

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:20-cv-01384-CJN**

KIND INC. v. UNITED STATES CITIZENSHIP AND
IMMIGRATION SERVICES
Assigned to: Judge Carl J. Nichols
Case in other court: U.S. District Court for the District of
Maryland,, 8:19-cv-01944
Cause: 05:552 Freedom of Information Act

Date Filed: 05/22/2020
Date Terminated: 12/21/2020
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

KIND INC.
doing business as
KIDS IN NEED OF DEFENSE

represented by **Elaine H. Blais**
GOODWIN PROCTER LLP
100 Northern Avenue
Boston, MA 02210
(617)-570-1000
Fax: (617)-523-1231
Email: eblais@goodwinlaw.com
PRO HAC VICE
ATTORNEY TO BE NOTICED

Joel L. Broussard
GOODWIN PROCTER LLP
The New York Times Building
620 Eighth Avenue
New York City, NY 10018
212-459-7362
Email: jbroussard@goodwinlaw.com
PRO HAC VICE
ATTORNEY TO BE NOTICED

Scott Shuchart
KIDS IN NEED OF DEFENSE (KIND)
1201 L St., NW
Ste 2nd Floor
Washington, DC 20815
202-318-0595
Email: sshuchart@supportkind.org
ATTORNEY TO BE NOTICED

Stephen R. Shaw
GOODWIN PROCTER LLP
1900 N St NW
Washington, DC 20036
202-346-4000
Email: SShaw@goodwinlaw.com
ATTORNEY TO BE NOTICED

Wendy Wylegala
KIDS IN NEED OF DEFENSE
252 West 37th Street
Suite 1500w
New York, NY 10018
646-970-2913
Fax: 202-824-0702
Email: wwylegala@supportkind.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Brian T Burgess
GOODWIN PROCTER LLP

1900 N St NW
 Washington, DC 20036
 202) 346-4000
 Fax: (202) 346-4444
 Email: BBurgess@goodwinlaw.com
ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES CITIZENSHIP
 AND IMMIGRATION SERVICES**

represented by **Kristin Brudy-Everett**
 U.S. ATTORNEY'S OFFICE FOR THE
 DISTRICT OF COLUMBIA
 Civil Division
 555 4th Street NW
 Washington, DC 20530
 (202) 252-2536
 Email: kristin.brudy-everett@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/22/2020	<u>1</u>	COMPLAINT against UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES (Filing fee \$ 400 receipt number ADCDC-7154217) filed by KIND INC., d/b/a KIDS IN NEED OF DEFENSE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Civil Cover Sheet, # <u>8</u> Summons)(Burgess, Brian) (Entered: 05/22/2020)
05/22/2020	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by KIND INC., d/b/a KIDS IN NEED OF DEFENSE (Burgess, Brian) (Entered: 05/22/2020)
05/22/2020	<u>3</u>	NOTICE OF RELATED CASE by KIND INC., d/b/a KIDS IN NEED OF DEFENSE. Case related to Case No. 8:19-cv-01944 (D. Md.). (Burgess, Brian) (Entered: 05/22/2020)
05/22/2020	<u>4</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Elaine Herrmann Blais, Filing fee \$ 100, receipt number ADCDC-7154377. Fee Status: Fee Paid. by KIND INC., d/b/a KIDS IN NEED OF DEFENSE (Attachments: # <u>1</u> Declaration of Elaine Herrmann Blais, # <u>2</u> Text of Proposed Order)(Burgess, Brian) (Entered: 05/22/2020)
05/22/2020	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Joel L. Broussard, Filing fee \$ 100, receipt number ADCDC-7154386. Fee Status: Fee Paid. by KIND INC., d/b/a KIDS IN NEED OF DEFENSE (Attachments: # <u>1</u> Declaration of Joel L. Broussard, # <u>2</u> Text of Proposed Order)(Burgess, Brian) (Entered: 05/22/2020)
05/22/2020	<u>6</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Wendy T. Wylegala, Filing fee \$ 100, receipt number ADCDC-7154391. Fee Status: Fee Paid. by KIND INC., d/b/a KIDS IN NEED OF DEFENSE (Attachments: # <u>1</u> Declaration of Wendy T. Wylegala, # <u>2</u> Text of Proposed Order)(Burgess, Brian) (Entered: 05/22/2020)
05/26/2020		Case assigned to Judge Carl J. Nichols. (zmc) (Entered: 05/26/2020)
05/26/2020	<u>7</u>	SUMMONS (3) Issued Electronically as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmc) (Entered: 05/26/2020)
05/27/2020		MINUTE ORDER. The Court having considered Plaintiff's <u>4</u> Motion for Admission <i>Pro Hac Vice</i> of Elaine Herrmann Blais, and it appearing to the Court that the attorney referenced therein meets the requirements for <i>pro hac vice</i> admission under Local Civil Rule 83.2(d), it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that Elaine Herrmann Blais is ADMITTED to practice before the Court <i>pro hac vice</i> . Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. Signed by Judge Carl

