

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:21-cv-02371-JDB**

LOUISE TRAUMA CENTER LLC v. UNITED STATES
DEPARTMENT OF HOMELAND SECURITY
Assigned to: Judge John D. Bates
Cause: 05:552 Freedom of Information Act

Date Filed: 09/07/2021
Date Terminated: 02/20/2024
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

LOUISE TRAUMA CENTER LLC

represented by **David Laundon Cleveland , Sr.**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

DEPARTMENT OF HOMELAND SECURITY

represented by **Joseph F. Carilli , Jr.**
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TERMINATED: 02/28/2024
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TERMINATED: 10/31/2022

Date Filed	#	Docket Text
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09/07/2021	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF HOMELAND SECURITY (Filing fee \$ 402 receipt number ADCDC-8715898) filed by Louise Trauma Center LLC. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Cleveland, David) (Entered: 09/07/2021)
09/09/2021		Case Assigned to Judge John D. Bates. (znmg) (Entered: 09/09/2021)
09/09/2021	<u>2</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(znmg) (Entered: 09/09/2021)
09/16/2021	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 09/15/2021. (Attachments: # <u>1</u> Exhibit)(Cleveland, David) (Entered: 09/16/2021)
09/16/2021	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HOMELAND SECURITY served on 9/14/2021 (Attachments: # <u>1</u> Exhibit)(Cleveland, David) (Entered: 09/16/2021)
10/19/2021	<u>5</u>	MOTION for Extension of Time to <i>File Defendant's Answer or Other Response to Plaintiff's Complaint</i> by UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 10/19/2021)
10/19/2021		MINUTE ORDER: Upon consideration of <u>5</u> defendant's motion for an extension of time to answer or otherwise respond to plaintiff's complaint, and the entire record herein, it is hereby ORDERED that defendant's motion is GRANTED; and it is further ORDERED that defendant shall answer or respond by not later than November 12, 2021. SO ORDERED. Signed by Judge John D. Bates on 10/19/21. (lcjdb1) (Entered: 10/19/2021)
10/21/2021		Set/Reset Deadlines: Answer due by 11/12/2021. (tb) (Entered: 10/21/2021)
11/07/2021	<u>6</u>	RESPONSE re <u>5</u> MOTION for Extension of Time filed by LOUISE TRAUMA CENTER LLC. (Cleveland, David) Modified to add link on 11/8/2021 (znmw). (Entered: 11/07/2021)
11/12/2021	<u>7</u>	MOTION for Extension of Time to <i>FILE AN ANSWER OR OTHER RESPONSE TO PLAINTIFF'S COMPLAINT</i> by DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 11/12/2021)
11/12/2021		MINUTE ORDER: Upon consideration of <u>7</u> defendant's motion to enlarge time to file an answer or other response to plaintiff's complaint, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendant shall answer or respond by not later than February 15, 2022. SO ORDERED. Signed by Judge John D. Bates on 11/12/21. (lcjdb1) (Entered: 11/12/2021)
11/16/2021		Set/Reset Deadlines: Answer due by 2/15/2022. (tb) (Entered: 11/16/2021)
02/15/2022	<u>8</u>	MOTION for Extension of Time to <i>File Defendant's Answer or Other Response to Plaintiff's Complaint</i> by DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 02/15/2022)
02/16/2022	<u>9</u>	Memorandum in opposition to re <u>8</u> MOTION for Extension of Time to <i>File Defendant's Answer or Other Response to Plaintiff's Complaint</i> filed by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 02/16/2022)
02/16/2022		MINUTE ORDER: Upon consideration of <u>8</u> defendant's motion to enlarge time to file an answer or otherwise respond to plaintiff's complaint, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendant shall answer or respond by not later than April 15, 2022. SO ORDERED. Signed by Judge John D. Bates on 2/16/2022. (lcjdb1) (Entered: 02/16/2022)
02/17/2022		Set/Reset Deadlines: Answer due by 4/15/2022. (tb) (Entered: 02/17/2022)
04/15/2022	<u>10</u>	MOTION for Extension of Time to <i>File Defendant's Answer or Other Response to Plaintiff's Complaint</i> by DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 04/15/2022)

