

**U.S. District Court**  
**United States District Court for the Western District of Washington (Seattle)**  
**CIVIL DOCKET FOR CASE #: 2:21-cv-00565-TL**

State of Washington v. United States National Archives and  
Records Administration  
Assigned to: Judge Tana Lin  
Cause: 05:552 Freedom of Information Act

Date Filed: 04/27/2021  
Date Terminated: 02/14/2023  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**State of Washington**

represented by **Lauryn K. Fraas**  
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*TERMINATED: 08/26/2022*

V.

**Defendant**

**United States National Archives and  
Records Administration**  
*an agency of the United States*

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Date Filed	#	Docket Text
04/27/2021	<u>1</u>	COMPLAINT against defendant(s) National Archives and Records Administration (Receipt # AWAWDC-7060150), filed by State of Washington. (Attachments: # <u>1</u> Exhibit A - B, # <u>2</u> Summons, # <u>3</u> Civil Cover Sheet)(Fraas, Lauryn) (Entered: 04/27/2021)
04/27/2021	<u>2</u>	NOTICE of Related Case(s) 2:20-cv-1231-RSL; 2:20-cv-1232-RSL; 2:20-cv-1233-RSL; 2:20-cv-1364-RSL, by Plaintiff State of Washington. (Fraas, Lauryn) (Entered: 04/27/2021)
04/28/2021		U.S. District Judge John C. Coughenour added. (CDA) (Entered: 04/28/2021)
04/28/2021	<u>3</u>	Summons Electronically Issued as to defendant United States National Archives and Records Administration (CDA) (Entered: 04/28/2021)
04/30/2021		Case Reassigned to Judge Robert S. Lasnik. U.S. District Judge John C. Coughenour no longer assigned to the case. (GT) (Entered: 04/30/2021)
05/11/2021	<u>4</u>	CERTIFICATE OF SERVICE by Plaintiff State of Washington re <u>3</u> Summons Issued, <u>1</u> Complaint, <u>2</u> Notice of Related Case (Attachments: # <u>1</u> Exhibit)(Fraas, Lauryn) (Entered: 05/11/2021)
06/08/2021	<u>5</u>	NOTICE of Appearance by attorney Katie Denise Fairchild on behalf of Defendant United States National Archives and Records Administration. (Fairchild, Katie) (Entered: 06/08/2021)
06/09/2021	<u>6</u>	ANSWER to <u>1</u> Complaint by United States National Archives and Records Administration.(Fairchild, Katie) (Entered: 06/09/2021)
07/27/2021	<u>7</u>	CASE MANAGEMENT ORDER - Plaintiff shall file a motion for summary judgment of no more than 24 pages by December 3, 2021, Defendant shall file a combined opposition and cross-motion for summary judgment of no more than 36 pages by December 21, 2021, Plaintiff shall file a combined reply and opposition of no more than 24 pages by January 10, 2022, Defendant shall file a reply of no more than 12 pages by January 14, 2022. If filed on this schedule, the cross-motions for summary judgment shall be noted for consideration on the Court's calendar for January 14, 2022. The parties may, however, file dispositive motions before the deadlines set in this order, in which case they shall be noted for consideration as specified in the Local Civil Rules. (KERR) (Entered: 07/27/2021)
08/19/2021	<u>8</u>	MOTION for Summary Judgment , filed by Plaintiff State of Washington. Oral Argument Requested. (Attachments: # <u>1</u> Proposed Order) Noting Date 10/1/2021 <del>9/24/2021 9/10/2021</del> , (Fraas, Lauryn) Modified noting date on 8/30/2021, per Dkt. <u>10</u> (LH). Modified noting date on 9/15/2021 (LH). (Entered: 08/19/2021)
08/19/2021	<u>9</u>	DECLARATION of Lauryn K. Fraas filed by Plaintiff State of Washington re <u>8</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7)(Fraas, Lauryn) (Entered: 08/19/2021)
08/27/2021	<u>10</u>	NOTICE that the following is RE-NOTED: <u>8</u> MOTION for Summary Judgment . Filed by Plaintiff State of Washington. Noting Date 9/24/2021, (Fraas, Lauryn) (Entered: 08/27/2021)

