

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:23-cv-00089-APM**

DELGADO v. UNITED STATES DEPARTMENT OF JUSTICE et al  
Assigned to: Judge Amit P. Mehta  
Cause: 05:552 Freedom of Information Act

Date Filed: 01/12/2023  
Date Terminated: 03/12/2024  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**ADAM DELGADO**

represented by **ADAM DELGADO**  
PO Box 145  
Ft. Meade, MD  
773-992-7632  
Email: [adam.delgado@ii-services.net](mailto:adam.delgado@ii-services.net)  
PRO SE

V.

**Defendant**

**UNITED STATES DEPARTMENT OF JUSTICE**  
(DOJ)

represented by **Thomas Duffey**  
U.S. ATTORNEY'S OFFICE  
555 4th Street, NW  
Washington, DC 20530  
(202) 252-2510  
Email: [thomas.duffey@usdoj.gov](mailto:thomas.duffey@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES**  
(ATF)

represented by **Thomas Duffey**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**NATIONAL FINANCE CENTER**  
(NFC)

represented by **Thomas Duffey**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**UNITED STATES DEPARTMENT OF AGRICULTURE**  
(USDA)

represented by **Thomas Duffey**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
01/12/2023	<u>1</u>	COMPLAINT against BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE ( Filing fee \$ 402, receipt number 203801) filed by ADAM DELGADO. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Civil Cover Sheet)(zed) (Entered: 01/12/2023)

01/12/2023	<u>2</u>	MOTION for Permission to Use Post Office Box by ADAM DELGADO. (zed) (Entered: 01/12/2023)
01/12/2023		SUMMONS Not Issued as to BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE (zed) (Entered: 01/12/2023)
01/13/2023		MINUTE ORDER granting <u>2</u> Motion for Permission to Use Post Office Box. Plaintiff may use a Post Office Box for this action. Signed by Judge Amit P. Mehta on 1/13/2023. (lcapm1) (Entered: 01/13/2023)
01/13/2023		MINUTE ORDER. Plaintiff must complete summonses, which are available on the court's website under "Rules & Forms," "District of Columbia Forms Index," and submit them to the clerk's office for signature. Plaintiff is reminded that he must serve the complaint and summonses within 90 days of filing his complaint or risk dismissal of this case. See Fed. R. Civ. P. 4(m). Signed by Judge Amit P. Mehta on 1/13/2023. (lcapm1) (Entered: 01/13/2023)
01/13/2023	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES served on 1/13/2023; NATIONAL FINANCE CENTER served on 1/13/2023; UNITED STATES DEPARTMENT OF AGRICULTURE served on 1/13/2023; UNITED STATES DEPARTMENT OF JUSTICE served on 1/13/2023, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 1/13/2023., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 1/13/2023. ( Answer due for ALL FEDERAL DEFENDANTS by 2/12/2023.) (zed) (Main Document 3 replaced on 1/26/2023) (zed). (Entered: 01/20/2023)
01/13/2023		SUMMONS (6) Issued as to All Defendants, U.S. Attorney and U.S. Attorney General (zljn) (Entered: 01/26/2023)
01/25/2023	<u>4</u>	NEW Pro Se Consent To Receive Notices of Electronic Filing by ADAM DELGADO (zed) (Entered: 01/26/2023)
02/17/2023	<u>5</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>with proposed order</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 02/17/2023)
02/20/2023		MINUTE ORDER granting in part <u>5</u> Motion for Extension of Time to Answer. Defendants shall file their answer or otherwise respond to the complaint on or before March 3, 2023. Signed by Judge Amit P. Mehta on 02/20/2023. (lcapm1) (Entered: 02/20/2023)
03/03/2023	<u>6</u>	ANSWER to <u>1</u> Complaint, by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE.(Duffey, Thomas) (Entered: 03/03/2023)
03/03/2023	<u>7</u>	ORDER. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before March 17, 2023. See attached Order for additional details. Signed by Judge Amit P. Mehta 03/03/2023. (lcapm1) (Entered: 03/03/2023)
03/04/2023	<u>8</u>	ERRATA <i>Answer with Exhibits</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Duffey, Thomas) (Entered: 03/04/2023)
03/06/2023	<u>9</u>	RESPONSE re <u>6</u> Answer to Complaint filed by ADAM DELGADO. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(zed) (Entered: 03/07/2023)
03/08/2023	<u>10</u>	MOTION to Substitute by ADAM DELGADO. (Attachment: # <u>1</u> Exhibit)(zed) (Entered: 03/13/2023)

