

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:21-cv-04756-DLC**

Hong v. U.S. Department Of Justice et al
Assigned to: Judge Denise L. Cote
Cause: 05:552 Freedom of Information Act

Date Filed: 05/27/2021
Date Terminated: 07/26/2022
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Victor Hong**

represented by **Paul Kevin Brown**
Archer, Byington, Glennon & Levine LLP
534 Broadhollow Road
Suite 430
Melville, NY 11747
631-249-6565
Fax: 621-777-6906
Email: pbrown@abgllaw.com
ATTORNEY TO BE NOTICED

Richard Scott Corenthal
Archer, Byington, Glennon & Levine LLP
534 Broadhollow Road
Suite 430
Melville, NY 11747
631-249-6565
Fax: 631-777-6906
Email: rcorenthal@abgllaw.com
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. Department Of Justice
TERMINATED: 07/27/2022

represented by **Jean-David Barnea**
U.S. Attorney's Office, SDNY (Chambers Street)
86 Chambers Street
New York, NY 10007
(212) 637-2679
Fax: (212) 637-2717
Email: jean-david.barnea@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. Securities and Exchange Commission
TERMINATED: 07/27/2022

represented by **Jean-David Barnea**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/27/2021	<u>1</u>	FILING ERROR – DEFICIENT PLEADING – FILED AGAINST PARTY ERROR –COMPLAINT against All Defendants. (Filing Fee \$ 402.00, Receipt Number ANYSDC-24597558)Document filed by Victor Hong. (Attachments: # <u>1</u> Exhibit A = DOJ FOIA Request, # <u>2</u> Exhibit B = denial; of the DOJ FOIA request, # <u>3</u> Exhibit C= remand of DOJ FOIA request, # <u>4</u> Exhibit D= DOJ response, # <u>5</u> Exhibit

		E= Appeal of the DOJ response, # <u>6</u> Exhibit F= DOJ final determination, # <u>7</u> Exhibit G= SEC FOIA request, # <u>8</u> Exhibit H= response to SEC FOIA request, # <u>9</u> Exhibit I= SEC's denial of Plaintiffs appeal, # <u>10</u> Exhibit J= SEC's final order).(Corenthal, Richard) Modified on 5/28/2021 (pc). (Entered: 05/27/2021)
05/27/2021	<u>2</u>	CIVIL COVER SHEET filed..(Corenthal, Richard) (Entered: 05/27/2021)
05/27/2021	<u>3</u>	REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Department of Justice, re: <u>1</u> Complaint,, Document filed by Victor Hong..(Corenthal, Richard) (Entered: 05/27/2021)
05/27/2021	<u>4</u>	REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Securities and Exchange Commission, re: <u>1</u> Complaint,, Document filed by Victor Hong..(Corenthal, Richard) (Entered: 05/27/2021)
05/28/2021		***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Richard Scott Corenthal. The party information for the following party/parties has been modified: U.S. DEPARTMENT OF JUSTICE. The information for the party/parties has been modified for the following reason/reasons: party name was entered in all caps;. (pc) (Entered: 05/28/2021)
05/28/2021		***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Richard Scott Corenthal to RE-FILE Document No. <u>1</u> Complaint,, The filing is deficient for the following reason(s): the All Defendant radio button was selected;. Re-file the pleading using the event type Complaint found under the event list Complaints and Other Initiating Documents – attach the correct signed PDF – select the individually named filer/filers – select the individually named party/parties the pleading is against. (pc) (Entered: 05/28/2021)
05/28/2021		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Denise L. Cote. Please download and review the Individual Practices of the assigned District Judge, located at https://nysd.uscourts.gov/judges/district-judges . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at https://nysd.uscourts.gov/rules/ecf-related-instructions ..(pc) (Entered: 05/28/2021)
05/28/2021		Magistrate Judge Ona T. Wang is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (pc) (Entered: 05/28/2021)
05/28/2021		Case Designated ECF. (pc) (Entered: 05/28/2021)
05/28/2021	<u>5</u>	ELECTRONIC SUMMONS ISSUED as to U.S. Securities and Exchange Commission..(pc) (Entered: 05/28/2021)
05/28/2021	<u>6</u>	ELECTRONIC SUMMONS ISSUED as to U.S. Department Of Justice..(pc) (Entered: 05/28/2021)
05/28/2021		ADD PARTY FOR PLEADING. Defendants/Respondents U.S. Department Of Justice, U.S. Securities and Exchange Commission added. Party added pursuant to <u>1</u> Complaint,,Document filed by Victor Hong. Related document: <u>1</u> Complaint,,,(Corenthal, Richard) (Entered: 05/28/2021)
05/28/2021	<u>7</u>	NOTICE OF APPEARANCE by Paul Kevin Brown on behalf of Victor Hong..(Brown, Paul) (Entered: 05/28/2021)
06/04/2021	<u>8</u>	NOTICE OF INITIAL PRETRIAL CONFERENCE: Initial Pretrial Conference by telephone set for 9/15/2021 at 02:30 PM before Judge Denise L. Cote. The parties shall use the following dial-in credentials for the conference. Dial-in: 888-363-4749, Access Code: 4324948. SO ORDERED. (Signed by Judge Denise L. Cote on 6/4/2021) (vfr) (Entered: 06/04/2021)
06/07/2021	<u>9</u>	AFFIDAVIT OF SERVICE of Notice of Initial Pretrial Conference served on U.S. Securities and Exchange Commission on 6/7/2021. Service was made by Mail.

