

**United States District Court  
Eastern District of Pennsylvania (Philadelphia)  
CIVIL DOCKET FOR CASE #: 2:20-cv-02363-JS**

AMERICAN CIVIL LIBERTIES UNION OF  
PENNSYLVANIA et al v. UNITED STATES IMMIGRATION  
AND CUSTOMS ENFORCEMENT

Assigned to: CHIEF JUDGE JUAN R. SANCHEZ  
Referred to: MAGISTRATE JUDGE MARILYN HEFFLEY  
(Settlement)  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/20/2020  
Date Terminated: 02/16/2023  
Jury Demand: None  
Nature of Suit: 899 Other Statutes:  
Administrative Procedures Act/Review or  
Appeal of Agency Decision  
Jurisdiction: Federal Question

**Plaintiff**

**AMERICAN CIVIL LIBERTIES  
UNION OF PENNSYLVANIA**

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**Plaintiff**

**Farmworker Legal Aid Clinic**

represented by **CAITLIN A. BARRY**  
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V.

**Defendant**

**UNITED STATES IMMIGRATION  
AND CUSTOMS ENFORCEMENT**

represented by **GERALD B. SULLIVAN**  
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| Date Filed | #         | Docket Text  |
|------------|-----------|--|
| 05/20/2020 | <u>1</u>  | COMPLAINT against UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT ( Filing fee \$ 400 receipt number 0313-14302541.), filed by AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA, Farmworker Legal Aid Clinic. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Designation Form, # <u>3</u> Track Designation Form, # <u>4</u> Proposed Summons, # <u>5</u> Exhibit A, # <u>6</u> Exhibit B, # <u>7</u> Exhibit C, # <u>8</u> Exhibit D, # <u>9</u> Exhibit E)(GROGAN, JOHN) (Entered: 05/20/2020)   |
| 05/20/2020 |           | Summons Issued as to UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT, U.S. Attorney and U.S. Attorney General EMAILED To: COUNSEL and US ATTORNEYS on 5/20/20 (jaa, ) (Entered: 05/20/2020)  |
| 05/21/2020 | <u>2</u>  | Acceptance of Service by U.S. Attorney Re: accepted summons and complaint on behalf of the United States Attorney (only). (jaa, ) (Entered: 05/21/2020)  |
| 06/17/2020 | <u>3</u>  | APPLICATION for Admission Pro Hac Vice of Muneeba S. Talukder by AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA, Farmworker Legal Aid Clinic. ( Filing fee \$ 40 receipt number 0313-14358678.). (STINE, VANESSA) (Entered: 06/17/2020)  |
| 06/18/2020 | <u>4</u>  | ORDERED THE APPLICATION OF MUNEEBA S. TALUKDER, ESQUIRE, TO PRACTICE IN THIS COURT PURSUANT TO LOCAL RULE OF CIVIL PROCEDURE 83.5.2(B) IS GRANTED. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 6/18/20. 6/18/20 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 06/18/2020)   |
| 06/22/2020 | <u>5</u>  | ANSWER to Complaint by UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT. Affirmative Defenses, Certificate of Service.(DEBRUICKER, LAUREN) Modified on 6/23/2020 (tjd). (Entered: 06/22/2020)   |
| 07/15/2020 | <u>6</u>  | STIPULATION of Dismissal of <i>Count II of the Plaintiffs' Complaint</i> by AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA, Farmworker Legal Aid Clinic. (NAGDEMAN, DAVID) (Entered: 07/15/2020)   |
| 09/15/2020 | <u>7</u>  | ORDERED A TELEPHONIC RULE 16 CONFERENCE WILL BE HELD IN THE ABOVE-CAPTIONED MATTER ON SEPTEMBER 21, 2020, AT 2:30 P.M. COUNSEL ARE REQUIRED TO COMPLETE RULE 26(A) DISCLOSURES, TO CONFER PURSUANT TO RULE 26(F), AND TO COMPLETE AND SUBMIT TO THE COURT THE JOINT RULE 16 CONFERENCE INFORMATION REPORT INCLUDED IN JUDGE SNCHEZS PROCEDURES AT LEAST 24 HOURS PRIOR TO THE RULE 16 CONFERENCE.1 DIAL-IN INFORMATION FOR THE CALL WILL BE CIRCULATED SEPARATELY. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 9/15/20. 9/15/20 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 09/15/2020) |
| 09/18/2020 | <u>8</u>  | Joint Status Report by All Plaintiffs.(TALUKDER, MUNEEBA) Modified on 9/21/2020 (tjd). (Entered: 09/18/2020)   |
| 09/21/2020 | <u>9</u>  | ORDERED THE UNITED STATES MAGISTRATE JUDGE ASSIGNED TO THE ABOVE-CAPTIONED CASE IS THE HONORABLE MARILYN HEFFLEY.. SIGNED BY CLERK OF COURT KATE BARKMAN, CLERK OF COURT ON 9/21/2020. 9/22/2020 ENTERED AND COPIES E-MAILED.(sg, ) (Entered: 09/22/2020)  |
| 09/22/2020 | <u>10</u> | ORDER THAT THE ABOVE CAPTIONED CASE IS REFERRED TO MAGISTRATE JUDGE MARILYN HEFFLEY FOR A SETTLEMENT CONFERENCE; ETC.. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 9/22/20. 9/22/20 ENTERED AND E-MAILED.(JL ) (Entered: 09/22/2020)  |
| 09/23/2020 | <u>11</u> | ORDERED THAT A SETTLEMENT CONFERENCE IN THE ABOVE-CAPTIONED CASE WILL BE HELD ON DECEMBER 7, 2020 AT 2:00 P.M., BEFORE THE HONORABLE MARILYN HEFFLEY, UNITED STATES MAGISTRATE JUDGE, U.S. COURTHOUSE, 601 MARKET STREET, ROOM 3040, PHILADELPHIA, PA 19106 AS OUTLINED HEREIN. SIGNED BY MAGISTRATE JUDGE MARILYN HEFFLEY ON 9/23/20. 9/23/20 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 09/23/2020)   |

