

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:21-cv-00642-BAH**

CENTER FOR MEDICAL PROGRESS v. U.S.  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Assigned to: Chief Judge Beryl A. Howell  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/10/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**CENTER FOR MEDICAL  
PROGRESS**

represented by **Paul J. Orfanedes**  
JUDICIAL WATCH, INC.  
425 Third Street, SW  
Suite 800  
Washington, DC 20024  
(202) 437-5626  
Fax: (202) 646-5199  
Email: [porfanedes@judicialwatch.org](mailto:porfanedes@judicialwatch.org)  
**ATTORNEY TO BE NOTICED**

**Meredith Leigh Di Liberto**  
JUDICIAL WATCH  
425 Third Street SW  
Suite 800  
Upper Holland, DC 20024  
757-448-8329  
Email: [mdiliberto@judicialwatch.org](mailto:mdiliberto@judicialwatch.org)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. DEPARTMENT OF HEALTH  
AND HUMAN SERVICES**

represented by **Michael A. Tilghman, II**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-7113  
Email: [michael.tilghman@usdoj.gov](mailto:michael.tilghman@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
03/10/2021	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ( Filing fee \$ 402 receipt number ADCDC-8294329) filed by CENTER FOR MEDICAL PROGRESS. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons for US Attorney for DC, # <u>3</u> Summons for US Attorney General, # <u>4</u> Summons for U.S. Department of Health and Human Services)(Di Liberto, Meredith) (Entered: 03/10/2021)
03/10/2021	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by CENTER FOR MEDICAL PROGRESS (Di Liberto, Meredith) (Entered: 03/10/2021)
03/11/2021		NOTICE OF ERROR re <u>1</u> Complaint; emailed to mdiliberto@judicialwatch.org, cc'd -1 associated attorneys --- The PDF file you docketed contained errors: 1. Blank or missing coversheet. Please use the cover sheet at <a href="https://www.dcd.uscourts.gov/new-case-forms">https://www.dcd.uscourts.gov/new-case-forms</a> & file using the event Civil Cover Sheet., 2. Certificate of disclosure is blank (adh, ) (Entered: 03/11/2021)

03/12/2021	<u>3</u>	ERRATA ( <i>Corrected Civil Cover Sheet and Corrected Certificate Rule LCvR 26.1</i> ) by CENTER FOR MEDICAL PROGRESS re <u>1</u> Complaint, filed by CENTER FOR MEDICAL PROGRESS. (Attachments: # <u>1</u> Certificate Rule LCvR 26.1)(Di Liberto, Meredith) (Entered: 03/12/2021)
03/12/2021		Case Assigned to Chief Judge Beryl A. Howell. (adh, ) (Entered: 03/12/2021)
03/12/2021	<u>4</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(adh, ) (Entered: 03/12/2021)
03/13/2021	<u>5</u>	STANDING ORDER. Signed by Chief Judge Beryl A. Howell on March 13, 2021. (lcbah1) (Entered: 03/13/2021)
04/07/2021	<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 3/26/2021. Answer due for ALL FEDERAL DEFENDANTS by 4/25/2021. (Attachments: # <u>1</u> Declaration of David Rothstein)(Di Liberto, Meredith) (Entered: 04/07/2021)
04/07/2021	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 04/02/21. (Attachments: # <u>1</u> Declaration of David Rothstein)(Di Liberto, Meredith) (Entered: 04/07/2021)
04/07/2021	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 4/7/2021 (Attachments: # <u>1</u> Declaration of David Rothstein)(Di Liberto, Meredith) (Entered: 04/07/2021)
04/26/2021	<u>9</u>	ANSWER to Complaint by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES.(Tilghman, Michael) (Entered: 04/26/2021)
05/10/2021	<u>10</u>	Joint STATUS REPORT by CENTER FOR MEDICAL PROGRESS. (Di Liberto, Meredith) (Entered: 05/10/2021)
05/10/2021		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>10</u> Joint Status Report, the parties to submit a joint status report by July 16, 2021. Signed by Chief Judge Beryl A. Howell on May 10, 2021. (lcbah1) (Entered: 05/10/2021)
05/10/2021		Set/Reset Deadlines: Joint Status Report due by 7/16/2021. (ztg) (Entered: 05/10/2021)
07/08/2021	<u>11</u>	NOTICE of Appearance by Paul J. Orfanedes on behalf of CENTER FOR MEDICAL PROGRESS (Orfanedes, Paul) (Entered: 07/08/2021)
07/16/2021	<u>12</u>	Joint STATUS REPORT by CENTER FOR MEDICAL PROGRESS. (Di Liberto, Meredith) (Entered: 07/16/2021)
07/16/2021		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>12</u> Joint Status Report, the parties to submit a joint status report by August 16, 2021. Signed by Chief Judge Beryl A. Howell on July 16, 2021. (lcbah1) (Entered: 07/16/2021)
07/16/2021		Set/Reset Deadlines: Joint Status Report due by 8/16/2021. (ztg) (Entered: 07/16/2021)
08/16/2021	<u>13</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Tilghman, Michael) (Entered: 08/16/2021)
08/18/2021		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>13</u> Joint Status Report, the parties to submit a joint status report by October 15, 2021. Signed by Chief Judge Beryl A. Howell on August 18, 2021. (lcbah1) (Entered: 08/18/2021)
08/19/2021		Set/Reset Deadlines: Joint Status Report due by 10/15/2021. (ztg) (Entered: 08/19/2021)
10/15/2021	<u>14</u>	Joint STATUS REPORT by CENTER FOR MEDICAL PROGRESS. (Di Liberto, Meredith) (Entered: 10/15/2021)
10/18/2021		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>14</u> Joint Status Report, the parties to submit, by October 27, 2021, a joint status report

		advising the Court whether any disputes remain between the parties and, if so, proposing a schedule to govern further proceedings. Signed by Chief Judge Beryl A. Howell on October 18, 2021. (lcbah1) (Entered: 10/18/2021)
10/19/2021		Set/Reset Deadlines: Joint Status Report due by 10/27/2021. (ztg) (Entered: 10/19/2021)
10/27/2021	<u>15</u>	Joint STATUS REPORT by CENTER FOR MEDICAL PROGRESS. (Di Liberto, Meredith) (Entered: 10/27/2021)
10/27/2021		MINUTE ORDER (paperless) ISSUING, in light of the parties' <u>15</u> Joint Status Report, the following SCHEDULING ORDER to govern the timing of further proceedings in this matter: (1) by December 6, 2021, defendant shall file its motion for summary judgment; (2) by January 12, 2022, plaintiff shall file its cross-motion for summary judgment and its combined opposition to defendant's motion for summary judgment and memorandum in support of its cross-motion; (3) by February 14, 2022, defendant shall file its combined opposition to plaintiff's cross-motion for summary judgment and reply in support of its own motion for summary judgment; and (4) by March 11, 2022, plaintiff shall file its reply in support of its cross-motion for summary judgment. Signed by Chief Judge Beryl A. Howell on October 27, 2021. (lcbah1) (Entered: 10/27/2021)