09/14/2021	<u>11</u>	NOTICE that the following is RE-NOTED: <u>8</u> MOTION for Summary Judgment . Filed by Plaintiff State of Washington. Noting Date 10/1/2021, (Fraas, Lauryn) (Entered: 09/14/2021)
09/14/2021	<u>12</u>	Stipulated MOTION <i>on Briefing Schedule</i> , filed by Plaintiff State of Washington. Noting Date 9/14/2021, (Fraas, Lauryn) (Entered: 09/14/2021)
09/15/2021	<u>13</u>	ORDER re Parties' <u>12</u> Stipulated Motion <i>on Briefing Schedule</i> re <u>8</u> MOTION for Summary Judgment. Defendant's response is now due by 9/22/2021. Plaintiff's reply is now due by 10/1/2021. The motion is re-noted for 10/1/2021. Signed by Judge Robert S. Lasnik. (LH) (Entered: 09/15/2021)
09/22/2021	<u>14</u>	RESPONSE, by Defendant United States National Archives and Records Administration, to <u>8</u> MOTION for Summary Judgment . (Fairchild, Katie) (Entered: 09/22/2021)
09/22/2021	<u>15</u>	DECLARATION of Katie D. Fairchild filed by Defendant United States National Archives and Records Administration re <u>8</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K)(Fairchild, Katie) (Entered: 09/22/2021)
09/22/2021	<u>16</u>	DECLARATION of Joseph A. Scanlon filed by Defendant United States National Archives and Records Administration re <u>8</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Fairchild, Katie) (Entered: 09/22/2021)
10/01/2021	<u>17</u>	NOTICE of Appearance by attorney Brian Hunt Rowe on behalf of Plaintiff State of Washington. (Rowe, Brian) (Entered: 10/01/2021)
10/01/2021	<u>18</u>	REPLY, filed by Plaintiff State of Washington, TO RESPONSE to <u>8</u> MOTION for Summary Judgment (Rowe, Brian) (Entered: 10/01/2021)
10/01/2021	<u>19</u>	DECLARATION of Brian H. Rowe filed by Plaintiff State of Washington re <u>8</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Exhibit 1)(Rowe, Brian) (Entered: 10/01/2021)
11/29/2021	<u>20</u>	Stipulated MOTION , filed by Defendant United States National Archives and Records Administration. Noting Date 11/29/2021, (Fairchild, Katie) (Entered: 11/29/2021)
11/30/2021	<u>21</u>	ORDER re Parties' <u>20</u> Stipulated MOTION. Within 14 days of the Court's ruling on the pending <u>8</u> motion for summary judgment, the parties shall file a joint status report indicating whether additional motions practice is necessary and proposing a briefing schedule. Signed by Judge Robert S. Lasnik. (LH) (Entered: 11/30/2021)
12/13/2021		MINUTE ORDER (text only) authorized by Judge Robert S. Lasnik. Case reassigned to Judge Tana Lin. Judge Robert S. Lasnik no longer assigned to the case. (KERR) (Entered: 12/13/2021)
01/07/2022	<u>22</u>	STANDING ORDER REGARDING 28 U.S.C. § 455 AND CANON 3 OF THE CODE OF CONDUCT FOR UNITED STATES JUDGES by Judge Tana Lin. (KMP) (Entered: 01/07/2022)
02/10/2022	<u>23</u>	NOTICE of Appearance by attorney Brian C Kipnis on behalf of Defendant United States National Archives and Records Administration. (Kipnis, Brian) (Entered: 02/10/2022)
02/16/2022	<u>24</u>	MOTION State of Washington's Motion for Status Conference , filed by Plaintiff State of Washington. (Attachments: # <u>1</u> Proposed Order) Noting Date 3/4/2022, (Rowe, Brian) (Entered: 02/16/2022)
02/16/2022	<u>25</u>	DECLARATION of Brian H. Rowe filed by Plaintiff State of Washington re <u>24</u> MOTION State of Washington's Motion for Status Conference (Attachments: # <u>1</u> Exhibit A-H)(Rowe, Brian) (Entered: 02/16/2022)
02/22/2022	26	MINUTE ORDER made at the direction of Judge Tana Lin: The Court has posted Chambers Procedures at <a href="http://www.wawd.uscourts.gov/judges/lin-procedures">http://www.wawd.uscourts.gov/judges/lin-procedures</a> . All counsel and unrepresented ("pro se") parties are DIRECTED to review them, if they

