

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:97-cv-02377-EGS**

MALLORY v. DEPARTMENT OF DEFENS
Assigned to: Judge Emmet G. Sullivan
Demand: \$1,000
Cause: 05:552 Freedom of Information Act

Date Filed: 10/14/1997
Date Terminated: 09/30/1999
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government
Defendant

Plaintiff

FRANKLIN MALLORY

represented by **Elizabeth Nell Forgotson
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V.

Defendant

DEPARTMENT OF DEFENSE

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Date Filed	#	Docket Text
10/14/1997		SUMMONS (3) issued to federal party(s) federal defendant DEPARTMENT OF DEFENS , and non-parties: U.S. Attorney and U.S. Attorney General. (bjsp) (Entered: 10/16/1997)
10/24/1997	1	COMPLAINT filed by plaintiff FRANKLIN MALLORY; jury demand (bjsp) (Entered: 10/24/1997)
10/24/1997	2	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 10/17/97 upon federal defendant DOD (bjsp) (Entered: 10/24/1997)
10/24/1997	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 10/14/97 (bjsp) (Entered: 10/24/1997)
10/31/1997	4	ATTORNEY APPEARANCE for federal defendant DOD by David T. Smorodin (bjsp) (Entered: 11/04/1997)
11/13/1997	5	(CONSENTED) MOTION filed by federal defendant DOD to extend time to 11/17/97 within which to answer the complaint (bjsp) (Entered: 11/14/1997)
11/17/1997	6	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 11/17/97 within which to answer the complaint [5-1] by DOD (N) (clv) (Entered: 11/17/1997)
11/17/1997	7	ANSWER TO COMPLAINT [1-1] by federal defendant DOD . (bjsp) (Entered: 11/19/1997)
12/03/1997		SCHEDULING NOTICE: Initial Status Conference set for 10:00 1/6/98 . Meet Confer Statement due 1/2/98 . before Judge Emmet G. Sullivan . (clv) (Entered: 12/03/1997)
12/30/1997	8	JOINT MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff FRANKLIN MALLORY, federal defendant DOD . (bjsp) (Entered: 12/31/1997)
01/06/1998		Initial Status Conference before Judge Emmet G. Sullivan : Status hearing set for 11:00 2/27/98; case referred to mediation; discovery to be completed within 120 days; order to be presented by chambers; Reporter: Frank Rangus (clv) (Entered: 01/06/1998)
01/08/1998	9	SCHEDULING ORDER by Judge Emmet G. Sullivan Case assigned to the Standard track (track two). , discovery closes 5/8/98 ; status hearing set for 11:00 2/27/98 ; , referring case for mediation Mediation to be concluded by 5/8/98 . (N) (clv) (Entered: 01/08/1998)
02/27/1998		STATUS HEARING before Judge Emmet G. Sullivan : status hearing set for 10:00 5/27/98 ; Reporter: Frank Rangus (clv) (Entered: 02/27/1998)
04/23/1998	10	MOTION filed by plaintiff FRANKLIN MALLORY to continue scheduling conference to 6/3/98 (bjsp) (Entered: 04/24/1998)
04/28/1998	11	ORDER by Judge Emmet G. Sullivan : granting motion to continue scheduling conference to 6/3/98 [10-1] by FRANKLIN MALLORY (N) (clv) (Entered: 04/28/1998)
06/03/1998		STATUS HEARING before Judge Emmet G. Sullivan : status hearing set for 11:00 8/18/98 ; Reporter: Harry Deutsch (clv) (Entered: 06/03/1998)

