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## U.S. District Court Middle District of Florida (Jacksonville) CIVIL DOCKET FOR CASE #: 3:19-cv-01116-TJC-JRK

Sarama v. Drug Enforcement Administration Assigned to: Judge Timothy J. Corrigan Referred to: Magistrate Judge James R. Klindt Cause: 05:0552 Freedom of Information Act

#### <u>Plaintiff</u>

**Daniel Sarama** 

Date Filed: 09/30/2019 Date Terminated: 03/11/2021 Jury Demand: None Nature of Suit: 895 Freedom of Information Act Jurisdiction: U.S. Government Defendant

### represented by Galen D. Bauer

Spohrer & Dodd PL 76 S Laura St Ste 1701 Jacksonville, FL 32202–5444 904/309–6500 Fax: 904/309–6501 Email: <u>gbauer@sdlitigation.com</u> *ATTORNEY TO BE NOTICED* 

V.

#### **Defendant**

United States Drug Enforcement Administration

## represented by Jennifer Bonilla Moreno

U.S. Attorney's Office 300 N. Hogan Street, Suite 700 Jacksonville, FL 32202 904–301–6258 Fax: 904–301–6310 Email: jennifer.moreno2@usdoj.gov LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### Shea Gibbons

US Attorney's Office – FLM Suite 700 300 N Hogan St Jacksonville, FL 32202 904–301–6258 Fax: 904–301–6240 Email: <u>Shea.Gibbons@usdoj.gov</u> *LEAD ATTORNEY ATTORNEY TO BE NOTICED* 

Date Filed	#	Docket Text
09/30/2019	1	COMPLAINT against Drug Enforcement Administration (Filing fee \$ 400 receipt number 113A–15973986) filed by Daniel Sarama (Attachments: # 1 Civil Cover Sheet, # 2 Proposed Summons)(Bauer, Galen). Modified on 10/1/2019 to notify counsel's office to re–file proposed Summons with correct case number (JSG). (Entered: 09/30/2019)
09/30/2019	2	NEW CASE ASSIGNED to Judge Timothy J. Corrigan and Magistrate Judge James R. Klindt. New case number: 3:19–cv–1116–J–32JRK. (SJB) (Entered: 09/30/2019)
10/01/2019	<u>3</u>	PROPOSED summons to be issued by Daniel Sarama. (Bauer, Galen) (Entered: 10/01/2019)
10/02/2019	<u>4</u>	SUMMONS issued as to United States Drug Enforcement Administration. (JSG) (Entered: 10/02/2019)

