

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-02349-HHK**

HUTCHINS v. DOJ, et al
Assigned to: Judge Henry H. Kennedy
Demand: \$0
Case in other court: USCA-DC, 05-05262
Cause: 05:552 Freedom of Information Act

Date Filed: 09/29/2000
Date Terminated: 06/06/2005
Jury Demand: None
Nature of Suit: 550 Prisoner Petition:
Civil Rights (Other)
Jurisdiction: U.S. Government
Defendant

Plaintiff

TERRENCE BERNARD HUTCHINS

represented by **TERRENCE BERNARD HUTCHINS**
R10377-017
ESTILL FEDERAL CORRECTIONS
INSTITUTION
100 Prison Road
P.O. Box 699
Estill, SC 29918
PRO SE

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Kathleen M. Frye**
U.S. ATTORNEY'S OFFICE
Judiciary Center Building
555 Fourth Street, NW
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LEAD ATTORNEY
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Laurie J. Weinstein
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Defendant

**FEDERAL BUREAU OF
INVESTIGATION**

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

Laurie J. Weinstein
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Defendant

U.S. ATTORNEY OFFICE

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Laurie J. Weinstein
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Date Filed	#	Docket Text
09/29/2000	1	COMPLAINT filed by plaintiff TERRENCE BERNARD HUTCHINS; attachments (5) (bm) (Entered: 10/03/2000)
09/29/2000		SUMMONS (3) issued to federal party(s) federal defendants DOJ, FBI, US ATTORNEY'S OFFICE , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 10/03/2000)
09/29/2000	2	APPLICATION by plaintiff TERRENCE BERNARD HUTCHINS to proceed in forma pauperis (bm) (Entered: 10/03/2000)
09/29/2000	3	TRUST FUND ACCOUNT filed by plaintiff TERRENCE BERNARD HUTCHINS (bm) (Entered: 10/03/2000)
09/29/2000	4	ORDER by Judge James Robertson : directing that monthly payments be made from the prisoner account of TERRENCE BERNARD HUTCHINS; granting motion to proceed in forma pauperis [2-1] by TERRENCE BERNARD HUTCHINS (N) (bm) (Entered: 10/03/2000)
12/19/2000	5	MOTION filed by plaintiff TERRENCE BERNARD HUTCHINS to expedite freedom of information act lawsuit ; exhibits (1) (cdw) (Entered: 01/04/2001)
02/01/2001		SUMMONS (4) REISSUED for federal defendant DOJ, federal defendant FBI, federal defendant US ATTORNEY'S OFFICE and US Attorney General. (td) (Entered: 02/05/2001)
02/07/2001	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/5/01 upon federal defendant US ATTORNEY'S OFFICE (td) (Entered: 02/09/2001)
02/22/2001	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 2/14/01 (td) (Entered: 02/26/2001)

02/22/2001	8	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/14/01 upon federal defendant DOJ (td) (Entered: 02/26/2001)
02/28/2001	9	ATTORNEY APPEARANCE for federal defendant DOJ, federal defendant FBI, federal defendant US ATTORNEY'S OFFICE by Kathleen M. Frye (dcn) (Entered: 03/01/2001)
03/05/2001	10	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/22/01 upon federal defendant FBI (td) (Entered: 03/09/2001)
03/07/2001	11	MOTION filed by federal defendants to extend time to 4/16/01 to answer complaint [1-1]. ; Attachment (1) (hsj) Modified on 03/19/2001 (Entered: 03/16/2001)
03/20/2001	12	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 4/16/01 to answer complaint [1-1]. [11-1] by US ATTORNEY'S OFFICE, FBI, DOJ ; Answer extended to 4/16/01 for US ATTORNEY'S OFFICE, for FBI, for DOJ (N) (dcn) (Entered: 03/20/2001)
03/29/2001	13	MOTION filed by plaintiff TERRENCE BERNARD HUTCHINS to amend FOIA complaint [1-1] by TERRENCE BERNARD HUTCHINS ; NO EXHIBIT (hsj) Modified on 04/03/2001 (Entered: 03/30/2001)
04/16/2001	14	ANSWER TO COMPLAINT [1-1] by federal defendant DOJ . (hsj) (Entered: 04/17/2001)
05/22/2001	15	MOTION filed by plaintiff TERRENCE BERNARD HUTCHINS to amend FOIA complaint (cas) (Entered: 06/01/2001)
06/01/2001	16	REPLY by plaintiff TERRENCE BERNARD HUTCHINS to response to answer [14-1] by DOJ . (ag) (Entered: 06/06/2001)
07/09/2001	17	ORDER by Judge Henry H. Kennedy : denying motion to expedite freedom of information act lawsuit [5-1] by TERRENCE BERNARD HUTCHINS, granting motion to amend FOIA complaint [1-1] by TERRENCE BERNARD HUTCHINS [13-1] by TERRENCE BERNARD HUTCHINS, granting motion to amend FOIA complaint [15-1] by TERRENCE BERNARD HUTCHINS dispositive motions due 8/17/01 ; (N) (dcn) (Entered: 07/09/2001)
07/24/2001	18	ATTORNEY APPEARANCE for federal defendant DOJ, federal defendant FBI, federal defendant US ATTORNEY'S OFFICE by Laurie J. Weinstein (ks) (Entered: 07/25/2001)
08/17/2001	19	MOTION filed by federal defendant DOJ, federal defendant FBI for an enlargement of time to file a motion for summary judgment (cdw) (Entered: 08/21/2001)
09/06/2001	20	ORDER by Judge Henry H. Kennedy : that defendants shall inform the Court by September 6, 2001, as to the status of this case and time by which defendants will file a dispositive motion. (N) (dot) (Entered: 09/06/2001)
09/10/2001	21	STATUS REPORT by federal defendant DOJ, federal defendant FBI regarding processing of plaintiff's FOIA request and motion for schedule; declarations (1), exhibits (18) (cdw) (Entered: 09/13/2001)

