

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:99-cv-03020-TPJ**

NARDUCCI, et al v. DOJ  
Assigned to: Judge Thomas Penfield Jackson  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/12/1999  
Date Terminated: 06/03/2004  
Jury Demand: None  
Nature of Suit: 550 Prisoner Petition:  
Civil Rights (Other)  
Jurisdiction: U.S. Government  
Defendant

**Plaintiff**

**PHILIP A. NARDUCCI**

represented by **PHILIP A. NARDUCCI**  
R37265-066  
SHERIDAN FEDERAL  
CORRECTIONAL INSTITUTION  
P.O. Box 5000  
Sheridan, OR 97378-5000  
PRO SE

**Plaintiff**

**FRANK LIEB**

represented by **FRANK LIEB**  
#45123-053  
RAY BROOK FEDERAL  
CORRECTIONAL INSTITUTION  
P.O. Box 300  
Ray Brook, NY 12977  
PRO SE

V.

**Defendant**

**U.S. DEPARTMENT OF JUSTICE**

represented by **Edward Alkalay**  
U.S. ATTORNEY'S OFFICE  
Judiciary Center Building  
555 Fourth Street, NW  
Room 10-110  
Washington, DC 20530  
(202) 514-7131  
Fax: 202-305-0955  
Email: Edward.Aikalay@usdoj.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Movant**

**NATIONAL PERSONNEL RECORD  
CENTER/GENERAL SERVICES  
ADMINISTRATION**

represented by **Edward Alkalay**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
11/12/1999	1	COMPLAINT filed by plaintiff PHILLIP A. NARDUCCI, plaintiff FRANK LIEB; exhibits 1-25 (kmk) Modified on 11/16/1999 (Entered: 11/16/1999)
11/12/1999		SUMMONS (3) issued to federal party(s) federal defendant DOJ, and non-parties: U.S. Attorney and U.S. Attorney General. (kmk) (Entered: 11/16/1999)
12/15/1999	2	ATTORNEY APPEARANCE for federal defendant DOJ by Edward Alkalay (tth) (Entered: 12/16/1999)
12/21/1999	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 11/27/99 (tth) (Entered: 01/06/2000)
12/21/1999	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 11/26/99 (tth) (Entered: 01/06/2000)
12/21/1999	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 11/26/99 upon federal defendant DOJ (tth) (Entered: 01/06/2000)
12/30/1999	3	MOTION filed by federal defendant DOJ to extend time to 1/29/00 to file its answer (clv) (Entered: 01/03/2000)
01/04/2000	4	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 1/31/00 to file its answer [3-1] by DOJ (N) (rew) (Entered: 01/06/2000)
01/27/2000	8	MOTION filed by federal defendant DOJ to extend time to March 06, 2000 to answer or respond to the complaint [1-1] (jf) (Entered: 02/01/2000)
02/02/2000	9	ORDER by Judge Thomas P. Jackson: granting motion to extend time to March 06, 2000 to answer or respond to the complaint [1-1] [8-1] by DOJ ; Answer extended to 3/6/00 for DOJ (N) (kmk) (Entered: 02/08/2000)
03/06/2000	10	ANSWER TO COMPLAINT [1-1] by federal defendant DOJ . (ks) (Entered: 03/07/2000)
05/08/2000	11	MOTION filed by federal defendant DOJ for proposed briefing schedule (tth) (Entered: 05/10/2000)
05/10/2000	<a href="#">12</a>	ORDER by Judge Thomas P. Jackson : granting motion for proposed briefing schedule [11-1] by DOJ dispositive motions due 6/30/00 ; response to dispositive motions due 7/24/00 ; reply to dispositive motions due 8/7/00 ; (N) (rew) (Entered: 05/12/2000)
06/30/2000	13	MOTION filed by federal defendant DOJ for summary judgment ; exhibits (5) (jf) (Entered: 07/03/2000)
06/30/2000	14	MOTION filed by federal defendant DOJ to extend time to 7/31/00 to file a dispositive motion (jf) (Entered: 07/03/2000)

