

U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:22-cv-05501-DLC

Maritime Legal Aid & Advocacy, Ltd. v. U.S. Coast Guard
Assigned to: Judge Denise L. Cote
Cause: 05:552 Freedom of Information Act

Date Filed: 06/28/2022
Date Terminated: 09/08/2023
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Maritime Legal Aid & Advocacy, Ltd.**

represented by **John Ryan Melogy**
Maritime Legal Solutions, PLLC
276 Fifth Ave.
Suite 704-1454
New York, NY 10001
302-827-3890
Email: maritimelegalsolutions@pm.me
ATTORNEY TO BE NOTICED

V.

Defendant**U.S. Coast Guard***TERMINATED: 09/08/2023*

represented by **Carly Iris Weinreb**
DOJ-USAO
86 Chambers Street
Ste Third Floor
New York, NY 10007
212-637-2769
Email: Carly.Weinreb@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/28/2022	<u>1</u>	COMPLAINT against U.S. Coast Guard. (Filing Fee \$ 402.00, Receipt Number ANYSDC-26342385)Document filed by Maritime Legal Aid & Advocacy, Ltd.. (Attachments: # <u>1</u> Exhibit A: 2021 DE Franchise Tax Report, # <u>2</u> Exhibit B: FOIA Request, # <u>3</u> Exhibit C: Clarified Scope FOIA Request, # <u>4</u> Exhibit D: Expedited Processing and Fee Waiver Approval, # <u>5</u> Exhibit E: Whitelaw Interim Response Letter, # <u>6</u> Exhibit F: Neubauer Interim Response Letter, # <u>7</u> Exhibit G: Interim FOIA Appeal #1, # <u>8</u> Exhibit H: Interim FOIA Appeal #2, # <u>9</u> Exhibit I: Email Confirming Receipt of Appeals, # <u>10</u> Exhibit J: Letter from Kathleen Claffie, # <u>11</u> Exhibit K: Response From USCG Hearing Office, # <u>12</u> Exhibit L: USCG-ALJ Final Response Letter, # <u>13</u> Exhibit M: Appeal of ALJ Final Response Letter, # <u>14</u> Exhibit N: Narrowing and Clarifying the Scope Letter 2022, # <u>15</u> Exhibit O: Long Tragic History of 46 USC 10104).(Melogy, John) (Entered: 06/28/2022)
06/28/2022	<u>2</u>	CIVIL COVER SHEET filed..(Melogy, John) (Entered: 06/28/2022)
06/28/2022	<u>3</u>	FIRST RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Maritime Legal Aid & Advocacy, Ltd...(Melogy, John) (Entered: 06/28/2022)
06/28/2022	<u>4</u>	REQUEST FOR ISSUANCE OF SUMMONS as to U.S. COAST GUARD, re: <u>1</u> Complaint,,,. Document filed by Maritime Legal Aid & Advocacy, Ltd...(Melogy, John) (Entered: 06/28/2022)
06/29/2022		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Vernon S. Broderick. Please download and review the Individual

		Practices of the assigned District Judge, located at https://nysd.uscourts.gov/judges/district-judges . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at https://nysd.uscourts.gov/rules/ecf-related-instructions..(gp) (Entered: 06/29/2022)
06/29/2022		Magistrate Judge Valerie Figueredo is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (gp) (Entered: 06/29/2022)
06/29/2022		Case Designated ECF. (gp) (Entered: 06/29/2022)
06/29/2022	<u>5</u>	ELECTRONIC SUMMONS ISSUED as to U.S. Coast Guard..(gp) (Entered: 06/29/2022)
07/06/2022	<u>6</u>	AFFIDAVIT OF SERVICE (FOIA CASE) of Summons and Complaint,,, served. U.S. Coast Guard served on 7/5/2022, answer due 8/4/2022. Service was made by MAIL. Document filed by Maritime Legal Aid & Advocacy, Ltd.. (Attachments: # <u>1</u> Affidavit USA SDNY AFFIRMATION OF SERVICE, # <u>2</u> Affidavit USA AFFIRMATION OF SERVICE).(Melogy, John) (Entered: 07/06/2022)
07/25/2022	<u>7</u>	NOTICE OF APPEARANCE by Carly Iris Weinreb on behalf of U.S. Coast Guard..(Weinreb, Carly) (Entered: 07/25/2022)
07/25/2022	<u>8</u>	LETTER MOTION for Extension of Time <i>to respond to complaint</i> addressed to Judge Vernon S. Broderick from defendant U.S. Coast Guard dated 7/25/2022. Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 07/25/2022)
07/26/2022	<u>9</u>	ORDER granting <u>8</u> LETTER MOTION for Extension of Time to respond to complaint. APPLICATION GRANTED SO ORDERED. (Signed by Judge Vernon S. Broderick on 7/26/2022) (jca) (Entered: 07/26/2022)
07/26/2022		Set/Reset Deadlines: U.S. Coast Guard answer due 8/19/2022. (jca) (Entered: 07/26/2022)
08/17/2022		NOTICE OF CASE REASSIGNMENT to Judge Denise L. Cote. Judge Vernon S. Broderick is no longer assigned to the case. (aea) (Entered: 08/17/2022)
08/19/2022	<u>10</u>	ANSWER to <u>1</u> Complaint,,, Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 08/19/2022)
08/23/2022	<u>11</u>	NOTICE OF INITIAL PRETRIAL CONFERENCE: Initial Conference set for 11/10/2022 at 10:00 AM in Courtroom 18B, 500 Pearl Street, New York, NY 10007 before Judge Denise L. Cote. SO ORDERED. (Signed by Judge Denise L. Cote on 8/23/2022) (ks) (Entered: 08/23/2022)
11/08/2022	<u>12</u>	FIRST LETTER MOTION for Conference re: <u>11</u> Order for Initial Pretrial Conference addressed to Judge Denise L. Cote from J. Ryan Melogy dated November 8, 2022. Document filed by Maritime Legal Aid & Advocacy, Ltd.. Return Date set for 11/10/2022 at 10:00 AM..(Melogy, John) (Entered: 11/08/2022)
11/08/2022	<u>13</u>	SECOND LETTER MOTION for Conference re: <u>12</u> FIRST LETTER MOTION for Conference re: <u>11</u> Order for Initial Pretrial Conference addressed to Judge Denise L. Cote from J. Ryan Melogy dated November 8, 2022. addressed to Judge Denise L. Cote from J. Ryan Melogy dated 11/8/22. Document filed by Maritime Legal Aid & Advocacy, Ltd.. Return Date set for 11/10/2022 at 10:00 AM..(Melogy, John) (Entered: 11/08/2022)
11/08/2022	<u>14</u>	ORDER granting <u>12</u> Letter Motion for Conference; granting <u>13</u> Letter Motion for Conference. Having received the plaintiff's November 8, 2022 letter requesting that the November 10 conference be held telephonically, it is hereby ORDERED that the November 10 conference will be held telephonically. The parties shall use the following dial-in credentials for the telephone conference: Dial-in: 888-363-4749 Access Code: 4324948. The parties shall use a landline if one is available. (Signed by Judge Denise L. Cote on 11/8/2022) (vfr) (Entered: 11/09/2022)

