

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:18-cv-01862-RDM**

CITIZENS UNITED v. UNITED STATES DEPARTMENT OF STATE  
Assigned to: Judge Randolph D. Moss  
Cause: 05:552 Freedom of Information Act

Date Filed: 08/08/2018  
Date Terminated: 07/30/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****CITIZENS UNITED**

represented by **Jeremiah Lee Morgan**  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant****UNITED STATES DEPARTMENT OF STATE**

represented by **Johnny Hillary Walker , III**  
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
08/08/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF STATE ( Filing fee \$ 400 receipt number 0090-5627824) filed by CITIZENS UNITED. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Summons to State Dept, # <u>6</u> Summons to Attorney General, # <u>7</u> Summons to U.S. Attorney)(Morgan, Jeremiah) (Entered: 08/08/2018)
08/08/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by CITIZENS UNITED (Morgan, Jeremiah) (Entered: 08/08/2018)
08/09/2018		Case Assigned to Judge Randolph D. Moss. (zsb) (Entered: 08/09/2018)
08/09/2018	<u>3</u>	STANDING ORDER: The parties are hereby ORDERED to comply with the directives set forth in this Court's Standing Order. See document for details. Signed by Judge Randolph D. Moss on 8/9/2018. (lcrdm1, ) (Entered: 08/09/2018)
08/10/2018	<u>4</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zsb) (Entered: 08/10/2018)
08/25/2018	<u>5</u>	NOTICE of Appearance by Johnny Hillary Walker, III on behalf of All Defendants (Walker, Johnny) (Entered: 08/25/2018)
09/19/2018	<u>6</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF STATE.(Walker, Johnny) (Entered: 09/19/2018)

09/25/2018		MINUTE ORDER: It is hereby ORDERED that the parties shall appear for a status conference on October 25, 2018, at 10:15 a.m., in Courtroom 21. It is further ORDERED that the parties shall meet and confer prior to the status conference to discuss the status of the Department's search and scheduling for further proceedings. Signed by Judge Randolph D. Moss on 9/25/2018. (lcrdm1, ) (Entered: 09/25/2018)
09/26/2018		Set/Reset Hearings: Status Conference set for 10/25/2018, at 10:15 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 09/26/2018)
10/04/2018	<u>7</u>	Consent MOTION to Continue <i>the October 25, 2018, Status Conference</i> by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 10/04/2018)
10/04/2018		MINUTE ORDER: Upon consideration of Defendant's consent motion to continue, Dkt. <u>7</u> , the motion is hereby GRANTED. It is hereby ORDERED that the Status Conference scheduled for October 25, 2018, is hereby CONTINUED to October 29, 2018, at 10:00 a.m. in Courtroom 21. Signed by Judge Randolph D. Moss on 10/4/2018. (lcrdm1, ) (Entered: 10/04/2018)
10/05/2018		Set/Reset Hearings: The Status Conference set for 10/25/2018 is VACATED and RESCHEDULED for 10/29/2018, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 10/05/2018)
10/29/2018		Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 10/29/2018. Joint Status Report due by 12/3/2018. (Court Reporter: Jeff Hook.) (kt) (Entered: 10/29/2018)
12/03/2018	<u>8</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Walker, Johnny) (Entered: 12/03/2018)
12/03/2018		MINUTE ORDER: In light of the parties' joint status report, Dkt. <u>8</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before March 18, 2019. Signed by Judge Randolph D. Moss on 12/3/2018. (lcrdm1, ) (Entered: 12/03/2018)
12/04/2018		Set/Reset Deadlines: Joint Status Report due by 3/18/2019. (kt) (Entered: 12/04/2018)
03/18/2019	<u>9</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Walker, Johnny) (Entered: 03/18/2019)
03/19/2019		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>9</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before May 10, 2019. Signed by Judge Randolph D. Moss on 3/19/2019. (lcrdm1, ) (Entered: 03/19/2019)
03/19/2019		Set/Reset Deadlines: Joint Status Report due by 5/10/2019. (kt) (Entered: 03/19/2019)
05/10/2019	<u>10</u>	Joint STATUS REPORT by CITIZENS UNITED. (Morgan, Jeremiah) (Entered: 05/10/2019)
05/24/2019		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>10</u> , it is hereby ORDERED that the following schedule shall govern proceedings in this matter: (1) Plaintiff shall file its motion for summary judgment on or before June 7, 2019; (2) Defendant shall file its response and cross-motion for summary judgment on July 8, 2019; (3) Plaintiff shall file its response and reply on July 22, 2019; and (4) Defendant shall file its reply on or before July 31, 2019. Signed by Judge Randolph D. Moss on 5/24/2019. (lcrdm1, ) (Entered: 05/24/2019)
05/24/2019		Set/Reset Deadlines: Plaintiff shall file its motion for summary judgment on or before 6/7/2019; Defendant shall file its response and cross-motion for summary judgment on 7/8/2019; Plaintiff shall file its response and reply on 7/22/2019; Defendant shall file its reply on or before 7/31/2019. (kt) (Entered: 05/24/2019)
06/07/2019	<u>11</u>	MOTION for Summary Judgment <i>or, in the alternative, for in camera review</i> by CITIZENS UNITED (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Exhibit A, Declaration of Morgan, # <u>4</u> Exhibit B, Declaration of Bossie, # <u>5</u> Exhibit C, HPSCI Memo, # <u>6</u> Exhibit D, Produced records, # <u>7</u> Text of Proposed Order for Summary Judgment, # <u>8</u> Text of Proposed Order for in camera review)(Morgan, Jeremiah). Added MOTION on 6/10/2019 (ztd). (Entered: 06/07/2019)

