

# **Exhibit 1**



**U.S. Department of Justice**  
Civil Division, Torts Branch  
Environmental Torts

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Sara J. Mirsky  
Email: sara.j.mirsky@usdoj.gov

**VIA EMAIL AND FEDEX**

March 27, 2024

Lead Counsel for Plaintiffs  
& Co-Lead Counsel for Plaintiffs

**Re: *Camp Lejeune Water Litigation – United States’ Production of Documents***

Counsel:

As stated in my January 30 email, the United States is committed to producing ATSDR’s “project files” as efficiently as possible while complying with the ESI Protocol (CMO No. 8). To that end, enclosed via FedEx are three hard drives with the final productions from the ATSDR “water modeling” project files.<sup>1</sup> The first drive contains EDRP01, consisting of documents bates numbered CLJA\_WATERMODELING\_01-0000000001-854197. The second drive contains EDRP07, consisting of documents bates numbered CLJA\_WATERMODELING\_07-0000000001-1738892. The third drive contains EDRP09, consisting of documents bates numbered CLJA\_WATERMODELING\_09-0000000001-547124.

As previously relayed, this and all other water modeling project file productions are being designated as confidential and produced under the strongest protections possible under the Protective Order. This is particularly important for any data or information related to well locations or other water sources, which implicate national security concerns. The United States expects that Plaintiffs will not permit the release of any of these materials to non-parties, and that those individuals to whom Plaintiffs provide this information will understand the confidential nature of these documents and sign the Protective Order before viewing any of the produced materials. The United States will seek immediate Court intervention should any inappropriate release of project file materials occur. The United States is also maintaining all possible privileges over the documents that will be produced as part of the project files, and reserves its right to clawback any documents following production. Plaintiffs will also be expected to conform to their obligations under CMO No. 5 for all project file documents, including notifying the United States immediately upon the identification of any privileged document. For these productions, a subset of non-technical files have been withheld as potentially privileged. These documents will be reviewed further and either subsequently produced or put on a privilege log.

In the interest of transparency, we are also producing via e-mail .csv files named “TreeSize\_ATSDR\_EDRP01,” “TreeSize\_ATSDR\_EDRP07,” and “TreeSize\_ATSDR\_EDRP09,” which reflect the file contents of the parent-level folders being

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<sup>1</sup> The United States is working on the separate native production of “Exotic Modeling Files,” per the Court’s March 12, 2024 Order. The United States is on track to make this production by the April 11, 2024 deadline contemplated in that Order.

produced today (“the tree reports”). For each file, the tree reports include the full file path, the file name, the file extension (ie, .pdf, .doc, etc.), the creation date/time, the last modified date/time, and the size of the file (called “length” in the tree reports). In compliance with the ESI Protocol, the metadata in the tree reports is also included in the .dat files. We are producing the tree reports solely for your convenience.

Please let us know if you have any questions or would like to discuss further.

Best Regards,

/s/ Sara J. Mirsky

Sara J. Mirsky

Trial Attorney

U.S. Department of Justice

Civil Division, Torts Branch

Enclosures: As Stated

cc: Counsel of Record in *Camp Lejeune Water Litigation*