

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:21-cv-01179-RP**

Informed Consent Action Network v. Centers for Disease
Control and Prevention et al
Assigned to: Judge Robert Pitman
Related Case: [1:22-cv-00481-RP](#)
Cause: 05:552 Freedom of Information Act

Date Filed: 12/28/2021
Date Terminated: 05/25/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Informed Consent Action Network

represented by **Colin M. Farnsworth**
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TERMINATED: 05/23/2023
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V.

Defendant

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Defendant

Health and Human Services

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Jody Lowenstein
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Date Filed	#	Docket Text
12/28/2021	<u>1</u>	COMPLAINT (Filing fee \$ 402 receipt number 0542-15567535), filed by Informed Consent Action Network. (Attachments: # <u>1</u> Exhibit 1 through 14, # <u>2</u> Civil Cover Sheet)(Siri, Aaron) (Entered: 12/28/2021)
12/28/2021	<u>2</u>	REQUEST FOR ISSUANCE OF SUMMONS by Informed Consent Action Network. (Siri, Aaron) (Main Document 2 replaced on 1/5/2022) (lt). (Entered: 12/28/2021)
12/28/2021		Case assigned to Judge Robert Pitman. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (dl) (Entered: 01/04/2022)
12/28/2021		If ordered by the court, all referrals and consents in this case will be assigned to Magistrate Judge Lane. (dl) (Entered: 01/04/2022)
01/04/2022	<u>3</u>	Summons Issued as to Centers for Disease Control and Prevention, Health and Human Services. (dl) (Entered: 01/04/2022)
01/04/2022	<u>4</u>	Pro Hac Vice Letters sent to Elizabeth A. Brehm and Ursula Smith. (dl) (Entered: 01/04/2022)
01/05/2022	<u>5</u>	REQUEST FOR ISSUANCE OF SUMMONS by Informed Consent Action Network. (<i>Amended Summons Request for CDC</i>) (Siri, Aaron) (Main Document 5 replaced on 1/5/2022) (lt). (Entered: 01/05/2022)
01/05/2022		Notice of Correction: re <u>2</u> Request for Issuance of Summons, <u>5</u> Request for Issuance of Summons. These filings include a fillable form. Fillable Forms must be flattened to permanently affix any signatures, or other items added to the document to include the case style, party names, dates, etc. This step should be performed prior to filing your documents through CM/ECF. Instructions are on the Court's website on the CM/ECF page under Training, "Printing to PDF." The Clerk's Office has flattened this form. No further action required. Please take note for future filing purposes (lt) (Entered: 01/05/2022)

