

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:97-cv-02129-PLF**

STATEN v. CONSTANTINE
Assigned to: Judge Paul L. Friedman
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 09/16/1997
Date Terminated: 02/19/1998
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**JOHNNY DWAYNE STATEN**

represented by **JOHNNY DWAYNE STATEN**
R682286
TEXAS DEPARTMENT OF
CRIMINAL JUSTICE
Route 3
P.O. Box 300
Navasota, TX 77869
PRO SE

V.

Defendant

THOMAS A. CONSTANTINE
*Director, Drug Enforcement
Administration*

represented by **David T. Smorodin**
AMERICAN CHEMICAL SOCIETY
Office of the Secretary & General
Counsel
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/16/1997	1	COMPLAINT filed by plaintiff JOHNNY DWAYNE STATEN (mjk) (Entered: 09/16/1997)
09/16/1997		SUMMONS NOT ISSUED. (mjk) (Entered: 09/16/1997)
09/16/1997	2	APPLICATION by plaintiff JOHNNY DWAYNE STATEN to proceed in forma pauperis (mjk) (Entered: 09/16/1997)

09/16/1997	3	ORDER by Judge Aubrey E. Robinson : directing prisoner plaintiff to provide a trust fund statement to the court by 10/16/97 for JOHNNY DWAYNE STATEN . , and directing prisoner plaintiff to provide proof of exhaustion of administrative remedies to the court by 10/16/97 for JOHNNY DWAYNE STATEN . (N) (mjk) (Entered: 09/16/1997)
09/22/1997	4	TRUST FUND ACCOUNT filed by plaintiff JOHNNY DWAYNE STATEN pursuant to order [3-3] . (mjk) (Entered: 09/25/1997)
09/25/1997	5	ORDER by Judge Aubrey E. Robinson : granting motion to proceed in forma pauperis [2-1] by JOHNNY DWAYNE STATEN to show cause no later than October 31, 1997, why this case should not be dismissed for failure to exhaust administrative remedies . (N) (mjk) (Entered: 09/25/1997)
09/26/1997	6	RESPONSE by plaintiff JOHNNY DWAYNE STATEN to order [5-2] (mjk) (Entered: 09/30/1997)
10/03/1997		CASE REASSIGNED from Unassigned to Judge Paul L. Friedman (ks) (Entered: 10/06/1997)
10/03/1997	7	ORDER by Judge James Robertson : granting motion to proceed in forma pauperis [2-1] by JOHNNY DWAYNE STATEN directing that monthly payments be made from the prisoner account of JOHNNY DWAYNE STATEN . (N) (cjp) (Entered: 10/06/1997)
10/03/1997	8	ORDER by Judge James Robertson : directing that this Court's order to show cause, dated 9/25/97, is hereby discharged; and further ordered that the Clerk of the Court shall be, and hereby is, directed to assign the case to a Judge (N) (cjp) (Entered: 10/06/1997)
10/15/1997	9	MOTION filed by plaintiff JOHNNY DWAYNE STATEN to show his exhaustion of administrative remedies is not a prerequisite to judicial review ; attachment (blj) (Entered: 10/16/1997)
10/20/1997	10	MOTION filed by plaintiff JOHNNY DWAYNE STATEN to compel production of documents ; Attachment (blj) (Entered: 10/21/1997)
10/21/1997		SUMMONS (1) issued to federal party(s) federal defendant THOMAS A. CONSTANTINE , and non-parties: U.S. Attorney and U.S. Attorney General. (ks) (Entered: 10/24/1997)
11/12/1997	11	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 11/3/97 (blj) (Entered: 11/14/1997)
11/24/1997	12	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 11/12/97 (blj) (Entered: 11/25/1997)
12/03/1997	13	MOTION filed by federal defendant THOMAS A. CONSTANTINE to dismiss complaint [1-1] ; Declaration (1); exhibits (9) (blj) (Entered: 12/04/1997)
12/10/1997	14	ORDER by Judge Paul L. Friedman: plaintiff shall respond to defendant's motion to dismiss by 1/9/98 ; if plaintiff does not respond by that date, the Court will treat the motion as conceded and may enter judgment in favor of the defendant. (N) (bm) (Entered: 12/10/1997)
12/19/1997	15	MOTION filed by plaintiff JOHNNY DWAYNE STATEN to compel production of photostatic copies (blj) (Entered: 12/22/1997)

12/19/1997	16	RESPONSE (OPPOSITIONS) by plaintiff JOHNNY DWAYNE STATEN to dismissal [1-1] [13-1] by THOMAS A. CONSTANTINE (blj) (Entered: 12/22/1997)
12/22/1997	17	MOTION filed by plaintiff JOHNNY DWAYNE STATEN to compel (blj) (Entered: 12/24/1997)
02/19/1998	18	MEMORANDUM OPINION by Judge Paul L. Friedman (N) (bm) (Entered: 02/19/1998)
02/19/1998	19	ORDER by Judge Paul L. Friedman : granting motion to dismiss complaint [1-1] [13-1] by THOMAS A. CONSTANTINE; denying motion to compel as moot [17-1] by JOHNNY DWAYNE STATEN; denying motion to compel as moot production of photostatic copies [15-1] by JOHNNY DWAYNE STATEN; denying motion to compel as moot production of documents [10-1] by JOHNNY DWAYNE STATEN; denying motion to show his exhaustion of administrative remedies is not a prerequisite to judicial review as moot [9-1] by JOHNNY DWAYNE STATEN; entering judgment for defendant ; removing this case from the Court's docket. (N) (bm) (Entered: 02/19/1998)
03/16/1998	20	NOTICE OF APPEAL by plaintiff JOHNNY DWAYNE STATEN from order entering judgment for defendant [19-1] , entered on: 2/19/98; IFP - no fees paid; Copies mailed to David Smorodin. (Copy submitted to Judge Friedman) (ks) (Entered: 03/19/1998)
03/19/1998		TRANSMITTED PRELIMINARY RECORD on appeal [20-1] by JOHNNY DWAYNE STATEN to U.S. Court of Appeals (ks) (Entered: 03/19/1998)
03/30/1998		USCA # 98-5089 assigned for appeal [20-1] by JOHNNY DWAYNE STATEN (ks) (Entered: 03/31/1998)
09/10/1998	21	COPY of Order filed in USCA dated 9/9/98, referencing appeal [20-1] , directing initial filing fee. USCA # 98-5089 (cjp) (Entered: 09/10/1998)
11/19/1998	22	CERTIFIED COPY of order filed in USCA dated 9/9/98, on appeal [20-1] , affirming the judgment of USDC . USCA # 98-5089 (cjp) (Entered: 11/20/1998)