

**United States District Court
Eastern District of Pennsylvania (Allentown)
CIVIL DOCKET FOR CASE #: 5:21-cv-04283-JLS**

CHOWNS FABRICATION & RIGGING INC. v. U.S.
DEPARTMENT OF THE TREASURY
Assigned to: HONORABLE JEFFREY L. SCHMEHL
Demand: \$1,000,000
Cause: 05:552 Freedom of Information Act

Date Filed: 09/29/2021
Jury Demand: None
Nature of Suit: 895 Other Statutes:
Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff

**CHOWNS FABRICATION &
RIGGING INC.**
1830 COLONIAL VILLAGE LANE
LANCASTER, PA 17061
6105840240

represented by **Jay Bauer**
The Chowns Group LLC
2053 Cressman Road
PO Box 697
Skipack, PA 19474
610-584-0240
Email: j.bauer@echowns.com
ATTORNEY TO BE NOTICED

V.

Defendant

**U.S. DEPARTMENT OF THE
TREASURY**

represented by **Robert J Atras**
DOJ-Tax
Tax
1275 1st St. NE
Ste 10111
Washington, DC 20002
202-598-3738
Email: robert.j.atras@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/29/2021	<u>1</u>	COMPLAINT of <i>CHOWNS FABRICATION & RIGGING</i> against U.S. DEPARTMENT OF TREASURY (Filing fee \$ 402 receipt number APAEDC-15440846.), filed by CHOWNS FABRICATION & RIGGING INC.. (Attachments: # <u>1</u> Designation Form Designation Form, # <u>2</u> Disclosure Statement, # <u>3</u> Civil Cover Sheet Cover Sheet, # <u>4</u> Case Management Track Form Case Management Track)(Bauer, Jay) (Entered: 09/29/2021)
09/30/2021		Summons Issued as to U.S. DEPARTMENT OF THE TREASURY. E-MAILED To: COUNSEL on 9/30/21 (bw,) (Entered: 09/30/2021)
10/22/2021	<u>2</u>	CERTIFICATE OF SERVICE by CHOWNS FABRICATION & RIGGING INC. re <u>1</u> Complaint (Attorney), <i>Jay Bauer, Esquire hereby states that true and correct copies of the Complaint and Summons were served upon Jennifer A. Williams, US Attorney, Merrick Garland, Attorney General, Civil-Process Clerk, Eastern District of PA, Department of the Treasury, Internal revenue Service, Commissioner of the IRS on October 22, 2021.</i> (Bauer, Jay) (Entered: 10/22/2021)
11/15/2021	<u>3</u>	AFFIDAVIT of Service by Jay Bauer, Esq. re: served Affidavit of Service of <i>Complaint and Summons in the Matter Chowns Fabrication & Rigging v US Department of Treasury</i> upon Jennifer Arbittier Williams, Acting US Attorney and Merrick B. Garland, Attorney General of the US, US Dept of Treasury, Civil Process Clerk US District Court Eastern District of Pennsylvania, Internal Revenue Service, Commissioner of Internal Revenue Service by US Registered/Certified Mail on October 22, 2021 (Bauer, Jay) (Entered: 11/15/2021)

