

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:22-cv-03502-APM**

PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC v.
GENERAL SERVICES ADMINISTRATION
Assigned to: Judge Amit P. Mehta
Cause: 05:552 Freedom of Information Act

Date Filed: 11/10/2022
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

SARAH C. REIDA
TERMINATED: 07/05/2023

represented by **SARAH C. REIDA**
2475 Northwinds Pkwy.
Ste 200
Alpharetta, GA 30009
703-552-3220
PRO SE

Sarah C. Reida
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

**PROXITY ELECTRONIC
COMMERCE SYSTEMS, LLC**

represented by **Sarah C. Reida**
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Thomas G. Saunders
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V.

Defendant

**GENERAL SERVICES
ADMINISTRATION**

represented by **Derek S. Hammond**
COMMODITY FUTURES TRADING
COMMISSION
1155 21st Street, NW
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TERMINATED: 01/12/2023
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Joshua Ontell

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TERMINATED: 03/23/2023
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M. Jared Littman

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Date Filed	#	Docket Text
11/10/2022	<u>1</u>	COMPLAINT against GENERAL SERVICES ADMINISTRATION (Filing fee \$ 402, receipt number 203467) filed by SARAH C. REIDA. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet, # <u>4</u> Summons)(zed) (Entered: 11/17/2022)
11/10/2022	<u>2</u>	MOTION for CM/ECF Password by SARAH C. REIDA. (zed) (Entered: 11/17/2022)
11/17/2022	<u>3</u>	SUMMONS (1) Issued as to GENERAL SERVICES ADMINISTRATION. (Attachment: # <u>1</u> Notice and Consent)(zed) Modified docket text on 12/12/2022 (zed). (Entered: 11/17/2022)
11/18/2022		MINUTE ORDER. Plaintiff is permitted to use her current CM/ECF username and password for purposes of filing in this matter. Signed by Judge Amit P. Mehta on 11/18/2022. (lcapm2) (Entered: 11/18/2022)
12/29/2022	<u>4</u>	ANSWER to <u>1</u> Complaint by GENERAL SERVICES ADMINISTRATION.(Hammond, Derek) (Entered: 12/29/2022)
12/30/2022	<u>5</u>	MINUTE ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before January 13, 2023. The Joint Status Report shall include (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under Open America v. Watergate Special Prosecution Force, 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Amit P. Mehta on 12/30/2022. (lcapm2) (Entered: 12/30/2022)
12/30/2022		Set/Reset Deadlines: Status Report due by 1/13/2023 (zjch,) (Entered: 12/30/2022)
01/12/2023	<u>6</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Joshua Ontell on behalf of GENERAL SERVICES ADMINISTRATION Substituting for attorney Derek Hammond (Ontell, Joshua) (Entered: 01/12/2023)
01/13/2023	<u>7</u>	Joint STATUS REPORT by Plaintiff and by GENERAL SERVICES ADMINISTRATION. (Ontell, Joshua) (Entered: 01/13/2023)
01/16/2023		MINUTE ORDER. The parties shall file an additional Joint Status Report by April 13, 2023, which advises whether any disputed issues remain and, if so, proposes a schedule for further proceedings. Signed by Judge Amit P. Mehta on 1/16/2023. (lcapm2) (Entered: 01/16/2023)

03/17/2023	<u>8</u>	NOTICE of Appearance by Thomas G. Saunders on behalf of PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC (Saunders, Thomas) (Entered: 03/17/2023)
03/17/2023	<u>9</u>	MOTION to Intervene by PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order, # <u>3</u> Proposed Complaint, # <u>4</u> LCvR 26.1 Disclosure)(Saunders, Thomas) (Entered: 03/17/2023)
03/17/2023	<u>10</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Sarah C. Reida, Filing fee \$ 100, receipt number ADCDC–9933938. Fee Status: Fee Paid. by PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC. (Saunders, Thomas) (Entered: 03/17/2023)
03/17/2023		MINUTE ORDER granting <u>10</u> Motion for Leave to Appear Pro Hac Vice. Attorney Sarah C. Reida is hereby permitted to appear pro hac vice in this matter. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. Signed by Judge Amit P. Mehta on 3/17/2023. (lcapm2) (Entered: 03/17/2023)
03/20/2023	<u>11</u>	NOTICE of Appearance by Sarah C. Reida on behalf of PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC (Attachments: # <u>1</u> Declaration Familiarity With Local Rules)(Reida, Sarah) (Entered: 03/20/2023)
03/23/2023	<u>12</u>	NOTICE OF SUBSTITUTION OF COUNSEL by M. Jared Littman on behalf of All Defendants Substituting for attorney Joshua Ontell (Littman, M. Jared) (Entered: 03/23/2023)
03/29/2023	<u>13</u>	RESPONSE re <u>9</u> MOTION to Intervene filed by GENERAL SERVICES ADMINISTRATION. (Littman, M.) (Entered: 03/29/2023)
03/30/2023		MINUTE ORDER granting Proximity Electronic Commerce Systems' <u>9</u> Motion to Intervene. Signed by Judge Amit P. Mehta on 3/30/2023. (lcapm2) (Entered: 03/30/2023)
04/12/2023	<u>14</u>	Joint STATUS REPORT by GENERAL SERVICES ADMINISTRATION. (Littman, M.) (Entered: 04/12/2023)
04/12/2023	<u>15</u>	ANSWER to Complaint – <i>First Amended Complaint (ECF #9, Attachment 3)</i> by GENERAL SERVICES ADMINISTRATION.(Littman, M.) (Entered: 04/12/2023)
04/14/2023	<u>16</u>	ORDER entering the briefing schedule proposed in the parties' <u>14</u> Joint Status Report. The schedule for further proceedings in this matter is as follows: (1) Defendant's Motion for Summary Judgment is due on or before June 6, 2023; (2) Plaintiffs' Opposition to Defendant's Motion and any Cross–Motion for Summary Judgment is due on or before July 6, 2023; (3) Defendant's Reply in Support of Summary Judgment and Opposition to any Cross–Motion for Summary Judgment is due on or before August 7, 2023; and (4) Plaintiffs' Reply in Support of any Cross–Motion for Summary Judgment is due on or before September 6, 2023. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 04/14/2023. (lcapm2) (Entered: 04/14/2023)
06/06/2023	<u>17</u>	MOTION for Summary Judgment by GENERAL SERVICES ADMINISTRATION. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Memorandum in Support, # <u>3</u> Text of Proposed Order, # <u>4</u> Declaration Whitehead Declaration with Exhibits A–D)(Littman, M.) (Entered: 06/06/2023)
06/07/2023	<u>18</u>	ORDER advising Plaintiff to respond by July 6, 2023, to Defendant General Services Administration's <u>5</u> Motion for Summary Judgment. If Plaintiff neither responds to the Motion nor files a motion for additional time in which to respond, the court may render a judgment in favor of Defendant. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 06/07/2023. (lcapm2) (Entered: 06/07/2023)
06/30/2023	<u>19</u>	First MOTION Dismiss Party From Suit (<i>Not Opposed</i>) by SARAH C. REIDA. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order)(Reida, Sarah) (Entered: 06/30/2023)
07/05/2023	<u>20</u>	ORDER granting <u>19</u> Motion to Dismiss Plaintiff Sarah C. Reida from Suit. See attached Order for additional details. Signed by Judge Amit P. Mehta on 7/5/2023. (lcapm2) (Entered: 07/05/2023)