01/05/2022	<u>6</u>	Summons Reissued as to Centers for Disease Control and Prevention. (lt) (Entered: 01/05/2022)
01/14/2022	<u>7</u>	SUMMONS Returned Executed by Informed Consent Action Network. Centers for Disease Control and Prevention served on 1/10/2022, answer due 3/11/2022; Health and Human Services served on 1/10/2022, answer due 3/11/2022. (Siri, Aaron) (Entered: 01/14/2022)
01/16/2022	<u>8</u>	MOTION to Appear Pro Hac Vice by Aaron Siri <i>on behalf of Elizabeth A. Brehm</i> (Filing fee \$ 100 receipt number 0542-15619515) by on behalf of Informed Consent Action Network. (Siri, Aaron) (Entered: 01/16/2022)
01/16/2022	<u>9</u>	MOTION to Appear Pro Hac Vice by Aaron Siri <i>on behalf of Ursula M. Smith</i> (Filing fee \$ 100 receipt number 0542-15619516) by on behalf of Informed Consent Action Network. (Siri, Aaron) (Entered: 01/16/2022)
01/19/2022		Text Order GRANTING <u>8</u> Motion to Appear Pro Hac Vice by attorney Elizabeth A. Brehm. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/19/2022)
01/19/2022		Text Order GRANTING <u>9</u> Motion to Appear Pro Hac Vice by attorney Ursula M. Smith. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/19/2022)
02/09/2022	<u>10</u>	NOTICE of Attorney Appearance by Christopher David Edelman on behalf of Centers for Disease Control and Prevention, Health and Human Services. Attorney Christopher David Edelman added to party Centers for Disease Control and Prevention(pty:dft), Attorney Christopher David Edelman added to party Health and Human Services(pty:dft) (Edelman, Christopher) (Entered: 02/09/2022)
02/09/2022	<u>11</u>	ANSWER to <u>1</u> Complaint by Centers for Disease Control and Prevention, Health and Human Services.(Edelman, Christopher) (Entered: 02/09/2022)
02/28/2022	<u>12</u>	MOTION to Appear Pro Hac Vice by Aaron Siri <i>on behalf of Colin M. Farnsworth</i> (Filing fee \$ 100 receipt number 0542-15759734) by on behalf of Informed Consent Action Network. (Siri, Aaron) (Entered: 02/28/2022)
03/02/2022		Text Order GRANTING <u>12</u> Motion to Appear Pro Hac Vice by attorney Colin M. Farnsworth. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 03/02/2022)
03/14/2022	<u>13</u>	NOTICE of Attorney Appearance by Jody Lowenstein on behalf of Centers for Disease Control and Prevention, Health and Human Services. Attorney Jody Lowenstein added to party Centers for Disease Control and Prevention(pty:dft), Attorney Jody Lowenstein added to party Health and Human Services(pty:dft) (Lowenstein, Jody) (Entered: 03/14/2022)
04/11/2022	<u>14</u>	Joint MOTION for Extension of Time to File <i>Proposed Scheduling Order</i> by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Proposed Order)(Lowenstein, Jody) (Entered: 04/11/2022)
04/12/2022		Text Order GRANTING <u>14</u> Joint Motion for Extension of Time to File Proposed Scheduling Order entered by Judge Robert Pitman. IT IS ORDERED that the parties shall file an agreed proposed scheduling order pursuant to Local Rule CV-16(c) on or before April 25, 2022. (This is a text-only entry generated by the court. There is no document associated with this entry.) (mplc) (Entered: 04/12/2022)
04/25/2022	<u>15</u>	STATUS REPORT <i>and Proposed Agreed Scheduling Order</i> by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Proposed

		Agreed Scheduling Order)(Lowenstein, Jody) (Entered: 04/25/2022)
05/03/2022	<u>16</u>	ORDER, (Pretrial Conference set for 5/11/2022 09:40 AM before Judge Robert Pitman). Signed by Judge Robert Pitman. (bot3) (Entered: 05/03/2022)
05/03/2022	<u>17</u>	ORDER, (Pretrial Conference set for 5/11/2022 09:40 AM before Judge Robert Pitman). Signed by Judge Robert Pitman. (bot2) (Entered: 05/03/2022)
05/11/2022	<u>18</u>	Minute Entry for proceedings held before Judge Robert Pitman: Initial Pretrial Conference held on 5/11/2022 by Telephone. Written order forthcoming. (Minute entry documents are not available electronically) (Court Reporter Lily I. Reznik)(cc3) (Entered: 05/11/2022)
05/11/2022	<u>19</u>	AGREED SCHEDULING ORDER. Signed by Judge Robert Pitman. (cc3) (Entered: 05/11/2022)
06/22/2022	<u>20</u>	Joint MOTION to Extend Scheduling Order Deadlines by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Proposed Order)(Lowenstein, Jody) (Entered: 06/22/2022)
06/23/2022	<u>21</u>	ORDER GRANTING <u>20</u> Joint MOTION to Extend Scheduling Order Deadlines. Signed by Judge Robert Pitman. (cc3) (Entered: 06/23/2022)
08/09/2022	<u>22</u>	NOTICE of Change of Address by Elizabeth A. Brehm (Brehm, Elizabeth) (Entered: 08/09/2022)
08/15/2022	<u>23</u>	NOTICE of Change of Address by Aaron Siri (Siri, Aaron) (Entered: 08/15/2022)
08/19/2022	<u>24</u>	Joint MOTION to Extend Scheduling Order Deadlines by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Proposed Order)(Edelman, Christopher) (Entered: 08/19/2022)
08/19/2022	<u>25</u>	Joint MOTION to Extend Scheduling Order Deadlines by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Proposed Order)(Edelman, Christopher) (Entered: 08/19/2022)
08/22/2022	<u>26</u>	DEFICIENCY NOTICE: re <u>24</u> Joint MOTION to Extend Scheduling Order Deadlines (cc3) (Entered: 08/22/2022)
08/22/2022	<u>27</u>	AGREED SCHEDULING ORDER. Signed by Judge Robert Pitman. (cc3) (Entered: 08/22/2022)
08/23/2022	<u>28</u>	NOTICE of Change of Address by Colin M. Farnsworth (Farnsworth, Colin) (Entered: 08/23/2022)
11/22/2022	<u>29</u>	MOTION to Withdraw as Attorney by Informed Consent Action Network. (Smith, Ursula) (Entered: 11/22/2022)
11/22/2022	<u>30</u>	MOTION to Withdraw as Attorney [<i>Proposed</i>] Order by Informed Consent Action Network. (Smith, Ursula) (Entered: 11/22/2022)
11/30/2022		Text Order GRANTING <u>29</u> Motion to Withdraw as Attorney entered by Judge Robert Pitman. IT IS ORDERED that Ursula Smith is withdrawn as counsel for Plaintiff. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jllc) (Entered: 11/30/2022)
12/02/2022	<u>31</u>	Joint MOTION to Extend Scheduling Order Deadlines by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Proposed Order)(Edelman, Christopher) (Entered: 12/02/2022)
12/05/2022	<u>32</u>	AGREED SCHEDULING ORDER. Signed by Judge Robert Pitman. (cc3) (Entered: 12/05/2022)
03/20/2023	<u>33</u>	MOTION for Summary Judgment by Centers for Disease Control and Prevention, Health and Human Services. (Attachments: # <u>1</u> Exhibit A: Declaration of Roger Andoh, # <u>2</u> Exhibit B: Declaration of Matthew Cardozo)(Edelman, Christopher) (Entered: 03/20/2023)
04/04/2023	<u>34</u>	ORDER TO SHOW CAUSE as to Informed Consent Action Network. Show Cause Response due by 4/11/2023. Signed by Judge Robert Pitman. (cc3) (Entered: 04/04/2023)

