

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-02468-EGS**

LOHRENZ, et al v. DEPARTMENT OF NAVY
Assigned to: Judge Emmet G. Sullivan
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 10/25/1996
Date Terminated: 10/14/1998
Jury Demand: Both
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government
Defendant

Plaintiff

CAREY DUNAI LOHRENZ

represented by **Alison Ruttenberg**

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Plaintiff

PAMELA LYONS CAREL

represented by **Alison Ruttenberg**
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V.

Defendant

DEPARTMENT OF NAVY

represented by **Roderick L. Thomas**
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Washington, DC 20006
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Movant

WASHINGTON POST COMPANY

represented by **Kevin Taylor Baine**
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TERMINATED: 05/27/1998
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Date Filed	#	Docket Text
10/25/1996	1	COMPLAINT filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL; jury demand (kmk) (Entered: 10/28/1996)
10/25/1996		SUMMONS (2) issued to federal party(s) defendant DEPARTMENT OF NAVY , and non-parties: U.S. Attorney and U.S. Attorney General. (kmk) (Entered: 10/28/1996)
11/15/1996	2	ORDER by Judge Emmet G. Sullivan :directing the plaintiffs to file an amended complaint with the Court by 11/21/96; (N) (clv) (Entered: 11/18/1996)

11/21/1996	3	AMENDED COMPLAINT by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL; exhibits, jury demand; exhibits (11) (tth) (Entered: 11/25/1996)
11/21/1996		SUMMONS NOT ISSUED. (tth) (Entered: 11/25/1996)
12/17/1996	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 12/3/96 upon defendant DEPARTMENT OF NAVY (dam) (Entered: 12/18/1996)
12/17/1996	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 12/3/96 (dam) (Entered: 12/18/1996)
12/17/1996	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 12/3/96 (dam) (Entered: 12/18/1996)
01/03/1997	7	(SECOND) AMENDED COMPLAINT by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL; exhibits (11) jury demand; "Let this be filed", SULLIVAN, J. (tth) (Entered: 01/06/1997)
02/03/1997	8	ATTORNEY APPEARANCE for defendant DEPARTMENT OF NAVY by Roderick Lynn Thomas (dam) (Entered: 02/05/1997)
02/03/1997	9	MOTION (UNOPPOSED) filed by defendant DEPARTMENT OF NAVY to extend time to 03/05/97 to answer amended complaint [7-1] (dam) (Entered: 02/05/1997)
02/18/1997	10	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 02/28/97 to answer amended complaint [7-1] [9-1] by DEPARTMENT OF NAVY ; Answer extended to 2/28/97 for DEPARTMENT OF NAVY Meet Confer hearing set for 9:30 3/11/97 . Meet Confer Statement due 3/5/97 . (N) (clv) (Entered: 02/18/1997)
02/28/1997	11	ANSWER TO AMENDED COMPLAINT [7-1] by defendant DEPARTMENT OF NAVY; jury demand (dam) (Entered: 03/03/1997)
03/05/1997	12	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL, defendant DEPARTMENT OF NAVY . (dam) (Entered: 03/06/1997)
03/11/1997		Text not available. (Entered: 03/11/1997)
03/11/1997		STATUS HEARING before Judge Emmet G. Sullivan : dispositive motion due 3/24/97 from the Government; response to dispositive motion due 4/14/97 from the plaintiff; reply to dispositive motion due 4/28/97 from the Government; Susan Barnes admitted pro hac vice for today only Reporter: Frank Rangus (dam) (Entered: 03/11/1997)
03/14/1997	13	ORDER by Judge Emmet G. Sullivan : defendant's dispositive motions due 3/24/97 ; plaintiff's response to dispositive motions due 4/14/97 ; defendant's reply to dispositive motions due 4/28/97 ; , discovery is stayed (N) (clv) (Entered: 03/14/1997)
03/24/1997	14	MOTION filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL for Pamela N. Hultin to appear pro hac vice (1800 Midland Building, 101 Prospect Ave. West, Cleveland, Ohio, 44115-1088, (216) 696-1422) (dam) (Entered: 03/25/1997)

