

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-03053-PLF**

DECATO v. EXEC. OFFICE/US ATTY
Assigned to: Judge Paul L. Friedman
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 12/22/2000
Date Terminated: 01/02/2003
Jury Demand: None
Nature of Suit: 550 Prisoner Petition:
Civil Rights (Other)
Jurisdiction: U.S. Government
Defendant

Plaintiff

RICHARD DECATO

represented by **RICHARD DECATO**
R02878-036
TERRE HAUTE UNITED STATES
PENITENTIARY
P.O. Box 33
Terre Haute, IN 47808-0033
PRO SE

V.

Defendant

**EXECUTIVE OFFICE FOR UNITED
STATES ATTORNEY**

represented by **Dorann E. Banks**
UNITED STATES DEPARTMENT OF
JUSTICE
U.S. Attorney's Office, Civil Division
555 Fourth Street, NW
Tenth Floor
Washington, DC 20530
(202) 514-7561
Fax: (202) 514-8780
Email: dorann.banks@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael C. Johnson
U.S. ATTORNEY'S OFFICE
Judiciary Center Building
555 Fourth Street, NW
Room 10-828
Washington, DC 20530
(202) 514-7220
Fax: 202-305-0955
Email: michael.c.johnson@usdoj.gov
TERMINATED: 04/08/2003
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/22/2000	1	COMPLAINT filed by plaintiff RICHARD DECATO; attachments (glb) (Entered: 01/03/2001)
12/22/2000		SUMMONS NOT ISSUED. (glb) (Entered: 01/03/2001)
12/22/2000	2	APPLICATION by plaintiff RICHARD DECATO to proceed in forma pauperis (glb) (Entered: 01/03/2001)
12/22/2000	3	ORDER by Judge Ricardo M. Urbina : directing prisoner plaintiff to provide a trust fund statement to the court by 1/21/01 for RICHARD DECATO . (N) (glb) (Entered: 01/03/2001)
01/18/2001	4	RESPONSE by plaintiff RICHARD DECATO to order directing prisoner plaintiff to provide a trust fund statement to the court by 1/21/01 for RICHARD DECATO . [3-1], order [3-2] (glb) (Entered: 01/27/2001)
02/06/2001	5	MEMORANDUM AND ORDER by Judge Royce C. Lamberth : directing prisoner plaintiff to provide a trust fund statement to the court by 3/8/01 for RICHARD DECATO . (N) (glb) Modified on 03/22/2001 (Entered: 02/06/2001)
02/16/2001	6	TRUST FUND ACCOUNT filed by plaintiff RICHARD DECATO pursuant to order [6-2], [5-1] . (glb) (Entered: 03/22/2001)
03/21/2001	7	ORDER by Judge Richard W. Roberts : granting motion to proceed in forma pauperis [2-1] by RICHARD DECATO directing that monthly payments be made from the prisoner account of RICHARD DECATO . (N) (glb) (Entered: 03/22/2001)
03/21/2001		CASE REASSIGNED to Judge Paul L. Friedman (bm) (Entered: 04/02/2001)
04/09/2001		SUMMONS (3) issued to federal party(s) federal defendant EXEC. OFFICE/US ATTY , and non-parties: U.S. Attorney and U.S. Attorney General. (td) (Entered: 04/30/2001)
04/30/2001	8	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 4/16/01 (td) (Entered: 05/09/2001)
04/30/2001	9	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 4/13/01 (td) (Entered: 05/09/2001)
05/10/2001	10	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 5/2/01 upon federal defendant EXEC. OFFICE/US ATTY (ks) (Entered: 05/11/2001)
05/14/2001	11	MOTION filed by federal defendant EXEC. OFFICE/US ATTY to extend time to 6/13/01 to answer complaint [1-1] (aet) (Entered: 05/15/2001)
05/16/2001	12	ORDER by Judge Paul L. Friedman : granting motion to extend time to 6/13/01 to answer complaint [1-1] [11-1] by EXEC. OFFICE/US ATTY; Answer extended to 6/13/01 for EXEC. OFFICE/US ATTY (N) (bm) (Entered: 05/16/2001)
06/13/2001	13	ANSWER TO COMPLAINT [1-1] by federal defendant EXEC. OFFICE/US ATTY . (aet) (Entered: 06/15/2001)