07/08/2019	<u>12</u>	Consent MOTION for Extension of Time to <i>file a cross motion for summary judgment and opposition to Plaintiff's motion for summary judgment</i> by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/08/2019)
07/10/2019		MINUTE ORDER: Upon consideration of the Defendant's consent motion for extension, Dkt. <u>12</u> , it is hereby ORDERED that the motion is GRANTED. Defendant shall file a cross motion for summary judgment and opposition to Plaintiffs motion for summary judgment on or before July 10, 2019. Signed by Judge Randolph D. Moss on 7/10/2019. (lcrdm1, ) (Entered: 07/10/2019)
07/10/2019	<u>13</u>	MOTION for Summary Judgment by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Material Facts as to Which There Is No Genuine Issue, # <u>3</u> Statement of Genuine Issues, # <u>4</u> Declaration of Michael Seidel, # <u>5</u> Declaration of Eric Stein (with exhibits), # <u>6</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/10/2019)
07/10/2019	<u>14</u>	Memorandum in opposition to re <u>11</u> MOTION for Summary Judgment <i>or, in the alternative, for in camera review</i> filed by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Statement of Genuine Issues)(Walker, Johnny) (Entered: 07/10/2019)
07/22/2019	<u>15</u>	Memorandum in opposition to re <u>13</u> MOTION for Summary Judgment filed by CITIZENS UNITED. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Statement of Genuine Issues)(Morgan, Jeremiah) (Entered: 07/22/2019)
07/22/2019	<u>16</u>	REPLY to opposition to motion re <u>11</u> MOTION for Summary Judgment <i>or, in the alternative, for in camera review</i> filed by CITIZENS UNITED. (Attachments: # <u>1</u> Exhibit A)(Morgan, Jeremiah) (Entered: 07/22/2019)
07/31/2019	<u>17</u>	Consent MOTION for Extension of Time to File Response/Reply by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/31/2019)
08/01/2019	<u>18</u>	REPLY to opposition to motion re <u>13</u> MOTION for Summary Judgment filed by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Declaration of David Hardy, # <u>2</u> Supplemental Declaration of Eric Stein)(Walker, Johnny) (Entered: 08/01/2019)
08/02/2019		MINUTE ORDER: Upon consideration of the Defendant's consent motion for extension of time, Dkt. <u>17</u> , it is hereby ORDERED that the motion is GRANTED. Signed by Judge Randolph D. Moss on 8/2/2019. (lcrdm1, ) (Entered: 08/02/2019)
08/05/2019	<u>19</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by CITIZENS UNITED (Attachments: # <u>1</u> Exhibit 1)(Morgan, Jeremiah) (Entered: 08/05/2019)
08/15/2019	<u>20</u>	REPLY re <u>19</u> NOTICE OF SUPPLEMENTAL AUTHORITY filed by UNITED STATES DEPARTMENT OF STATE. (Walker, Johnny) (Entered: 08/15/2019)
01/22/2020		MINUTE ORDER: The parties are hereby ORDERED to comply with the terms of the Court's revised standing order, which is available on the Court's website. <a href="#">Click for details</a> . Signed by Judge Randolph D. Moss on 1/22/20. (lcrdm1) (Entered: 01/22/2020)
05/19/2020	<u>21</u>	MEMORANDUM OPINION AND ORDER: For the reasons explained herein, the Court DENIES Plaintiff's motion for summary judgment, Dkt. 11, and GRANTS in part and DENIES in part Defendant's cross- motion for summary judgment, Dkt. 13. See document for details. Signed by Judge Randolph D. Moss on 05/19/2020. (lcrdm2, ) (Entered: 05/19/2020)
06/08/2020		MINUTE ORDER: In light of the Court's recent memorandum opinion and order denying Plaintiff's motion for summary judgment and granting in part and denying in part Defendant's cross-motion for summary judgment, Dkt. <u>21</u> , it is hereby ORDERED that the parties shall file, on or before June 22, 2020, a joint status report setting forth their views of the appropriate next steps in this litigation. Signed by Judge Randolph D. Moss on 6/8/2020. (lcrdm1) (Entered: 06/08/2020)

