

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:99-cv-02429-RMU**

RODRIGUEZ v. BATF, et al
Assigned to: Judge Ricardo M. Urbina
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 09/14/1999
Date Terminated: 09/18/2000
Jury Demand: None
Nature of Suit: 550 Prisoner Petition:
Civil Rights (Other)
Jurisdiction: U.S. Government
Defendant

Plaintiff

JOE GAMBOA RODRIGUEZ

represented by **JOE GAMBOA RODRIGUEZ**
R60252-079
BEAUMONT FEDERAL
CORRECTIONAL COMPLEX
Low Security
P.O. Box 26020
Beaumont, TX 77720-6020
PRO SE

V.

Defendant

**BUREAU OF ALCOHOL,
TOBACCO, FIREARMS, AND
EXPLOSIVES**

represented by **Heather J. Kelly**
BRAULT, BRAHAM, PLLC
110 South Washington Street
Rockville, MD 20850
(202) 424-1060
Fax: (202) 424-0405
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

LARRY SHIVER
ATF AGENT

represented by **Heather J. Kelly**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

RAMON BAZAN
ATF AGENT

represented by **Heather J. Kelly**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

GEORGE MIKE TAYLOR
ATF AGENT

represented by **Heather J. Kelly**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

WESTERN AUTO SUPPLY STORE

represented by **Douglas R. M. Nazarian**
MARYLAND PUBLIC SERVICE
COMMISSION
WM Donald Schaefer Tower
6th Paul Street
16th Floor
Baltimore, MD 21202
(410) 767-8000
Fax: 410-539-6981
Email: drmnazarian@hhlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

TOME. OTT

Corporation's President of JTO Inc

Date Filed	#	Docket Text
09/14/1999	1	COMPLAINT filed by plaintiff JOE GAMBOA RODRIGUEZ (tw) (Entered: 09/17/1999)
09/14/1999		SUMMONS (8) issued for federal defendant BATF, federal defendant LARRY SHIVER, federal defendant RAMON BAZAN, federal defendant GEORGE MIKE TAYLOR, defendant WESTERN AUTO SUPPLY, defendant TOM E. OTT (tw) (Entered: 09/17/1999)
09/14/1999	2	APPLICATION by plaintiff JOE GAMBOA RODRIGUEZ to proceed in forma pauperis (tw) (Entered: 09/17/1999)
09/14/1999	3	PRISON ACCOUNT STATEMENT filed by plaintiff JOE GAMBOA RODRIGUEZ. (tw) (Entered: 09/17/1999)
09/14/1999	4	ORDER by Judge Aubrey E. Robinson : granting motion to proceed in forma pauperis [2-1] by JOE GAMBOA RODRIGUEZ directing that monthly payments be made from the prisoner account of JOE GAMBOA RODRIGUEZ . (N) (tw) (Entered: 09/17/1999)
09/30/1999	5	ATTORNEY APPEARANCE for federal defendant BATF, federal defendant LARRY SHIVER, federal defendant RAMON BAZAN, federal defendant GEORGE MIKE TAYLOR by Heather Jean Kelly (tw) (Entered: 10/01/1999)
10/01/1999	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 9/27/99 (st) (Entered: 10/04/1999)
10/01/1999	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 9/27/99 upon federal defendant RAMON BAZAN (st) (Entered: 10/04/1999)

