

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:97-cv-03047-RMU**

SWAN VIEW COALITION, et al v. DOA, et al  
Assigned to: Judge Ricardo M. Urbina  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/19/1997  
Date Terminated: 03/22/1999  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government  
Defendant

**Plaintiff**

**SWAN VIEW COALITION**

represented by **Eric Robert Glitzenstein**  
MEYER GLITZENSTEIN & CRYSTAL  
1601 Connecticut Avenue, NW  
Suite 700  
Washington, DC 20009  
(202) 588-5206 x 13  
Fax: (202) 588-5049  
Email: eglitzenstein@meyerglitz.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Howard M. Crystal**  
MEYER GLITZENSTEIN & CRYSTAL  
1601 Connecticut Avenue, NW  
Suite 700  
Washington, DC 20009  
(202) 588-5206  
Fax: (202) 588-5049  
Email: hcrystal@meyerglitz.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**FRIENDS OF THE WILD SWAN**

represented by **Eric Robert Glitzenstein**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Howard M. Crystal**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**DEPARTMENT OF AGRICULTURE**

represented by **Claire M. Whitaker**  
U.S. ATTORNEY'S OFFICE  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2526  
Fax: (202) 252-2505  
Email: [claire.whitaker@usdoj.gov](mailto:claire.whitaker@usdoj.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kenneth Leonard Wainstein**  
CADWALADER, WICKERSHAM &  
TAFT, LLP  
700 Sixth Street, NW  
Washington, DC 20001  
(202) 862-2474  
Fax: (202) 862-2400  
Email: [ken.wainstein@cwt.com](mailto:ken.wainstein@cwt.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kimberly Brown**  
CAPLIN & DRYSDALE  
One Thomas Circle, NW  
Suite 1100  
Washington, DC 20005  
(202) 862-5046  
Fax: 202-429-3301  
Email: [knb@capdale.com](mailto:knb@capdale.com)  
*TERMINATED: 12/21/1998*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**UNITED STATES FOREST  
SERVICE**

represented by **Claire M. Whitaker**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kenneth Leonard Wainstein**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kimberly Brown**  
(See above for address)  
*TERMINATED: 12/21/1998*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
------------	---	-------------

01/22/1997	4	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to 02/06/98 to answer complaint [1-1] [3-1] by US FOREST SVC, DOA ; Answer extended to 2/6/98 for US FOREST SVC, for DOA (N) (jwd) (Entered: 01/23/1998)
12/19/1997	1	COMPLAINT filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN (jaw) (Entered: 12/22/1997)
12/19/1997		SUMMONS (4) issued to federal party(s) federal defendant DOA, federal defendant US FOREST SVC , and non-parties: U.S. Attorney and U.S. Attorney General. (jaw) (Entered: 12/22/1997)
12/19/1997	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN (jaw) (Entered: 12/22/1997)
01/15/1998	3	MOTION filed by federal defendant DOA, federal defendant US FOREST SVC to extend time to 02/06/98 to answer complaint [1-1] (tw) (Entered: 01/16/1998)
02/06/1998	5	MOTION filed by federal defendant DOA, federal defendant US FOREST SVC to dismiss complaint [1-1] , or, in the alternative, for summary judgment ; exhibits 7 ; declarations 1 (bjsp) (Entered: 02/09/1998)
02/18/1998	6	(UNOPPOSED) MOTION filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN to extend time to 3/4/98 within which to file a response to defendants' motion to dismiss or for summary judgment (bjsp) (Entered: 02/19/1998)
02/25/1998	7	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to 3/4/98 within which to file a response to defendants' motion to dismiss or for summary judgment [6-1] by FRIENDS OF SWAN, SWAN VIEW COALITION; response to due by 3/4/98 (N) (jaw) (Entered: 02/25/1998)
02/25/1998	8	JOINT MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN, federal defendant DOA, federal defendant US FOREST SVC . (bjsp) (Entered: 02/26/1998)
03/04/1998	9	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 12/19/97 (bjsp) (Entered: 03/05/1998)
03/04/1998	10	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 12/22/97 (bjsp) (Entered: 03/05/1998)
03/04/1998	11	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 12/22/97 upon federal defendant US FOREST SVC (bjsp) (Entered: 03/05/1998)
03/04/1998	12	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 12/19/97 upon federal defendant DOA (bjsp) (Entered: 03/05/1998)
03/04/1998	13	RESPONSE by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN to motion to dismiss complaint [1-1] [5-1] and motion for summary judgment [5-2] by US FOREST SVC, DOA (bjsp) (Entered: 03/05/1998)

