

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:20-cv-02020-CJN**

WITTES v. OFFICE OF THE DIRECTOR OF NATIONAL  
INTELLIGENCE

Assigned to: Judge Carl J. Nichols  
Cause: 05:552 Freedom of Information Act

Date Filed: 07/23/2020

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**BENJAMIN WITTES**

represented by **Genevieve Clair Nadeau**  
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**Plaintiff**

**SCOTT R. ANDERSON**

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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Rachel F. Homer**  
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**TERMINATED: 08/15/2023**  
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*PRO HAC VICE*  
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**Anne Harden Tindall**  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**OFFICE OF THE DIRECTOR OF  
NATIONAL INTELLIGENCE**

represented by **Christopher Robert Healy**  
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*TERMINATED: 10/26/2020*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
07/23/2020	<u>1</u>	COMPLAINT against Office of the Director of National Intelligence ( Filing fee \$ 400 receipt number ADCDC-7377444) filed by Scott R. Anderson. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Summons AG, # <u>8</u> Summons USAO, # <u>9</u> Summons ODNI, # <u>10</u> Civil Cover Sheet)(Tindall, Anne) (Entered: 07/23/2020)
07/24/2020		Case Assigned to Judge Carl J. Nichols. (zsb) (Entered: 07/24/2020)
07/24/2020	<u>2</u>	STANDING ORDER. Signed by Judge Carl J. Nichols on July 24, 2020. (lccjn1) (Entered: 07/24/2020)
07/27/2020	<u>3</u>	SUMMONS (3) Issued Electronically as to OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(adh, ) (Entered: 07/27/2020)
08/17/2020	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/17/2020. Answer due for ALL FEDERAL DEFENDANTS by 9/16/2020. (Tindall, Anne) (Entered: 08/17/2020)

08/17/2020	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 8/17/2020. (Tindall, Anne) (Entered: 08/17/2020)
08/17/2020	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE served on 8/17/2020 (Tindall, Anne) (Entered: 08/17/2020)
08/19/2020	<u>7</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Brittany Williams, Filing fee \$ 100, receipt number ADCDC–7483778. Fee Status: Fee Paid. by SCOTT R. ANDERSON, BENJAMIN WITTES (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Tindall, Anne) (Entered: 08/19/2020)
08/20/2020		MINUTE ORDER. The Court having considered Plaintiff's <u>7</u> Motion for Admission <i>Pro Hac Vice</i> of Brittany Williams, and it appearing to the Court that the attorney referenced therein meets the requirements for <i>pro hac vice</i> admission under Local Civil Rule 83.2(d), it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that Brittany Williams is ADMITTED to practice before the Court <i>pro hac vice</i> . <b>Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions.</b> Signed by Judge Carl J. Nichols on August 20, 2020. (lccjn2) (Entered: 08/20/2020)
09/01/2020	<u>8</u>	NOTICE of Appearance by Brittany Marie Williams on behalf of SCOTT R. ANDERSON, BENJAMIN WITTES (Williams, Brittany) (Entered: 09/01/2020)
09/16/2020	<u>9</u>	ANSWER to Complaint by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.(Abbuhl, Joshua) (Entered: 09/16/2020)
09/23/2020		MINUTE ORDER. Before the Court in this Freedom of Information Act case are a Complaint and an Answer. According to Local Civil Rule 16.3, the requirements of Federal Rule of Civil Procedure 26(f) are inapplicable. It is hereby ORDERED that the Parties shall confer and file a Joint Status Report on or before October 14, 2020. The Joint Status Report shall address: (1) the status of Plaintiffs' FOIA requests; (2) the anticipated number of documents responsive to Plaintiffs' FOIA requests; (3) the anticipated date(s) for release of the documents requested by Plaintiffs; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); (5) the possibility of prioritizing documents responsive to Plaintiffs' requests and any discussions regarding whether Plaintiffs' requests can be narrowed; and (6) whether the Parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Carl J. Nichols on September 23, 2020. (lccjn1) (Entered: 09/23/2020)
09/23/2020		Set/Reset Deadlines: Joint Status Report due by 10/14/2020. (zcal) (Entered: 09/24/2020)
10/13/2020	<u>10</u>	NOTICE of Appearance by Cristen Cori Handley on behalf of OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Handley, Cristen) (Entered: 10/13/2020)
10/13/2020	<u>11</u>	Unopposed MOTION for Extension of Time to <i>File Joint Status Report</i> by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Handley, Cristen) (Entered: 10/13/2020)
10/14/2020		MINUTE ORDER. After review of Defendant's <u>11</u> Unopposed Motion for Extension of Time to File Joint Status Report, it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that the Parties shall file a Joint Status Report by October 16, 2020. Signed by Judge Carl J. Nichols on October 14, 2020. (lccjn1) (Entered: 10/14/2020)
10/15/2020		Set/Reset Deadlines: Joint Status Report due by 10/16/2020. (zcal) (Entered: 10/15/2020)
10/16/2020	<u>12</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 10/16/2020)
10/22/2020		MINUTE ORDER. After review of the Parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the Parties shall file an additional joint status report on or before October 30, 2020. Signed by Judge Carl J. Nichols on October 22, 2020. (lccjn1)

