

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:97-cv-00707-TPJ**

MARTELL v. EXEC. OFFICE/US ATTY, et al  
Assigned to: Judge Thomas Penfield Jackson  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 04/10/1997  
Date Terminated: 04/29/1998  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****DAVID C MARTELL**

represented by **DAVID C MARTELL**  
EGLIN FEDERAL PRISON CAMP  
P.O. Box 600  
Eglin Air Force Base, FL 32542  
PRO SE

V.

**Defendant****EXECUTIVE OFFICE FOR UNITED STATES ATTORNEY**

represented by **David T. Smorodin**  
AMERICAN CHEMICAL SOCIETY  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****FEDERAL BUREAU OF INVESTIGATION**

represented by **David T. Smorodin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
04/10/1997	1	COMPLAINT filed by plaintiff DAVID C MARTELL (mjk) (Entered: 04/11/1997)
04/10/1997	2	APPLICATION by plaintiff DAVID C MARTELL to proceed in forma pauperis (mjk) (Entered: 04/11/1997)

04/10/1997	3	ORDER by Judge James Robertson : directing prisoner plaintiff to provide a trust fund statement to the court by 5/12/97 for DAVID C MARTELL . (N) (mjk) (Entered: 04/11/1997)
06/05/1997	4	ORDER by Judge James Robertson : denying motion to proceed in forma pauperis [2-1] by DAVID C MARTELL dismissing complaint [1-1] for lack of compliance with the filing fee requirements of the Prison Litigation Reform Act of 1995. (N) (mjk) (Entered: 06/05/1997)
07/11/1997	5	MOTION filed by plaintiff DAVID C MARTELL to reinstate action ; affidavit (1); attachment (cjp) (Entered: 07/16/1997)
07/28/1997	6	ORDER by Judge Aubrey E. Robinson : granting motion to reinstate action [5-1] by DAVID C MARTELL (N) (cjp) (Entered: 07/28/1997)
07/28/1997		Case Reopened (cjp) (Entered: 07/28/1997)
07/28/1997	7	ORDER by Judge Aubrey E. Robinson : directing that monthly payments be made from the prisoner account of DAVID C MARTELL . (N) (cjp) (Entered: 07/28/1997)
07/28/1997		SUMMONS (4) issued to federal party(s) federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI , and non-parties: U.S. Attorney and U.S. Attorney General. (cjp) (Entered: 07/28/1997)
07/28/1997		CASE REASSIGNED from Unassigned to Judge Thomas P. Jackson (tth) Modified on 07/29/1997 (Entered: 07/29/1997)
08/07/1997	8	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/31/97 upon federal defendant EXEC. OFFICE/US ATTY (tth) (Entered: 08/08/1997)
08/07/1997	9	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 7/31/97 (tth) (Entered: 08/08/1997)
08/07/1997	10	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/31/97 upon federal defendant FBI (tth) (Entered: 08/08/1997)
08/07/1997	11	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 8/1/97 (tth) (Entered: 08/08/1997)
09/02/1997	12	ANSWER TO COMPLAINT [1-1] by federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI. (tth) (Entered: 09/03/1997)
09/08/1997		SCHEDULING NOTICE: status hearing set for 9:30 10/31/97 ; before Judge Thomas P. Jackson . (rew) (Entered: 09/08/1997)
09/09/1997	13	ORDER by Judge Thomas P. Jackson , directing defendants to file motion to dismiss or for Summary Judgment by 10-10-97 and no extensions will be granted except for good cause. (N) (rew) (Entered: 09/11/1997)
10/10/1997	14	MOTION filed by federal defendant FBI to extend time to 10/28/97 to file its dispositive motion (tth) Modified on 10/14/1997 (Entered: 10/14/1997)
10/10/1997	15	MOTION filed by federal defendant EXEC. OFFICE/US ATTY to extend time to 10/10/97 to file its dispositive motion (tth) Modified on 10/14/1997 (Entered: 10/14/1997)

10/14/1997	16	MOTION filed by federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI to dismiss complaint [1-1] , or, in the alternative, for summary judgment on behalf of the Executive Office for U.S. Attorneys ; exhibits (6); declaration (1) (tth) Modified on 10/15/1997 (Entered: 10/15/1997)
10/14/1997	19	ORDER by Judge Thomas P. Jackson: granting motion to extend time to 10/10/97 to file its dispositive motion [15-1] by EXEC. OFFICE/US ATTY; defendant EOUSA dispositive motions due by 10/14/97 ; (N) (kmk) (Entered: 10/17/1997)
10/14/1997	20	ORDER by Judge Thomas P. Jackson: granting motion to extend time to 10/28/97 to file its dispositive motion [14-1] by FBI; response to dispositive motions due by 10/28/97 ; (N) (kmk) (Entered: 10/21/1997)
10/15/1997	17	MOTION filed by plaintiff DAVID C MARTELL to dismiss complaint [1-1] with prejudice (tth) (Entered: 10/16/1997)
10/15/1997	18	RESPONSE (REPLY) by federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI to motion to dismiss complaint [1-1] with prejudice on behalf of the FBI [17-1] by DAVID C MARTELL (tth) Modified on 10/16/1997 (Entered: 10/16/1997)
10/20/1997	21	ORDER by Judge Thomas P. Jackson , directing plaintiff to respond to defendats motion to dismiss or for summary judgment by 11-17-97, failing the motion will be treated as conceded and enter judgment for defendat. (N) (rew) (Entered: 10/22/1997)
10/20/1997	22	ORDER by Judge Thomas P. Jackson : granting motion to dismiss complaint [1-1] with prejudice [17-1] by DAVID C MARTELL as to defendant FEDERAL BUREAU OF INVESTIGATION. (N) (rew) (Entered: 10/22/1997)
10/21/1997		SCHEDULING NOTICE: status hearing set for 9:30 10/31/97 ; before Judge Thomas P. Jackson . (rew) (Entered: 10/21/1997)
12/18/1997	23	ORDER by Judge Thomas P. Jackson ,directing defendant to provide the the court particularized justification for withholding of documents or release the documents by 2-17-98 and staying proceedings until 2-17-98. (N) (rew) (Entered: 12/22/1997)
02/05/1998	24	MOTION filed by federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI to extend time to 2/10/98 to file a dispositive motion ; EXHIBIT (MOTION TO DISMISS AMENDED COMPLAINT) (tth) (Entered: 02/06/1998)
02/18/1998	25	RESPONSE by federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI to the Court's 12/18/97 order [23-1] ; exhibits 1 ; declarations 1 (bjsp) (Entered: 02/19/1998)
04/29/1998	26	MEMORANDUM OPINION by Judge Thomas P. Jackson (N) (rew) (Entered: 04/29/1998)
04/29/1998	27	ORDER by Judge Thomas P. Jackson : granting motion for summary judgment on behalf of the Executive Office for U.S. Attorneys [16-2] by FBI, EXEC. OFFICE/US ATTY (N) (rew) (Entered: 04/29/1998)

04/29/1998	28	JUDGMENT entered by the Clerk in favor of federal defendant EXEC. OFFICE/US ATTY, federal defendant FBI against plaintiff DAVID C MARTELL (N) (rew) (Entered: 04/29/1998)
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