04/16/2022	<u>11</u>	Memorandum in opposition to re <u>10</u> MOTION for Extension of Time to <i>File Defendant's Answer or Other Response to Plaintiff's Complaint</i> filed by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 04/16/2022)
04/18/2022		MINUTE ORDER: Upon consideration of <u>10</u> defendant's motion for an extension of time to answer or otherwise respond to the complaint, <u>11</u> plaintiff's opposition, and the entire record herein, it is hereby ORDERED that defendant's motion is GRANTED, nunc pro tunc to April 15, 2022; it is further ORDERED that defendant shall answer or otherwise respond by not later than June 15, 2022; and it is further ORDERED that a joint status conference is hereby scheduled for June 6, 2022 at 10:00 a.m. by videoconference. SO ORDERED. Signed by Judge John D. Bates on 4/18/2022. (lcjdb1) (Entered: 04/18/2022)
04/19/2022		Set/Reset Deadlines/Hearings: Answer due by 6/15/2022. Joint Status Conference set for 6/6/2022 at 10:00 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 04/19/2022)
06/06/2022		Minute Entry: Status Conference held on 6/6/2022 before Judge John D. Bates: Parties discussed production of documents. Proposed Schedule for completion of production due by 6/10/2022. Response due by 6/14/2022. (Court Reporter Lida Moreira) (tb) (Entered: 06/07/2022)
06/10/2022	<u>12</u>	STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 06/10/2022)
06/12/2022	<u>13</u>	REPLY re <u>12</u> Status Report filed by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 06/12/2022)
06/23/2022		MINUTE ORDER: Upon consideration of <u>12</u> defendant's status report, <u>13</u> plaintiff's reply, and the entire record herein, it is hereby ORDERED that the parties shall meet and confer in a further attempt to resolve their remaining differences and, by not later than July 22, 2022, shall submit a joint status report detailing specifically their respective updated positions as to each of plaintiff's requests; and it is further ORDERED that a status conference is hereby scheduled for July 26, 2022 at 11:00 a.m. by videoconference. SO ORDERED. Signed by Judge John D. Bates on 6/23/2022. (lcjdb1) (Entered: 06/23/2022)
06/27/2022		Set/Reset Deadlines/Hearings: Joint Status Report due by 7/22/2022. Status Conference set for 7/26/2022 at 11:00 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 06/27/2022)
07/21/2022	<u>14</u>	STATUS REPORT by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 07/21/2022)
07/22/2022	<u>15</u>	STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 07/22/2022)
07/26/2022		Minute Entry for proceedings held before Judge John D. Bates: Status Hearing held on 7/26/2022; Order to be issued by the Court. (Court Reporter Elizabeth Saint-Loth.) (ztg) (Entered: 07/26/2022)
07/26/2022	<u>16</u>	ORDER regarding schedule of production and briefing. See text of Order for details. Signed by Judge John D. Bates on 7/26/2022. (lcjdb1) (Entered: 07/26/2022)
07/27/2022		Set/Reset Deadlines: Attorney Meet and Confer Conference due by 8/31/2022. Joint Status Report due by 10/10/2022. Summary Judgment motion due by 10/31/2022. (tb) (Entered: 07/27/2022)
10/10/2022	<u>17</u>	STATUS REPORT by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 10/10/2022)
10/12/2022	<u>18</u>	STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Adebonojo, Kenneth) (Entered: 10/12/2022)
10/12/2022		MINUTE ORDER: Upon consideration of <u>17</u> plaintiff's status report, <u>18</u> defendant's status report, and the entire record herein, it is hereby ORDERED that the parties shall submit a joint status report by not later than December 5, 2022; it is further ORDERED that such report shall address, among other things, the status of defendant's review of documents related to the fourth cause of action, and the report shall certify