11/29/2021	<u>4</u>	ANSWER to Complaint by U.S. DEPARTMENT OF THE TREASURY. Affirmative Defenses.(Atras, Robert) Modified on 11/30/2021 (tjd). (Entered: 11/29/2021)
12/02/2021	<u>5</u>	ORDER THAT THE ABOVE CAPTIONED MATTER IS REFERRED TO UNITED STATES MAGISTRATE JUDGE TIMOTHY R. RICE FOR THE PURPOSE OF SCHEDULING AND CONDUCTING A SETTLEMENT CONFERENCE. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 12/2/21. 12/2/21 ENTERED AND COPIES E-MAILED.(mas,) (Entered: 12/02/2021)
12/02/2021	<u>6</u>	ORDER THAT A TELEPHONIC PRETRIAL CONFERENCE (RULE 16) SHALL BE HELD ON MONDAY, JANUARY 10, 2022 AT 2:00 P.M. COUNSEL SHALL USE DIAL IN NUMBER 888-204-5984 ACCESS CODE 3221457. IT IS FURTHER ORDERED AS FOLLOWS: 1. THE PARTIES SHALL MAKE THE REQUIRED INITIAL DISCLOSURES UNDER FED. R.CIV. P. 26(A) WITHIN 20 DAYS OF THE DATE OF THIS ORDER; 2. THE PARTIES SHALL COMMENCE DISCOVERY IMMEDIATELY; 3. AFTER CONSULTATION WITH COUNSEL FOR ALL PARTIES, COUNSEL SHALL COMPLETE AND SUBMIT THE REQUIRED JOINT STATUS REPORT PURSUANT TO RULE 26 (F); 4. COUNSEL SHALL FOLLOW JUDGE SCHMEHL'S POLICIES AND PROCEDURES WHICH CAN BE FOUND AT WWW.PAED.USCOURTS.GOV. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 12/2/21. 12/2/21 ENTERED AND COPIES E-MAILED.(mas,) (Entered: 12/02/2021)
12/03/2021	<u>7</u>	Notice Re: Arbitration Videoconference (Attachments: # <u>1</u> CONSENT FORM)(cjh,) (Entered: 12/03/2021)
01/04/2022	<u>8</u>	Rule 26(a)(1) Initial Disclosures by CHOWNS FABRICATION & RIGGING INC. (Attachments: # <u>1</u> Certificate of Service Rule 26(a)(1) Disclosure)(Bauer, Jay) Modified on 1/5/2022 (tjd). (Entered: 01/04/2022)
01/06/2022	<u>9</u>	NOTICE of Hearing: ARBITRATION HEARING SET FOR 3/30/2022 09:30 AM IN COURTROOM 5B.(sah) (Entered: 01/06/2022)
01/11/2022	<u>10</u>	Minute Entry for proceedings held before HONORABLE JEFFREY L. SCHMEHL. Pretrial Conference held on 1/10/22. (mas,) (Entered: 01/11/2022)
01/11/2022	<u>11</u>	ORDER THAT DEFENDANT SHALL PROVIDE THE COURT WITH A STATUS REPORT DETAILING ITS RESPONSE TO PLAINTIFFS FOIA REQUEST INCLUDING THE NUMBER OF DOCUMENTS IT DEEMS SUITABLE FOR RELEASE BY NO LATER THAN FEBRUARY 10, 2022. A TELEPHONIC STATUS CONFERENCE SHALL BE HELD ON THURSDAY, FEBRUARY 24, 2022, AT 10:30 A.M. THE DIAL-IN NUMBER IS 888-204-5984 AND THE ACCESS CODE IS 3221457. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 1/11/22. 1/11/22 ENTERED AND COPIES E-MAILED.(mas) (Entered: 01/11/2022)
01/19/2022	<u>12</u>	NOTICE re: Cancellation of Arbitration Hearing(sah) (Entered: 01/19/2022)
02/10/2022	<u>13</u>	STATUS REPORT by U.S. DEPARTMENT OF THE TREASURY. (Atras, Robert) (Entered: 02/10/2022)
02/24/2022	<u>14</u>	ORDER THAT THE DEFENDANT SHALL FILE ITS NEXT STATUS REPORT WITH THE COURT BY NO LATER THAN APRIL 22, 2022. A TELEPHONIC STATUS CONFERENCE SHALL BE HELD ON FRIDAY, APRIL 29, 2022, AT 11:30 A.M. THE DIAL-IN NUMBER IS 888-204-5984 AND THE ACCESS CODE IS 3221457. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 2/24/22. 2/24/22 ENTERED AND COPIES E-MAILED.(mas) (Entered: 02/24/2022)
02/24/2022	<u>15</u>	Minute Entry for proceedings held before HONORABLE JEFFREY L. SCHMEHL. Status Conference held on 2/24/22. (mas) (Entered: 02/24/2022)
04/22/2022	<u>16</u>	STATUS REPORT by U.S. DEPARTMENT OF THE TREASURY. (Atras, Robert) (Entered: 04/22/2022)
04/29/2022	<u>17</u>	Minute Entry for proceedings held before HONORABLE JEFFREY L. SCHMEHL: a Telephone Status Conference held on 4/29/22. Court Reporter: None. (er) (Entered: 04/29/2022)

04/29/2022	<u>18</u>	ORDER THAT 1. THE DEFENDANT SHALL FILE ITS NEXT STATUS REPORT WITH THE COURT BY NO LATER THAN JUNE 24, 2022. 2. A TELEPHONIC STATUS CONFERENCE SHALL BE HELD ON WEDNESDAY, JUNE 29, 2022, AT 11:00 A.M. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 4/29/22. 4/29/22 ENTERED AND COPIES E-MAILED.(er) (Entered: 04/29/2022)
05/24/2022	<u>19</u>	ORDER THAT THE ABOVE CAPTIONED REFERRAL JUDGE IS REASSIGNED FROM THE CALENDAR OF U.S. MAGISTRATE JUDGE TIMOTHY R. RICE TO THE CALENDAR OF U.S. MAGISTRATE JUDGE SCOTT W. REID FOR SETTLEMENT. SIGNED BY CLERK OF COURT KATE BARKMAN, CLERK OF COURT ON 5/24/22. 5/24/22 ENTERED AND COPIES E-MAILED.(mas) (Entered: 05/24/2022)
06/21/2022	<u>20</u>	ORDER THAT THAT THE TELEPHONIC STATUS CONFERENCE PREVIOUSLY SCHEDULED FOR JUNE 29, 2022 IS RESCHEDULED TO WEDNESDAY, JULY 6, 2022 AT 3:00 P.M., ETC. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 6/21/22. 6/21/22 ENTERED AND COPIES E-MAILED.(er) (Entered: 06/21/2022)
06/24/2022	<u>21</u>	STATUS REPORT by U.S. DEPARTMENT OF THE TREASURY. (Atras, Robert) (Entered: 06/24/2022)
07/06/2022	<u>22</u>	ORDER THAT THE DEFENDANT SHALL FILE ITS NEXT STATUS REPORT WITH THE COURT BY NO LATER THAN SEPTEMBER 2, 2022. A TELEPHONIC STATUS CONFERENCE SHALL BE HELD ON WEDNESDAY, SEPTEMBER 7, 2022, AT 1:30 P.M. THE DIAL-IN NUMBER IS 888-204-5984 AND THE ACCESS CODE IS 3221457. SIGNED BY HONORABLE JEFFREY L. SCHMEHL ON 7/6/22. 7/6/22 ENTERED AND COPIES E-MAILED.(mas) (Entered: 07/06/2022)
09/02/2022	<u>23</u>	STATUS REPORT by U.S. DEPARTMENT OF THE TREASURY. (Atras, Robert) (Entered: 09/02/2022)
09/07/2022	<u>24</u>	STIPULATION of Dismissal by U.S. DEPARTMENT OF THE TREASURY. (Atras, Robert) (Entered: 09/07/2022)