03/24/1997	15	MOTION filed by defendant DEPARTMENT OF NAVY for leave to file defendant's dispositive motion under seal , and for protective order (dam) (Entered: 03/25/1997)
03/24/1997	16	MOTION filed by defendant DEPARTMENT OF NAVY to dismiss complaint [1-1] , or, in the alternative, for summary judgment ; exhibits (20) (FILED UNDER SEAL IN ROOM 1800) (dam) (Entered: 03/25/1997)
04/01/1997	17	ORDER by Judge Emmet G. Sullivan :directing that Susan Barnes may appear pro hac vise on behalf ot the plaintiffs; (N) (clv) (Entered: 04/01/1997)
04/01/1997	18	ERRATA by defendant DEPARTMENT OF NAVY filing exhibit 15 which was filed with defendant's previous dispositive motion.; (FILED UNDER SEAL IN ROOM 1800) (dam) (Entered: 04/02/1997)
04/03/1997	19	ORDER by Judge Emmet G. Sullivan : plaintiffs response to the motion for leave to file dispositive motion under seal and motion for entry of protective order due by 4/4/97; defendant's reply due by 4/9/97; plaintiff's response to the motion to dismiss, or in the alternative for summary judgment due by 4/18/97; defendant's reply due by 5/2/97; motion hearing set for 4/15/97 10:00; (N) (clv) (Entered: 04/03/1997)
04/03/1997		TELEPHONE CONFERENCE: motion hearing set for 10:00 4/15/97 ; before Judge Emmet G. Sullivan . (clv) (Entered: 04/03/1997)
05/22/1997		Text not available. (Entered: 05/22/1997)
05/27/1997	20	MOTION filed by WASHINGTON POST CO. for WASHINGTON POST CO. to intervene in this case for the limited purpose of opposing the DEPT. of NAVY's 3/24/97 motion to file its dispositive motion and exhibits under seal and for a blanket protective order permitting further filings under seal EXHIBIT (memo of Washington Post CO.) (bjsp) (Entered: 05/28/1997)
06/09/1997	21	MOTION filed by defendant DEPARTMENT OF NAVY to extend time within which to respond to the motoion of the Washington Post Company to intervene. (tw) (Entered: 06/10/1997)
06/11/1997	22	ORDER by Judge Emmet G. Sullivan :directing that the defendant shall file opposition to the Washington Post's Motion for Intervention on or before 6/17/97; (N) (clv) (Entered: 06/11/1997)
06/16/1997	23	MOTION filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL for Alison Ruttenberg to represent plaintiffs (bjsp) (Entered: 06/17/1997)
06/17/1997	24	(UNOPPOSED) MOTION filed by defendant DEPARTMENT OF NAVY to extend time to 6/18/97 within which to file responses to intervenor's brief in opposition to defendant's motion for leave to file dispositive motion under seal and motion for entry of protective order (bjsp) (Entered: 06/18/1997)
06/18/1997	25	MOTION filed by defendant DEPARTMENT OF NAVY to dismiss amended complaint complaint [7-1] , or, in the alternative, for summary judgment ; exhibits (20) (bjsp) (Entered: 06/19/1997)

06/18/1997	26	RESPONSE by defendant DEPARTMENT OF NAVY in opposition to motion for WASHINGTON POST CO. to intervene in this case for the limited purpose of opposing the DEPT. of NAVY's 3/24/97 motion to file its dispositive motion and exhibits under seal and for a blanket protective order permitting further filings under seal [20-1] . (bjsp) (Entered: 06/19/1997)
06/18/1997	27	REPLY by defendant DEPARTMENT OF NAVY to plaintiff's opposition to motion to extend time to 6/18/97 within which to file responses to intervenor's brief in opposition to defendant's motion for leave to file dispositive motion under seal and motion for entry of protective order [24-1] by DEPARTMENT OF NAVY ; declarations (1) (bjsp) (Entered: 06/19/1997)
06/18/1997	28	RESPONSE by defendant DEPARTMENT OF NAVY to motion to dismiss amended complaint complaint [7-1] [25-1] by DEPARTMENT OF NAVY, and motion for summary judgment [25-2] by DEPARTMENT OF NAVY (bjsp) (Entered: 06/19/1997)
06/20/1997	29	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 6/18/97 within which to file responses to intervenor's brief in opposition to defendant's motion for leave to file dispositive motion under seal and motion for entry of protective order [24-1] by DEPARTMENT OF NAVY (N) (clv) (Entered: 06/20/1997)
06/25/1997	30	ORDER by Judge Emmet G. Sullivan : granting motion for Alison Ruttenberg to represent plaintiffs [23-1] by PAMELA LYONS CAREL, CAREY DUNAI LOHRENZ (N) (clv) (Entered: 06/26/1997)
07/01/1997	31	NOTICE OF FILING by defendant DEPARTMENT OF NAVY to the Court RE: the filing of a public version of exhibits 4,6, and 15 to defendant's motion to dismiss or, in the alternative, motion for summary judgment, which was filed 3/24/97. ; exhibits (3) (bjsp) (Entered: 07/02/1997)
07/18/1997		Text not available. (Entered: 07/18/1997)
07/28/1997	32	MOTION (REPLY) filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL in support of their motion for d summary judgment (bjsp) (Entered: 07/28/1997)
08/15/1997	33	ORDER by Judge Emmet G. Sullivan: directing that no later than 9/5/97, plaintiffs shall file a response to the jurisdictional arguments raised by defendant in its "Motion to Dismiss or, in the Alternative, Motion for Summary Judgment." (N) (jwd) Modified on 08/18/1997 (Entered: 08/18/1997)
08/15/1997	34	ORDER by Judge Emmet G. Sullivan : directing that no later than 8/27/97, plaintiffs and the Washington Post (proposed intervenors) shall file separate pleadings addressing the effect the filing of a public version of defendant's dispositive motion has on their positions on defendnt's motion for leave to file dispositive motion under seal and motion for entry of protective order (N) (jwd) Modified on 08/18/1997 (Entered: 08/18/1997)
08/27/1997	35	SUPPLEMENTAL MEMORANDUM by movant WASHINGTON POST CO. to the Court's order dated 8/15/97 order [34-1] (bjsp) (Entered: 08/28/1997)