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10/28/2019	<u>5</u>	<b>NOTICE of designation under Local Rule 3.05 – track 1. Joint notice due within 30 days of the appearance of defendant. Signed by Deputy Clerk on 10/28/2019.</b> (Attachments: # 1 Consent to US Magistrate Judge Jurisdiction letter and form)(MD) (Entered: 10/28/2019)
11/05/2019	<u>6</u>	Consent MOTION to extend time to Respond to Complaint <i>and Stay Case Deadlines</i> by United States Drug Enforcement Administration. (Gibbons, Shea) Motions referred to Magistrate Judge James R. Klindt. (Entered: 11/05/2019)
11/06/2019	7	<b>ENDORSED ORDER</b> granting <u>6</u> Defendants' Consent Motion to Extend Time to File Response to Complaint. All deadlines are stayed until further Order. No later than 12/20/19 the parties shall file a status report regarding record production and the resolution of this case. Signed by Judge Timothy J. Corrigan on 11/6/2019. (MD) (Entered: 11/06/2019)
12/19/2019	<u>8</u>	STATUS report by Daniel Sarama. (Bauer, Galen) (Entered: 12/19/2019)
12/23/2019	9	<b>ENDORSED ORDER re 8</b> Status report, directing the parties to file a further status report no later than 1/21/2020. Signed by Judge Timothy J. Corrigan on 12/23/2019. (SRW) (Entered: 12/23/2019)
01/21/2020	<u>10</u>	JOINT STATUS Report by United States Drug Enforcement Administration (Gibbons, Shea). Modified on 1/22/2020 to edit text (JSG). (Entered: 01/21/2020)
01/22/2020	11	<b>ENDORSED ORDER</b> re <u>10</u> Joint Status Report. Defendant shall respond to the complaint no later than 2/14/2020. No later than 2/21/2020, the parties shall file a joint notice advising how they wish to proceed to bring this matter to a conclusion. Signed by Judge Timothy J. Corrigan on 1/22/2020. (SRW) (Entered: 01/22/2020)
02/14/2020	<u>12</u>	ANSWER and affirmative defenses to <u>1</u> Complaint by United States Drug Enforcement Administration. (Attachments: # <u>1</u> Exhibit A, FOIA Request, # <u>2</u> Exhibit B, FOIA Responses)(Gibbons, Shea) (Entered: 02/14/2020)
02/20/2020	<u>13</u>	JOINT NOTICE re 11 Endorsed Order by Daniel Sarama (Bauer, Galen). Modified on 2/21/2020 to edit text and docket entry relationship (JSG). (Entered: 02/20/2020)
02/26/2020	<u>14</u>	ORDER Scheduling Briefing on Attorney's Fees: plaintiff's brief on prevailing party status, eligibility and entitlement due 4/10/2020; defendants' response due 5/1/2020; plaintiff's reply due 5/15/2020 (see order for further details). Signed by Judge Timothy J. Corrigan on 2/26/2020. (SRW) (Entered: 02/26/2020)
04/10/2020	<u>15</u>	Unopposed MOTION for Extension of Time to File briefs re: prevailing party, fees, and costs by Daniel Sarama. (Bauer, Galen) (Entered: 04/10/2020)
04/11/2020	16	<b>ENDORSED ORDER</b> granting <u>15</u> Motion for Extension of Time to Submit Briefs on Prevailing Party Status, Attorney's Fees and Costs: plaintiff's brief now due 4/24/2020; defendant's response due 5/15/2020; plaintiff's reply due 5/29/2020. Signed by Judge Timothy J. Corrigan on 4/11/2020. (SRW) (Entered: 04/11/2020)
04/24/2020	<u>17</u>	MOTION for Attorney Fees <i>and costs</i> by Daniel Sarama. (Attachments: # <u>1</u> Exhibit Walker factual basis, # <u>2</u> Exhibit FOIA request, # <u>3</u> Exhibit DEA acknowledgement 1, # <u>4</u> Exhibit DEA acknowledgement 2, # <u>5</u> Exhibit DEA response 1, # <u>6</u> Exhibit DEA response 2)(Bauer, Galen) (Entered: 04/24/2020)
05/15/2020	<u>18</u>	RESPONSE in Opposition re <u>17</u> MOTION for Attorney Fees <i>and costs</i> filed by United States Drug Enforcement Administration. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Gibbons, Shea) (Additional attachment(s) added on 5/18/2020: # <u>2</u> Exhibit B) (JSG). Modified on 5/18/2020 to remove, redact, and re–upload Ex. B due to personal identifiers. Reminded counsel to redact personal identifiers in the future (JSG). (Entered: 05/15/2020)
05/29/2020	<u>19</u>	REPLY to <u>18</u> Response to Motion re <u>17</u> MOTION for Attorney Fees and costs filed by Daniel Sarama (Bauer, Galen). Modified on 6/1/2020 to edit docket entry relationship (JSG). (Entered: 05/29/2020)
12/04/2020	<u>20</u>	Notice of substitution of AUSA. Jennifer Bonilla Moreno substituting for Shea M. Gibbons. (Moreno, Jennifer) (Entered: 12/04/2020)

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12/17/2020	<u>21</u>	NOTICE of hearing: Telephone Oral Argument on pending motions and for case status set for 1/12/2021 at 9:30 AM before Judge Timothy J. Corrigan. (MD) (Entered: 12/17/2020)
01/04/2021	<u>22</u>	Joint MOTION for Clarification by United States Drug Enforcement Administration. (Moreno, Jennifer) (Entered: 01/04/2021)
01/05/2021	23	<b>ENDORSED ORDER</b> granting <u>22</u> Joint Motion for Clarification to the extent that the parties are advised that setting the matter for hearing serves as a means to bring the Court's attention to the case. At the hearing, the Court expects to resolve the pending issue of entitlement (the amount of fees will be resolved separately as necessary), and will also discuss the related case recently assigned to the undersigned (Sarama v. United States, 3:20-cv-1405-J-32PDB). Signed by Judge Timothy J. Corrigan on 1/5/2021. (SRW) (Entered: 01/05/2021)
01/11/2021	<u>24</u>	NOTICE OF RESCHEDULING HEARING: The Telephone Oral Argument previously scheduled for 1/12/2021 at 9:30 AM is rescheduled to 1/28/2021 at 2:00 PM before Judge Timothy J. Corrigan. (MD) (Entered: 01/11/2021)
01/28/2021	<u>25</u>	MINUTE ENTRY. Telephonic Proceedings held before Judge Timothy J. Corrigan: Telephone oral argument held on 1/28/2021. Court Reporter: Shannon Bishop. (MD) (Entered: 01/28/2021)
01/29/2021	<u>26</u>	NOTICE of Filing Affidavit of Stephanie N. Cobb by Daniel Sarama (Attachments: # <u>1</u> Affidavit)(Bauer, Galen) (Modified on 1/29/2021 edit docket text) (JDR). (Entered: 01/29/2021)
03/11/2021	<u>27</u>	ORDER deferring <u>17</u> Motion for Attorney Fees until the conclusion of related case; directing the Clerk to administratively close this file until further order. Signed by Judge Timothy J. Corrigan on 3/11/2021. (SRW) (Entered: 03/11/2021)