10/01/2001	22	ORDER by Judge Henry H. Kennedy : defendants shall release all materials for which the agency does not claim FOIA exemption by 9/28/01 ; defendants shall send request for payment of fees to plaintiff by 10/9/01; plaintiffs dispositive motions due 1/25/02 ; (N) (dcn) (Entered: 10/05/2001)
11/14/2001	23	STATEMENT filed by plaintiff TERRENCE BERNARD HUTCHINS , regarding: compliance with Court's 10/1/01 Order (aet) (Entered: 11/21/2001)
11/29/2001	24	NOTICE by federal defendant to Court concerning mail service at US Attorney's Office (cdw) (Entered: 11/30/2001)
12/18/2001	25	MOTION filed by plaintiff TERRENCE BERNARD HUTCHINS to amend FOIA complaint [1-1] by TERRENCE BERNARD HUTCHINS , or in the alternative to withdraw previous filed motion excluding U.S. Attorney's Office as defendant (cdw) (Entered: 12/20/2001)
05/29/2002	26	MOTION filed by federal defendant DOJ, federal defendant FBI to extend time to file dispositive motion (cdw) (Entered: 05/30/2002)
06/11/2002	27	ORDER by Judge Henry H. Kennedy : granting motion to extend time to file dispositive motion [26-1] by FBI, DOJ (N) (dcn) (Entered: 06/12/2002)
07/01/2002	28	RESPONSE by plaintiff TERRENCE BERNARD HUTCHINS to motion to extend time to file dispositive motion [26-1] by FBI, DOJ (cdw) (Entered: 07/03/2002)
09/16/2002	29	ORDER by Judge Henry H. Kennedy : denying motion to amend FOIA complaint [1-1] by TERRENCE BERNARD HUTCHINS [25-1] by TERRENCE BERNARD HUTCHINS, granting motion to withdraw previous filed motion excluding U.S. Attorney's Office as defendant [25-2] by TERRENCE BERNARD HUTCHINS (N) (dcn) (Entered: 09/18/2002)
10/11/2002	30	MOTION filed by federal defendants DOJ, FBI, U.S. ATTORNEY OFFICE for summary judgment pursuant to FRCP 56 ; declaration (1); exhibits (5) (bcs) (Entered: 10/15/2002)
10/18/2002	31	ORDER by Judge Henry H. Kennedy : response to motion for summary judgment due 11/15/02 (N) (dcn) (Entered: 10/18/2002)
12/04/2002	32	NOTICE by federal defendant DOJ, federal defendant FBI that motion for summary judgment previously filed has been re-sent to plaintiff on 12/4/02 (cdw) (Entered: 12/06/2002)
12/11/2002	33	MOTION filed by plaintiff TERRENCE BERNARD HUTCHINS to extend time to file response or opposition to motion for summary judgment (dcn) (Entered: 12/11/2002)
12/11/2002	34	ORDER by Judge Henry H. Kennedy : granting in part, motion to extend time to file response or opposition to motion for summary judgment [33-1] (N) (dcn) (Entered: 12/11/2002)
01/10/2003	35	CROSS MOTIONS by plaintiff TERRENCE BERNARD HUTCHINS for summary judgment (cdw) (Entered: 01/14/2003)