		04/04/2023)
04/04/2023	<u>35</u>	ORDER VACATING <u>34</u> Order to Show Cause. Signed by Judge Robert Pitman. (cc3) (Entered: 04/04/2023)
04/12/2023	<u>36</u>	Consent MOTION to Stay Case <i>for 30 Days</i> by Informed Consent Action Network. (Attachments: # <u>1</u> Proposed Order)(Brehm, Elizabeth) (Entered: 04/12/2023)
04/13/2023		Text Order GRANTING <u>36</u> Joint Motion to Stay Case entered by Judge Robert Pitman. IT IS ORDERED that this action is STAYED until May 12, 2023. The parties shall file summary judgment papers or a motion to extend the stay on or before May 12, 2023. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jllc) (Entered: 04/13/2023)
05/11/2023	<u>37</u>	Consent MOTION to Stay Case (<i>14-Day Extension of Stay</i>) by Informed Consent Action Network. (Brehm, Elizabeth) (Entered: 05/11/2023)
05/11/2023		Text Order GRANTING <u>37</u> Joint Motion to Stay Case entered by Judge Robert Pitman. IT IS ORDERED that the stay in this case is EXTENDED to May 26, 2023. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jllc) (Entered: 05/11/2023)
05/12/2023	<u>38</u>	MOTION to Withdraw as Attorney <i>Colin M. Farnsworth</i> by Informed Consent Action Network. (Attachments: # <u>1</u> Proposed Order)(Brehm, Elizabeth) (Entered: 05/12/2023)
05/22/2023		Text Order GRANTING <u>38</u> Unopposed Motion to Withdraw as Attorney entered by Judge Robert Pitman. IT IS ORDERED that Colin M. Farnsworth is WITHDRAWN as counsel for Plaintiff. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jllc) (Entered: 05/22/2023)
05/24/2023	<u>39</u>	STIPULATION of Dismissal <i>with Prejudice</i> by Informed Consent Action Network. (Brehm, Elizabeth) (Entered: 05/24/2023)
05/25/2023	<u>40</u>	ORDER CLOSING CASE. Signed by Judge Robert Pitman. (cc3) (Entered: 05/25/2023)