

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:98-cv-00066-HHK**

SCHWARZ v. NSA, et al
Assigned to: Judge Henry H. Kennedy
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 01/09/1998
Date Terminated: 07/20/1998
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government
Defendant

Plaintiff

BARBARA SCHWARZ

represented by **BARBARA SCHWARZ**
Apartment 401
335 East Broadway
Salt Lake City, UT 84111
PRO SE

V.

Defendant

NATIONAL SECURITY AGENCY

represented by **David T. Smorodin**
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Defendant

**DEFENSE INVESTIGATIVE
SERVICES**

represented by **David T. Smorodin**
(See above for address)
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TERMINATED: 06/16/1998
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Defendant**ON-SITE INSPECTION AGENCY**represented by **David T. Smorodin**

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED****Kenneth Leonard Wainstein**

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED****Steven J. McCool**

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TERMINATED: 06/16/1998**LEAD ATTORNEY****ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
01/09/1998	1	COMPLAINT filed by plaintiff BARBARA SCHWARZ; jury demand; attachments (tlh) (Entered: 01/21/1998)
01/09/1998		SUMMONS (5) issued to federal party(s) federal defendant NSA, federal defendant DEFENSE INVESTIGATIV, federal defendant ON SITE INSPECTION , and non-parties: U.S. Attorney and U.S. Attorney General. (tlh) (Entered: 01/21/1998)
01/09/1998	2	APPLICATION by plaintiff BARBARA SCHWARZ to proceed in forma pauperis (tlh) (Entered: 01/21/1998)
01/09/1998		ORDER by Judge Aubrey E. Robinson granting motion to proceed in forma pauperis [2-1] by BARBARA SCHWARZ (fiat) (N) (tlh) (Entered: 01/21/1998)
01/09/1998	3	NOTICE OF CHANGE OF ADDRESS by BARBARA SCHWARZ . New address: 335 East Broadway, Apt. 401 Salt Lake City UT 84111. (tlh) (Entered: 01/21/1998)
01/23/1998	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 1/21/98 (tlh) (Entered: 01/29/1998)
01/23/1998	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint unexecuted as to federal defendant ON SITE INSPECTION (tlh) (Entered: 01/29/1998)
02/02/1998	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 1/26/98 (tlh) (Entered: 02/03/1998)
02/05/1998	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/3/98 upon federal defendant DEFENSE INVEST (tlh) (Entered: 02/06/1998)
02/20/1998	8	MOTION filed by federal defendant NSA, federal defendant DEFENSE INVEST, federal defendant ON SITE INSPECTION to extend time to 04/20/98 to answer complaint [1-1] (tlh) (Entered: 02/23/1998)

