

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:20-cv-03033-APM**

CENTER FOR BIOLOGICAL DIVERSITY v.  
ENVIRONMENTAL PROTECTION AGENCY  
Assigned to: Judge Amit P. Mehta  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/21/2020  
Date Terminated: 07/14/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**CENTER FOR BIOLOGICAL  
DIVERSITY**

represented by **Jonathan Carter Evans**  
CENTER FOR BIOLOGICAL  
DIVERSITY  
1212 Broadway  
Suite 800  
Oakland, CA 94612  
(510) 844-7118  
Email: [jevans@biologicaldiversity.org](mailto:jevans@biologicaldiversity.org)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**ENVIRONMENTAL PROTECTION  
AGENCY**

represented by **Kathleene A. Molen**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 4th Street NW  
Washington, DC 20530  
(202) 803-1572  
Email: [Kathleene.Molen@usdoj.gov](mailto:Kathleene.Molen@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/21/2020	<u>1</u>	COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF against ENVIRONMENTAL PROTECTION AGENCY ( Filing fee \$ 400 receipt number ADCDC-7739552) filed by CENTER FOR BIOLOGICAL DIVERSITY. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons William Barr, Attorney General, # <u>3</u> Summons Environmental Protection Agency, # <u>4</u> Summons United States Attorney)(Evans, Jonathan) (Entered: 10/21/2020)
10/21/2020	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by CENTER FOR BIOLOGICAL DIVERSITY (Evans, Jonathan) (Entered: 10/21/2020)
10/21/2020		Case Assigned to Judge Amit P. Mehta. (adh, ) (Entered: 10/21/2020)
10/21/2020	<u>3</u>	SUMMONS (3) Issued Electronically as to ENVIRONMENTAL PROTECTION AGENCY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(adh, ) (Entered: 10/21/2020)
11/12/2020	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. ENVIRONMENTAL PROTECTION AGENCY served on 10/29/2020 (Attachments: # <u>1</u> Exhibit Certified Mail Delivery Confirmation)(Evans, Jonathan) (Entered: 11/12/2020)
11/12/2020	<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 10/30/2020. (Attachments: # <u>1</u> Exhibit Certified Mail Delivery Confirmation)(Evans,

		Jonathan) (Entered: 11/12/2020)
11/12/2020	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/30/2020. Answer due for ALL FEDERAL DEFENDANTS by 11/29/2020. (Attachments: # <u>1</u> Exhibit Certified Mail Delivery Confirmation)(Evans, Jonathan) (Entered: 11/12/2020)
11/30/2020	<u>7</u>	NOTICE of Appearance by Kathleene A. Molen on behalf of All Defendants (Molen, Kathleene) (Entered: 11/30/2020)
11/30/2020	<u>8</u>	ANSWER to Complaint by ENVIRONMENTAL PROTECTION AGENCY.(Molen, Kathleene) (Entered: 11/30/2020)
12/01/2020		MINUTE ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before December 14, 2020. The Joint Status Report shall include (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 Open America v. Watergate Special Prosecution Force, 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Amit P. Mehta on 12/1/2020. (lcapm2) (Entered: 12/01/2020)
12/01/2020		Set/Reset Deadlines: Joint Status Report due by 12/14/2020. (zjd) (Entered: 12/01/2020)
12/14/2020	<u>9</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Molen, Kathleene) (Entered: 12/14/2020)
12/15/2020		MINUTE ORDER. The parties shall file an additional Joint Status Report by February 15, 2021, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 12/15/2020. (lcapm2) (Entered: 12/15/2020)
12/15/2020		Set/Reset Deadlines: Joint Status Report due by 2/15/2021. (zjd) (Entered: 12/15/2020)
02/12/2021	<u>10</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Molen, Kathleene) (Entered: 02/12/2021)
02/15/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by March 29, 2021, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 2/15/2021. (lcapm2) (Entered: 02/15/2021)
03/29/2021	<u>11</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Molen, Kathleene) (Entered: 03/29/2021)
03/31/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by May 13, 2021, which advises whether any disputed issues remain and, if so, proposes a schedule for further proceedings. Signed by Judge Amit P. Mehta on 3/31/2021. (lcapm2) (Entered: 03/31/2021)
05/13/2021	<u>12</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Molen, Kathleene) (Entered: 05/13/2021)
05/13/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by June 27, 2021, advising on negotiations relating to fees and costs, unless the parties file a stipulation of dismissal before that date. Signed by Judge Amit P. Mehta on 5/13/2021. (lcapm2) (Entered: 05/13/2021)
06/23/2021	<u>13</u>	Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Molen, Kathleene) (Entered: 06/23/2021)
06/24/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by July 23, 2021, advising on negotiations relating to fees and costs, unless the parties file a stipulation of dismissal before that date. Signed by Judge Amit P. Mehta on 6/24/2021. (lcapm2) (Entered: 06/24/2021)

07/14/2021	<u>14</u>	STIPULATION of Dismissal by ENVIRONMENTAL PROTECTION AGENCY. (Molen, Kathleene) (Entered: 07/14/2021)
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