		that the parties have met and conferred as to further search terms and custodians; it is further ORDERED that the deadline for defendant to file a motion for summary judgment is hereby STAYED; and it is further ORDERED that defendant shall file an answer or response to plaintiff's complaint by not later than December 5, 2022 unless the parties indicate in the December 5, 2022 status report that they have agreed otherwise. SO ORDERED. Signed by Judge John D. Bates on 10/12/2022. (lcjdb3) (Entered: 10/12/2022)
10/12/2022		Set/Reset Deadlines: Joint Status Report due by 12/5/2022; Defendant shall file an answer or response to plaintiff's complaint by 12/5/2022 unless the parties indicate in the 12/5/2022 Joint Status Report that they have agreed otherwise. (jth) (Entered: 10/12/2022)
10/31/2022	<u>19</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Sam Escher on behalf of DEPARTMENT OF HOMELAND SECURITY Substituting for attorney Kenneth A. Adebonojo (Escher, Sam) (Entered: 10/31/2022)
12/05/2022	<u>20</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Escher, Sam) (Entered: 12/05/2022)
12/09/2022		MINUTE ORDER: Upon consideration of <u>20</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file a joint status report by not later than January 18, 2023; and it is further ORDERED that in the report, defendant shall provide a more detailed update on the status of its response to each request, including an estimated timeline for any outstanding review and production. SO ORDERED. Signed by Judge John D. Bates on 12/9/2022. (lcjdb3) (Entered: 12/09/2022)
12/14/2022		Set/Reset Deadlines: Joint Status Report due by 1/18/2023. (tb) (Entered: 12/14/2022)
01/18/2023	<u>21</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Escher, Sam) (Entered: 01/18/2023)
01/18/2023		MINUTE ORDER: Upon consideration of <u>21</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file a joint status report by not later than March 20, 2023. SO ORDERED. Signed by Judge John D. Bates on 1/18/2023. (lcjdb3) (Entered: 01/18/2023)
01/24/2023		ENTERED IN ERROR.....Set/Reset Deadlines: Joint Status Report due by 4/17/2023. (tb) Modified on 1/24/2023 (tb). (Entered: 01/24/2023)
01/24/2023		Set/Reset Deadlines: Joint Status Report due by 3/20/2023. (tb) (Entered: 01/24/2023)
03/20/2023	<u>22</u>	STATUS REPORT by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 03/20/2023)
03/20/2023		MINUTE ORDER: Upon consideration of <u>22</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall confer about the remaining two requests and, by not later than April 24, 2023, submit a joint status report informing the Court that they have reached an agreement on the scope of defendant's searches or a proposed briefing schedule for defendant's motion for summary judgment. SO ORDERED. Signed by Judge John D. Bates on 3/20/2023. (lcjdb3) (Entered: 03/20/2023)
03/24/2023		Set/Reset Deadlines: Joint Status Report due by 4/24/2023. (tb) (Entered: 03/24/2023)
04/24/2023	<u>23</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Escher, Sam) (Entered: 04/24/2023)
04/25/2023		MINUTE ORDER: Upon consideration of <u>23</u> the joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file another joint status report by not later than June 22, 2023. SO ORDERED. Signed by Judge John D. Bates on 4/25/2023. (lcjdb3) (Entered: 04/25/2023)
04/27/2023		Set/Reset Deadlines: Joint Status Report due by 6/22/2023. (tb) (Entered: 04/27/2023)
06/20/2023	<u>24</u>	Joint STATUS REPORT by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 06/20/2023)

