

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:21-cv-02434-BAH**

CATO INSTITUTE v. FEDERAL BUREAU OF
INVESTIGATION et al
Assigned to: Judge Beryl A. Howell
Cause: 05:552 Freedom of Information Act

Date Filed: 09/16/2021
Date Terminated: 12/26/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

CATO INSTITUTE

represented by **Merrick Jason Wayne**
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TERMINATED: 01/21/2022

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V.

Defendant

**FEDERAL BUREAU OF
INVESTIGATION**

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Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Jeremy S. Simon**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/16/2021	<u>1</u>	COMPLAINT against FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 402 receipt number ADCDC-8736544) filed by CATO INSTITUTE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons)(Burday, Joshua) (Entered: 09/16/2021)
09/16/2021	<u>2</u>	NOTICE of Appearance by Joshua Hart Burday on behalf of CATO INSTITUTE (Burday, Joshua) (Entered: 09/16/2021)
09/16/2021	<u>3</u>	NOTICE of Appearance by Matthew Topic on behalf of CATO INSTITUTE (Topic, Matthew) (Entered: 09/16/2021)
09/16/2021		Case Assigned to Chief Judge Beryl A. Howell. (znmg) (Entered: 09/16/2021)
09/16/2021	<u>4</u>	SUMMONS (4) Issued Electronically as to All Defendants, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent) (znmg) (Entered: 09/16/2021)
09/16/2021	<u>5</u>	STANDING ORDER. Signed by Chief Judge Beryl A. Howell on September 16, 2021. (lcbah4) (Entered: 09/16/2021)
11/01/2021	<u>6</u>	ANSWER to Complaint by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE.(Simon, Jeremy) (Entered: 11/01/2021)
11/15/2021	<u>7</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 11/15/2021)
11/15/2021		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>7</u> Joint Status Report, that the parties file a joint status report by January 19, 2022, including a proposed schedule for further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on November 15, 2021. (lcbah4) Modified on 11/16/2021 (ztg). (Entered: 11/15/2021)
11/16/2021		Set/Reset Deadlines: Joint Status Report due by 1/19/2022. (ztg) (Entered: 11/16/2021)
11/22/2021	<u>8</u>	ENTERED IN ERROR.....NOTICE of <i>Issues for Summary Judgment</i> by CATO INSTITUTE (Burday, Joshua) Modified on 11/23/2021 (zeg). (Entered: 11/22/2021)
11/23/2021		NOTICE OF CORRECTED DOCKET ENTRY: re <u>8</u> Notice (Other) was entered in error per counsel's request. (zeg) (Entered: 11/23/2021)
11/28/2021	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 10/1/2021 (Burday, Joshua) (Entered: 11/28/2021)
11/28/2021	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL BUREAU OF INVESTIGATION served on 10/1/2021 (Burday, Joshua) (Entered: 11/28/2021)
11/28/2021	<u>11</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 09/30/2021. (Burday, Joshua) (Entered: 11/28/2021)
11/28/2021	<u>12</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/1/2021. Answer due for ALL FEDERAL DEFENDANTS by 10/31/2021. (Burday, Joshua) (Entered: 11/28/2021)
01/19/2022	<u>13</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 01/19/2022)
01/19/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>13</u> Joint Status Report, that the parties file a joint status report by March 30, 2022, with a proposed schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on January 19, 2022. (lcbah4) (Entered: 01/19/2022)