		Document filed by Victor Hong..(Brown, Paul) (Entered: 06/07/2021)
06/07/2021	<u>10</u>	AFFIDAVIT OF SERVICE of Notice of Initial Pretrial Conference served on U.S. Department of Justice on 6/7/2021. Service was made by Mail. Document filed by Victor Hong..(Brown, Paul) (Entered: 06/07/2021)
07/15/2021	<u>11</u>	SUMMONS RETURNED EXECUTED Summons and Complaint,, served. U.S. Department Of Justice served on 7/9/2021, answer due 7/30/2021. Document filed by Victor Hong..(Corenthal, Richard) (Entered: 07/15/2021)
07/15/2021	<u>12</u>	SUMMONS RETURNED EXECUTED Summons and Complaint,, served. U.S. Securities and Exchange Commission served on 7/8/2021, answer due 7/29/2021. Document filed by Victor Hong..(Corenthal, Richard) (Entered: 07/15/2021)
08/25/2021	<u>13</u>	ANSWER to <u>1</u> Complaint,, Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 08/25/2021)
09/10/2021	<u>14</u>	JOINT LETTER MOTION to Adjourn Conference addressed to Judge Denise L. Cote from AUSA Jean-David Barnea dated 9/10/21. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 09/10/2021)
09/10/2021	<u>15</u>	ORDER granting <u>14</u> Letter Motion to Adjourn Conference. The conference is adjourned sine die. A status letter is due October 8, 2021. (Signed by Judge Denise L. Cote on 9/10/2021) (vfr) (Entered: 09/10/2021)
10/08/2021	<u>16</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean-David Barnea dated 10/8/21 re: Status Report. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 10/08/2021)
10/08/2021	<u>17</u>	MEMO ENDORSEMENT on re: <u>16</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Granted. (Signed by Judge Denise L. Cote on 10/8/2021) (vfr) (Entered: 10/08/2021)
11/19/2021	<u>18</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean-David Barnea dated 11/19/21 re: Status Report. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 11/19/2021)
11/19/2021	<u>19</u>	MEMO ENDORSEMENT on re: <u>18</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status report due 12/20/21. (Signed by Judge Denise L. Cote on 11/19/2021) (vfr) (Entered: 11/19/2021)
12/20/2021	<u>20</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean-David Barnea dated 12/20/21 re: Status of Searches. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 12/20/2021)
12/20/2021	<u>21</u>	MEMO ENDORSEMENT on re: <u>20</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status Report is due 1/31/2022. (Signed by Judge Denise L. Cote on 12/20/2021) (rro) Modified on 1/5/2022 (rro). (Entered: 12/20/2021)
01/31/2022	<u>22</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean-David Barnea dated 1/31/22 re: Status of Searches. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 01/31/2022)
02/01/2022	<u>23</u>	MEMO ENDORSEMENT on re: <u>22</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status report is due 2/28/22. (Signed by Judge Denise L. Cote on 2/1/2022) (vfr) (Entered: 02/01/2022)
02/28/2022	<u>24</u>	LETTER addressed to Judge Denise L. Cote from Richard S. Corenthal dated Febraury 28, 2022 re: Status Letter and Request for Informal Conference. Document filed by Victor Hong..(Corenthal, Richard) (Entered: 02/28/2022)
02/28/2022	<u>25</u>	LETTER addressed to Judge Denise L. Cote from AUSA Jean-David Barnea dated 2/28/22 re: Status of Productions and Response to Plaintiff's Letter. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean-David) (Entered: 02/28/2022)