06/21/2023		MINUTE ORDER: Upon consideration of <u>24</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file a joint report by not later than July 6, 2023 proposing a summary judgment briefing schedule. If the parties are unable to agree on a joint schedule, the report should include each party's proposed schedule. SO ORDERED. Signed by Judge John D. Bates on 6/21/2023. (lcjdb3) (Entered: 06/21/2023)
06/21/2023		Set/Reset Deadlines: Status Report due by 7/6/2023 (zjch,) (Entered: 06/22/2023)
07/06/2023	<u>25</u>	Joint STATUS REPORT by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 07/06/2023)
07/11/2023	<u>26</u>	SCHEDULING ORDER. See text of Order for details. Signed by Judge John D. Bates on 7/11/2023. (lcjdb3) (Entered: 07/11/2023)
07/13/2023		Set/Reset Deadlines: Defendant's Motion for Summary Judgment due by 8/18/2023; Plaintiff's Response in Opposition to Defendant's Motion for Summary Judgment and Plaintiff's Cross-Motion for Summary Judgment due by 9/1/2023; Defendant's Reply in Support of Defendant's Motion for Summary Judgment and Defendant's Response in Opposition to Plaintiff's Cross-Motion for Summary Judgment due by 9/15/2023; Plaintiff's Reply in Support of Plaintiff's Cross-Motion for Summary Judgment due by 9/29/2023. (kk) (Entered: 07/13/2023)
08/14/2023	<u>27</u>	MOTION for Summary Judgment by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Panter Declaration, # <u>3</u> Exhibits, # <u>4</u> USCIS RAO Research Unit SOP, # <u>5</u> Text of Proposed Order)(Escher, Sam) (Entered: 08/14/2023)
08/23/2023	<u>28</u>	RESPONSE re <u>27</u> MOTION for Summary Judgment filed by LOUISE TRAUMA CENTER LLC. (Attachments: # <u>1</u> Statement of Facts)(Cleveland, David) (Entered: 08/23/2023)
08/23/2023	<u>29</u>	Cross MOTION for Summary Judgment by LOUISE TRAUMA CENTER LLC. (Attachments: # <u>1</u> Statement of Facts)(Cleveland, David) (Entered: 08/23/2023)
09/15/2023	<u>30</u>	REPLY to opposition to motion re <u>27</u> MOTION for Summary Judgment filed by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Response to Plaintiff's Statement of Facts, # <u>2</u> Second Declaration of Panter, # <u>3</u> Emails to Plaintiff (May 15 and 26, 2023), # <u>4</u> Maryland Letter Order)(Escher, Sam) (Entered: 09/15/2023)
09/15/2023	<u>31</u>	Memorandum in opposition to re <u>29</u> Motion for Summary Judgment filed by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Response to Plaintiff's Statement of Facts, # <u>2</u> Second Panter Declaration, # <u>3</u> Emails to Plaintiff (May 15 and 26, 2023), # <u>4</u> Maryland Letter Order)(Escher, Sam) Modified on 9/19/2023 (zjm). Modified on 9/25/2023 to remove error(zjm). (Entered: 09/15/2023)
09/19/2023		NOTICE OF ERROR regarding <u>31</u> Memorandum in Opposition,. The following error(s) need correction: Incorrect event. Duplicate of entry <u>30</u> . Please refile. (zjm) (Entered: 09/19/2023)
09/20/2023	<u>32</u>	ERRATA by DEPARTMENT OF HOMELAND SECURITY re <u>31</u> Memorandum in Opposition,. (Escher, Sam) (Entered: 09/20/2023)
09/20/2023	<u>33</u>	REPLY to opposition to motion re <u>29</u> Cross MOTION for Summary Judgment filed by LOUISE TRAUMA CENTER LLC. (Cleveland, David) (Entered: 09/20/2023)
02/20/2024	<u>34</u>	ORDER granting <u>27</u> defendant's motion for summary judgment and denying <u>29</u> plaintiff's cross-motion for summary judgment. Signed by Judge John D. Bates on 2/20/2024. (lcjdb3) (Entered: 02/20/2024)
02/20/2024	<u>35</u>	MEMORANDUM OPINION. Signed by Judge John D. Bates on 2/20/2024. (lcjdb3) (Entered: 02/20/2024)
02/28/2024	<u>36</u>	MOTION for Attorney Fees by LOUISE TRAUMA CENTER LLC. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit)(Cleveland, David) (Entered: 02/28/2024)

02/28/2024	<u>37</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Joseph F. Carilli, Jr on behalf of All Defendants Substituting for attorney Sam Escher (Carilli, Joseph) (Entered: 02/28/2024)
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