07/22/1998	12	MOTION filed by plaintiff FRANKLIN MALLORY to continue the scheduling conference 8/2698 11:00 (st) (Entered: 07/23/1998)
07/27/1998	13	ORDER by Judge Emmet G. Sullivan : status hearing set for 10:00 9/2/98 ; (N) (jaw) (Entered: 07/27/1998)
09/02/1998		STATUS HEARING before Judge Emmet G. Sullivan: proposed order to be submitted to the Court by 9/7/98. Reporter: Vernell Marshall (mlp) (Entered: 09/02/1998)
09/30/1998	14	ORDER by Judge Emmet G. Sullivan : motion for summary judgment due 10/7/98 ; defendant's response to motion for summary judgment and cross motion due 10/21/98 reply motion for summary judgment due 11/4/98 ; (N) (clv) (Entered: 09/30/1998)
10/07/1998	15	MOTION filed by plaintiff FRANKLIN MALLORY for summary judgment on all counts in favor of plaintiff ; attachments (5) (tw) (Entered: 10/08/1998)
10/21/1998	16	MOTION (CONSENT) filed by federal defendant DOD to extend time to 10/23/98 to file its opposition to plaintiff's motion for summary judgment and cross-motion for summary judgment. (tw) (Entered: 10/22/1998)
10/23/1998	17	MOTION filed by federal defendant DOD to extend time to 10/27/98 to file a opposition to plaintiff's motion for summary judgment and cross-motion for summary judgment (JMF) (Entered: 10/26/1998)
10/27/1998	18	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 10/23/98 nunc pro tunc to file its opposition to plaintiff's motion for summary judgment and cross-motion for summary judgment. [16-1] by DOD response to motion for summary judgment due 10/23/98 ; (N) (clv) (Entered: 10/27/1998)
10/27/1998	19	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 10/27/98 to file a opposition to plaintiff's motion for summary judgment and cross-motion for summary judgment [17-1] by DOD response to motion for summary judgment due 10/27/98 ; (N) (clv) (Entered: 10/27/1998)
10/27/1998	20	CROSS MOTIONS by federal defendant DOD for summary judgment ; exhibits (2) (JMF) (Entered: 10/28/1998)
10/27/1998	21	RESPONSE by federal defendant DOD in opposition to motion for summary judgment on all counts in favor of plaintiff [15-1] by FRANKLIN MALLORY .; exhibits (2) (JMF) (Entered: 10/28/1998)
11/12/1998	22	MOTION (CONSENT) filed by plaintiff FRANKLIN MALLORY to extend time to 11/20/98 to file its opposition and reply to defendant's cross-motion for summary judgment (lkn) (Entered: 11/13/1998)
11/17/1998	23	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 11/20/98 to file its opposition and reply to defendant's cross-motion for summary judgment [22-1] by FRANKLIN MALLORY reply to motion for summary judgment due by 11/20/98 ; (N) (clv) (Entered: 11/17/1998)
11/20/1998	24	REPLY by plaintiff FRANKLIN MALLORY to defendant's opposition to motion for summary judgment [15-1]; attachments (2) (tw) (Entered: 11/23/1998)

11/30/1998	25	ERRATA by plaintiff FRANKLIN MALLORY amending plaintiff's reply brief pursuant to Federal Rule of Civil Procedure 56 and 60. (tw) (Entered: 12/01/1998)
12/10/1998	26	ORDER by Judge Emmet G. Sullivan : granting plaintiff's motion to amend its reply brief; (N) (clv) (Entered: 12/10/1998)
09/30/1999	27	MEMORANDUM OPINION by Judge Emmet G. Sullivan (N) (clv) (Entered: 09/30/1999)
09/30/1999	28	ORDER by Judge Emmet G. Sullivan : granting cross motion for summary judgment [20-1] by DOD, denying motion for summary judgment on all counts in favor of plaintiff [15-1] by FRANKLIN MALLORY (N) (clv) (Entered: 09/30/1999)
09/30/1999	29	JUDGMENT by Judge Emmet G. Sullivan in favor of federal defendant DOD against plaintiff FRANKLIN MALLORY (clv) (Entered: 10/01/1999)
10/15/1999	30	MOTION filed by plaintiff FRANKLIN MALLORY to alter , or to amend judgment order [29-1] (st) (Entered: 10/18/1999)
10/29/1999	31	MEMORANDUM by federal defendant DOD in opposition to motion to alter [30-1] by FRANKLIN MALLORY, motion to amend judgment order [29-1] [30-2] by FRANKLIN MALLORY (st) (Entered: 11/01/1999)
11/09/1999	32	REPLY by plaintiff FRANKLIN MALLORY to defendant's opposition to motion to alter [30-1] or motion to amend judgment order [29-1] [30-2] by FRANKLIN MALLORY (bjsp) (Entered: 11/10/1999)
02/23/2000	33	ORDER by Judge Emmet G. Sullivan : denying motion to alter [30-1] by FRANKLIN MALLORY, denying motion to amend judgment order [29-1] [30-2] by FRANKLIN MALLORY (N) (clv) (Entered: 02/23/2000)