10/01/1999	8	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 9/23/99 upon federal defendant GEORGE MIKE TAYLOR (st) (Entered: 10/04/1999)
10/01/1999	9	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 9/23/99 (st) (Entered: 10/04/1999)
10/05/1999		DEPOSIT by plaintiff of \$150.00 filing fee (cjp) (Entered: 10/05/1999)
10/07/1999	10	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 9/29/99 upon defendant WESTERN AUTO SUPPLY (bjsp) (Entered: 10/08/1999)
10/07/1999	11	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 10/4/99 upon federal defendant BATF (bjsp) (Entered: 10/08/1999)
10/07/1999	12	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 9/27/99 upon federal defendant LARRY SHIVER (bjsp) (Entered: 10/08/1999)
10/14/1999	14	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 10/5/99 upon defendant TOM E. OTT (tw) (Entered: 10/18/1999)
10/18/1999	13	ORDER by Judge Gladys Kessler : directing that plaintiff has now paid the filing fee in full as ordered by the court at the initiation of this action (N) (glb) (Entered: 10/18/1999)
10/20/1999	15	ANSWER TO COMPLAINT [1-1] by defendant WESTERN AUTO SUPPLY . (bjsp) (Entered: 10/21/1999)
10/22/1999	16	ANSWER TO COMPLAINT [1-1] by federal defendant BATF . (st) (Entered: 10/25/1999)
10/22/1999	17	MOTION filed by federal defendant LARRY SHIVER, federal defendant RAMON BAZAN, federal defendant GEORGE MIKE TAYLOR to dismiss complaint [1-1] (st) (Entered: 10/25/1999)
10/28/1999	18	RESPONSE by plaintiff JOE GAMBOA RODRIGUEZ in opposition to motion to dismiss complaint [1-1] [17-1] by federal defendants ; exhibits (4) (bjsp) (Entered: 11/01/1999)
11/08/1999	19	RESPONSE (MOITON) by plaintiff JOE GAMBOA RODRIGUEZ in opposition to motion to dismiss complaint [1-1] [17-1] by federal defendants; exhibits (2) (bjsp) (Entered: 11/12/1999)
11/15/1999	20	RESPONSE by plaintiff JOE GAMBOA RODRIGUEZ in opposition to defendant's motion to dismiss complaint [1-1] [17-1]; exhibits (10) (tw) (Entered: 11/18/1999)
01/05/2000	21	MEMORANDUM OPINION AND ORDER by Judge Ricardo M. Urbina : granting motion to dismiss complaint [1-1] [17-1] as to individual defendants Larry Shiver, Ramon Bazan and Geroge Mike these defendants are hereby dismissed; dismissing action with prejudice sua sponte as to defendant Western Auto Supply Store and Tom Ott, the President of JTO, Inc., that the remaing defenant, the Bureau of Alcohol, Tobacco and Firearms, having filed an answer to the complaint on 10/22/99, shall file a motion for summary judgment on or before 2/11/00 (N) (jwd) Modified on 01/05/2000 (Entered: 01/05/2000)

02/11/2000	22	MOTION filed by federal defendants for summary judgment ; exhibits (10) (bjsp) (Entered: 02/15/2000)
02/29/2000	23	OBJECTIONS by plaintiff JOE GAMBOA RODRIGUEZ to motion for summary judgment [22-1] by BATF ; exhibits (6) (bjsp) (Entered: 03/02/2000)
04/21/2000	24	ORDER by Judge Ricardo M. Urbina : directing that plaintiff file his opposition to defendant's motion on or before 3/20/00 (N) (jwd) (Entered: 04/21/2000)
05/03/2000	25	MOTION filed by plaintiff JOE GAMBOA RODRIGUEZ for reconsideration of order [24-1] , and/or reschedule and clarification of the record. (tw) (Entered: 05/05/2000)
05/05/2000	26	MOTION filed by plaintiff JOE GAMBOA RODRIGUEZ for reconsideration and clarification of the record [24-1] ; attachment (1) (tw) Modified on 05/09/2000 (Entered: 05/09/2000)
05/19/2000	27	ORDER by Judge Ricardo M. Urbina: granting motion for reconsideration and clarification of the record [24-1] [26-1] by JOE GAMBOA RODRIGUEZ, granting motion for reconsideration of order [24-1] [25-1] by JOE GAMBOA RODRIGUEZ (N) (jwd) (Entered: 05/19/2000)
06/05/2000	28	ERRATA by plaintiff JOE GAMBOA RODRIGUEZ notice of filing of original affidavit to motion for reconsideration and clarification. (tw) (Entered: 06/06/2000)
06/15/2000	29	REPLY by federal defendant BATF, federal defendant LARRY SHIVER, federal defendant RAMON BAZAN, federal defendant GEORGE MIKE TAYLOR to plaintiff's opposition to motion for summary judgment [22-1] by BATF (tw) (Entered: 06/16/2000)
09/07/2000	32	MOTION filed by plaintiff JOE GAMBOA RODRIGUEZ for reconsideration of order [31-1] , and to clarification of order ; "Let this be filed" J. URBINA (tb) (Entered: 09/22/2000)
09/18/2000	30	MEMORANDUM OPINION by Judge Ricardo M. Urbina (N) (jwd) (Entered: 09/18/2000)
09/18/2000	31	ORDER by Judge Ricardo M. Urbina : granting motion for reconsideration and clarification of the record [24-1] [26-1] by JOE GAMBOA RODRIGUEZ, granting motion for summary judgment [22-1] by BATF; dismissing case with prejudice (N) (jwd) (Entered: 09/18/2000)