for DHS's Privacy Office from August 2017 to September 2018 and the Associate Director of FOIA Appeals and Litigation for DHS's Privacy Office from July 2014 to August 2017.

2. The statements I make in this declaration are made on the basis of my personal knowledge or upon information contained in the Secret Service records and made available to me during the performance of my official duties.

3. As the Secret Service's FOIA Officer, I am familiar with the Agency's procedures for receiving, logging, tracking, and responding to FOIA requests. I am also familiar with Plaintiff's FOIA request.

4. By letter dated November 23, 2020, Plaintiff requested, pursuant to the FOIA, from the Secret Service "copies of law enforcement and administrative reports, communications, correspondence, and work papers, including with internal State of Delaware DOJ, the Delaware State Police, any local law enforcement and any relevant federal agencies including ATF and the United States Secret Service," to include certain "case handling instructions from overseeing administrative authorities and/or agencies," relating to the alleged disappearance of a handgun "[o]n or about October 18, 2018 ... from a car belonging to Robert Hunter Biden, son of Democrat presidential candidate Joe Biden."

5. After Plaintiff's request was received, the Secret Service FOIA office determined that the following offices within the Secret Service potentially might have records responsive to the request and asked these offices to search for records: the Uniformed Division and Vice-Presidential Protective Division, both within the Office of Protective Operations, and the Office of Investigations. These offices conducted a search and no responsive records were located.

6. By letter dated January 27, 2021, my final response was sent to Plaintiff indicating that no records were located following a reasonable search.

7. Via email dated March 26, 2021, Plaintiff appealed this final determination, claiming that the search was inadequate.

8. Upon receiving the appeal, based on additional information supplied by Plaintiff with his appeal, the Secret Service asked the Office of the Chief Information Officer (CIO) to conduct a search of the Secret Service's agency-wide email system for potentially responsive records to ensure that potentially responsive emails received or sent by any Secret Service employee were located. The CIO search uncovered no records responsive to the request.

9. In addition, in response to the appeal, the Secret Service asked all law enforcement personnel in the Wilmington Resident Office (within the Office of Investigations) to conduct a search to ensure that any potentially responsive materials were located. The Wilmington Resident Office is located in Wilmington, Delaware, the alleged location of the incident underlying the subject matter of Plaintiff's FOIA request. The search by these members of the Wilmington Resident Office did not uncover any responsive records.

10. The Secret Service has conducted a reasonable search to locate records responsive to Plaintiff's request. No responsive records were located.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

6/17/2021

Date

*Kevin L. Tyrrell*

Kevin L. Tyrrell

Supervisory Freedom of Information Act Officer  
United States Secret Service