

**U.S. District Court
District of Oregon (Portland (3))
CIVIL DOCKET FOR CASE #: 3:21-cv-01646-SI**

Western Resources Legal Center v. National Oceanic and
Atmospheric Administration, et al.
Assigned to: Judge Michael H. Simon
Cause: 05:552 Freedom of Information Act

Date Filed: 11/11/2021
Date Terminated: 10/30/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

Western Resources Legal Center

represented by **Aaron E. Bruner**
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TERMINATED: 04/04/2022

V.

Defendant

**National Oceanic and Atmospheric
Administration**

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Defendant

National Marine Fisheries Service

represented by

Kevin C. Danielson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/11/2021	<u>1</u>	Complaint. Filing fee in the amount of \$402 collected. Agency Tracking ID: AORDC-8303780 Filer is subject to the requirements of Fed. R. Civ. P. 7.1. Jury Trial Requested: No. Filed by Western Resources Legal Center against National Oceanic and Atmospheric Administration. (Justesen, Tate) (Entered: 11/11/2021)
11/11/2021	<u>2</u>	Civil Cover Sheet regarding Complaint, <u>1</u> . Filed by Western Resources Legal Center. (Justesen, Tate) (Entered: 11/11/2021)
11/11/2021	<u>3</u>	Proposed Summons <i>NMFS</i> Filed by Western Resources Legal Center. (Justesen, Tate) (Entered: 11/11/2021)
11/11/2021	<u>4</u>	Proposed Summons <i>NOAA</i> Filed by Western Resources Legal Center. (Justesen, Tate) (Entered: 11/11/2021)
11/11/2021	<u>5</u>	Corporate Disclosure Statement . Filed by Western Resources Legal Center. (Justesen, Tate) (Entered: 11/11/2021)
11/15/2021	<u>6</u>	Notice of Case Assignment to Judge Michael H. Simon and Discovery and Pretrial Scheduling Order. NOTICE: Counsel shall print and serve the summonses and all documents issued by the Clerk at the time of filing upon all named parties in accordance with Local Rule 3-5. Discovery is to be completed by 3/15/2022. Joint Alternate Dispute Resolution Report is due by 4/14/2022. Pretrial Order is due by 4/14/2022. Ordered by Judge Michael H. Simon. (kgc) (Entered: 11/15/2021)
11/15/2021	<u>7</u>	Summons Issued Electronically as to National Marine Fisheries Service, National Oceanic and Atmospheric Administration. NOTICE: Counsel shall print and serve the summonses and all documents issued by the Clerk at the time of filing upon all named parties in accordance with Local Rule 3-5. (kgc) (Entered: 11/15/2021)
12/16/2021	<u>8</u>	Affidavit of Service upon National Marine Fisheries Service served on 11/19/2021; National Oceanic and Atmospheric Administration served on 11/19/2021 Filed by Western Resources Legal Center. (Justesen, Tate) (Entered: 12/16/2021)
12/22/2021	<u>9</u>	Answer to <u>1</u> Complaint, . Filed by National Oceanic and Atmospheric Administration, National Marine Fisheries Service. (Danielson, Kevin) (Entered: 12/22/2021)
04/04/2022	<u>10</u>	Notice of Appearance of Caroline Lobdell appearing on behalf of Western Resources Legal Center. Filed by Western Resources Legal Center. (Lobdell, Caroline) (Entered: 04/04/2022)
04/04/2022	<u>11</u>	Notice of Attorney Withdrawal: <i>Tate F. Justesen</i> Filed by Western Resources Legal Center. (Justesen, Tate) (Entered: 04/04/2022)
06/20/2022	<u>12</u>	Joint Status Report by Western Resources Legal Center. Filed by Western Resources Legal Center. (Lobdell, Caroline) (Entered: 06/20/2022)
07/01/2022	<u>13</u>	SCHEDULING ORDER – Pursuant to the parties' joint status report (ECF <u>12</u>) all pending deadlines are stricken. The parties are directed to file another joint status report by October 3, 2022. Ordered by Judge Michael H. Simon. (mja) (Entered: 07/01/2022)
10/03/2022	<u>14</u>	Joint Status Report . Filed by Western Resources Legal Center. (Bruner, Aaron) (Entered: 10/03/2022)
10/04/2022	<u>15</u>	SCHEDULING ORDER – Pursuant to the parties' joint status report (ECF <u>14</u>) the stay is continued, and the parties are directed to file another joint status report by December 5, 2022. Ordered by Judge Michael H. Simon. (mja) (Entered: 10/04/2022)
12/05/2022	<u>16</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 12/05/2022)

