

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:22-cv-00827-FYP**

BEVERIDGE & DIAMOND, P.C. v. ENVIRONMENTAL PROTECTION AGENCY
Assigned to: Circuit Judge Florence Y Pan
Cause: 05:552 Freedom of Information Act

Date Filed: 03/25/2022
Date Terminated: 10/28/2022
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

BEVERIDGE & DIAMOND, P.C.

represented by **Daniel B. Schulson**
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V.

Defendant

ENVIRONMENTAL PROTECTION AGENCY

represented by **Patricia K. McBride**
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TERMINATED: 09/08/2022

| Date Filed | # | Docket Text |
|------------|----------|---|
| 03/25/2022 | <u>1</u> | COMPLAINT against ENVIRONMENTAL PROTECTION AGENCY (Filing fee \$ 402 receipt number BDCDC-9129429) filed by BEVERIDGE & DIAMOND, P.C.. |

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| | | (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Civil Cover Sheet)(Gannon, Collin) (Entered: 03/25/2022) |
| 03/30/2022 | | Case Assigned to Judge Florence Y. Pan. (zmh) (Entered: 03/30/2022) |
| 03/30/2022 | <u>2</u> | SUMMONS (3) Issued Electronically as to ENVIRONMENTAL PROTECTION AGENCY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmh) (Entered: 03/30/2022) |
| 03/30/2022 | <u>3</u> | STANDING ORDER: The parties are hereby ORDERED to comply with the directives set forth in the attached Standing Order. See document for details. Signed by Judge Florence Y. Pan on 3/30/2022. (lcswh) (Entered: 03/30/2022) |
| 04/13/2022 | <u>4</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 04/05/2022. (Attachments: # <u>1</u> Exhibit Certified Mail Proof of Service)(Gannon, Collin) (Entered: 04/13/2022) |
| 04/13/2022 | <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 4/4/2022. Answer due for ALL FEDERAL DEFENDANTS by 5/4/2022. (Attachments: # <u>1</u> Exhibit Certified Mail Proof of Service)(Gannon, Collin) (Entered: 04/13/2022) |
| 04/13/2022 | <u>6</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. ENVIRONMENTAL PROTECTION AGENCY served on 4/4/2022 (Attachments: # <u>1</u> Exhibit Certified Mail Proof of Service)(Gannon, Collin) (Entered: 04/13/2022) |
| 04/25/2022 | <u>7</u> | AMENDED COMPLAINT against ENVIRONMENTAL PROTECTION AGENCY filed by BEVERIDGE & DIAMOND, P.C.. (Attachments: # <u>1</u> Exhibit 1 2021-06-25 EO High Priority List FOIA Request, # <u>2</u> Exhibit 2 2021-07-30 FOIA Request Region 6, # <u>3</u> Exhibit 3 Appeal of FOIA Request No. EPA-R6-2021-005139, # <u>4</u> Summons EPA, # <u>5</u> Summons US Attorney for D.C., # <u>6</u> Summons US Attorney General)(Gannon, Collin) (Entered: 04/25/2022) |
| 04/27/2022 | <u>8</u> | NOTICE of Appearance by April Denise Seabrook on behalf of ENVIRONMENTAL PROTECTION AGENCY (Seabrook, April) (Entered: 04/27/2022) |
| 05/05/2022 | <u>9</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Daniel B. Schulson, Filing fee \$ 100, receipt number ADCDC-9218472. Fee Status: Fee Paid. by BEVERIDGE & DIAMOND, P.C.. (Attachments: # <u>1</u> Declaration of Daniel B. Schulson in Support of Motion for Admission Pro Hac Vice, # <u>2</u> Text of Proposed Order)(Gannon, Collin) (Entered: 05/05/2022) |
| 05/06/2022 | | MINUTE ORDER granting <u>9</u> MOTION for Leave to Appear Pro Hac Vice. It is hereby ORDERED that Daniel B. Schulson is admitted pro hac vice in this matter as counsel for Plaintiff Beveridge & Diamond, P.C. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a) Click for instructions . Signed by Judge Florence Y. Pan on 5/6/2022. (lcswh) (Entered: 05/06/2022) |
| 05/06/2022 | <u>10</u> | Consent MOTION for Extension of Time to File Answer by ENVIRONMENTAL PROTECTION AGENCY. (Seabrook, April) (Entered: 05/06/2022) |
| 05/09/2022 | | MINUTE ORDER granting <u>10</u> Consent MOTION for Extension of Time. Defendant's response to the <u>1</u> Complaint is due on May 24, 2022. Signed by Judge Florence Y. Pan on 5/9/2022. (lcswh) (Entered: 05/09/2022) |
| 05/10/2022 | | Set/Reset Deadlines: Answer due by 5/24/2022. (zacr) (Entered: 05/10/2022) |
| 05/11/2022 | <u>11</u> | NOTICE of Appearance by Daniel B. Schulson on behalf of BEVERIDGE & DIAMOND, P.C. (Schulson, Daniel) (Entered: 05/11/2022) |
| 05/24/2022 | <u>12</u> | Joint MOTION to Stay <i>All Proceedings</i> by ENVIRONMENTAL PROTECTION AGENCY. (Seabrook, April) (Entered: 05/24/2022) |
| 05/25/2022 | | MINUTE ORDER granting <u>12</u> Joint Motion to Stay. This case and all deadlines are stayed until July 15, 2022. The parties shall file a joint status report on or before July 13, 2022, proposing further proceedings in this matter. Signed by Judge Florence Y. Pan on 5/25/2022. (lclrl) (Entered: 05/25/2022) |

