

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:98-cv-02747-PLF**

SHANTZ v. DOJ  
Assigned to: Judge Paul L. Friedman  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/09/1998  
Date Terminated: 10/15/2001  
Jury Demand: None  
Nature of Suit: 550 Prisoner Petition:  
Civil Rights (Other)  
Jurisdiction: U.S. Government  
Defendant

**Plaintiff**

**HOWARD BARRY SHANTZ**

represented by **HOWARD BARRY SHANTZ**  
R86523-011  
OTISVILLE FEDERAL  
CORRECTIONAL INSTITUTION  
P.O. Box 1000  
Otisville, NY 10963  
PRO SE

V.

**Defendant**

**U.S. DEPARTMENT OF JUSTICE**

represented by **Daria J. Zane**  
UNITED STATES ATTORNEYS  
OFFICE  
Civil Division  
555 4th Street, N.W.  
Room E4224  
Washington, DC 20530  
(202) 307-0372  
Fax: (202) 514-8780  
Email: [daria.zane@usdoj.gov](mailto:daria.zane@usdoj.gov)  
*TERMINATED: 11/27/2000*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**David Lloyd Smith**  
U.S. ATTORNEY'S OFFICE  
Judiciary Center Building  
555 Fourth Street, NW  
Room 9806  
Washington, DC 20530  
(202) 514-7566  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kathleen M. Frye**  
U.S. ATTORNEY'S OFFICE

U.S. ATTORNEY'S OFFICE  
Judiciary Center Building  
555 Fourth Street, NW  
10th Floor  
Washington, DC 20530  
(202) 353-9895  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mark E. Nagle**  
MARRIOTT VACATIONS  
WORLDWIDE CORPORATION  
Vice Presidents & Assistant General  
Counsel  
6649 Westwood Boulevard  
Orlando, FL 32821  
(407) 529-2587  
Fax: (407) 206-6420  
Email: mark.nagle@mwwc.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Robin M. Earnest**  
LAW OFFICE OF RON EARNEST  
P.O. Box 102  
Riverdale, MD 20738  
(240) 463-4625  
Fax: (240) 536-9194  
Email: rearnes1@umd.edu  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**David L. Smith**  
U.S. ATTORNEY'S OFFICE  
Judiciary Center Building  
555 Fourth Street, NW  
Room 9832  
Washington, DC 20530  
(202) 353-9895  
Fax: 202-305-0955  
*ATTORNEY TO BE NOTICED*

**Kenneth Leonard Wainstein**  
CADWALADER, WICKERSHAM &  
TAFT, LLP  
700 Sixth Street, NW  
Washington, DC 20001  
(202) 862-2474  
Fax: (202) 862-2400  
Email: ken.wainstein@cwt.com  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
11/09/1998	1	COMPLAINT filed by plaintiff HOWARD BARRY SHANTZ (tw) (Entered: 11/12/1998)
11/09/1998		SUMMONS (3) issued to federal party(s) federal defendant DOJ , and non-parties: U.S. Attorney and U.S. Attorney General. (tw) (Entered: 11/12/1998)
12/04/1998	2	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 11/24/98 upon federal defendant DOJ (jf) (Entered: 12/07/1998)
12/04/1998	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 11/24/98 (jf) (Entered: 12/07/1998)
12/04/1998	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 11/24/98 (jf) (Entered: 12/07/1998)
12/18/1998	5	MOTION filed by federal defendant DOJ to extend time to 1/25/99 to answer complaint [1-1] (bjsp) (Entered: 12/21/1998)
12/23/1998	6	ORDER by Judge Paul L. Friedman : granting motion to extend time to 1/25/99 to answer complaint [1-1] [5-1] by DOJ; Answer extended to 1/25/99 for DOJ (N) (bm) (Entered: 12/23/1998)
01/25/1999	7	MOTION filed by federal defendant DOJ to extend time to 2/15/99 to answer complaint [1-1] (bjsp) (Entered: 01/26/1999)
01/27/1999	8	ORDER by Judge Paul L. Friedman : granting motion to extend time to 2/15/99 to answer complaint [1-1] [7-1] by DOJ ; Answer extended to 2/15/99 for DOJ (N) (bm) (Entered: 01/27/1999)
02/16/1999	9	MOTION (unopposed) filed by federal defendant DOJ to extend time to 3/2/99 to answer complaint [1-1] (bjsp) (Entered: 02/17/1999)
02/17/1999	10	ORDER by Judge Paul L. Friedman : granting motion to extend time to 3/2/99 to answer complaint [1-1] [9-1] by DOJ; dispositive motion due 3/2/99 (N) (bm) (Entered: 02/17/1999)
02/23/1999	11	LETTER by plaintiff Howard Barry Shantz to the Court RE: a letter that was sent to Mr. Smith regarding issues in this case. (bjsp) (Entered: 02/24/1999)
03/01/1999	12	NOTICE OF FILING by plaintiff HOWARD BARRY SHANTZ to the Court RE: a letter sent to AUSA David L. Smith (FIAT) FRIEDMAN, J. (bjsp) (Entered: 03/03/1999)
03/02/1999	13	MOTION filed by federal defendant DOJ to extend time to 3/12/99 to answer complaint [1-1] ; exhibits (24) (bjsp) (Entered: 03/04/1999)
03/04/1999	14	ORDER by Judge Paul L. Friedman : granting motion to extend time to 3/12/99 to either file a Joint Motioni for stay to facilitate a consolidated response or file a dispositive motion [1-1] [13-1] by DOJ; extending time to 3/12/99 dispositive motions (N) (bm) (Entered: 03/04/1999)
03/10/1999	15	LETTER by Plaintiff Howard Shantz sent on 3/3/99 to the defendant's attorney, David I. Smith's re: issues in this case (bjsp) (Entered: 03/11/1999)