03/14/2023		MINUTE ORDER granting <u>10</u> Motion to Substitute Exhibit 1 of Plaintiff's Response, ECF No. 9-1. Signed by Judge Amit P. Mehta on 03/14/2023. (lcapm1) (Entered: 03/14/2023)
03/17/2023	<u>11</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 03/17/2023)
03/20/2023		MINUTE ORDER. The parties shall file an additional Joint Status Report by April 3, 2023, which proposes a schedule for further proceedings, if necessary. Signed by Judge Amit P. Mehta on 03/20/2023. (lcapm1) (Entered: 03/20/2023)
03/20/2023	<u>12</u>	SUPPLEMENT to re <u>9</u> Response to Document filed by ADAM DELGADO. (Attachment: # <u>1</u> Exhibit)(zed) (Entered: 03/24/2023)
04/03/2023	<u>13</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 04/03/2023)
04/06/2023	<u>14</u>	RESPONSE re <u>13</u> Status Report filed by ADAM DELGADO. (zed) (Entered: 04/10/2023)
05/11/2023	<u>15</u>	MOTION for Summary Judgment by ADAM DELGADO. (Attachment: # <u>1</u> Exhibit)(zed) (Entered: 05/23/2023)
06/02/2023	<u>16</u>	Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 06/02/2023)
06/05/2023	<u>17</u>	MOTION for Extension of Time to File Response/Reply as to <u>15</u> MOTION for Summary Judgment <i>with proposed order</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 06/05/2023)
06/06/2023		MINUTE ORDER granting <u>17</u> Motion for Extension of Time. Defendants shall file their response to Plaintiff's motion for summary judgment on or before July 14, 2023. Signed by Judge Amit P. Mehta on 06/06/2023. (lcapm1) (Entered: 06/06/2023)
07/07/2023	<u>18</u>	NOTICE of Proposed Order by ADAM DELGADO re <u>15</u> MOTION for Summary Judgment. (zed) (Entered: 07/11/2023)
07/12/2023	<u>19</u>	MOTION for Extension of Time to File Response/Reply as to <u>15</u> MOTION for Summary Judgment <i>with proposed order</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 07/12/2023)
07/13/2023		MINUTE ORDER granting <u>19</u> Motion for Extension of Time to File. Defendants shall file their response to Plaintiff's motion for summary judgment on or before July 28, 2023. Signed by Judge Amit P. Mehta on 07/13/2023. (lcapm1) (Entered: 07/13/2023)
07/28/2023	<u>20</u>	Memorandum in opposition to re <u>15</u> Motion for Summary Judgment filed by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Exhibit A, # <u>3</u> Declaration Siple, # <u>4</u> Declaration Graves)(Duffey, Thomas) (Entered: 07/28/2023)
07/28/2023	<u>21</u>	MOTION for Summary Judgment by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Statement of Facts, # <u>3</u> Declaration Siple, # <u>4</u> Declaration Graves)(Duffey, Thomas) (Entered: 07/28/2023)

07/31/2023	<u>22</u>	ERRATA <i>CORRECTED TYPOS</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE re <u>21</u> Motion for Summary Judgment,. (Duffey, Thomas) (Entered: 07/31/2023)
08/03/2023	<u>23</u>	RESPONSE re <u>21</u> MOTION for Summary Judgment filed by ADAM DELGADO. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4). (zed) (Entered: 08/10/2023)
08/17/2023	<u>24</u>	MOTION for Extension of Time to File Response/Reply to <i>Plaintiff's opposition to cross-motion for summary judgment</i> by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 08/17/2023)
08/18/2023		MINUTE ORDER granting <u>24</u> Motion for Extension of Time. Defendants shall file their reply to Plaintiff's opposition to the cross-motion for summary judgment on or before September 15, 2023. Signed by Judge Amit P. Mehta on 08/18/2023. (lcapm1) (Entered: 08/18/2023)
08/18/2023		Set/Reset Deadlines: Reply to Cross Motions due by 9/15/2023. (zsmc) (Entered: 08/18/2023)
09/15/2023	<u>25</u>	REPLY to opposition to motion re <u>21</u> MOTION for Summary Judgment filed by BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, NATIONAL FINANCE CENTER, UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF JUSTICE. (Duffey, Thomas) (Entered: 09/15/2023)
09/26/2023	<u>26</u>	ERRATA Exhibit by ADAM DELGADO re <u>23</u> Response to motion. (mg) Modified on 10/4/2023 (mg). (Entered: 10/04/2023)
01/11/2024	<u>27</u>	SUPPLEMENTAL MEMORANDUM to re <u>23</u> Response to motion filed by ADAM DELGADO. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(mg) (Entered: 01/12/2024)
03/11/2024	<u>28</u>	MEMORANDUM OPINION re: <u>15</u> Plaintiff's Motion for Summary Judgment and <u>21</u> Defendants' Cross-Motion for Summary Judgment. Please see the attached Memorandum Opinion for additional details. Signed by Judge Amit P. Mehta on 3/11/24. (lcapm2) (Main Document 28 replaced on 3/12/2024) (zsmc). (Entered: 03/11/2024)
03/11/2024	<u>29</u>	ORDER: For the reasons set forth in the court's Memorandum Opinion, ECF No. 28, the court denies Plaintiff's Motion for Summary Judgment, ECF No. 15, grants Defendants' Cross-Motion for Summary Judgment, ECF No. 21, and enters judgment in favor of Defendants. Please see the attached Order for further details. Signed by Judge Amit P. Mehta on 3/11/24. (lcapm2) (Entered: 03/11/2024)