07/05/2000	<a href="#">15</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 7/31/00 to file a dispositive motion [14-1] by DOJ dispositive motions due by 7/31/00 ; (N) (rew) (Entered: 07/07/2000)
07/27/2000	16	MOTION filed by plaintiff PHILLIP A. NARDUCCI to extend time to 9/30/00 to file a response to defendant's motion for summary judgment (bjsp) (Entered: 07/28/2000)
07/31/2000	17	MOTION filed by federal defendant DOJ to extend time to 8/31/00 to file a dispositive motion ; Exhibit 1. (jeb) (Entered: 08/01/2000)
08/10/2000	18	REPLY BRIEF (PRELIMINARY) by plaintiff PHILLIP A. NARDUCCI regarding the merits of plaintiffs' claims. (tth) (Entered: 08/11/2000)
08/28/2000	<a href="#">19</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 9/30/00 to file a response to defendant's motion for summary judgment [16-1] by PHILLIP A. NARDUCCI response to motion for summary judgment due 9/30/00 ; failing the Court may treat the motion as conceded. (N) (rew) (Entered: 08/29/2000)
08/28/2000	<a href="#">20</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 8/31/00 to file a dispositive motion [17-1] by DOJ (N) (rew) (Entered: 08/30/2000)
08/31/2000	21	ERRATA by federal defendant DOJ of original declaration of David L. Petree to motion for extension of time. (jf) (Entered: 09/01/2000)
08/31/2000	22	MOTION filed by federal defendant DOJ to extend time to 9/30/00 to file dispositive motion (jf) (Entered: 09/01/2000)
09/07/2000	23	MOTION filed by plaintiff PHILIP A. NARDUCCI, plaintiff FRANK LIEB for summary judgment ; Declaration (1) (tth) (Entered: 09/08/2000)
09/07/2000	<a href="#">24</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 9/30/00 to file dispositive motion [22-1] by DOJ dispositive motions due by 9/30/00 ; (N) (rew) (Entered: 09/12/2000)
09/15/2000	25	MOTION filed by federal defendant DOJ to extend time to 9/22/00 to file an opposition to plaintiff's motion for summary judgment (jf) (Entered: 09/20/2000)
09/18/2000	26	MOTION filed by plaintiff PHILIP A. NARDUCCI, plaintiff FRANK LIEB to extend time to 10/31/00 to file a motion for summary judgment (jf) (Entered: 09/20/2000)
09/18/2000	27	MOTION filed by plaintiff PHILIP A. NARDUCCI, plaintiff FRANK LIEB for clarification of briefing deadlines (jf) (Entered: 09/20/2000)
09/21/2000	<a href="#">28</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 9/22/00 to file an opposition to plaintiff's motion for summary judgment [25-1] by DOJ (N) (rew) (Entered: 09/21/2000)
09/22/2000	29	RESPONSE by federal defendant DOJ to motion for summary judgment [23-1] by FRANK LIEB, PHILIP A. NARDUCCI (jf) (Entered: 09/25/2000)
10/02/2000	30	MOTION filed by federal defendant DOJ for summary judgment exhibits (3) (ag) Modified on 10/03/2000 (Entered: 10/03/2000)