03/04/1998	14	RESPONSE by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN in opposition to motion to dismiss complaint [1-1] [5-1] and motion for summary judgment [5-2] by US FOREST SVC, DOA . ; exhibits (8) ; declarations (2) (bjsp) (Entered: 03/05/1998)
03/18/1998	15	REPLY by federal defendant DOA, federal defendant US FOREST SVC to plaintiffs' opposition to motion to dismiss complaint [1-1] [5-1] or in the alternative, motion for summary judgment [5-2] by US FOREST SVC, DOA (bjsp) (Entered: 03/19/1998)
04/01/1998		SCHEDULING NOTICE: status hearing set for 9:30 5/7/98; before Judge Ricardo M. Urbina Courtroom 12 on the 4th floor. (blj) (Entered: 04/01/1998)
04/22/1998	16	NOTICE OF FILING by federal defendant DOA, federal defendant US FOREST SVC to the Court RE: the filing of trial certification sheet (bjsp) (Entered: 04/23/1998)
05/04/1998	17	NOTICE OF FILING by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS OF SWAN to the Court RE: the filing of their trial certification sheet required by Judge Urbina (bjsp) (Entered: 05/05/1998)
05/07/1998		STATUS HEARING before Judge Ricardo M. Urbina :motion to dismiss, or for summary judgment was heard and granted in part and denied in part, order issued in court. Reporter: William McAllister (blj) (Entered: 05/07/1998)
05/07/1998	18	INITIAL SCHEDULING AND PROCEDURES ORDER by Judge Ricardo M. Urbina Case assigned to the Fast track (track one). , discovery closes 7/8/98 ; dispositive cross motions due 8/14/98 ; response to dispositive motions due 8/28/98 ; reply to dispositive motions due 9/4/98 ; final status/conference/motions hearing/settlement conference set for 9:00 10/13/98. Pretrial and trial dates will be set at the final status hearing. (N) (blj) (Entered: 05/07/1998)
05/07/1998	19	ORDER by Judge Ricardo M. Urbina : granting in part, denying in part motion to dismiss or in the alternative for summary judgment is denied as to count II, [1-1] [5-1], [5-2]; count I is dismissed. (N) (blj) (Entered: 05/07/1998)
06/05/1998	20	MOTION filed by federal defendant DOA, federal defendant US FOREST SVC for leave to file out of time answer (bjsp) (Entered: 06/08/1998)
06/05/1998	21	ANSWER TO COMPLAINT [1-1] by federal defendant DOA, federal defendant US FOREST SVC . (bjsp) (Entered: 06/08/1998)
06/08/1998	22	TRANSCRIPT filed for date(s) of 5/7/98. Reporter: William MacAllister (bjsp) (Entered: 06/09/1998)
06/09/1998		SCHEDULING NOTICE: status hearing set for 9:00 9/1/98 ; before Judge Ricardo M. Urbina Courtroom # 12, Fourth Floor (Trial Certification Sheets mailed). (jwd) (Entered: 06/09/1998)
06/12/1998	23	ORDER by Judge Ricardo M. Urbina : granting motion for leave to file out of time answer [20-1] by US FOREST SVC, DOA (N) (jwd) (Entered: 06/12/1998)