08/27/1997	36	RESPONSE by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL to motion for leave to file defendant's dispositive motion under seal [15-1] by DEPARTMENT OF NAVY, motion for protective order [15-2] by DEPARTMENT OF NAVY (bjsp) (Entered: 08/28/1997)
08/29/1997	37	ERRATA by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL to the Court RE: the corrected copy of plaintiffs' statement of position concerning the effect of the filing of a public version of defendant's motion for leave to file dispositive motion under seal and motion for entry of a protective order ; exhibits (1) (bjsp) Modified on 09/02/1997 (Entered: 09/02/1997)
09/02/1997	38	ERRATA by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL to the Court RE: the filing of an corrected copy of plaintiffs' statement of position concerning the effect of the filing of a public version of defendant's motion for leave to file dispositive motion under seal and motion for entry of a protective order ; exhibits (1) (bjsp) (Entered: 09/02/1997)
09/05/1997	39	(RENEWAL) RESPONSE by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL in opposition to motion to dismiss amended complaint [7-1] [25-1] by DEPARTMENT OF NAVY . (bjsp) (Entered: 09/08/1997)
09/12/1997	40	(UNOPPOSED) MOTION filed by defendant DEPARTMENT OF NAVY to extend time to 9/19/97 within which to file a reply to plaintiffs' oppositioni to defendant's motion to dismiss (bjsp) (Entered: 09/16/1997)
09/16/1997	41	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 9/19/97 within which to file a reply to plaintiffs' oppositioni to defendant's motion to dismiss [40-1] by DEPARTMENT OF NAVY (N) (clv) (Entered: 09/16/1997)
09/19/1997	42	REPLY by defendant DEPARTMENT OF NAVY to plaintiffs' renewal of motion pursuant to Rule 56 (f) for summary judgment [32-1] and plaintiff's opposition to defendant's motion dismiss amended complaint [7-1] [25-1] by DEPARTMENT OF NAVY ; attachments (bjsp) (Entered: 09/22/1997)
12/05/1997	43	NOTICE OF FILING by defendant DEPARTMENT OF NAVY to the Court RE: the filing of an attached public version of exhibit 1 to defendant's motion to dismiss or in the alternative motion for summary judgment which was filed on 3/24/97 ; attachments (bjsp) (Entered: 12/08/1997)
02/11/1998	44	ORDER by Judge Emmet G. Sullivan : parties memoranda due by 3/2/98; responses due by 3/16/98; summary judgment hearing set for 10:00 4/3/98 ; (N) (clv) (Entered: 02/11/1998)
02/23/1998	45	NOTICE OF CHANGE OF ADDRESS by Susan Graham Barnes representing plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL . New address: 4600 S. ULSTER ST, SUITE 240 DENVER, CO 80237 (303) 846-3087. (bjsp) (Entered: 02/24/1998)
03/02/1998	46	SUPPLEMENTAL MEMORANDUM by defendant DEPARTMENT OF NAVY to the Court pursuant to the Court's 2/11/98 order RE: memorandum of law discussing the relevance, of the D.C. Circuit's decision in Frizelle v. Slater (bjsp) (Entered: 03/03/1998)