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| 10/28/2020 | <u>12</u> | ORDERED THAT A SETTLEMENT CONFERENCE IN THE ABOVE-CAPTIONED CASE WILL BE HELD ON DECEMBER 23, 2020 AT 9:30 A.M., BEFORE THE HONORABLE MARILYN HEFFLEY, UNITED STATES MAGISTRATE JUDGE, VIA TELEPHONE. THE CONFERENCE SCHEDULED FOR DECEMBER 7, 2020 IS CANCELLED AS OUTLINED HEREIN. SIGNED BY MAGISTRATE JUDGE MARILYN HEFFLEY ON 10/28/20. 10/28/20 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 10/28/2020)  |
| 11/13/2020 | <u>13</u> | NOTICE of Appearance by GERALD B. SULLIVAN on behalf of UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT with Certificate of Service(SULLIVAN, GERALD) (Entered: 11/13/2020)  |
| 12/23/2020 | <u>14</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Settlement Conference held on 12/23/20. (rf, ) (Entered: 12/23/2020)   |
| 12/23/2020 | <u>15</u> | NOTICE of Hearing: SETTLEMENT CONFERENCE SET FOR 1/6/2021 09:30 AM BEFORE MAGISTRATE JUDGE MARILYN HEFFLEY.(rf, ) (Entered: 12/23/2020)  |
| 01/06/2021 | <u>16</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Settlement Conference held on 1/6/21. (jaa, ) (Entered: 01/06/2021)  |
| 01/07/2021 | <u>17</u> | ORDERED THAT COUNSEL FOR PLAINTIFFS AND DEFENDANT SHALL EACH E-MAIL TO THE CHAMBERS OF THE HONORABLE MARILYN HEFFLEY A LETTER OUTLINING THE TERMS OF SETTLEMENT THAT THE PARTIES HAVE AGREED UPON AND THOSE THAT THEY HAVE NOT. THESE LETTER SUBMISSIONS SHALL NOT BE FILED WITH THE COURT. THEY ARE FOR JUDGE HEFFLEYS EYES ONLY. UPON RECEIPT AND REVIEW OF THE LETTER SUBMISSIONS, JUDGE HEFFLEY WILL RESUME SETTLEMENT NEGOTIATIONS WITH THE PARTIES. SIGNED BY MAGISTRATE JUDGE MARILYN HEFFLEY ON 1/7/21. 1/7/21 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 01/07/2021) |
| 01/19/2021 | <u>18</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 1/19/21. (JL ) (Entered: 01/19/2021)   |
| 01/25/2021 | <u>19</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 1/25/21. (jaa, ) (Entered: 01/25/2021)   |
| 01/26/2021 | <u>20</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 1/26/21. (JL ) (Entered: 01/26/2021)   |
| 01/28/2021 | <u>21</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Telephone Conference held on 1/28/21 (jaa, ) (Entered: 01/28/2021)   |
| 02/02/2021 | <u>22</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Telephone Conference held on 2/2/21 (jaa, ) (Entered: 02/02/2021)  |
| 05/13/2021 | <u>23</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 5/13/21. (jaa, ) (Entered: 05/13/2021)   |
| 08/25/2021 | <u>24</u> | NOTICE of Withdrawal of Appearance by DAVID A. NAGDEMAN on behalf of All Plaintiffs (NAGDEMAN, DAVID) (Entered: 08/25/2021)  |
| 09/17/2021 | <u>25</u> | NOTICE of Hearing: TELEPHONE CONFERENCE REGARDING STATUS OF SETTLEMENT SET FOR 9/29/2021 02:00 PM BEFORE MAGISTRATE JUDGE MARILYN HEFFLEY.(JL ) (Entered: 09/17/2021)  |
| 09/29/2021 | <u>26</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 9/29/21. (jaa, ) (Entered: 09/29/2021)   |
| 09/29/2021 | <u>27</u> | NOTICE of Hearing: TELEPHONE CONFERENCE SET FOR 10/13/2021 01:30 PM BEFORE MAGISTRATE JUDGE MARILYN HEFFLEY.(jaa, ) (Entered: 09/29/2021)  |
| 10/13/2021 | <u>28</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Telephone Conference held on 10/13/21 (jaa, ) (Entered: 10/14/2021)  |
| 10/15/2021 | <u>29</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 10/15/21. (jaa, ) (Entered: 10/15/2021)  |