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| 05/25/2022 | | Set/Reset Deadlines: Joint Status Report due by 7/13/2022. (zacr) (Entered: 05/25/2022) |
| 07/08/2022 | <u>13</u> | Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (Attachments: # <u>1</u> Text of Proposed Order)(Seabrook, April) (Entered: 07/08/2022) |
| 07/12/2022 | | MINUTE ORDER. Upon consideration of the <u>13</u> Joint Status Report, it is hereby ordered that the stay currently in effect is extended until September 15, 2022. The parties are directed to file another joint status report on or before September 13, 2022, proposing a schedule for further proceedings in this matter. Signed by Judge Florence Y. Pan on 7/12/2022. (lcsw) (Entered: 07/12/2022) |
| 07/12/2022 | | Set/Reset Deadlines: Joint Status Report due by 9/13/2022. (smc) (Entered: 07/12/2022) |
| 09/08/2022 | <u>14</u> | Joint STATUS REPORT by ENVIRONMENTAL PROTECTION AGENCY. (McBride, Patricia) (Entered: 09/08/2022) |
| 09/08/2022 | | MINUTE ORDER. Upon consideration of the <u>14</u> Joint Status Report, it is hereby ordered that the stay currently in effect is extended until November 4, 2022. The parties are directed to file another joint status report on or before November 2, 2022, proposing a schedule for further proceedings in this matter. Signed by Judge Florence Y. Pan on 09/08/2022. (lcnr) (Entered: 09/08/2022) |
| 09/08/2022 | <u>15</u> | NOTICE OF SUBSTITUTION OF COUNSEL by Patricia K. McBride on behalf of ENVIRONMENTAL PROTECTION AGENCY Substituting for attorney April Denise Seabrook (McBride, Patricia) (Entered: 09/08/2022) |
| 09/08/2022 | | Set/Reset Deadlines: Joint Status Report due by 11/2/2022. (smc) (Entered: 09/09/2022) |
| 09/23/2022 | | Judge Florence Y. Pan has been elevated to serve on the U.S. Court of Appeals for the D.C. Circuit. She is therefore no longer assigned to this case, and this matter has been reassigned to the Calendar Committee, which will oversee it until it is assigned to another district judge. Any questions should be directed to Judge Pan's former deputy clerk, Samantha Calloway, at 202-354-3163 or samantha_calloway@dcd.uscourts.gov. (ztnr) (Entered: 09/23/2022) |
| 10/28/2022 | <u>16</u> | NOTICE of Voluntary Dismissal by BEVERIDGE & DIAMOND, P.C. (Gannon, Collin) (Entered: 10/28/2022) |