09/25/2001	14	ORDER by Judge Paul L. Friedman: defendant shall file a dispositive motion within 45 days of this order (N) (bm) (Entered: 09/25/2001)
11/09/2001	16	MOTION filed by federal defendant EXEC. OFFICE/US ATTY to extend time to 12/9/01 to file a dispositive motion (dam) (Entered: 11/13/2001)
11/13/2001	15	ORDER by Judge Paul L. Friedman : granting defendant's motion extending time to 12/9/01 to file a dispositive motion (N) (bm) (Entered: 11/13/2001)
12/05/2001	17	STATEMENT filed by federal defendant EXEC. OFFICE/US ATTY to the Court concerning mail service at United States Attorney's Office (bm) (Entered: 12/06/2001)
12/10/2001	18	MOTION filed by federal defendant EXEC. OFFICE/US ATTY for summary judgment pursuant to Rule 56(b) of the Federal Rules of Civil Procedure and Local Civil RULES 7(h) and 56.1 because there is no genuine issue ; exhibits (4) (td) Modified on 12/11/2001 (Entered: 12/11/2001)
12/21/2001	19	ORDER by Judge Paul L. Friedman : directing plaintiff shall respond to motion for summary judgment due 1/30/02 ; if plaintiff neither responds nor moves for an extension of time by the due date; the Court may treat the motion as conceded and enter judgment in favor of defendant. (N) (bm) (Entered: 12/21/2001)
01/24/2002	20	MOTION filed by plaintiff RICHARD DECATO to extend time 30 days to file a response to motion for summary (bm) (Entered: 01/24/2002)
01/24/2002	21	NOTICE OF CHANGE OF ADDRESS by RICHARD DECATO Reg 02878-036 New address: USP, Unit K, Terre Haute IN 47808. (bm) (Entered: 01/24/2002)
01/24/2002	22	ORDER by Judge Paul L. Friedman : granting motion to extend time 30 days to file a response to motion for summary judgment [20-1] by RICHARD DECATO; response to motion for summary judgment due 3/1/02 (N) (bm) (Entered: 01/24/2002)
03/01/2002	23	MOTION filed by plaintiff RICHARD DECATO for summary judgment ; declaration (1) (td) (Entered: 03/05/2002)
03/01/2002	24	RESPONSE by plaintiff RICHARD DECATO in opposition to defendant's motion for summary judgment [18-1]; declaration (1) (td) (Entered: 03/05/2002)
03/07/2002	25	MOTION filed by plaintiff RICHARD DECATO for summary judgment pursuant to Rule 56(a) ; declaration (1); attachment (1) (td) (Entered: 03/12/2002)
03/07/2002	26	RESPONSE by plaintiff RICHARD DECATO in opposition to defendant's motion for summary judgment [18-1]; declaration (1); attachment (1) (td) (Entered: 03/12/2002)
04/19/2002	28	MOTION filed by federal defendant EXEC. OFFICE/US ATTY to extend time to 5/9/02 to file reply to plaintiff's opposition to defendant's motion for judgment and defendant's opposition to plaintiff's motion for summary judgment. (td) (Entered: 04/25/2002)

