

ACCO,(MRWx),CLOSED,DISCOVERY,MANADR,RELATED-P  
**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA (Western Division – Los Angeles)**  
**CIVIL DOCKET FOR CASE #: 2:20-cv-05191-ODW-MRW**

Al Otro Lado et al v. Department of Homeland Security et al  
Assigned to: Judge Otis D. Wright, II  
Referred to: Magistrate Judge Michael R. Wilner  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/11/2020  
Date Terminated: 10/20/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Al Otro Lado**

represented by **Amber Nicole Hallett**  
Edwin F. Mandel Legal Aid Clinic  
University of Chicago Law School  
6020 S. University Avenue  
Chicago, IL 60615  
773-702-9611  
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*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Erika D Pinheiro**  
Al Otro Lado  
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323-404-1645  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Edwin F. Mandel Legal Aid Clinic**

represented by **Amber Nicole Hallett**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Erika D Pinheiro**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Department of Homeland Security**

represented by **Jason K Axe**  
AUSA – Office of US Attorney  
300 North Los Angeles Street Suite 7516  
Los Angeles, CA 90012  
213-894-8790  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**Immigration and Customs  
Enforcement**

represented by **Jason K Axe**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Customs and Border Protection**

represented by

**Jason K Axe**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
06/11/2020	<u>1</u>	COMPLAINT Receipt No: ACACDC-26771530 – Fee: \$400, filed by Plaintiff Al Otro Lado. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (Attorney Erika D Pinheiro added to party Al Otro Lado(pty:pla))(Pinheiro, Erika) (Entered: 06/11/2020)
06/11/2020	<u>2</u>	NOTICE of Interested Parties filed by Plaintiff All Plaintiffs, (Attorney Erika D Pinheiro added to party Edwin F. Mandel Legal Aid Clinic(pty:pla))(Pinheiro, Erika) (Entered: 06/11/2020)
06/11/2020	<u>3</u>	CIVIL COVER SHEET filed by Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Pinheiro, Erika) (Entered: 06/11/2020)
06/11/2020	<u>4</u>	Request for Clerk to Issue Summons on Complaint (Attorney Civil Case Opening) <u>1</u> filed by Plaintiff Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Pinheiro, Erika) (Entered: 06/11/2020)
06/11/2020	<u>5</u>	NOTICE of Related Case(s) filed by Plaintiff Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. Related Case(s): 5:20-cv-00768-TJH-PVC (Pinheiro, Erika) (Entered: 06/11/2020)
06/11/2020	<u>6</u>	(STRICKEN PER 6/16/20 ORDER DOCKET NO. 14)First APPLICATION of Non-Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac Vice Fee – \$400 Fee Paid, Receipt No. ACACDC-26771993) filed by Plaintiff Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Pinheiro, Erika) Modified on 6/16/2020 (lc). (Entered: 06/11/2020)
06/11/2020	<u>7</u>	NOTICE of Deficiency in Electronically Filed Pro Hac Vice Application RE: First APPLICATION of Non-Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac Vice Fee – \$400 Fee Paid, Receipt No. ACACDC-26771993) <u>6</u> . The following error(s) was/were found: Local Rule 83-2.1.3.4 Local counsel does not maintain an office within the District. (Thrasher, Lupe) (Entered: 06/11/2020)
06/11/2020	<u>8</u>	(STRICKEN PER 6/16/20 ORDER DOCKET NO. 14)First APPLICATION of Non-Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac Vice Fee – \$400 Previously Paid on 6/11/2020, Receipt No. 26771993) filed by Plaintiff Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Pinheiro, Erika) Modified on 6/16/2020 (lc). (Entered: 06/11/2020)
06/11/2020	<u>9</u>	NOTICE OF ASSIGNMENT to District Judge Otis D. Wright, II and Magistrate Judge Michael R. Wilner. (jtil) (Entered: 06/11/2020)
06/11/2020	<u>10</u>	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (jtil) (Entered: 06/11/2020)
06/11/2020	<u>11</u>	60 DAY Summons Issued re Complaint (Attorney Civil Case Opening) <u>1</u> as to Defendants Customs and Border Protection, Department of Homeland Security, and Immigration and Customs Enforcement. (jtil) (Entered: 06/11/2020)
06/12/2020	<u>12</u>	MINUTE ORDER IN CHAMBERS by Judge Otis D Wright, II: This action has been assigned to the calendar of Judge Otis D. Wright II. Counsel are STRONGLY encouraged to review the Central Districts website for additional information. The parties may consent to proceed before a Magistrate Judge appearing on the voluntary consent list. PLEASE refer to Local Rule 79-5 for the submission of CIVIL ONLY SEALED DOCUMENTS. CRIMINAL SEALED DOCUMENTS will remain the same. Please refer to the Judges procedures and schedules for detailed instructions for submission of sealed documents. (lc) (Entered: 06/12/2020)
06/12/2020	<u>13</u>	First APPLICATION of Non-Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac

