

**U.S. District Court  
 District of Columbia (Washington, DC)  
 CIVIL DOCKET FOR CASE #: 1:21-cv-01532-CJN**

INSTITUTE FOR CONSTITUTIONAL ADVOCACY AND PROTECTION v. U.S. CITIZENSHIP & IMMIGRATION SERVICES  
 Assigned to: Judge Carl J. Nichols  
 Cause: 05:552 Freedom of Information Act

Date Filed: 06/07/2021  
 Date Terminated: 10/13/2021  
 Jury Demand: None  
 Nature of Suit: 895 Freedom of Information Act  
 Jurisdiction: Federal Question

**Plaintiff**

**INSTITUTE FOR  
 CONSTITUTIONAL ADVOCACY  
 AND PROTECTION**

represented by **Jonathan L. Backer**  
 INSTITUTE FOR CONSTITUTIONAL  
 ADVOCACY AND PROTECTION  
 600 New Jersey Ave., NW  
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**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. CITIZENSHIP &  
 IMMIGRATION SERVICES**

represented by **Paul Cirino**  
 U.S. ATTORNEY'S OFFICE FOR THE  
 DISTRICT OF COLUMBIA  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
06/07/2021	<u>1</u>	COMPLAINT against U.S. CITIZENSHIP & IMMIGRATION SERVICES ( Filing fee \$ 402 receipt number ADCDC-8507181) filed by INSTITUTE FOR CONSTITUTIONAL ADVOCACY AND PROTECTION. (Attachments: # <u>1</u> Exhibit A - FOIA Request, # <u>2</u> Exhibit B - USCIS Acknowledgement, # <u>3</u> Exhibit C - FOIA Status, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons USCIS, # <u>6</u> Summons USAO, # <u>7</u> Summons U.S. Attorney General)(McCord, Mary) (Attachment 4 replaced on 6/21/2021) (znmw). (Entered: 06/07/2021)
06/07/2021	<u>2</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Jonathan L. Backer, Filing fee \$ 100, receipt number ADCDC-8507311. Fee Status: Fee Paid. by

		INSTITUTE FOR CONSTITUTIONAL ADVOCACY AND PROTECTION. (Attachments: # <u>1</u> Exhibit A – Backer Declaration, # <u>2</u> Text of Proposed Order)(McCord, Mary) (Entered: 06/07/2021)
06/07/2021		Case Assigned to Judge Carl J. Nichols. (adh, ) (Entered: 06/07/2021)
06/07/2021	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. CITIZENSHIP & IMMIGRATION SERVICES, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(adh, ) (Entered: 06/07/2021)
06/09/2021	<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 6/8/2021. Answer due for ALL FEDERAL DEFENDANTS by 7/8/2021. (McCord, Mary) (Entered: 06/09/2021)
06/16/2021	<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 06/14/21. (Attachments: # <u>1</u> Exhibit USPS Tracking)(McCord, Mary) (Entered: 06/16/2021)
06/16/2021	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. CITIZENSHIP & IMMIGRATION SERVICES served on 6/10/2021 (Attachments: # <u>1</u> Exhibit USPS Tracking)(McCord, Mary) (Entered: 06/16/2021)
06/23/2021		MINUTE ORDER. The Court having considered Plaintiff's <u>2</u> Motion For Admission <i>Pro Hac Vice</i> of Jonathan L. Backer, 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 Jonathan L. Backer is ADMITTED to practice before the Court <i>pro hac vice</i> . <b>Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions.</b> Signed by Judge Carl J. Nichols on June 23, 2021. (lccjn1) (Entered: 06/23/2021)
06/24/2021	<u>7</u>	NOTICE of Appearance by Jonathan L. Backer on behalf of INSTITUTE FOR CONSTITUTIONAL ADVOCACY AND PROTECTION (Backer, Jonathan) (Main Document 7 replaced on 6/25/2021) (zeg). (Entered: 06/24/2021)
07/08/2021	<u>8</u>	NOTICE of Appearance by Paul Cirino on behalf of U.S. CITIZENSHIP & IMMIGRATION SERVICES (Cirino, Paul) (Entered: 07/08/2021)
07/08/2021	<u>9</u>	ANSWER to Complaint by U.S. CITIZENSHIP & IMMIGRATION SERVICES.(Cirino, Paul) (Entered: 07/08/2021)
08/30/2021		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 on or before October 11, 2021. The Joint Status Report shall address: (1) the status of Plaintiffs FOIA request; (2) the anticipated number of documents responsive to Plaintiffs 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 Plaintiffs request[s] and any discussions regarding whether Plaintiffs request[s] 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 August 30, 2021. (lccjn1) (Entered: 08/30/2021)
08/30/2021		Set/Reset Deadlines: Joint Status Report due by 10/11/2021. (zcal) (Entered: 09/01/2021)
10/08/2021	<u>10</u>	STIPULATION of Dismissal by INSTITUTE FOR CONSTITUTIONAL ADVOCACY AND PROTECTION. (McCord, Mary) (Entered: 10/08/2021)