02/25/1998	9	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 04/20/98 to answer complaint [1-1] [8-1] by federal defendant ; Answer extended to 4/20/98 for ON SITE INSPECTION, for DEFENSE INVEST, for NSA (N) (adc) (Entered: 02/25/1998)
03/03/1998	10	OBJECTIONS by plaintiff BARBARA SCHWARZ to order granting defendants two months enlargement of time to respond to the complaint [9-1] (tlh) (Entered: 03/04/1998)
03/03/1998	11	MOTION filed by plaintiff BARBARA SCHWARZ to clarify the case number (tlh) (Entered: 03/04/1998)
03/03/1998	12	MOTION filed by plaintiff BARBARA SCHWARZ for status of case (tlh) (Entered: 03/04/1998)
03/17/1998	13	AMENDED COMPLAINT by plaintiff BARBARA SCHWARZ [1-1] (fiat) KENNEDY, J (tlh) (Entered: 03/18/1998)
03/17/1998		SUMMONS NOT ISSUED. (tlh) (Entered: 03/18/1998)
04/20/1998	14	MOTION filed by federal defendant NSA, federal defendant DEFENSE INVEST, federal defendant ON SITE INSPECTION to extend time to 05/04/98 to answer complaint [1-1] (tlh) (Entered: 04/21/1998)
04/29/1998	15	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 05/04/98 to answer complaint [1-1] [14-1] by ON SITE INSPECTION, DEFENSE INVEST, NSA ; Answer extended to 5/4/98 for ON SITE INSPECTION, for DEFENSE INVEST, for NSA (N) (dcn) (Entered: 04/30/1998)
05/01/1998	16	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 4/21/98 upon federal defendant NSA (tlh) (Entered: 05/05/1998)
05/04/1998	17	MOTION filed by federal defendant NSA, federal defendant DEFENSE INVEST, federal defendant ON SITE INSPECTION to dismiss complaint [1-1] , or in the alternative for summary judgment ; exhibits (3) (tlh) (Entered: 05/05/1998)
05/08/1998	18	ORDER by Judge Henry H. Kennedy : plaintiffs response to defendants motion to dismiss due by 6/8/98 (N) (dcn) (Entered: 05/13/1998)
05/15/1998	19	ORDER by Judge Henry H. Kennedy : directing plaintiff to file complete name and address of defendant by 6/8/98 (N) (dcn) (Entered: 05/18/1998)
05/18/1998	20	RESPONSE by plaintiff BARBARA SCHWARZ to order [18-2] (tlh) (Entered: 05/19/1998)
05/18/1998	21	MOTION filed by plaintiff BARBARA SCHWARZ to order defendants to mail service copies to her (tlh) (Entered: 05/19/1998)
05/18/1998	22	MOTION filed by plaintiff BARBARA SCHWARZ to extend time four weeks to respond to motions and declarations filed by defendants (tlh) (Entered: 05/19/1998)
05/22/1998	23	NOTICE OF FILING by federal defendant NSA, federal defendant DEFENSE INVEST, federal defendant ON SITE INSPECTION regarding notice of service for motion (tlh) (Entered: 05/26/1998)

06/01/1998	24	RESPONSE by plaintiff BARBARA SCHWARZ in opposition to motion to dismiss complaint [1-1] [17-1] by ON SITE INSPECTION, DEFENSE INVEST, NSA . (tlh) (Entered: 06/02/1998)
06/01/1998	25	RESPONSE by plaintiff BARBARA SCHWARZ to order [19-2] (tlh) (Entered: 06/02/1998)
06/01/1998	26	AFFIDAVIT by plaintiff BARBARA SCHWARZ in response to the declarations by national security agency; exhibits (35) (tlh) (Entered: 06/02/1998)
06/16/1998	27	SUBSTITUTION OF COUNSEL for federal defendants, substituting David T. Smorodin for attorney Steven Joseph McCool (JMF) (Entered: 06/17/1998)
07/20/1998	28	MEMORANDUM OPINION by Judge Henry H. Kennedy (N) (adc) (Entered: 07/21/1998)
07/20/1998	29	ORDER by Judge Henry H. Kennedy : granting motion to dismiss complaint [1-1] [17-1] by ON SITE INSPECTION, DEFENSE INVEST, NSA, granting motion for summary judgment [17-2] by ON SITE INSPECTION, DEFENSE INVEST, NSA (N) (adc) (Entered: 07/21/1998)
07/28/1998	30	NOTICE OF APPEAL by plaintiff BARBARA SCHWARZ from order [29-1] , entered on: 07/21/98. IFP Copies mailed to counsel of record (tlh) (Entered: 07/30/1998)
07/30/1998		TRANSMITTED PRELIMINARY RECORD on appeal [30-1] by BARBARA SCHWARZ to U.S. Court of Appeals (tlh) (Entered: 07/30/1998)
07/31/1998		USCA # 98-5364 assigned for appeal [30-1] by BARBARA SCHWARZ (tlh) (Entered: 07/31/1998)
01/06/1999	31	CERTIFIED COPY of judgment filed in USCA dated 11/12/98, on appeal [30-1] , affirming the judgment of USDC . USCA # 98-5364 (cjp) Modified on 07/13/2000 (Entered: 01/07/1999)