11/10/2022		Minute Entry for proceedings held before Judge Denise L. Cote: Initial Pretrial Conference held on 11/10/2022. (jwh) (Entered: 11/10/2022)
11/10/2022	<u>15</u>	ORDER. It is hereby ORDERED that the parties shall submit a status letter by December 16, 2022 regarding the status of the defendant's investigation and any outstanding disputes between the parties relating to the production of documents and, if necessary, propose a schedule for any briefing. The letters shall be no longer than two pages. The parties may submit a joint letter or separate letters. (Signed by Judge Denise L. Cote on 11/10/22) (yv) (Entered: 11/10/2022)
12/15/2022	<u>16</u>	STATUS REPORT. <i>Joint status letter and proposed schedule</i> Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 12/15/2022)
12/15/2022	<u>17</u>	MEMO ENDORSEMENT on re: <u>16</u> Status Report filed by U.S. Coast Guard. ENDORSEMENT: Status letter is due 3/22/2023. (Signed by Judge Denise L. Cote on 12/15/2022) (tg) (Entered: 12/15/2022)
02/16/2023	<u>18</u>	LETTER MOTION for Extension of Time (<i>partial extension request</i>) addressed to Judge Denise L. Cote from U.S. Coast Guard dated 2/16/2023. Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 02/16/2023)
02/16/2023	<u>19</u>	ORDER terminating <u>18</u> Letter Motion for Extension of Time. Status letter is due 4/24/23. (Signed by Judge Denise L. Cote on 2/16/2023) (vfr) (Entered: 02/16/2023)
04/24/2023	<u>20</u>	LETTER MOTION for Extension of Time <i>and joint status update</i> addressed to Judge Denise L. Cote from U.S. Coast Guard dated 4/24/2023. Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 04/24/2023)
04/24/2023	<u>21</u>	ORDER granting <u>20</u> Letter Motion for Extension of Time. Approved. Status letter is due 6/22/23. (Signed by Judge Denise L. Cote on 4/24/2023) (vfr) (Entered: 04/24/2023)
06/22/2023	<u>22</u>	STATUS REPORT. <i>Joint status letter and request for additional time to respond to three follow-up requests</i> Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 06/22/2023)
06/23/2023	<u>23</u>	MEMO ENDORSEMENT on re: <u>22</u> Status Report filed by U.S. Coast Guard. ENDORSEMENT: Status letter is due 9/8/23. (Signed by Judge Denise L. Cote on 6/23/2023) (vfr) (Entered: 06/23/2023)
09/08/2023	<u>24</u>	PROPOSED STIPULATION AND ORDER. Document filed by U.S. Coast Guard..(Weinreb, Carly) (Entered: 09/08/2023)
09/08/2023	<u>25</u>	STIPULATION AND ORDER OF DISMISSAL: IT IS HEREBY STIPULATED AND AGREED, by and between the parties, as follows: 1. The Coast Guard's productions resolve any and all claims that Maritime Legal Aid now has or may hereinafter acquire against the Coast Guard or the United States of America, or any department, agency, officer, or employee of the Coast Guard and/or the United States of America, related to or arising out of the FOIA Requests. 2. This action is hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), with each party to bear its own fees and costs 3. The parties understand and agree that this Stipulation and Order contains the entire agreement between them, and that no statements, representations, promises, agreements, or negotiations, oral or otherwise, between the parties or their counsel that are not included herein shall be of any force or effect. SO ORDERED. U.S. Coast Guard terminated. (Signed by Judge Denise L. Cote on 9/8/2023) (vfr) (Entered: 09/08/2023)