01/19/2022		Set/Reset Deadlines: Joint Status Report due by 3/30/2022. (ztg) (Entered: 01/19/2022)
01/21/2022	<u>14</u>	MOTION to Withdraw as Attorney by CATO INSTITUTE. (Attachments: # <u>1</u> Text of Proposed Order)(Topic, Matthew) (Entered: 01/21/2022)
01/21/2022		MINUTE ORDER (paperless) GRANTING plaintiff counsel's <u>14</u> Motion to Withdraw as Counsel. Attorney Joshua Burday terminated. Signed by Chief Judge Beryl A. Howell on January 21, 2022. (lcbah4) (Entered: 01/21/2022)
03/30/2022	<u>15</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 03/30/2022)
03/30/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>15</u> Joint Status Report, the parties to file a joint status report by May 12, 2022, indicating whether any issues remain and, if so, proposing a schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on March 30, 2022. (lcbah4) (Entered: 03/30/2022)
03/30/2022		Set/Reset Deadlines: Joint Status Report due by 5/12/2022. (ztg) (Entered: 03/30/2022)
05/12/2022	<u>16</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 05/12/2022)
05/16/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>16</u> Joint Status Report, that the parties file a joint status report by August 15, 2022, indicating whether any issues remain and, if so, proposing a schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on May 16, 2022. (lcbah4) (Entered: 05/16/2022)
05/17/2022		Set/Reset Deadlines: Joint Status Report due by 8/15/2022. (ztg) (Entered: 05/17/2022)
08/15/2022	<u>17</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 08/15/2022)
08/15/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>17</u> Joint Status Report, that the parties file a joint status report by November 15, 2022, indicating whether any issues remain and, if so, proposing a schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on August 15, 2022. (lcbah4) (Entered: 08/15/2022)
08/17/2022		Set/Reset Deadlines: Joint Status Report due by 11/15/2022. (ztg) (Entered: 08/17/2022)
11/15/2022	<u>18</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 11/15/2022)
01/03/2023		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>18</u> Joint Status Report, the parties to submit a joint status report by February 14, 2023, with a proposed schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on January 3, 2023. (lcbah4) (Entered: 01/03/2023)
01/04/2023		Set/Reset Deadlines: Joint Status Report due by 2/14/2023. (ztg) (Entered: 01/04/2023)
02/14/2023	<u>19</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 02/14/2023)
02/14/2023		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>19</u> Joint Status Report, the parties to submit a joint status report by April 19, 2023, with a proposed schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on February 14, 2023. (lcbah4) (Entered: 02/14/2023)
02/15/2023		Set/Reset Deadlines: Joint Status Report due by 4/19/2023. (ztg) (Entered: 02/15/2023)
02/28/2023	<u>20</u>	NOTICE of Appearance by Merrick Jason Wayne on behalf of CATO INSTITUTE (Wayne, Merrick) (Entered: 02/28/2023)
04/19/2023	<u>21</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 04/19/2023)

04/20/2023		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>21</u> Joint Status Report, the parties to submit a joint status report by July 21, 2023, with a proposed schedule to govern further proceedings in this matter. Signed by Judge Beryl A. Howell on April 20, 2023. (lcbah4) (Entered: 04/20/2023)
04/21/2023		Set/Reset Deadlines: Joint Status Report due by 7/21/2023. (ztg) (Entered: 04/21/2023)
07/21/2023	<u>22</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 07/21/2023)
07/25/2023		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>22</u> Joint Status Report, the parties to submit a joint status report by October 23, 2023, with a proposed schedule to govern further proceedings in this matter. Signed by Judge Beryl A. Howell on July 25, 2023. (lcbah4) (Entered: 07/25/2023)
07/26/2023		Set/Reset Deadlines: Joint Status Report due by 10/23/2023. (ztg) (Entered: 07/26/2023)
10/23/2023	<u>23</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 10/23/2023)
10/24/2023		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>23</u> Joint Status Report, to file, by December 13, 2023, a joint status report, advising the Court of the status of this matter. Signed by Judge Beryl A. Howell on October 24, 2023. (lcbah4) (Entered: 10/24/2023)
10/24/2023		Set/Reset Deadlines: Parties Joint Status Report due by 12/13/2023 (mac) (Entered: 10/24/2023)
12/13/2023	<u>24</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 12/13/2023)
12/14/2023		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>24</u> Joint Status Report, to file, by January 19, 2024, a joint status report advising the Court whether any disputes remain between the parties, unless a stipulation of dismissal is filed before then. Signed by Judge Beryl A. Howell on December 14, 2023. (lcbah4) (Entered: 12/14/2023)
12/15/2023		Set/Reset Deadlines: Parties Joint Status Report due by 1/19/2024 (mac) (Entered: 12/15/2023)
12/22/2023	<u>25</u>	STIPULATION of Dismissal by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 12/22/2023)
12/24/2023		MINUTE ORDER (paperless) DISMISSING this matter, with prejudice, pursuant to the parties' <u>25</u> Stipulation of Dismissal and Federal Rule of Civil Procedure 41(a)(1)(A)(ii). The Clerk of the Court is directed to close this case. Signed by Judge Beryl A. Howell on December 24, 2023. (lcbah4) (Entered: 12/24/2023)