03/01/2022	<u>26</u>	MEMO ENDORSEMENT on re: <u>25</u> Letter, filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status report is due 3/21/22. (Signed by Judge Denise L. Cote on 3/1/2022) (vfr) (Entered: 03/01/2022)
03/21/2022	<u>27</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean–David Barnea dated 3/21/22 re: Status of Productions. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean–David) (Entered: 03/21/2022)
03/22/2022	<u>28</u>	MEMO ENDORSEMENT on re: <u>27</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: On 2/28/22, the Government indicated it could propose realistic schedules by 3/21/22. The Government shall by 3/30/22 propose realistic schedules for all remaining review and production. (Signed by Judge Denise L. Cote on 3/22/2022) (vfr) (Entered: 03/22/2022)
03/30/2022	<u>29</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean–David Barnea dated 3/30/22 re: Status of Productions. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean–David) (Entered: 03/30/2022)
03/31/2022	<u>30</u>	MEMO ENDORSEMENT on re: <u>29</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status letter is due 5/13/22. (Signed by Judge Denise L. Cote on 3/31/2022) (vfr) (Entered: 03/31/2022)
05/13/2022	<u>31</u>	LETTER addressed to Judge Denise L. Cote from AUSA Jean–David Barnea dated 5/13/22 re: Status Report. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean–David) (Entered: 05/13/2022)
05/13/2022	<u>32</u>	MEMO ENDORSEMENT on re: <u>31</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status report is due 7/13/22. (Signed by Judge Denise L. Cote on 5/13/2022) (vfr) (Entered: 05/13/2022)
07/13/2022	<u>33</u>	JOINT LETTER addressed to Judge Denise L. Cote from AUSA Jean–David Barnea dated 7–13–22 re: Status Report. Document filed by U.S. Department Of Justice, U.S. Securities and Exchange Commission..(Barnea, Jean–David) (Entered: 07/13/2022)
07/13/2022	<u>34</u>	MEMO ENDORSEMENT: on re: <u>33</u> Letter filed by U.S. Securities and Exchange Commission, U.S. Department Of Justice. ENDORSEMENT: Status letter is due 8/15/2022. (Signed by Judge Denise L. Cote on 7/13/2022) (ama) (Entered: 07/13/2022)
07/22/2022	<u>35</u>	STIPULATION OF VOLUNTARY DISMISSAL It is hereby stipulated and agreed by and between the parties and/or their respective counsel(s) that the above–captioned action is voluntarily dismissed, with prejudice against the defendant(s) U.S. Department Of Justice, U.S. Securities and Exchange Commission and without costs pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. Document filed by Victor Hong. Proposed document to be reviewed and processed by Clerk's Office staff (No action required by chambers) ...(Brown, Paul) (Entered: 07/22/2022)
07/27/2022	<u>36</u>	STIPULATION OF VOLUNTARY DISMISSAL PURSANT TO F.R.C.P. 41(a)(1)(A)(ii): IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys of record for the parties in the above–captioned action that, in accordance with Rule 41 of the Federal Rules of Civil Procedure, the action is withdrawn by Plaintiff and dismissed with prejudice and without costs or attorneys' fees to any party. So Ordered. The Clerk of Court shall close the case. U.S. Department Of Justice and U.S. Securities and Exchange Commission terminated. (Signed by Judge Denise L. Cote on 7/27/2022) (vfr) (Entered: 07/27/2022)