01/21/2003	36	RESPONSE by plaintiff TERRENCE BERNARD HUTCHINS to motion for summary judgment pursuant to FRCP 56 [30-1] by U.S. ATTORNEY OFFICE, FBI, DOJ; exhibits; BULKY PLEADING (cdw) Modified on 01/24/2003 (Entered: 01/24/2003)
02/06/2003	37	MOTION filed by federal defendants DOJ and FBI to extend time to 2/26/03 to file reply and oppositon to plaintiff's opposition to defendants' dispositive motion and cross motion (adc) (Entered: 02/07/2003)
02/10/2003	38	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 2/26/03 to file reply and oppositon to plaintiff's opposition to defendants' dispositive motion and cross motion [37-1] by FBI, DOJ (N) (dcn) (Entered: 02/11/2003)
02/25/2003	39	MOTION filed by federal defendant DOJ, federal defendant FBI to extend time to 3/21/03 to file its reply and opposition to plaintiff's opposition to defendant's motion for summary judgment and cross motion for summary judgment. (ks) (Entered: 02/26/2003)
02/28/2003	40	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 3/21/03 to file its reply and opposition to plaintiff's opposition to defendant's motion for summary judgment and cross motion for summary judgment. [39-1] by FBI, DOJ (N) (dcn) (Entered: 03/04/2003)
03/20/2003	41	MOTION (THIRD) filed by federal defendants DOJ, FBI, U.S. ATTORNEY OFFICE to extend time to 3/28/03 to file reply and opposition to plaintiff's opposition to defendants' dispositive motion and cross motion (bcs) (Entered: 03/21/2003)
03/28/2003	42	MOTION (FINAL) filed by federal defendants DOJ, FBI to extend time to 4/7/03 to file reply and opposition to plaintiff's opposition to defendants' dispositive motion and cross motion (bcs) (Entered: 03/31/2003)
03/28/2003	43	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 3/28/03 to file reply and opposition to plaintiff's opposition to defendants' dispositive motion and cross motion [41-1] by U.S. ATTORNEY OFFICE, FBI, DOJ reply to motion for summary judgment due by 3/28/03 ; (N) (dcn) (Entered: 03/31/2003)
04/02/2003	44	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 4/7/03 to file reply and opposition to plaintiff's opposition to defendants' dispositive motion and cross motion [42-1] by FBI, DOJ reply to cross motions due by 4/7/03 ; (N) (dcn) (Entered: 04/02/2003)
04/07/2003	45	RESPONSE by federal defendant DOJ, federal defendant FBI in opposition to cross motion for summary judgment [35-1] by TERRENCE BERNARD HUTCHINS.; exhibits (3) (bcs) (Entered: 04/08/2003)
04/07/2003	46	REPLY by federal defendant DOJ, federal defendant FBI to response in opposition to motion for summary judgment pursuant to FRCP 56 [30-1] by U.S. ATTORNEY OFFICE, FBI, DOJ; exhibits (3) (bcs) (Entered: 04/08/2003)
04/28/2003	47	REPLY by plaintiff TERRENCE BERNARD HUTCHINS to response in opposition to cross motion for summary judgment [35-1] by TERRENCE BERNARD HUTCHINS; exhibit (1) (bcs) (Entered: 04/29/2003)

