

**U.S. District Court
California Northern District (Oakland)
CIVIL DOCKET FOR CASE #: 4:21-cv-03826-KAW**

Center for Investigative Reporting et al v. Department of Labor
Assigned to: Magistrate Judge Kandis A. Westmore
Cause: 05:552 Freedom of Information Act

Date Filed: 05/20/2021
Date Terminated: 09/26/2022
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Center for Investigative Reporting

represented by **Diana Victoria Baranetsky**
The Center for Investigative Reporting
1400 65th Street, Suite 200
Emeryville, CA 94608
(510) 809-3160
Fax: (510) 849-6141
Email: vbaranetsky@revealnews.org
ATTORNEY TO BE NOTICED

Plaintiff

Michael Montgomery

represented by **Diana Victoria Baranetsky**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Department of Labor

represented by **David Michael DeVito**
United States Attorney's Office
Northern District of California
450 Golden Gate Avenue, 9th Floor
P.O. Box 36055
San Francisco, CA 94102
(415) 436-7332
Fax: (415) 436-6748
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sharanya Mohan
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Date Filed	#	Docket Text
05/20/2021	<u>1</u>	COMPLAINT against Department of Labor (Filing fee \$ 402, receipt number 0971-15994168.). Filed by Center for Investigative Reporting, Michael Montgomery. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Civil Cover Sheet)(Baranetsky, Diana) (Filed on 5/20/2021) Modified on 5/21/2021 (anjS, COURT STAFF). (Entered: 05/20/2021)

05/21/2021	<u>2</u>	<p>Case assigned to Magistrate Judge Kandis A. Westmore.</p> <p>Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening.</p> <p>Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges. Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 6/4/2021. (mbcS, COURT STAFF) (Filed on 5/21/2021) (Entered: 05/21/2021)</p>
05/21/2021	<u>3</u>	<p>Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 8/17/2021. Initial Case Management Conference set for 8/24/2021 01:30 PM in Oakland, – To be determined. (anjS, COURT STAFF) (Filed on 5/21/2021) (Entered: 05/21/2021)</p>
06/07/2021	<u>4</u>	<p>CLERK'S NOTICE TO PLAINTIFFS Re: Consent or Declination: Plaintiffs shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms. Consent/Declination due by 6/21/2021. (amgS, COURT STAFF) (Filed on 6/7/2021) (Entered: 06/07/2021)</p>
06/08/2021	<u>5</u>	<p>AMENDED COMPLAINT against Department of Labor. Filed by Center for Investigative Reporting, Michael Montgomery. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Baranetsky, Diana) (Filed on 6/8/2021) (Entered: 06/08/2021)</p>
06/08/2021	<u>6</u>	<p>CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Center for Investigative Reporting, Michael Montgomery.. (Baranetsky, Diana) (Filed on 6/8/2021) (Entered: 06/08/2021)</p>
07/13/2021	<u>7</u>	<p>Proposed Summons. (Baranetsky, Diana) (Filed on 7/13/2021) (Entered: 07/13/2021)</p>
07/13/2021	<u>8</u>	<p>Certificate of Interested Entities by Center for Investigative Reporting (Baranetsky, Diana) (Filed on 7/13/2021) (Entered: 07/13/2021)</p>
07/14/2021	<u>9</u>	<p>Summons Issued as to Department of Labor, U.S. Attorney and U.S. Attorney General (fabS, COURT STAFF) (Filed on 7/14/2021) (Entered: 07/14/2021)</p>
07/14/2021	<u>10</u>	<p>CERTIFICATE OF SERVICE by Center for Investigative Reporting, Michael Montgomery (Baranetsky, Diana) (Filed on 7/14/2021) (Entered: 07/14/2021)</p>
08/09/2021	<u>11</u>	<p>ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Baranetsky, Diana) (Filed on 8/9/2021) (Entered: 08/09/2021)</p>
08/10/2021	<u>12</u>	<p><i>FILED IN ERROR. See <u>13</u></i></p> <p>STIPULATION WITH PROPOSED ORDER <i>TO EXTEND TIME TO RESPOND TO COMPLAINT AND CONTINUE INITIAL CASE MANAGEMENT CONFERENCE</i> filed by Department of Labor. (Attachments: # <u>1</u> Declaration of David M. DeVito)(DeVito, David) (Filed on 8/10/2021) Modified on 8/11/2021 (wsnS, COURT STAFF). (Entered: 08/10/2021)</p>
08/10/2021	<u>13</u>	<p>STIPULATION WITH PROPOSED ORDER <i>TO EXTEND TIME TO RESPOND TO COMPLAINT AND CONTINUE INITIAL CASE MANAGEMENT CONFERENCE CORRECTION OF DOCKET # <u>12</u></i> filed by Department of Labor. (Attachments: # <u>1</u> Declaration of David M. DeVito)(DeVito, David) (Filed on 8/10/2021) (Entered: 08/10/2021)</p>
08/11/2021	<u>14</u>	<p>CLERK'S NOTICE TO DEFENDANT Re: Consent or Declination: Defendant shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms. Consent/Declination due by 8/25/2021. (ig, COURT STAFF) (Filed on 8/11/2021) (Entered: 08/11/2021)</p>

