

**U.S. District Court
Eastern District of Virginia – (Alexandria)
CIVIL DOCKET FOR CASE #: 1:23-cv-01055-TSE-WEF**

US Right to Know v. Office of the Director of National Intelligence

Assigned to: District Judge T. S. Ellis, III
Referred to: Magistrate Judge William E. Fitzpatrick
Cause: 05:552 Freedom of Information Act

Date Filed: 08/10/2023

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: Federal Question

Plaintiff

US Right to Know

represented by **Matthew Daniel Hardin**
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ATTORNEY TO BE NOTICED

Defendant

Office of the Director of National Intelligence

represented by **Rebecca S. Levenson**
DOJ-USAO
United States Attorney's Office
Eastern District of Virginia
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/10/2023	<u>1</u>	Complaint (Filing fee \$ 402, receipt number AVAEDC-9071190.), filed by US Right to Know. (Attachments: # <u>1</u> Exhibit A (FOIA Request), # <u>2</u> Civil Cover Sheet)(Hardin, Matthew) (Entered: 08/10/2023)
08/10/2023	<u>2</u>	Proposed Summons re <u>1</u> Complaint <i>directed to ODNI General Counsel</i> by US Right to Know. (Hardin, Matthew) (Entered: 08/10/2023)
08/10/2023	<u>3</u>	Proposed Summons re <u>1</u> Complaint <i>directed to Attorney General</i> by US Right to Know. (Hardin, Matthew) (Entered: 08/10/2023)
08/10/2023	<u>4</u>	Proposed Summons re <u>1</u> Complaint <i>directed to US Attorney (Civil Process Clerk)</i> by US Right to Know. (Hardin, Matthew) (Entered: 08/10/2023)
08/10/2023		Initial Case Assignment to District Judge T. S. Ellis, III and Magistrate Judge William E. Fitzpatrick. (dvanm) (Entered: 08/10/2023)
08/10/2023	<u>5</u>	Summons Issued as to Office of the Director of National Intelligence, U.S. Attorney and U.S. Attorney General. NOTICE TO ATTORNEY: Please remove the headers and print two duplexed copies of the electronically issued summons for each Defendant. Please serve one copy of the summons and a copy of the Complaint upon each Defendant. Please ensure that your process server returns the service copy (executed or unexecuted) to your attention and electronically file it using the filing events, Summons Returned Executed as to USA or Summons Returned Unexecuted as to USA. (Attachments: # <u>1</u> Notice)(dvanm) (Entered: 08/10/2023)
09/08/2023	<u>6</u>	Consent MOTION for Extension of Time to Respond to Plaintiff's Complaint by Office of the Director of National Intelligence. (Attachments: # <u>1</u> Proposed Order)(Levenson, Rebecca) (Entered: 09/08/2023)

09/12/2023	<u>7</u>	ORDERED that Defendant's <u>6</u> Motion for Extension of Time to File is GRANTED ; and it is further ORDERED that Defendant shall file its response to Plaintiff's complaint on or before October 2, 2023 . Signed by Magistrate Judge William E. Fitzpatrick on 09/12/2023. (Dcrow,) (Entered: 09/12/2023)
10/02/2023	<u>8</u>	ANSWER to Complaint by Office of the Director of National Intelligence.(Levenson, Rebecca) (Entered: 10/02/2023)
10/02/2023	<u>9</u>	STATUS REPORT by Office of the Director of National Intelligence. (Levenson, Rebecca) (Entered: 10/02/2023)
11/01/2023	<u>10</u>	Consent MOTION for a Processing Schedule by Office of the Director of National Intelligence. (Attachments: # <u>1</u> Proposed Order)(Levenson, Rebecca) (Entered: 11/01/2023)
11/02/2023	<u>11</u>	ORDERED that Defendant's motion <u>10</u> is GRANTED; and it is further ORDERED that: a. ODNI shall make an initial production of documents to Plaintiff on or before December 7, 2023; b. Of the 170 responsive records that ODNI has already identified, ODNI shall send any records requiring outside agency consultation to those outside agencies on or before January 9, 2024. ODNI shall contact those agencies every 30 days thereafter for status updates. c. Once ODNI's supplemental search is complete. ODNI shall inform Plaintiff of the number of additional records found and the timing for the responsiveness check of any such records. Signed by District Judge T. S. Ellis, III on 11/2/2023. (tran) (Entered: 11/02/2023)
01/18/2024	<u>12</u>	ORDERED that all civil actions currently assigned to the Honorable T.S. Ellis, III, other than 42 U.S.C. 1983 prisoner rights cases and habeas cases filed under 28 U.S.C. 2254, 28 U.S.C. 2241, and 28 U.S.C. 2255, be transferred to the Honorable David J. Novak, effective as of the date of this Order. Signed by Chief District Judge Mark S. Davis on 01/18/2024. (wgar,) (Entered: 01/18/2024)