		Vice Fee – \$400 Previously Paid on 6/11/2020, Receipt No. 26771993) filed by Plaintiff Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Pinheiro, Erika) (Entered: 06/12/2020)
06/16/2020	<u>14</u>	ORDER by Judge Otis D. Wright, II: the following document(s) be STRICKEN for failure to comply with the Local Rules, General Order and/or the Courts Case Management Order: First APPLICATION of Non–Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac Vice Fee – \$400 Fee Paid, Receipt No. ACACDC–26771993) <u>6</u> , First APPLICATION of Non–Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac Vice Fee – \$400 Previously Paid on 6/11/2020, Receipt No. 26771993) <u>8</u> , for the following reasons: Comply with instructions on discrepancy doc no.7 (re: 6). and re: doc no. 8, party filed another application for the same relief at <u>13</u> . (lc) (Entered: 06/16/2020)
06/16/2020	<u>15</u>	ORDER GRANTING APPLICATION of Non–Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado and designating Erika D. Pinheiro as local counsel <u>13</u> by Judge Otis D. Wright, II. (lc) Modified on 6/16/2020 (lc). (Entered: 06/16/2020)
07/06/2020	<u>16</u>	G–124 filed by Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic <i>Application for Refund of Fees</i> re: First APPLICATION of Non–Resident Attorney A. Nicole Hallett to Appear Pro Hac Vice on behalf of Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic (Pro Hac Vice Fee – \$400 Previously Paid on 6/11/2020, Receipt No. 26771993) <u>8</u> (Hallett, A.) (Entered: 07/06/2020)
07/07/2020	<u>17</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Miscellaneous Document, <u>16</u> . The following error(s) was/were found: Incorrect event selected. Correct event to be used is: Application: Refund of Fees Paid (G–124). Other error(s) with document(s): Incorrect event does NOT provide relief sought. Note: To assist in a search for correct events, please use the "SEARCH" option for a "key word" to narrow the selection process. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (lc) (Entered: 07/07/2020)
07/13/2020	<u>18</u>	PROOF OF SERVICE Executed by Plaintiff Al Otro Lado, Edwin F. Mandel Legal Aid Clinic, upon Defendant All Defendants. Service of the Summons and Complaint were executed upon the United States Attorneys Office by delivering a copy to Civil Process Clerk. Executed upon the Attorney Generals Office of the United States by delivering a copy to unknown. Executed upon the officer agency or corporation by delivering a copy to Office of General Counsel. Service was executed in compliance with Federal Rules of Civil Procedure. Due diligence declaration NOT attached. Registered or certified mail return receipt attached. Original Summons returned. (Attachments: # <u>1</u> Exhibit Certified Mail Receipts)(Hallett, Amber) (Entered: 07/13/2020)
07/13/2020	<u>19</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Service of Summons and Complaint Returned Executed as to USA <u>18</u> (60 days). The following error(s) was/were found: Incorrect event selected. Correct event to be used is: Service of Summons and Complaint returned Executed (30 day). Other error(s) with document(s): This case is a FREEDOM OF INFORMATION action. Clerk notes that prior to case being reassigned to Judge Wright, a "60 days summons" was issued, and it appears filer used the event for 60 days. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (lc) (Entered: 07/13/2020)
07/13/2020	<u>20</u>	NOTICE OF MOTION AND MOTION for Preliminary Injunction re Seeking Disclosure of Records filed by Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. Motion set for hearing on 8/31/2020 at 01:30 PM before Judge Otis D. Wright II. (Attachments: # <u>1</u> Memorandum of Points and Authorities, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4) (Hallett, Amber) (Entered: 07/13/2020)