07/28/2003	48	MOTION filed by plaintiff TERRENCE BERNARD HUTCHINS for reimbursement of duplication fee ; declaration (1); exhibits (2) (bcs) (Entered: 07/29/2003)
10/27/2003	49	Memorandum Opinion and Order. Signed by Judge Henry H. Kennedy, Jr., on October 27, 2003. (FL,) (Entered: 10/27/2003)
11/12/2003	50	MOTION for Reconsideration re 49 Memorandum & Opinion by TERRENCE BERNARD HUTCHINS. (Attachments: # 1 Exhibit notice of bulky exhibit)(bcs,) (Entered: 11/13/2003)
11/21/2003	52	MOTION for Reconsideration re 49 Memorandum & Opinion dated 10/27/03 by TERRENCE BERNARD HUTCHINS. (bcs,) (Entered: 11/26/2003)
11/25/2003	51	MOTION for Extension of Time to <i>Respond to Court's Order</i> by FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE, U.S. DEPARTMENT OF JUSTICE. (Weinstein, Laurie) (Entered: 11/25/2003)
11/26/2003		Minute (1) ORDER denying 50 Motion for Reconsideration,(2)ORDER granting 51 Motion for Extension of Time. (Kennedy, Henry) Modified on 12/23/2003 (bcs,). (Entered: 11/26/2003)
12/22/2003	53	NOTICE OF APPEAL as to 49 Memorandum & Opinion by TERRENCE BERNARD HUTCHINS. In Forma Pauperis (bcs,) (Entered: 12/23/2003)
12/23/2003		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 53 Notice of Appeal (bcs,) (Entered: 12/23/2003)
01/02/2004	54	USCA Case Number 03-5367 for 53 Notice of Appeal filed by TERRENCE BERNARD HUTCHINS. (bcs,) (Entered: 01/05/2004)
01/06/2004	55	MOTION for Extension of Time to <i>Respond to Court's Order</i> by FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE, U.S. DEPARTMENT OF JUSTICE. (Weinstein, Laurie) (Entered: 01/06/2004)
01/07/2004		Minute order re 55 granting defendants' motion for short enlargement of time to respond to court's order. Defendants have up to and including January 9, 2004, within which to file a response to the court's order. Signed by Judge Henry H. Kennedy, Jr., on January 7, 2004. (FL,) (Entered: 01/07/2004)
01/10/2004	56	MOTION for Extension of Time to <i>File Response to Court</i> by FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE, U.S. DEPARTMENT OF JUSTICE. (Weinstein, Laurie) (Entered: 01/10/2004)
01/10/2004	57	STATUS REPORT <i>to Court</i> by FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Hardy Declaration with Exhibits)(Weinstein, Laurie) (Entered: 01/10/2004)
01/10/2004		MINUTE ORDERS granting 55 Motion for Extension of Time and 56 Motion for Extension of Time (Kennedy, Henry) (Entered: 01/10/2004)
02/05/2004	58	ORDER granting 48 plaintiff's motion for reimbursement of duplication fees. Signed by Judge Henry H. Kennedy on 2/5/04. (ms,) (Entered: 02/05/2004)

02/05/2004		ORDER denying 52 plaintiff's Motion for Reconsideration. Signed by Judge Henry H. Kennedy on 2/5/04. (ms,) (Entered: 02/05/2004)
02/06/2004	59	ORDER of USCA dismissing appeal as to 53 Notice of Appeal filed by TERRENCE BERNARD HUTCHINS USCA #03-5367 (cp,) (Entered: 02/10/2004)
09/27/2004	60	RENEWED MOTION for Summary Judgment by TERRENCE BERNARD HUTCHINS. (Attachments: # 1 Exhibit A-B# 2 Text of Proposed Order)(lc,) (Entered: 10/01/2004)
09/27/2004	61	MOTION for Reconsideration re 49 Memorandum & Opinion by TERRENCE BERNARD HUTCHINS. (lc,) (Entered: 10/01/2004)
10/04/2004		ORDER denying as moot 60 Motion for Summary Judgment and denying 61 Motion for Reconsideration. Signed by Judge Henry H. Kennedy on 10-04-04.(jpm) (Entered: 10/04/2004)
01/06/2005	62	Plaintiff's MOTION To Reinstate FOIA Complaint by TERRENCE BERNARD HUTCHINS. (lc,) (Entered: 01/06/2005)
01/21/2005	63	MOTION for Extension of Time to File Response/Reply as to 62 MOTION for Reconsideration <i>or to Re-Open FOIA Complaint</i> by U.S. DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE. (Weinstein, Laurie) (Entered: 01/21/2005)
01/24/2005		ORDER granting 63 Motion for Extension of Time to File Response/Reply as to 62 MOTION for Reconsideration or to Re-Open FOIA Complaint. Responses due by 2/7/2005. Signed by Judge Henry H. Kennedy on 1/24/05. (ms,) (Entered: 01/24/2005)
02/03/2005	64	Second MOTION for Extension of Time to <i>File Response to Plaintiff's Motion to Reinstate Complaint and to file Renewed Dispositive Motion</i> by U.S. DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE. (Weinstein, Laurie) (Entered: 02/03/2005)
02/07/2005		ORDER granting 64 Motion for Extension of Time to March 1, 2005. Signed by Judge Henry H. Kennedy on 2/7/05. (ms,) (Entered: 02/07/2005)
03/01/2005	65	MOTION for Extension of Time to <i>Answer Plaintiff's Motion or File Dispositive Motion</i> by U.S. DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE. (Weinstein, Laurie) (Entered: 03/01/2005)
03/02/2005		ORDER granting nunc pro tunc 65 Motion for Extension of Time. Defendants shall file a response to plaintiff's motion to reopen by March 15, 2005. Signed by Judge Henry H. Kennedy on 3/2/05. (ms,) (Entered: 03/02/2005)
03/03/2005		Set/Reset Deadlines: Responses to motion to re-open due by 3/15/2005 (rew,) (Entered: 03/03/2005)
03/15/2005	66	MOTION to Dismiss <i>Remaining Complaint</i> by U.S. DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE. (Attachments: # 1 Exhibit Declaration of John Boseker) (Weinstein, Laurie) (Entered: 03/15/2005)