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| 10/18/2021 | <u>30</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY TELEPHONE Status Conference held on 10/18/21. (JL ) (Entered: 10/18/2021)  |
| 10/19/2021 | <u>31</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Status Conference held on 10/19/21. (rf, ) (Entered: 10/19/2021)   |
| 11/10/2021 | <u>32</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY TELEPHONE Settlement Conference held on 11/10/21. (JL ) (Entered: 11/10/2021)  |
| 11/12/2021 | <u>33</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY TELEPHONE Settlement Conference held on 11/12/21. (JL ) (Entered: 11/12/2021)  |
| 11/24/2021 | <u>34</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY. Settlement Conference held on 11/24/21. (mbh, ) (Entered: 11/24/2021)   |
| 11/30/2021 | <u>35</u> | Minute Entry for proceedings held before MAGISTRATE JUDGE MARILYN HEFFLEY Settlement Conference held on 11/30/21. (jaa, ) (Entered: 11/30/2021)  |
| 02/25/2022 | <u>36</u> | MOTION to Withdraw as Attorney <i>Muneeba S. Talukder for Plaintiffs</i> filed by AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA, Farmworker Legal Aid Clinic.. (Attachments: # <u>1</u> Text of Proposed Order)(TALUKDER, MUNEEBA) (Entered: 02/25/2022)  |
| 04/07/2022 | <u>37</u> | ORDERED A TELEPHONE CONFERENCE WILL BE HELD IN THE ABOVE-CAPTIONED MATTER ON APRIL 12, 2022, AT 3:00 P.M. DIAL-IN INFORMATION FOR THE CALL WILL BE CIRCULATED SEPARATELY. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 4/7/22. 4/7/22 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 04/07/2022)  |
| 04/08/2022 | <u>38</u> | ORDERED THE MOTION (DOCUMENT NO. 36) IS GRANTED. MS. TALUKDERS APPEARANCE IN THIS CASE IS WITHDRAWN. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 4/8/22.4/8/22 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 04/08/2022)  |
| 04/14/2022 | <u>39</u> | Minute Entry for proceedings held before CHIEF JUDGE JUAN R. SANCHEZ Telephone Conference held on 4/12/22 (jaa, ) (Entered: 04/14/2022)  |
| 08/25/2022 | <u>40</u> | ORDERED THAT WITH THE PARTIES APPEARING UNABLE TO RESOLVE THE DISCOVERY DISPUTES, PLAINTIFF AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA SHALL FILE A MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS AND FOR ATTORNEY FEES NO LATER THAN SEPTEMBER 5, 2022. THE GOVERNMENT SHALL RESPOND NO LATER THAN SEPTEMBER 16, 2022. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 8/25/22. 8/25/22 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 08/25/2022)   |
| 08/25/2022 | <u>41</u> | Minute Entry for proceedings held before CHIEF JUDGE JUAN R. SANCHEZ Telephone Conference held on 8/25/22 (jaa, ) (Entered: 08/25/2022)  |
| 09/06/2022 | <u>42</u> | MOTION to Enforce <i>the Settlement Agreement</i> , MOTION to Compel <i>the Production of Agreed Upon Documents</i> filed by AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA, Farmworker Legal Aid Clinic.Memorandum of Law. (Attachments: # <u>1</u> Memorandum of Law in Support, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Text of Proposed Order)(GROGAN, JOHN) (Entered: 09/06/2022)  |
| 09/06/2022 | <u>43</u> | Petition for Attorney Fees filed by AMERICAN CIVIL LIBERTIES UNION OF PENNSYLVANIA, Farmworker Legal Aid Clinic. Declaration, Exhibits and Certificate of Service. (Attachments: # <u>1</u> Declaration of W. Walczak and Exs. A-D, # <u>2</u> Declaration of C. Barry and Exs. A-B, # <u>3</u> Declaration of J. Grogan and Exs. A-B, # <u>4</u> Declaration of M. Roper and Exs. A-C, # <u>5</u> Text of Proposed Order)(GROGAN, JOHN) Modified on 9/7/2022 (tjd). (Entered: 09/06/2022) |
| 09/16/2022 | <u>44</u> | RESPONSE in Opposition re <u>42</u> MOTION to Enforce <i>the Settlement Agreement</i> MOTION to Compel <i>the Production of Agreed Upon Documents</i> filed by UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT. (DEBRUICKER, LAUREN) (Entered: 09/16/2022)   |