07/14/2020	<u>21</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: ONLY the Memorandum in support of NOTICE OF MOTION AND MOTION for Preliminary Injunction re Seeking Disclosure of Records [20-1]. The following error(s) was/were found: Local Rule 11-8 Memorandum/brief exceeding 10 pages shall contain table of contents. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (lc) (Entered: 07/14/2020)
07/16/2020	<u>22</u>	ORDER RE TRANSFER PURSUANT TO GENERAL ORDER 19-03 (Related Case) filed. Transfer of case declined by Judge Terry J. Hatter, Jr, for the reasons set forth on this order. Related Case No. 5:20-cv-00768 TJH(PVC) (rn) (Entered: 07/16/2020)
08/05/2020	<u>23</u>	STIPULATION Extending Time to Answer the complaint as to Immigration and Customs Enforcement answer now due 9/4/2020; Department of Homeland Security answer now due 9/4/2020; Customs and Border Protection answer now due 9/4/2020, re Complaint (Attorney Civil Case Opening) <u>1</u> filed by Defendants Immigration and Customs Enforcement; Department of Homeland Security; Customs and Border Protection.(Attorney Jason K Axe added to party Customs and Border Protection(pty:dft), Attorney Jason K Axe added to party Department of Homeland Security(pty:dft), Attorney Jason K Axe added to party Immigration and Customs Enforcement(pty:dft))(Axe, Jason) (Entered: 08/05/2020)
08/06/2020	<u>24</u>	STIPULATION to Continue HEARING ON PLAINTIFFS MOTION FOR A PRELIMINARY INJUNCTION from 8/31/2020 1:30 PM to 9/14/2020 1:30 PM Re: NOTICE OF MOTION AND MOTION for Preliminary Injunction re Seeking Disclosure of Records <u>20</u> filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement. (Attachments: # <u>1</u> Proposed Order)(Axe, Jason) (Entered: 08/06/2020)
08/06/2020	<u>25</u>	ORDER CONTINUING HEARING ON PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION <u>24</u> by Judge Otis D. Wright, II. IT IS HEREBY ORDERED that that the hearing on Plaintiffs' motion for a preliminary injunction, currently set for August 31, 2020, at 1:30 p.m., shall be continued until September 14, 2020, at 1:30 p.m., for the reasons set forth in the parties' stipulation. Defendants' opposition to the motion shall be due on August 24, 2020, and Plaintiffs' reply shall be due on August 31, 2020. (lom) (Entered: 08/06/2020)
08/24/2020	<u>26</u>	MEMORANDUM in Opposition to NOTICE OF MOTION AND MOTION for Preliminary Injunction re Seeking Disclosure of Records <u>20</u> filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement. (Attachments: # <u>1</u> Declaration (Fernando Pineiro), # <u>2</u> Declaration (Patrick Howard))(Axe, Jason) (Entered: 08/24/2020)
08/25/2020	<u>27</u>	DECLARATION of JAMES V.M.L. HOLZER re MEMORANDUM in Opposition to Motion, <u>26</u> filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement. (Axe, Jason) (Entered: 08/25/2020)
08/31/2020	<u>28</u>	REPLY In Support of NOTICE OF MOTION AND MOTION for Preliminary Injunction re Seeking Disclosure of Records <u>20</u> filed by Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Hallett, Amber) (Entered: 08/31/2020)
09/04/2020	<u>29</u>	ANSWER to Complaint (Attorney Civil Case Opening) <u>1</u> filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement.(Axe, Jason) (Entered: 09/04/2020)
09/04/2020	<u>30</u>	ORDER that the Scheduling Conference is set for December 21, 2020 1:30 PM ; compliance with FRCP 16, and 26(f) and filing of joint report; Counsel for plaintiff shall immediately serve this Order on all parties, including any new parties to the action by Judge Otis D Wright, II (lc) (Entered: 09/04/2020)
09/08/2020	31	COUNSEL ARE NOTIFIED, the (Telephonic) MOTION for Preliminary Injunction re Seeking Disclosure of Records <u>20</u> , set for hearing on 9/14/2020, will be HEARD at 2:30 PM before Judge Otis D. Wright II. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (sce) TEXT ONLY ENTRY (Entered: 09/08/2020)