07/02/1998	24	MOTION (UNOPPOSED) filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS/WILD SWAN to permit deposition after the expiration of the discovery period (cjp) (Entered: 07/07/1998)
07/09/1998	25	ORDER by Judge Ricardo M. Urbina : granting motion to permit deposition after the expiration of the discovery period [24-1] by FRIENDS/WILD SWAN, SWAN VIEW COALITION, deposition of Royelynn Warren will be held on 7/17/98 or as agreed by parties (N) (lpp) (Entered: 07/09/1998)
08/14/1998	26	MOTION filed by federal defendant DOA for summary judgment ; exhibits (7) (JMF) (Entered: 08/17/1998)
08/14/1998	27	MOTION filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS/WILD SWAN for summary judgment ; exhibits (18) (JMF) (Entered: 08/17/1998)
08/28/1998	28	RESPONSE by federal defendant DOA, federal defendant US FOREST SVC in opposition to motion for summary judgment [27-1] by FRIENDS/WILD SWAN, SWAN VIEW COALITION; declarations (1) . (JMF) (Entered: 08/31/1998)
08/28/1998	29	MEMORANDUM by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS/WILD SWAN in opposition to motion for summary judgment [5-2] by US FOREST SVC, DOA (JMF) (Entered: 08/31/1998)
09/03/1998	30	REPLY by federal defendant DOA, federal defendant US FOREST SVC to plaintiff's opposition to motion for summary judgment [26-1] by DOA (lkn) (Entered: 09/04/1998)
09/04/1998	31	REPLY by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS/WILD SWAN to response to motion for summary judgment [27-1] by FRIENDS/WILD SWAN, SWAN VIEW COALITION (lpp) (Entered: 09/08/1998)
10/06/1998	32	ORDER by Judge Ricardo M. Urbina : vacating 10/13/98 status hearing; a new status hearing date shall be scheduled upon the resolution of the dispositive motions (N) (jwd) (Entered: 10/06/1998)
12/21/1998	33	SUBSTITUTION OF COUNSEL for federal defendant DOA, federal defendant US FOREST SVC , substituting Claire M. Whitaker for attorney Kimberly Brown for US FOREST SVC, attorney Kimberly Brown for DOA (bjsp) (Entered: 12/22/1998)
03/22/1999	34	MEMORANDUM OPINION by Judge Ricardo M. Urbina (N) (bm) (Entered: 03/22/1999)
03/22/1999	35	ORDER by Judge Ricardo M. Urbina : granting motion for summary judgment [26-1] by DOA; denying motion for summary judgment [27-1] by FRIENDS/WILD SWAN, SWAN VIEW COALITION; removing this case from the Court's docket and all other pending motions are denied as moot. (N) (bm) (Entered: 03/22/1999)
03/31/1999	36	MOTION (UNOPPOSED) filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS/WILD SWAN to extend time to submit request for attorneys' fees' and costs (tth) (Entered: 04/01/1999)

04/05/1999	37	MOTION filed by plaintiff SWAN VIEW COALITION, plaintiff FRIENDS/WILD SWAN for attorney fees and costs ;exhibits (3); declarations (1) (bjsp) Modified on 04/06/1999 (Entered: 04/06/1999)
04/06/1999	38	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to submit request for attorneys' fees' and costs [36-1] by FRIENDS/WILD SWAN, SWAN VIEW COALITION; deadline for plaintiffs' to submit a claim for fees and costs under Fed. R. Civ. P.54(d) is extended to 5/5/99 (N) (jwd) (Entered: 04/06/1999)
04/19/1999	39	MOTION (UNOPPOSED) filed by federal defendant DOA, federal defendant US FOREST SVC to extend time to 5/7/99 to file response to plaintiff's motion for attorneys' fees and costs (bjsp) (Entered: 04/21/1999)
04/27/1999	40	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to 5/7/99 to file response to plaintiff's motion for attorneys' fees and costs [39-1] by US FOREST SVC, DOA (N) (jwd) (Entered: 04/27/1999)
05/11/1999	41	STIPULATION filed and fiated by Judge Ricardo M. Urbina regarding settlement and dismissal of attorneys' fees and costs in this action with prejudice. (N) (jwd) (Entered: 05/11/1999)