10/10/2000	31	NOTICE OF FILING DECLARATION of David L. Petree by Non Party NATL PERSONNEL; Exhibit (1); "Let this be filed", JACKSON, J. (tth) (Entered: 10/19/2000)
10/26/2000	32	RESPONSE by plaintiff PHILIP A. NARDUCCI, plaintiff FRANK LIEB to motion for summary judgment [30-1] by DOJ; Declaration (1) (tth) (Entered: 10/30/2000)
11/09/2000	33	RESPONSE by federal defendant DOJ to motion for clarification of briefing deadlines [27-1] by FRANK LIEB, PHILIP A. NARDUCCI (tth) Modified on 11/14/2000 (Entered: 11/14/2000)
11/14/2000	<a href="#">36</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 10/31/00 to file a motion for summary judgment [26-1] by FRANK LIEB, PHILIP A. NARDUCCI motion for summary judgment due by 12/15/00 ;, granting motion for clarification of briefing deadlines [27-1] by FRANK LIEB, PHILIP A. NARDUCCI (N) (rew) (Entered: 11/20/2000)
11/15/2000	34	MOTION filed by federal defendant DOJ to extend time to eleven days after plaintiff's have filed a motion to strike and/or supplemental summary judgment motion to responds to plaintiff's most recent motion for summary judgment (ag) (Entered: 11/16/2000)
11/16/2000	<a href="#">35</a>	ORDER by Judge Thomas P. Jackson : denying without prejudice motion to extend time to eleven days after plaintiff's have filed a motion to strike and/or supplemental summary judgment motion to responds to plaintiff's most recent motion for summary judgment [34-1] by DOJ (N) (rew) (Entered: 11/20/2000)
12/07/2000	37	MOTION filed by plaintiff PHILIP A. NARDUCCI, plaintiff FRANK LIEB for summary judgment for access to Brady material in the memorandum of understanding (jdm) (Entered: 12/07/2000)
12/11/2000	38	MOTION filed by plaintiffs PHILIP A. NARDUCCI, and FRANK LIEB to strike all pleadings, including declarations submitted as exhibits, filed in behalf of the General Services administration, its sub-agencies, the National Personal Records Center, and the Office of Personnel Management, as not parties to this action (ag) (Entered: 12/12/2000)
12/18/2000	39	MOTION filed by federal defendant DOJ to extend time to 12/22/00 to reply to plaintiff's motion to strike (ag) (Entered: 12/19/2000)
12/19/2000	<a href="#">40</a>	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 12/22/00 to reply to plaintiff's motion to strike [39-1] by DOJ response to motion(s) due by 12/22/00 ; (N) (rew) (Entered: 12/21/2000)
12/22/2000	41	RESPONSE by federal defendant DOJ in opposition to motion to strike all pleadings, including declarations submitted as exhibits, filed in behalf of the General Services administration, its sub-agencies, the National Personal Records Center, and the Office of Personnel Management, as not parties to this action [38-1] by FRANK LIEB, PHILIP A. NARDUCCI; Declaration (1); Exhibits (1) . (ag) (Entered: 12/27/2000)

06/04/2001	<a href="#">42</a>	ORDER by Judge Thomas P. Jackson : denying motion to strike all pleadings, including declarations submitted as exhibits, filed in behalf of the General Services administration, its sub-agencies, the National Personal Records Center, and the Office of Personnel Management, as not parties to this action [38-1] by FRANK LIEB, PHILIP A. NARDUCCI (N) (rew) (Entered: 06/04/2001)
03/26/2002	43	MOTION filed by plaintiff PHILIP A. NARDUCCI for judgment on the pleadings (rje) (Entered: 03/27/2002)
12/02/2002	44	MOTION filed by plaintiffs PHILIP A. NARDUCCI, FRANK LIEB to serve supplemental pleadings pursuant to FRCP 15 (d) ; exhibit (1) (rje) (Entered: 12/04/2002)
06/02/2003	45	ENTERED IN ERROR.....CERTIFICATE FROM RECORDER OF DEEDS of Recording of Judgment on 5/5/03 . Instrument No.: 558. (mpt) Modified on 4/5/2004 (gt, ). (Entered: 06/03/2003)
06/03/2004	<a href="#">46</a>	ORDER granting 13 Motion for Summary Judgment, and dismissing plaintiffs' claims with prejudice . Signed by Judge Thomas Penfield Jackson on 6/3/2004 . (lctpj1, ) (Entered: 06/03/2004)
06/03/2004	<a href="#">47</a>	ORDER of USCA (certified copy) dismissing petition for writ of mandamus; USCA #04-5112. (adc) (Entered: 07/26/2004)