03/02/1998	47	NOTICE OF CHANGE OF ADDRESS by Alison Ruttenberg representing plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL . New address: 7287 WEST KENTUCKY DR, UNIT J, LAKEWOOD, CO, 80226, (303) 934-3522. (bjsp) (Entered: 03/03/1998)
03/02/1998	48	RESPONSE (SUPPLEMENTAL BRIEF) by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL in opposition to motion to dismiss amended complaint [7-1] [25-1] by DEPARTMENT OF NAVY . (bjsp) (Entered: 03/03/1998)
03/16/1998	49	RESPONSE by defendant DEPARTMENT OF NAVY to plaintiffs' suuplemental brief in opposition to motion to dismiss and a recent DC Circuit decision in Frizelle v Slater (1997) [48-1] by PAMELA LYONS CAREL, CAREY DUNAI LOHRENZ (bjsp) (Entered: 03/17/1998)
03/31/1998	50	ORDER by Judge Emmet G. Sullivan : granting motion for WASHINGTON POST CO. to intervene in this case for the limited purpose of opposing the DEPT. of NAVY's 3/24/97 motion to file its dispositive motion and exhibits under seal and for a blanket protective order permitting further filings under seal [20-1], denying motion for protective order [15-2] by DEPARTMENT OF NAVY (N) (clv) (Entered: 03/31/1998)
04/03/1998		MOTION HEARING before Judge Emmet G. Sullivan by PAMELA LYONS CAREL, CAREY DUNAI LOHRENZ motion in support of their motion for d summary judgment [32-1] heard, by DEPARTMENT OF NAVY motion to dismiss amended complaint complaint [7-1] [25-1] heard, by DEPARTMENT OF NAVY motion for summary judgment [25-2] heard Reporter: Frank Rangus (clv) (Entered: 04/03/1998)
04/03/1998		TELEPHONE CONFERENCE: status hearing set for 10:00 5/18/98 ; before Judge Emmet G. Sullivan . (clv) (Entered: 04/03/1998)
04/08/1998	51	ORDER by Judge Emmet G. Sullivan : denying motion in support of their motion for d summary judgment [32-1] by PAMELA LYONS CAREL, CAREY DUNAI LOHRENZ, denying motion to dismiss amended complaint complaint [7-1] [25-1] by DEPARTMENT OF NAVY, denying motion for summary judgment [25-2] by DEPARTMENT OF NAVY (N) (clv) (Entered: 04/08/1998)
04/27/1998	52	NOTICE OF CHANGE OF ADDRESS by Susan Graham Barnes representing plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL . New address: 303 EAST 17TH AVE, SUITE 400, DENVER, CO, 80203 (303) 860-0905. (bjsp) (Entered: 04/28/1998)
05/04/1998	53	MOTION filed by defendant DEPARTMENT OF NAVY to extend time within which to file parties Rule 206 report (bjsp) (Entered: 05/05/1998)
05/07/1998	54	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 5/11/98 within which to file parties Rule 206 report [53-1] by DEPARTMENT OF NAVY (N) (clv) (Entered: 05/08/1998)
05/11/1998	55	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by defendant DEPARTMENT OF NAVY . (bjsp) (Entered: 05/12/1998)
05/12/1998	56	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL . (bjsp) (Entered: 05/13/1998)

05/18/1998		SCHEDULING NOTICE: status hearing set for 10:00 6/17/98 ; before Judge Emmet G. Sullivan . (clv) (Entered: 05/18/1998)
06/01/1998	57	NOTICE OF FILING by movant WASHINGTON POST CO. to the Court RE: their request to withdraw as a party in intervention in this case, until the issue of the DEPARTMENT OF NAVY's protective order is revised (bjsp) (Entered: 06/02/1998)
06/12/1998	58	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) (SECOND SUPPLEMENTAL) filed by plaintiff CAREY DUNAI LOHRENZ, plaintiff PAMELA LYONS CAREL . (bjsp) (Entered: 06/12/1998)
06/18/1998		SCHEDULING NOTICE: status hearing set for 10:00 7/17/98 ; before Judge Emmet G. Sullivan . (clv) (Entered: 06/18/1998)
08/05/1998		SCHEDULING NOTICE: status hearing set for 10:00 9/2/98 ; before Judge Emmet G. Sullivan . (clv) (Entered: 08/05/1998)
09/02/1998		STATUS HEARING before Judge Emmet G. Sullivan: limited discovery will be allowed, case will be referred to a Magistrate Judge for the purpose of settlement discussions. Order to be produced. Reporter: Vernell Marshall (mlp) (Entered: 09/02/1998)
09/15/1998	59	ORDER by Judge Emmet G. Sullivan : to stay this case for forty-five days ; referring mediation to Magistrate Judge Alan Kay (N) (jaw) (Entered: 09/15/1998)
09/16/1998		CASE REFERRED to Magistrate Judge Alan Kay for mediation. (cjp) (Entered: 09/16/1998)
10/13/1998		CASE referral ended Magistrate Judge Alan Kay (lpp) (Entered: 11/19/1998)
10/14/1998	60	STIPULATION filed and fiated by Judge Emmet G. Sullivan regarding of settlement between plaintiff Carey Dunai Lohrenz and Defendant Department of the Navy. (N) (clv) (Entered: 10/14/1998)
10/14/1998	61	STIPULATION filed and fiated by Judge Emmet G. Sullivan regarding of settlement between plaintiff Pamela Lyons Carel and Defendant Department of the Navy. (N) (clv) (Entered: 10/14/1998)
01/27/1999	62	TRANSCRIPT filed for date(s) of 04/03/98. Reporter: Frank J. Rangus (lkn) (Entered: 01/29/1999)