		J. Nichols on May 27, 2020. (lccjn2) (Entered: 05/27/2020)
05/27/2020		MINUTE ORDER. The Court having considered Plaintiff's <u>5</u> Motion for Admission <i>Pro Hac Vice</i> of Joel L. Broussard, and it appearing to the Court that the attorney referenced therein meets the requirements for <i>pro hac vice</i> admission under Local Civil Rule 83.2(d), it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that Joel L. Broussard is ADMITTED to practice before the Court <i>pro hac vice</i> . Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. Signed by Judge Carl J. Nichols on May 27, 2020. (lccjn2) (Entered: 05/27/2020)
05/27/2020		MINUTE ORDER. The Court having considered Plaintiff's <u>6</u> Motion for Admission <i>Pro Hac Vice</i> of Wendy T. Wylegala, and it appearing to the Court that the attorney referenced therein meets the requirements for <i>pro hac vice</i> admission under Local Civil Rule 83.2(d), it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that Wendy T. Wylegala is ADMITTED to practice before the Court <i>pro hac vice</i> . Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. Signed by Judge Carl J. Nichols on May 27, 2020. (lccjn2) (Entered: 05/27/2020)
05/27/2020	<u>8</u>	NOTICE of Appearance by Wendy Wylegala on behalf of KIND INC. (Wylegala, Wendy) (Entered: 05/27/2020)
05/28/2020	<u>9</u>	NOTICE of Appearance by Joel L. Broussard on behalf of KIND INC. (Broussard, Joel) (Entered: 05/28/2020)
05/28/2020	<u>10</u>	NOTICE of Appearance by Elaine H. Blais on behalf of KIND INC. (Blais, Elaine) (Entered: 05/28/2020)
06/19/2020	<u>11</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 6/1/2020. (Answer due for ALL FEDERAL DEFENDANTS by 7/1/2020.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES served on 6/1/2020 (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Burgess, Brian) (Entered: 06/19/2020)
06/25/2020	<u>12</u>	ANSWER to Complaint by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES.(Brudy–Everett, Kristin) (Entered: 06/25/2020)
07/03/2020		MINUTE ORDER. Before the Court in this Freedom of Information Act case are a Complaint and an Answer. According to Local Civil Rule 16.3, the requirements of Federal Rule of Civil Procedure 26(f) are inapplicable. It is hereby ORDERED that the Parties shall confer and file a Joint Status Report by July 27, 2020. The Joint Status Report shall address: (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); (5) the possibility of prioritizing documents responsive to Plaintiff's request and any discussions regarding whether Plaintiff's request can be narrowed; and (6) whether the Parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Carl J. Nichols on July 3, 2020. (lccjn2) (Entered: 07/03/2020)
07/03/2020		Set/Reset Deadlines: Joint Status Report due by 7/27/2020. (zcal) (Entered: 07/07/2020)
07/06/2020		Set/Reset Deadlines: Joint Status Report due by 7/27/2020. (zkh) (Entered: 07/06/2020)
07/08/2020	<u>13</u>	NOTICE of Appearance by Scott Shuchart on behalf of KIND INC. (Shuchart, Scott) (Entered: 07/08/2020)
07/27/2020	<u>14</u>	Joint STATUS REPORT by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Brudy–Everett, Kristin) (Entered: 07/27/2020)

07/28/2020		MINUTE ORDER. Upon review of the Parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by September 25, 2020. Signed by Judge Carl J. Nichols on July 28, 2020. (lccjn2) (Entered: 07/28/2020)
07/28/2020		Set/Reset Deadlines: Joint Status Report due by 9/25/2020. (zcal) (Entered: 07/28/2020)
07/31/2020	<u>15</u>	NOTICE of Appearance by Stephen R. Shaw on behalf of KIND INC. (Shaw, Stephen) (Entered: 07/31/2020)
09/25/2020	<u>16</u>	Joint STATUS REPORT by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Brudy–Everett, Kristin) (Entered: 09/25/2020)
09/25/2020		MINUTE ORDER. Upon review of the Parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by October 23, 2020. Signed by Judge Carl J. Nichols on September 25, 2020. (lccjn2) (Entered: 09/25/2020)
09/25/2020		Set/Reset Deadlines: Joint Status Report due by 10/23/2020. (zcal) (Entered: 09/25/2020)
10/23/2020	<u>17</u>	Joint STATUS REPORT by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Brudy–Everett, Kristin) (Entered: 10/23/2020)
10/28/2020		MINUTE ORDER. Upon review of the Parties' <u>17</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by October 30, 2020. Signed by Judge Carl J. Nichols on October 28, 2020. (lccjn2) (Entered: 10/28/2020)
10/28/2020		Set/Reset Deadlines: Joint Status Report due by 10/30/2020. (zcal) (Entered: 10/29/2020)
10/30/2020	<u>18</u>	Joint STATUS REPORT by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Brudy–Everett, Kristin) (Entered: 10/30/2020)
11/03/2020		MINUTE ORDER. Upon review of the Parties' <u>18</u> Joint Status Report, it is hereby ORDERED that Defendant shall produce a <i>Vaughn</i> Index by November 23, 2020. It is further ORDERED that the Parties shall file a Joint Status Report by December 16, 2020 stating whether a briefing schedule for dispositive motions is necessary. Signed by Judge Carl J. Nichols on November 3, 2020. (lccjn2) (Entered: 11/03/2020)
11/03/2020		Set/Reset Deadlines: Vaughn Index due by 11/23/2020. Joint Status Report due by 12/16/2020. (zcal) (Entered: 11/03/2020)
12/16/2020	<u>19</u>	STIPULATION of Dismissal by KIND INC.. (Shaw, Stephen) (Entered: 12/16/2020)