

**U.S. District Court  
 District of Columbia (Washington, DC)  
 CIVIL DOCKET FOR CASE #: 1:21-cv-00303-JDB**

JUDICIAL WATCH, INC. v. OFFICE OF MANAGEMENT  
 AND BUDGET et al  
 Assigned to: Judge John D. Bates  
 Cause: 05:552 Freedom of Information Act

Date Filed: 02/02/2021  
 Date Terminated: 05/19/2021  
 Jury Demand: None  
 Nature of Suit: 895 Freedom of  
 Information Act  
 Jurisdiction: U.S. Government Defendant

**Plaintiff**

**JUDICIAL WATCH, INC.**

represented by **Kathryn Brooke Blankenberg**  
 JUDICIAL WATCH, INC.  
 District of Columbia  
 425 Third St., SW  
 Suite 800  
 Washington, DC 20024  
 202-646-5172  
 Email: [kblankenberg@judicialwatch.org](mailto:kblankenberg@judicialwatch.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael Bekesha**  
 JUDICIAL WATCH, INC.  
 425 Third Street, SW  
 Suite 800  
 Washington, DC 20024  
 (202) 646-5172  
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 Email: [mbekesha@judicialwatch.org](mailto:mbekesha@judicialwatch.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**OFFICE OF MANAGEMENT AND  
 BUDGET**

represented by **Olivia R. Hussey Scott**  
 U.S. DEPARTMENT OF JUSTICE  
 Civil Division, Federal Program Branch  
 1100 L Street, N.W.  
 1100 L Street, NW  
 Room 11112  
 Washington, DC 20005  
 202-616-8491  
 Fax: 202-616-8470  
 Email: [olivia.hussey.scott@usdoj.gov](mailto:olivia.hussey.scott@usdoj.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**U.S. DEPARTMENT OF ENERGY**

represented by **Olivia R. Hussey Scott**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
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02/02/2021	<u>1</u>	COMPLAINT against OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY ( Filing fee \$ 402 receipt number ADCDC-8154235) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons for Office of Management and Budget, # <u>3</u> Summons for U.S. Department of Energy, # <u>4</u> Summons for U.S. Attorney, # <u>5</u> Summons for U.S. Attorney General)(Bekesha, Michael) (Entered: 02/02/2021)
02/02/2021	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (Bekesha, Michael) (Entered: 02/02/2021)
02/02/2021		Case Assigned to Judge John D. Bates. (adh, ) (Entered: 02/02/2021)
02/02/2021	<u>3</u>	SUMMONS (4) Issued Electronically as to OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(adh, ) (Entered: 02/02/2021)
03/05/2021	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/23/2021. Answer due for ALL FEDERAL DEFENDANTS by 3/25/2021. (Attachments: # <u>1</u> Declaration of David Rothstein)(Bekesha, Michael) (Entered: 03/05/2021)
03/05/2021	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/23/21. (Attachments: # <u>1</u> Declaration of David Rothstein)(Bekesha, Michael) (Entered: 03/05/2021)
03/05/2021	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. OFFICE OF MANAGEMENT AND BUDGET served on 3/5/2021 (Attachments: # <u>1</u> Declaration of David Rothstein)(Bekesha, Michael) (Entered: 03/05/2021)
03/05/2021	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF ENERGY served on 2/22/2021 (Attachments: # <u>1</u> Declaration of David Rothstein)(Bekesha, Michael) (Entered: 03/05/2021)
03/24/2021	<u>8</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY. (Scott, Olivia) (Entered: 03/24/2021)
03/24/2021		MINUTE ORDER: Upon consideration of <u>8</u> Defendants' Unopposed Motion for an Extension of Time to Respond to the Complaint, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendants shall answer or otherwise respond to the complaint by not later than April 19, 2021. SO ORDERED. Signed by Judge John D. Bates on 3/24/2021. (lcjdb3) (Entered: 03/24/2021)
03/25/2021		Set/Reset Deadlines: Answer due by 4/19/2021. (tb) (Entered: 03/25/2021)
04/19/2021	<u>9</u>	MOTION to Dismiss by OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY. (Attachments: # <u>1</u> Memorandum in Support)(Scott, Olivia) (Entered: 04/19/2021)
05/03/2021	<u>10</u>	Unopposed MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Kathryn B. Blankenberg, Filing fee \$ 100, receipt number ADCDC-8417314. Fee Status: Fee Paid. by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Bekesha, Michael) (Entered: 05/03/2021)
05/03/2021	<u>11</u>	Memorandum in opposition to re <u>9</u> MOTION to Dismiss filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Declaration of Jason Aldrich, # <u>2</u> Text of Proposed Order)(Bekesha, Michael) (Entered: 05/03/2021)
05/03/2021	<u>12</u>	MOTION for Summary Judgment by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Jason Aldrich, # <u>4</u> Text of Proposed Order)(Bekesha, Michael) (Entered: 05/03/2021)
05/03/2021		MINUTE ORDER: Upon consideration of <u>10</u> the motion for leave for attorney Kathryn B. Blankenberg to appear pro hac vice, and pursuant to Local Civil Rule 83.2(d), it is hereby ORDERED that the motion is GRANTED. SO ORDERED. Signed by Judge John D. Bates on 5/3/2021. (lcjdb3) <b>Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a).</b>

		<a href="#"><b>Click for instructions</b></a> (Entered: 05/03/2021)
05/06/2021	<a href="#"><u>13</u></a>	NOTICE of Appearance by Kathryn Brooke Blankenberg on behalf of JUDICIAL WATCH, INC. (Blankenberg, Kathryn) (Entered: 05/06/2021)
05/07/2021	<a href="#"><u>14</u></a>	Unopposed MOTION for Extension of Time to File Response/Reply as to <a href="#"><u>9</u></a> MOTION to Dismiss by OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY. (Scott, Olivia) (Entered: 05/07/2021)
05/07/2021		MINUTE ORDER: Upon consideration of <a href="#"><u>14</u></a> defendants' unopposed motion for an extension of time to file a reply in support of their motion to dismiss, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendants shall file their reply by not later than May 17, 2021. SO ORDERED. Signed by Judge John D. Bates on 5/7/2021. (lcjdb3) (Entered: 05/07/2021)
05/10/2021		Set/Reset Deadlines: Reply due by 5/17/2021. (tb) (Entered: 05/10/2021)
05/17/2021	<a href="#"><u>15</u></a>	REPLY to opposition to motion re <a href="#"><u>9</u></a> MOTION to Dismiss filed by OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY. (Attachments: # <a href="#"><u>1</u></a> Exhibit A: Declaration of Alexander Morris, # <a href="#"><u>2</u></a> Exhibit B: Declaration of Heather Walsh)(Scott, Olivia) (Entered: 05/17/2021)
05/17/2021	<a href="#"><u>16</u></a>	Memorandum in opposition to re <a href="#"><u>12</u></a> MOTION for Summary Judgment filed by OFFICE OF MANAGEMENT AND BUDGET, U.S. DEPARTMENT OF ENERGY. (Attachments: # <a href="#"><u>1</u></a> Exhibit A: Declaration of Alexander Morris, # <a href="#"><u>2</u></a> Exhibit B: Declaration of Heather V. Walsh, # <a href="#"><u>3</u></a> Response to Plaintiff's Statement of Material Facts)(Scott, Olivia) (Entered: 05/17/2021)
05/19/2021	<a href="#"><u>17</u></a>	STIPULATION of Dismissal <i>with Prejudice</i> by JUDICIAL WATCH, INC.. (Bekesha, Michael) (Entered: 05/19/2021)