07/06/2023	<u>21</u>	First MOTION for Summary Judgment <i>and for</i> MOTION for Discovery <i>in the Alternative, and in Opposition to Defendant's Motion for Summary Judgment</i> by PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Text of Proposed Order)(Reida, Sarah). Added MOTION for Discovery on 7/7/2023 (zed). (Entered: 07/06/2023)
07/06/2023	<u>22</u>	RESPONSE re <u>17</u> MOTION for Summary Judgment (<i>Opposition</i>) filed by PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Text of Proposed Order)(Reida, Sarah) (Entered: 07/06/2023)
07/14/2023	<u>23</u>	Consent MOTION to Modify <i>the Scheduling Order</i> by GENERAL SERVICES ADMINISTRATION. (Littman, M.) (Entered: 07/14/2023)
07/16/2023		MINUTE ORDER granting <u>23</u> Consent Motion to Modify the Scheduling Order. Defendant's Reply in support of its Motion for Summary Judgment and combined Opposition to Plaintiff's Motion for Summary Judgment shall be filed on or before August 21, 2023; and Plaintiffs' Cross-Motion Reply shall be filed on or before September 20, 2023. Signed by Judge Amit P. Mehta on 7/16/2023. (lcapm2) (Entered: 07/16/2023)
08/21/2023	<u>24</u>	REPLY to opposition to motion re <u>17</u> MOTION for Summary Judgment filed by GENERAL SERVICES ADMINISTRATION. (Attachments: # <u>1</u> Statement of Facts Defendant's Response to Plaintiff's Undisputed Material Facts, # <u>2</u> Declaration Whitehead Supplemental Declaration)(Littman, M.) Modified link on 8/23/2023 (znmw). (Entered: 08/21/2023)
08/21/2023	<u>25</u>	Memorandum in opposition to re <u>21</u> Motion for Summary Judgment,, Motion for Discovery, filed by GENERAL SERVICES ADMINISTRATION. (See Docket Entry <u>24</u> to view document). (znmw) (Entered: 08/23/2023)
09/13/2023	<u>26</u>	Consent MOTION for Extension of Time to File Response/Reply by PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC. (Reida, Sarah) (Entered: 09/13/2023)
09/14/2023		MINUTE ORDER granting Plaintiff's <u>26</u> Consent Motion for Enlargement of Time. Plaintiff's Reply shall be due on or before September 27, 2023. Signed by Judge Amit P. Mehta on 09/14/23. (lcapm2) (Entered: 09/14/2023)
09/27/2023	<u>27</u>	REPLY to opposition to motion re <u>21</u> First MOTION for Summary Judgment <i>and for Discovery in the Alternative, and in Opposition to Defendant's Motion for Summary Judgment</i> MOTION for Discovery, <u>17</u> MOTION for Summary Judgment (<i>In Support</i>) filed by PROXITY ELECTRONIC COMMERCE SYSTEMS, LLC. (Attachments: # <u>1</u> Declaration Supplemental Declaration of Barry C. Nelsen)(Reida, Sarah) (Entered: 09/27/2023)
03/01/2024	<u>28</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by GENERAL SERVICES ADMINISTRATION (Littman, M.) (Entered: 03/01/2024)
03/06/2024	<u>29</u>	MEMORANDUM OPINION re: Defendant's Motion for Summary Judgment, ECF No. 17, and Plaintiff's Cross-Motion for Summary Judgment, ECF No. 21. Please see the attached Memorandum Opinion for additional details. Signed by Judge Amit P. Mehta on 3/6/24. (lcapm2) (Entered: 03/06/2024)
03/06/2024	<u>30</u>	ORDER: For the reasons stated in the <u>29</u> Memorandum Opinion, the court grants Defendant's Motion for Summary Judgment, ECF No. 17, and enters judgment in favor of Defendant. The court further denies Plaintiff's Cross-Motion for Summary Judgment, ECF No. 21, including its request for discovery or an in camera review. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 3/6/24. (lcapm2) (Entered: 03/06/2024)