08/11/2021	<u>15</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Department of Labor.. (DeVito, David) (Filed on 8/11/2021) (Entered: 08/11/2021)
08/11/2021	<u>16</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (DeVito, David) (Filed on 8/11/2021) (Entered: 08/11/2021)
08/17/2021	<u>17</u>	ORDER by Magistrate Judge Kandis A. Westmore Granting <u>13</u> STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT AND CONTINUE INITIAL CASE MANAGEMENT CONFERENCE. Joint Case Management Statement due by 9/7/2021. Initial Case Management Conference set for 9/14/2021 01:30 PM in Oakland, – To be determined.(amgS, COURT STAFF) (Filed on 8/17/2021) (Entered: 08/17/2021)
09/01/2021	<u>18</u>	ANSWER to Amended Complaint by Department of Labor. (DeVito, David) (Filed on 9/1/2021) (Entered: 09/01/2021)
09/07/2021	<u>19</u>	STIPULATION WITH PROPOSED ORDER <i>TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE</i> filed by Department of Labor. (Attachments: # <u>1</u> Declaration of David M. DeVito)(DeVito, David) (Filed on 9/7/2021) (Entered: 09/07/2021)
09/09/2021	<u>20</u>	ORDER by Magistrate Judge Kandis A. Westmore Granting <u>19</u> STIPULATION TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE..Joint Case Management Statement due by 9/28/2021. Initial Case Management Conference set for 10/5/2021 01:30 PM in Oakland, – Videoconference Only.(amgS, COURT STAFF) (Filed on 9/9/2021) (Entered: 09/09/2021)
09/28/2021	<u>21</u>	STIPULATION WITH PROPOSED ORDER <i>TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE</i> filed by Department of Labor. (Attachments: # <u>1</u> Declaration of David M. DeVito)(DeVito, David) (Filed on 9/28/2021) (Entered: 09/28/2021)
10/01/2021	<u>22</u>	ORDER by Magistrate Judge Kandis A. Westmore Granting <u>21</u> STIPULATION TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE..Joint Case Management Statement due by 10/19/2021. Initial Case Management Conference set for 10/26/2021 01:30 PM in Oakland, – Videoconference Only.(amgS, COURT STAFF) (Filed on 10/1/2021) (Entered: 10/01/2021)
10/19/2021	<u>23</u>	STIPULATION WITH PROPOSED ORDER <i>Regarding Production Schedule</i> filed by Department of Labor. (DeVito, David) (Filed on 10/19/2021) (Entered: 10/19/2021)
10/20/2021	<u>24</u>	STIPULATION AND ORDER REGARDING PRODUCTION SCHEDULE by Magistrate Judge Kandis A. Westmore granting <u>23</u> Stipulation. Status Report due by 3/25/2022.(wft, COURT STAFF) (Filed on 10/20/2021) (Entered: 10/20/2021)
03/23/2022	<u>25</u>	NOTICE of Appearance by Sharanya Mohan (Mohan, Sharanya) (Filed on 3/23/2022) (Entered: 03/23/2022)
03/23/2022	<u>26</u>	STIPULATION WITH PROPOSED ORDER filed by Department of Labor. (Attachments: # <u>1</u> Declaration of Sharanya Mohan)(Mohan, Sharanya) (Filed on 3/23/2022) (Entered: 03/23/2022)
03/24/2022	<u>27</u>	Order by Magistrate Judge Kandis A. Westmore granting <u>26</u> Stipulation. Status Report due by 5/13/2022. (wft, COURT STAFF) (Filed on 3/24/2022) (Entered: 03/24/2022)
05/13/2022	<u>28</u>	STATUS REPORT <i>Joint Status Report</i> by Department of Labor. (DeVito, David) (Filed on 5/13/2022) (Entered: 05/13/2022)
05/19/2022	<u>29</u>	ORDER re <u>28</u> Status Report filed by Department of Labor Signed by Judge Kandis A. Westmore on 5/19/2022. Status Report due by 7/15/2022. (wft, COURT STAFF) (Filed on 5/19/2022) (Entered: 05/19/2022)
07/14/2022	<u>30</u>	STATUS REPORT <i>Joint Status Report</i> by Department of Labor. (DeVito, David) (Filed on 7/14/2022) (Entered: 07/14/2022)
09/14/2022	<u>31</u>	STIPULATION WITH PROPOSED ORDER <i>REGARDING SETTLEMENT AND DISMISSAL</i> filed by Department of Labor. (DeVito, David) (Filed on 9/14/2022)

		(Entered: 09/14/2022)
09/26/2022	<u>32</u>	Order by Magistrate Judge Kandis A. Westmore granting <u>31</u> Stipulation Regarding Settlement and Dismissal. (wft, COURT STAFF) (Filed on 9/26/2022) (Entered: 09/26/2022)