

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:21-cv-01217-TSC**

PROJECT FOR PRIVACY AND SURVEILLANCE  
ACCOUNTABILITY, INC. v. OFFICE OF THE DIRECTOR  
OF NATIONAL INTELLIGENCE et al  
Assigned to: Judge Tanya S. Chutkan  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/04/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**PROJECT FOR PRIVACY AND  
SURVEILLANCE  
ACCOUNTABILITY, INC.**

represented by **Brian J. Field**  
SCHAERR JAFFE LLP  
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*LEAD ATTORNEY*  
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V.

**Defendant**

**OFFICE OF THE DIRECTOR OF  
NATIONAL INTELLIGENCE**

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

**Defendant**

**UNITED STATES DEPARTMENT OF  
JUSTICE**

represented by **Kathleene A. Molen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**NATIONAL SECURITY AGENCY**

represented by **Kathleene A. Molen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**CENTRAL INTELLIGENCE  
AGENCY**

represented by **Kathleene A. Molen**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant****UNITED STATES DEPARTMENT OF  
STATE**represented by **Kathleene A. Molen**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED****Defendant****NATIONAL ARCHIVES AND  
RECORDS ADMINISTRATION**represented by **Kathleene A. Molen**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/04/2021	<u>1</u>	COMPLAINT against All Defendants ( Filing fee \$ 402 receipt number ADCDC-8424943) filed by PROJECT FOR PRIVACY AND SURVEILLANCE ACCOUNTABILITY, INC.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit V, # <u>23</u> Exhibit W, # <u>24</u> Exhibit X, # <u>25</u> Civil Cover Sheet, # <u>26</u> PPSA Corporate Disclosure Statement, # <u>27</u> Summons ODNI, # <u>28</u> Summons DOJ, # <u>29</u> Summons NSA, # <u>30</u> Summons CIA, # <u>31</u> Summons State Department, # <u>32</u> Summons NARA, # <u>33</u> Summons U.S. Attorney General, # <u>34</u> Summons U.S. Attorney for D.C.)(Schaerr, Gene) (Entered: 05/04/2021)
05/05/2021		NOTICE OF ERROR re <u>1</u> Complaint; emailed to gschaerr@schaerr-jaffe.com, 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. Form filed as fillable PDF. Please file form in a non-fillable PDF format., 3. 26.1 Disclosure filed as attachment. Please file pleading as separate entry using the event LCvR 26.1 Certificate of Disclosure-Corporate Affiliations/Financial Interests., 4. <b>COMPLIANCE DEADLINE is by close of business today. This case will not proceed any further until all errors are satisfied.</b> (zsb, ) (Entered: 05/05/2021)
05/06/2021		NOTICE OF ERROR re <u>1</u> Complaint; emailed to gschaerr@schaerr-jaffe.com, 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. Form filed as fillable PDF. Please file form in a non-fillable PDF format., 3. 26.1 Disclosure filed as attachment. Please file pleading as separate entry using the event LCvR 26.1 Certificate of Disclosure-Corporate Affiliations/Financial Interests. (zsb, ) (Entered: 05/06/2021)
05/10/2021	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PROJECT FOR PRIVACY AND SURVEILLANCE ACCOUNTABILITY, INC. (Schaerr, Gene) (Entered: 05/10/2021)
05/10/2021	<u>3</u>	CIVIL COVER SHEET <i>Corrected</i> by PROJECT FOR PRIVACY AND SURVEILLANCE ACCOUNTABILITY, INC. re <u>1</u> Complaint,,, filed by PROJECT FOR PRIVACY AND SURVEILLANCE ACCOUNTABILITY, INC.. Related document: <u>1</u> Complaint,,, filed by PROJECT FOR PRIVACY AND SURVEILLANCE ACCOUNTABILITY, INC..(Schaerr, Gene) (Entered: 05/10/2021)
05/10/2021		Case Assigned to Judge Tanya S. Chutkan. (zsb) (Entered: 05/10/2021)
05/12/2021	<u>4</u>	SUMMONS (8) Issued Electronically as to CENTRAL INTELLIGENCE AGENCY, NATIONAL ARCHIVES AND RECORDS ADMINISTRATION, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General

		(Attachment: # <u>1</u> Notice and Consent)(adh, ) (Entered: 05/12/2021)
05/24/2021	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/20/2021. Answer due for ALL FEDERAL DEFENDANTS by 6/19/2021. (Schaerr, Gene) (Entered: 05/24/2021)
05/24/2021	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 5/20/2021. (Schaerr, Gene) (Entered: 05/24/2021)
05/24/2021	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTRAL INTELLIGENCE AGENCY served on 5/20/2021; NATIONAL ARCHIVES AND RECORDS ADMINISTRATION served on 5/21/2021; NATIONAL SECURITY AGENCY served on 5/20/2021; OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE served on 5/21/2021; UNITED STATES DEPARTMENT OF JUSTICE served on 5/20/2021; UNITED STATES DEPARTMENT OF STATE served on 5/20/2021 (Schaerr, Gene) Modified docket event/text on 5/26/2021 (eg). (Entered: 05/24/2021)
06/16/2021	<u>8</u>	NOTICE of Appearance by Kathleene A. Molen on behalf of All Defendants (Molen, Kathleene) (Entered: 06/16/2021)
06/17/2021	<u>9</u>	Consent MOTION for Extension of Time to File Answer by CENTRAL INTELLIGENCE AGENCY, NATIONAL ARCHIVES AND RECORDS ADMINISTRATION, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Molen, Kathleene) (Entered: 06/17/2021)
06/24/2021		MINUTE ORDER: Granting Consent <u>9</u> Motion for Extension of Deadlines. Defendants shall answer or otherwise respond to the Complaint by 7/21/21. Signed by Judge Tanya S. Chutkan on 6/24/21. (DJS) (Entered: 06/24/2021)
06/29/2021		Set/Reset Deadlines: Answer due by 7/21/2021. (tb) (Entered: 06/29/2021)
07/21/2021	<u>10</u>	ANSWER to Complaint by CENTRAL INTELLIGENCE AGENCY, NATIONAL ARCHIVES AND RECORDS ADMINISTRATION, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF STATE.(Molen, Kathleene) (Entered: 07/21/2021)
07/26/2021		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. IT IS HEREBY ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues no later than 9/10/21. The joint status report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 7/26/21. (DJS) (Entered: 07/26/2021)
07/27/2021		Set/Reset Deadlines: Joint Status Report due by 9/10/2021. (tb) (Entered: 07/27/2021)
09/09/2021	<u>11</u>	NOTICE of Appearance by Brian J. Field on behalf of All Plaintiffs (Field, Brian) (Entered: 09/09/2021)
09/10/2021	<u>12</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, NATIONAL ARCHIVES AND RECORDS ADMINISTRATION, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Molen, Kathleene) (Entered: 09/10/2021)

10/12/2021	<u>13</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, NATIONAL ARCHIVES AND RECORDS ADMINISTRATION, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF STATE. (Molen, Kathleene) (Entered: 10/12/2021)
10/28/2021		MINUTE ORDER: Having considered the parties' joint status report <u>13</u> , it is hereby ordered that the parties shall file another joint report by 11/4/21 and every 30 days thereafter. To the extent the report contains a proposal for changing the status quo, the report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 10/28/21. (DJS) (Entered: 10/28/2021)
11/02/2021		Set/Reset Deadlines: Joint Status Report due by 11/4/2021. (tb) (Entered: 11/02/2021)