03/12/1999	16	JOINT MOTION by plaintiff HOWARD BARRY SHANTZ, federal defendant DOJ for stay to facilitate consolidated response exhibits (24) (st) (Entered: 03/15/1999)
03/22/1999	18	NOTICE OF FILING by plaintiff HOWARD BARRY SHANTZ to the Court RE: the filing of a consolidated and summarized presentation of information and documents regarding this case ; attachments (bjsp) (Entered: 03/23/1999)
03/23/1999	17	ORDER by Judge Paul L. Friedman : granting joint motion for stay to facilitate consolidated response [16-1] by DOJ, HOWARD BARRY SHANTZ staying case ; setting forth instructions to counsel. (N) (bm) (Entered: 03/23/1999)
04/01/1999	19	MOTION filed by plaintiff HOWARD BARRY SHANTZ for leave to file a supplemental complaint ; attachments (bjsp) (Entered: 04/02/1999)
04/13/1999	20	RESPONSE by federal defendant DOJ in opposition to plaintiff's motion for leave to file a supplemental complaint [19-1] by HOWARD BARRY SHANTZ . (tw) (Entered: 04/15/1999)
05/05/1999	21	REPLY by plaintiff HOWARD BARRY SHANTZ to response to motion for leave to file a supplemental complaint [19-1] by HOWARD BARRY SHANTZ; EXHIBIT (SUPPLEMENTAL COMPLAINT) (tth) (Entered: 05/06/1999)
05/06/1999	22	ORDER by Judge Paul L. Friedman : denying motion for leave to file a supplemental complaint [19-1] by HOWARD BARRY SHANTZ (N) (bm) Modified on 05/17/1999 (Entered: 05/17/1999)
06/21/1999	23	NOTICE by federal defendant DOJ of completed response pursuant to court's order filed March 23, 1999. (tw) (Entered: 06/22/1999)
07/16/1999	24	AMENDED COMPLAINT by plaintiff HOWARD BARRY SHANTZ ; exhibits (81) [1-1] . (bjsp) (Entered: 07/19/1999)
03/10/2000	25	MOTION filed by federal defendant DOJ for summary judgment; exhibits (A-U) (adc) (Entered: 03/13/2000)
03/22/2000	26	MOTION (UNOPPOSED) filed by plaintiff HOWARD BARRY SHANTZ to extend time to 4/26/00 to file opposition to defendant's motion for summary judgment (tb) (Entered: 03/23/2000)
04/14/2000	27	ORDER by Judge Paul L. Friedman : granting motion to extend time to 4/26/00 to file opposition to defendant's motion for summary judgment [26-1] by HOWARD BARRY SHANTZ; response to motion for summary judgment due 4/26/00 (N) (bm) (Entered: 04/14/2000)
04/27/2000	28	MOTION (second unopposed) filed by plaintiff HOWARD BARRY SHANTZ to extend time to 5/26/00 within which to file a motion in opposition to defendant's motion for summary judgment. (tw) (Entered: 04/28/2000)
04/28/2000	29	ORDER by Judge Paul L. Friedman : granting motion to extend time to 5/26/00 within which to file an opposition to defendant's motion for summary judgment [28-1] by HOWARD BARRY SHANTZ; response to motion for judgment due 5/26/00 (N) (bm) (Entered: 04/28/2000)