04/23/2002	27	ORDER by Judge Paul L. Friedman: granting defendant's motion extending time to 5/9/02 reply to motion for summary judgment and to respond to cross motions (N) (bm) (Entered: 04/23/2002)
05/09/2002	29	MOTION (second) filed by federal defendant EXEC. OFFICE/US ATTY to extend time to 5/13/02 to file its reply to plaintiff's opposition to defendant's motion for summary judgment, and defendant's opposition to plaintiff's motion for summary judgment. (td) (Entered: 05/13/2002)
05/13/2002	31	REPLY by federal defendant EXEC. OFFICE/US ATTY to plaintiff's opposition to defendant's motion for summary judgment [18-1] by EXEC. OFFICE/US ATTY (td) (Entered: 05/15/2002)
05/13/2002	32	RESPONSE by federal defendant EXEC. OFFICE/US ATTY in opposition to plaintiff's cross motion for summary judgment [25-1]. (td) (Entered: 05/15/2002)
05/14/2002	30	ORDER by Judge Paul L. Friedman : granting motion to extend time to 5/13/02 to file its reply to plaintiff's opposition to defendant's motion for summary judgment, and defendant's opposition to plaintiff's motion for summary judgment. [29-1] by EXEC. OFFICE/US ATTY; reply to motion summary judgment and response to cross due 5/13/02 (N) (bm) (Entered: 05/14/2002)
05/29/2002	33	MOTION filed by plaintiff RICHARD DECATO to extend time to file its reply to defendant's opposition to plaintiff's opposition to defendant's motion for summary judgment and defendant's opposition to plaintiff's cross-motion for summary judgment. (td) (Entered: 06/05/2002)
01/02/2003	34	MEMORANDUM OPINION by Judge Paul L. Friedman (N) (jwd) (Entered: 01/03/2003)
01/02/2003	35	ORDER by Judge Paul L. Friedman : denying motion for summary judgment [23-1] by RICHARD DECATO, granting motion for summary judgment pursuant to Rule 56(b) of the Federal Rules of Civil Procedure and Local Civil RULES 7(h) and 56.1 because there is no genuine issue [18-1] by EXEC. OFFICE/US ATTY; granting nunc pro tunc plaintiff's motion to extend time [# 33] (N) (jwd) (Entered: 01/03/2003)
02/06/2003	36	NOTICE OF APPEAL by plaintiff RICHARD DECATO from order [35-1] , entered on: 1/3/03; IFP no fees required; Copy mailed to parties. (td) (Entered: 02/12/2003)
02/12/2003		TRANSMITTED PRELIMINARY RECORD on appeal [36-1] by RICHARD DECATO to U.S. Court of Appeals (td) (Entered: 02/12/2003)
02/13/2003		USCA # 03-5044 assigned for appeal [36-1] by RICHARD DECATO (nmr) (Entered: 02/21/2003)
03/17/2003	40	MOTION filed by plaintiff RICHARD DECATO for leave to appeal in forma pauperis ; attachments (2) (td) (Entered: 04/14/2003)
03/20/2003	37	COPY of Order filed in USCA dated 3/19/03, referencing appeal [36-1] , directing this case be held in abeyance pending resolution by the district court of appellant's application to proceed in forma pauperis. USCA # 03-5044 (cp) (Entered: 03/24/2003)

03/31/2003	38	ORDER by Judge Paul L. Friedman: granting plaintiff's motion for leave to proceed on appeal in forma pauperis; directing the Clerk of the Court shall notify the United States Court of Appeals of the disposition of this motion (N) (bm) (Entered: 03/31/2003)
04/08/2003	39	SUBSTITUTION OF COUNSEL for federal defendant EXEC. OFFICE/US ATTY , substituting Dorann E. Banks for attorney Michael C. Johnson for EXEC. OFFICE/US ATTY (nmr) (Entered: 04/11/2003)
04/14/2003		TRANSMITTED supplemental record on appeal [36-1] by RICHARD DECATO order by Judge Friedman re: IFP. (td) (Entered: 04/14/2003)
04/15/2003		ORDER by Judge Paul L. Friedman granting motion for leave to appeal in forma pauperis [40-1] by RICHARD DECATO (fiat) (N) (td) (Entered: 05/02/2003)
10/27/2003	41	Copy of USCA order re 36 Notice of Appeal: directing appellant to pay the partial filing fee of \$13.67 (USCA #03-5044). (cp,) (Entered: 11/06/2003)
03/03/2004	42	MANDATE of USCA as to 36 Notice of Appeal filed by RICHARD DECATO; discharging the order to show cause; granting the motion for summary affirmance. (bm) (Entered: 03/17/2004)