12/06/2022	17	SCHEDULING ORDER – Pursuant to the parties' joint status report (ECF <u>16</u>) the stay is continued, and the parties are directed to file another joint status report by February 17, 2023. Ordered by Judge Michael H. Simon. (mja) (Entered: 12/06/2022)
02/17/2023	<u>18</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 02/17/2023)
02/21/2023	19	SCHEDULING ORDER – Pursuant to the parties' joint status report (ECF <u>18</u>), the Court continues the stay and directs the parties to file another joint status report by April 14, 2023. Ordered by Judge Michael H. Simon. (mja) (Entered: 02/21/2023)
04/14/2023	<u>20</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 04/14/2023)
04/14/2023	21	ORDER – Pursuant to the parties' joint status report (ECF <u>20</u>) the stay in this matter is continued for another 45 days. The parties shall file a joint status report not later than Tuesday, May 30, 2023. Ordered by Judge Michael H. Simon. (mja) (Entered: 04/14/2023)
05/30/2023	<u>22</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 05/30/2023)
06/06/2023	23	ORDER: Pursuant to the parties' joint status report (ECF 22), the Court continues the STAY in this matter for another 45 days. The parties shall file a joint status report not later than July 14, 2023. Ordered by Judge Michael H. Simon. (jp) (Entered: 06/06/2023)
07/14/2023	<u>24</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 07/14/2023)
07/14/2023	25	ORDER – Pursuant to the parties' joint status report (ECF <u>24</u>), the Court continues the STAY in this matter for an additional 30 days. The parties shall file a joint status report not later than Monday, August 14, 2023. Ordered by Judge Michael H. Simon. (mja) (Entered: 07/14/2023)
08/14/2023	<u>26</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 08/14/2023)
08/15/2023	27	ORDER – Pursuant to the parties' joint status report (ECF <u>26</u>), the Court continues the STAY in this matter for an additional 30 days. The parties shall file a joint status report not later than Wednesday, September 13 2023. Ordered by Judge Michael H. Simon. (mja) (Entered: 08/15/2023)
09/13/2023	<u>28</u>	Joint Status Report . Filed by All Defendants. (Danielson, Kevin) (Entered: 09/13/2023)
09/13/2023	29	ORDER – The Court has reviewed the parties' joint status report (ECF <u>28</u>) and lifts the stay in this matter. The Court sets a briefing schedule regarding attorney fees and costs as follows: Plaintiff's motion and brief for attorney fees and costs are due by November 1, 2023; Defendant's response is due by November 22, 2023; and Plaintiff's reply is due by December 13, 2023. Ordered by Judge Michael H. Simon. (mja) (Entered: 09/13/2023)
10/30/2023	30	60-DAY ORDER OF DISMISSAL: The Court having been informed by counsel for the parties that this action has been settled, IT IS ORDERED that, pursuant to LR 41-1, this action is dismissed with prejudice and without costs and with leave, upon good cause shown within sixty (60) days, to have this order of dismissal set aside and the action reinstated if the settlement is not consummated. Pending motions, if any, are denied as moot. All pretrial deadlines and any trial date are stricken. By Clerk of Court Melissa Aubin. (mja) (Entered: 10/30/2023)