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| 09/16/2022 | <u>45</u> | ORDERED THAT DEFENDANT U.S. IMMIGRATION AND CUSTOMS ENFORCEMENTS UNOPPOSED SEPTEMBER 16, 2022, LETTER REQUEST FOR AN EXTENSION OF THE DEADLINE TO ANSWER PLAINTIFFS PETITION FOR ATTORNEY FEES, ECF NO. 43, THE REQUEST IS GRANTED. DEFENDANT SHALL RESPOND NO LATER THAN NOVEMBER 15, 2022. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 9/16/22. 9/19/22 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 09/19/2022) |
| 10/11/2022 | <u>46</u> | ORDERED THE MOTION (DOCUMENT 42) IS GRANTED. DEFENDANT UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT IS DIRECTED TO COMPLETE THE REVISED REDACTIONS IN ACCORDANCE WITH THE STANDARDS USED IN THE AUGUST 30, 2022 PRODUCTION BY OCTOBER 31, 2022. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 10/11/22.10/11/22 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 10/11/2022)  |
| 11/10/2022 | <u>47</u> | ORDER THAT DEFENDANT'S UNOPPOSED REQUEST FOR AN EXTENSION OF TIME TO PLAINTIFFS' PETITION FOR ATTORNEY FEES AND COSTS IS GRANTED. DEFENDANT SHALL RESPOND TO PLAINTIFFS' PETITION BY 1/17/23. NO FURTHER EXTENSIONS WILL BE GRANTED. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 11/10/22. 11/10/22 ENTERED AND COPIES E-MAILED.(mbh) (Entered: 11/10/2022)   |
| 11/10/2022 | <u>48</u> | Minute Entry for proceedings held before CHIEF JUDGE JUAN R. SANCHEZ. Telephone Conference held on 11/10/22. (mbh) (Entered: 11/10/2022)   |
| 01/17/2023 | <u>49</u> | RESPONSE in Opposition re <u>43</u> MOTION for Attorney Fees filed by UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT. (Attachments: # <u>1</u> Declaration of Lauren DeBruicker)(DEBRUICKER, LAUREN) (Entered: 01/17/2023)  |
| 02/16/2023 | <u>50</u> | STIPULATION AND ORDER OF DISMISSAL. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 2/15/23. 2/16/23 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 02/16/2023)  |
| 02/16/2023 | <u>51</u> | ORDERED THE CLERK OF COURT IS DIRECTED TO ENTER THE APPROVED STIPULATION AND ORDER AND TO MARK THIS CASE AS CLOSED. SIGNED BY CHIEF JUDGE JUAN R. SANCHEZ ON 2/16/23. 2/16/23 ENTERED AND COPIES E-MAILED.(jaa, ) (Entered: 02/16/2023)  |