03/17/2005	67	Order advising plaintiff to respond or Court may deem matter as conceded Responses due by 4/18/2005. Signed by Judge Henry H. Kennedy on 3/16/05. (ms,) (Entered: 03/17/2005)
03/17/2005		Set/Reset Deadlines: Response to Dispositive Motions due by 4/18/2005. (rew,) (Entered: 03/17/2005)
03/25/2005	68	MOTION for Extension of Time to File Response/Reply as to 66 MOTION to Dismiss <i>Remaining Complaint</i> by TERRENCE BERNARD HUTCHINS. (lc,) (Entered: 03/30/2005)
03/31/2005		ORDER granting 68 plaintiff's Motion for Extension of Time. Defendant shall serve a hard copy of its motion on plaintiff at his address of record by first class mail on or before April 5, 2005. Plaintiff shall file his opposition or other response to defendant's motion on or before May 5, 2005. . Signed by Judge Henry H. Kennedy on 3/31/05. (ms,) (Entered: 03/31/2005)
04/04/2005	69	NOTICE of Filing of Renewed Certificate of Service by U.S. DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, U.S. ATTORNEY OFFICE re Order on Motion for Extension of Time to File Response/Reply, (Attachments: # 1 Exhibit Renewed Certificate of Service)(Weinstein, Laurie) (Entered: 04/04/2005)
05/05/2005	70	Memorandum in opposition to MOTION to Dismiss Remaining Complaint re 66 filed by TERRENCE BERNARD HUTCHINS. (lc,) (Entered: 05/11/2005)
06/06/2005	71	MEMORANDUM AND OPINION. Signed by Judge Henry H. Kennedy on 6/6/05. (ms,) (Entered: 06/06/2005)
06/06/2005	72	ORDER granting 62 plaintiff's Motion for Reconsideration, and granting 66 defendants' Motion to Dismiss. Signed by Judge Henry H. Kennedy on 6/6/05. (ms,) (Entered: 06/06/2005)
06/20/2005	73	NOTICE OF APPEAL as to 49 Memorandum & Opinion, denying as moot 60 Motion for Summary Judgment and denying 61 Motion for Reconsideration, 72 Order on Motion for Reconsideration, Order on Motion to Dismiss by TERRENCE BERNARD HUTCHINS. Filing fee \$ 0.00. (lc,) (Entered: 06/22/2005)
06/22/2005		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 73 Notice of Appeal, (lc,) (Entered: 06/22/2005)
07/07/2005		USCA Case Number 05-5262 for 73 Notice of Appeal, filed by TERRENCE BERNARD HUTCHINS,. (lc,) (Entered: 07/08/2005)
08/05/2005	74	MOTION for Leave to Appeal in forma pauperis by TERRENCE BERNARD HUTCHINS. (lc,) (Entered: 08/08/2005)
08/05/2005	75	PRISONER TRUST FUND ACCOUNT STATEMENT for period of six months by TERRENCE BERNARD HUTCHINS (lc,) (Entered: 08/08/2005)
08/22/2005		ORDER granting 74 plaintiff's Motion for Leave to Appeal in forma pauperis. Signed by Judge Henry H. Kennedy on 8/22/05. (ms,) (Entered: 08/22/2005)
08/23/2005		Supplemental Record on Appeal transmitted to US Court of Appeals re 73 Notice of Appeal, (lc,) (Entered: 08/23/2005)

04/05/2006	76	MANDATE of USCA (certified copy)It is hereby ordered that the motion for summary affirmance be granted, and the motion for summary reversal be denied; USCA# 05-5262 (jsc) (Entered: 04/21/2006)
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