05/25/2000	30	MOTION (third unopposed) filed by plaintiff HOWARD BARRY SHANTZ to extend time to 7/10/00 within which to file a motion in opposition to defendant's motion for summary judgment. (tw) (Entered: 05/30/2000)
06/02/2000	31	ORDER by Judge Paul L. Friedman : granting motion to extend time to 7/10/00 within which to file a motion in opposition to defendant's motion for summary judgment by HOWARD BARRY SHANTZ; response to motion for summary judgment due 7/10/00 (N) (bm) (Entered: 06/02/2000)
07/11/2000	32	MOTION (fourth unopposed) filed by plaintiff HOWARD BARRY SHANTZ to extend time to 8/10/00 within which to file a motion in opposition to defendant's motion for summary judgment. (tw) (Entered: 07/12/2000)
07/12/2000	33	ORDER by Judge Paul L. Friedman : granting motion to extend time to 8/10/00 within which to file an opposition to defendant's motion for summary judgment. [32-1] by HOWARD BARRY SHANTZ; response to motion for judgment due 8/10/00 (N) (bm) (Entered: 07/12/2000)
07/27/2000	34	RESPONSE by plaintiff HOWARD BARRY SHANTZ in opposition to defendant's motion for summary judgment; exhibits (A-U) [25-1]; declaration (1); attachment (1) (td) (Entered: 07/31/2000)
08/03/2000	35	MOTION (consent) filed by federal defendant DOJ to extend time to 9/15/00 to reply to plaintiff's opposition to defendant's motion for summary judgment. (td) (Entered: 08/04/2000)
08/03/2000	36	ATTORNEY APPEARANCE for federal defendant DOJ by Daria Jean Zane (td) (Entered: 08/04/2000)
08/07/2000	37	ORDER by Judge Paul L. Friedman: granting motion to extend time to 9/15/00 to reply to plaintiff's opposition to defendant's motion for summary judgment [35-1] by DOJ to motion for summary judgment due by 9/15/00 (N) (pob) (Entered: 08/08/2000)
09/15/2000	38	REPLY by federal defendant DOJ to response to motion for summary judgment; exhibits (A-U) [25-1] by DOJ . (dcn) (Entered: 09/18/2000)
11/27/2000	39	SUBSTITUTION OF COUNSEL for federal defendant DOJ , substituting Kathleen M. Frye for attorney Daria Jean Zane for DOJ (jf) (Entered: 12/05/2000)
02/27/2001	40	NOTICE OF CHANGE OF ADDRESS by HOWARD BARRY SHANTZ representing plaintiff HOWARD BARRY SHANTZ . New address: Federal Correctional Institution, P.O. Box 1000, Otisville New York 10963. (td) (Entered: 03/01/2001)
07/19/2001	41	ATTORNEY APPEARANCE for federal defendant DOJ by Robin Earnest (td) (Entered: 07/20/2001)
10/15/2001	<a href="#">42</a>	MEMORANDUM OPINION by Judge Paul L. Friedman (N) (bm) (Entered: 10/15/2001)
10/15/2001	<a href="#">43</a>	ORDER AND JUDGMENT by Judge Paul L. Friedman : granting motion for summary judgment [25-1] by DOJ; entering judgment for defendant ; dismissing this case from the docket of this Court ; this Order and Judgment shall constitute a final judgment in this case; this is a final appealable order (N) (bm) (Entered: 10/15/2001)