06/22/2020	<u>22</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Walker, Johnny) (Entered: 06/22/2020)
06/22/2020		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>22</u> , it is hereby ORDERED that the following schedule shall govern this litigation going forward: (1) Defendant shall file its renewed motion for summary judgment on or before July 13, 2020; (2) Plaintiff shall file its opposition on or before July 20, 2020; and (3) Defendant shall file its reply on or before July 27, 2020. Signed by Judge Randolph D. Moss on 6/22/2020. (lcrdm1) (Entered: 06/22/2020)
07/10/2020	<u>23</u>	Unopposed MOTION to Modify <i>the Briefing Schedule</i> by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/10/2020)
07/13/2020		MINUTE ORDER: Upon consideration of Defendant's unopposed motion to modify the briefing schedule, Dkt. <u>23</u> , it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that the following schedule shall govern briefing in this matter: (1) Defendant shall file its renewed motion for summary judgment on or before July 27, 2020; (2) Plaintiff shall file its opposition on or before August 3, 2020; and (3) Defendant shall file its reply on or before August 10, 2020. Signed by Judge Randolph D. Moss on 7/13/2020. (lcrdm1) (Entered: 07/13/2020)
07/27/2020	<u>24</u>	MOTION for Summary Judgment by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> 2d Seidel Decl., # <u>4</u> Weetman Decl., # <u>5</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/27/2020)
07/31/2020	<u>25</u>	Memorandum in opposition to re <u>24</u> MOTION for Summary Judgment filed by CITIZENS UNITED. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration, # <u>3</u> Exhibit, # <u>4</u> Text of Proposed Order)(Morgan, Jeremiah) (Entered: 07/31/2020)
08/06/2020	<u>26</u>	REPLY to opposition to motion re <u>24</u> MOTION for Summary Judgment filed by UNITED STATES DEPARTMENT OF STATE. (Walker, Johnny) (Entered: 08/06/2020)
07/23/2021		MINUTE ORDER: Defendant's memorandum of points states that after the Court's last opinion, "the Department of State was informed by the FBI that additional information could be released from Document 4. The Department of State therefore re-released Document 4 with additional information unredacted on July 21, 2020." Dkt. 24-1 at 5. This new version of Document 4 does not appear to have been submitted to the Court. Defendant is hereby ORDERED to file the re-released version of Document 4 on or before 5:00 p.m. on July 26, 2021. Signed by Judge Randolph D. Moss on 07/23/2021. (lcrdm1) (Entered: 07/23/2021)
07/26/2021	<u>27</u>	RESPONSE TO ORDER OF THE COURT re Order,,, Set Deadlines,, filed by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Document 4 (as re-released))(Walker, Johnny) (Entered: 07/26/2021)
07/29/2021	<u>28</u>	MEMORANDUM OPINION granting Defendant's motion for summary judgment, Dkt. <u>24</u> . See attached document for details. A separate order will issue. Signed by Judge Randolph D. Moss on 07/29/2021. (lcrdm1) (Entered: 07/29/2021)
07/29/2021	<u>29</u>	ORDER: For the reasons set forth in the Court's memorandum opinion, Dkt. <u>28</u> , it is hereby ORDERED that Defendant's motion for summary judgment, Dkt. <u>24</u> , is GRANTED. See attached document for details. Signed by Judge Randolph D. Moss on 07/29/2021. (lcrdm1) (Entered: 07/29/2021)