		have not already done so. Failure to follow the requirements set forth in the Chambers Procedures may result in the imposition of sanctions. (LH) (Entered: 02/22/2022)
02/28/2022	<u>27</u>	RESPONSE, by Defendant United States National Archives and Records Administration, to <u>24</u> MOTION State of Washington's Motion for Status Conference . (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Kipnis, Brian) (Entered: 02/28/2022)
03/04/2022	<u>28</u>	REPLY, filed by Plaintiff State of Washington, TO RESPONSE to <u>24</u> MOTION State of Washington's Motion for Status Conference (Rowe, Brian) (Entered: 03/04/2022)
03/10/2022	<u>29</u>	NOTICE of Appearance by attorney Nickolas Bohl on behalf of Defendant United States National Archives and Records Administration. (Bohl, Nickolas) (Entered: 03/10/2022)
03/18/2022	<u>30</u>	ORDER granting in part and denying in part Plaintiff's <u>8</u> Motion for Summary Judgment and denying Plaintiff's <u>24</u> Motion for a status conference. Defendant to produce all non-exempt records within twenty-one (21) days of the date of this Order. Defendant to produce a <i>Vaughn</i> index within ten (10) days of the completion of all remaining productions (or within ten (10) days of the date of this Order if all productions have already been completed). A joint status report and proposed dispositive motion briefing schedule is due by April 25, 2022. Signed by Judge Tana Lin.(LH) (Entered: 03/18/2022)
04/25/2022	<u>31</u>	JOINT STATUS REPORT signed by all parties. (Rowe, Brian) (Entered: 04/25/2022)
05/17/2022	<u>32</u>	ORDER in Response to the Parties' <u>31</u> Joint Status Report. Defendant shall complete all supplemental productions and necessary revisions to the Vaughn index by no later than May 23, 2022. The Parties shall file a jointly proposed dispositive motion briefing schedule by no later than June 13, 2022. Signed by Judge Tana Lin. (LH) (Entered: 05/17/2022)
06/13/2022	<u>33</u>	JOINT STATUS REPORT signed by all parties. (Rowe, Brian) (Entered: 06/13/2022)
07/06/2022	<u>34</u>	MINUTE ORDER: The Court adopts the Parties' <u>33</u> proposed consolidated dispositive motion briefing schedule. Defendants shall file a consolidated dispositive motion by no later than 8/29/2022. Plaintiff shall file a consolidated response in opposition and dispositive cross-motion by no later than 10/10/2022. Plaintiff shall file a reply in support of its cross-motion by no later than 10/21/2022. Authorized by Judge Tana Lin. (LH) (Entered: 07/06/2022)
08/19/2022	<u>35</u>	Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> , filed by Defendant United States National Archives and Records Administration. Noting Date 8/19/2022, (Bohl, Nickolas) (Entered: 08/19/2022)
08/19/2022	<u>36</u>	ORDER re Parties' <u>35</u> Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> . Defendants' consolidated dispositive motion is now due by 9/28/2022. Plaintiff's consolidated response and cross-motion is now due by 10/19/2022. Defendants' consolidated reply to motion and response to cross-motion is now due by 11/9/2022. Plaintiff's reply to cross-motion is now due by 11/21/2022. Signed by Judge Tana Lin. (Entered: 08/19/2022)
08/26/2022	<u>37</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Nathan Bays for Plaintiff State of Washington. (Fraas, Lauryn) (Entered: 08/26/2022)
09/19/2022	<u>38</u>	Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> , filed by Defendant United States National Archives and Records Administration. Noting Date 9/19/2022, (Bohl, Nickolas) (Entered: 09/19/2022)
09/20/2022	<u>39</u>	ORDER re Parties' <u>38</u> Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> . Defendants' consolidated dispositive motion is now due by 11/10/2022. Plaintiff's consolidated response and cross-motion is now due by 12/2/2022. Defendants' consolidated reply to motion and response to cross-motion is now due by 12/22/2022. Plaintiff's reply to cross-motion is now due by 1/5/2023. Signed by Judge Tana Lin. (LH) (Entered: 09/20/2022)
11/04/2022	<u>40</u>	Second Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> , filed by Defendant United States National Archives and Records Administration. Noting Date 11/4/2022, (Bohl, Nickolas) Modified title on 11/4/2022

		(LH). (Entered: 11/04/2022)
11/04/2022	<u>41</u>	ORDER re Parties' <u>40</u> Second Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> . Defendants' consolidated dispositive motion is now due by 1/9/2023. Plaintiff's consolidated response and cross-motion is now due by 2/6/2023. Defendants' consolidated reply to motion and response to cross-motion is now due by 2/27/2023. Plaintiff's reply to cross-motion is now due by 3/10/2023. Signed by Judge Tana Lin. (LH) (Entered: 11/04/2022)
01/05/2023	<u>42</u>	Stipulated MOTION <i>FOR EXTENSION OF DISPOSITIVE BRIEFING SCHEDULE</i> , filed by Defendant United States National Archives and Records Administration. Noting Date 1/5/2023, (Bohl, Nickolas) (Entered: 01/05/2023)
01/06/2023	<u>43</u>	ORDER re Parties' <u>42</u> Stipulated MOTION. The Parties have agreed to strike all dispositive motion deadlines. Plaintiff's Petition for fees, if any, is due by 2/9/2023. Signed by Judge Tana Lin. (LH) (Entered: 01/06/2023)
02/09/2023	<u>44</u>	Stipulated MOTION <i>FOR DISMISSAL</i> , filed by Defendant United States National Archives and Records Administration. Noting Date 2/9/2023, (Fairchild, Katie) (Entered: 02/09/2023)
02/14/2023	<u>45</u>	ORDER of Dismissal with Prejudice re Parties' <u>44</u> Stipulated MOTION. Signed by Judge Tana Lin. (LH) (Entered: 02/14/2023)