09/11/2020	<u>32</u>	DECLARATION of V.M. L Holzer in opposition to NOTICE OF MOTION AND MOTION for Preliminary Injunction re Seeking Disclosure of Records <u>20</u> filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement. (Axe, Jason) (Entered: 09/11/2020)
09/14/2020	<u>33</u>	MINUTES OF TELEPHONIC HEARING RE MOTION FOR PRELIMINARY INJUNCTION <u>20</u> held before Judge Otis D. Wright, II : Case called, appearances made. The Court having carefully considered the papers, and having heard oral argument of counsel, the court continues the telephonic motion hearing to September 23,2020 at 9:00 a.m. Counsel can use the same call-in phone and access number. Court Reporter: Mariam Baird-(telep). (lc) (Entered: 09/14/2020)
09/23/2020	<u>34</u>	MINUTES OF TELEPHONIC-MOTION for Preliminary Injunction <u>20</u> held before Judge Otis D. Wright, II: Case called, appearances made. The Court having heard oral argument of counsel, will issue an order. Court Reporter: Katie Thibodeaux. (lc) (Entered: 09/23/2020)
09/23/2020	<u>35</u>	MINUTES (IN CHAMBERS) by Judge Otis D. Wright, II: The Court ORDERS Plaintiffs Al Otro Lado and the Edwin F. Mandel Legal Aid Clinic at the University of Chicago Law School's Motion for Preliminary Injunction seeking an order for the production of documents responsive to Plaintiffs requests for records under the Freedom of Information Act <u>20</u> GRANTED IN PART. Defendants are hereby ORDERED to deliver to plaintiffs the records responsive to Plaintiffs' request (SEE DOCUMENT FOR SPECIFIED DETAILS AND DEADLINES THEREIN). (lc) (Entered: 09/23/2020)
09/23/2020	<u>36</u>	TRANSCRIPT for proceedings held on 9/14/2020. Court Reporter/Electronic Court Recorder: miriam baird, phone number mvb11893@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 10/14/2020. Redacted Transcript Deadline set for 10/26/2020. Release of Transcript Restriction set for 12/22/2020. (Baird, Miriam) (Entered: 09/23/2020)
09/23/2020	37	NOTICE OF FILING TRANSCRIPT filed for proceedings 9/14/2020 re Transcript <u>36</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Baird, Miriam) TEXT ONLY ENTRY (Entered: 09/23/2020)
12/10/2020	<u>38</u>	Joint STIPULATION to Stay Case filed by Plaintiffs Al Otro Lado, Edwin F. Mandel Legal Aid Clinic. (Attachments: # <u>1</u> Proposed Order [Proposed] Order Regarding Joint Stipulation to Stay Proceedings)(Hallett, Amber) (Entered: 12/10/2020)
12/11/2020	<u>39</u>	ORDER REGARDING JOINT STIPULATION TO STAY PROCEEDINGS <u>38</u> by Judge Otis D. Wright, II. These proceedings shall be temporarily STAYED until July 10, 2021. The preliminary injunction entered on September 23, 2020 shall remain in place while these proceedings are stayed. The Scheduling Conference set for December 21, 2020, is hereby CONTINUED to July 19, 2021 at 1:30 p.m. The parties shall file a joint status report on or before July 5, 2021, to inform the Court whether the stay should be extended or lifted as planned. (iv) (Entered: 12/11/2020)
06/29/2021	<u>40</u>	STIPULATION to Stay Case pending Proceedings and to Continue Scheduling Conference filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement. (Attachments: # <u>1</u> Proposed Order)(Axe, Jason) (Entered: 06/29/2021)
07/01/2021	<u>41</u>	ORDER REGARDING JOINT STIPULATION TO STAY PROCEEDINGS AND CONTINUING SCHEDULINGCONFERENCE <u>40</u> by Judge Otis D. Wright, II: 1. The stay of proceedings entered on December 11, 2020 (Dkt. 39) shall be continued until December 13, 2021. 2. The preliminary injunction entered on September 23, 2020 shall continueto remain in place while these proceedings are stayed. 3. The Scheduling Conference currently set for July 19, 2021, is hereby continued until December 13, 2021, at 1:30 PM. 4. The parties shall file a joint status report on or before November 29, 2021, to inform the Court whether the stay should be extended or lifted as planned. (lc) (Entered: 07/01/2021)

10/20/2021	<u>42</u>	STIPULATION to Dismiss Case pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure filed by Defendants Customs and Border Protection, Department of Homeland Security, Immigration and Customs Enforcement.(Axe, Jason) (Entered: 10/20/2021)
10/20/2021	<u>43</u>	ORDER OF DISMISSAL OF ACTION <u>42</u> by Judge Otis D. Wright, II: The Court upon parties' Stipulation of Dismissal of Action pursuant to FRCP Rule 41(a)(1)(A)(ii), hereby dismisses with prejudice the above-entitled action. Each party shall bear its own costs and attorneys' fees. The Court VACATES all dates and deadlines. The Clerk of the Court shall close the case. (Made JS-6. Case Terminated.) (lc) (Entered: 10/20/2021)