		(Entered: 10/22/2020)
10/22/2020		Set/Reset Deadlines: Joint Status Report due by 10/30/2020. (zcal) (Entered: 10/22/2020)
10/26/2020	<u>13</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. Attorney Cristen Cori Handley terminated. (Handley, Cristen) (Entered: 10/26/2020)
10/30/2020	<u>14</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 10/30/2020)
11/06/2020		MINUTE ORDER. After review of the Parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the Parties shall file an additional Joint Status Report by December 4, 2020. Signed by Judge Carl J. Nichols on November 6, 2020. (lccjn1) (Entered: 11/06/2020)
11/06/2020		Set/Reset Deadlines: Joint Status Report due by 12/4/2020. (zcal) (Entered: 11/09/2020)
12/04/2020	<u>15</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 12/04/2020)
12/07/2020		MINUTE ORDER. After review of the Parties' <u>15</u> Joint Status Report, it is hereby ORDERED that the Parties shall file an additional Joint Status Report by January 14, 2021. Signed by Judge Carl J. Nichols on December 7, 2020. (lccjn1) (Entered: 12/07/2020)
12/07/2020		Set/Reset Deadlines: Joint Status Report due by 1/14/2021. (zkh) (Entered: 12/07/2020)
01/14/2021	<u>16</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 01/14/2021)
05/12/2021	<u>17</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 05/12/2021)
05/26/2021		MINUTE ORDER. After review of the Parties' <u>17</u> Joint Status Report, it is hereby ORDERED that the Parties shall file an additional Joint Status Report by June 2, 2021. Signed by Judge Carl J. Nichols on May 26, 2021. (lccjn1) (Entered: 05/26/2021)
05/26/2021		Set/Reset Deadlines: Joint Status Report due by 6/2/2021. (zcal) (Entered: 05/26/2021)
06/02/2021	<u>18</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 06/02/2021)
07/12/2021	<u>19</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 07/12/2021)
08/18/2021	<u>20</u>	NOTICE of Appearance by Christopher Robert Healy on behalf of All Defendants (Healy, Christopher) (Entered: 08/18/2021)
08/18/2021	<u>21</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Healy, Christopher) (Entered: 08/18/2021)
08/20/2021		MINTUE ORDER. After review of the Parties' <u>21</u> Joint Status Report, it is hereby ORDERED that the Parties' shall file an additional joint status report by September 29, 2021. Signed by Judge Carl J. Nichols on August 20, 2021. (lccjn1) (Entered: 08/20/2021)
08/20/2021		Set/Reset Deadlines: Joint Status Report due by 9/29/2021. (zcal) (Entered: 08/20/2021)
09/29/2021	<u>22</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 09/29/2021)
10/04/2021		MINUTE ORDER. Upon consideration of the Parties' <u>22</u> Joint Status Report, it is ORDERED that the Parties shall file an additional joint status report on November 17, 2021, including a proposal for future proceedings. Signed by Judge Carl J. Nichols on October 4, 2021. (lccjn1) (Entered: 10/04/2021)

10/04/2021		Set/Reset Deadlines: Joint Status Report due by 11/17/2021. (zkh) (Entered: 10/04/2021)
11/17/2021	<u>23</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 11/17/2021)
11/29/2021		MINUTE ORDER. Upon consideration of the <u>23</u> Joint Status Report, it is ORDERED that the Parties shall submit an additional joint status report by January 13, 2022, including a recommendation for further proceedings. Signed by Judge Carl J. Nichols on November 29, 2021. (lccjn1) (Entered: 11/29/2021)
01/13/2022	<u>24</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 01/13/2022)
01/14/2022		MINUTE ORDER. Upon review of the <u>24</u> Joint Status Report, it is ORDERED the Parties shall file, by February 10, 2022, an additional joint status report including a proposal for further proceedings. Signed by Judge Carl J. Nichols on January 14, 2022. (lccjn1) (Entered: 01/14/2022)
02/10/2022	<u>25</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 02/10/2022)
02/14/2022		MINUTE ORDER. Upon review of the <u>25</u> Joint Status Report, it is ORDERED that the Parties shall file, by March 15, 2022, an additional joint status report, including a proposal for further proceedings. Signed by Judge Carl J. Nichols on February 14, 2022. (lccjn1) (Entered: 02/14/2022)
03/15/2022	<u>26</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Healy, Christopher) (Entered: 03/15/2022)
03/17/2022		MINUTE ORDER. Upon review of the <u>26</u> Joint Status Report, it is ORDERED that the Parties shall file, by April 15, 2022, an additional joint status report, including a proposal for further proceedings. Signed by Judge Carl J. Nichols on March 17, 2022. (lccjn1) (Entered: 03/17/2022)
04/15/2022	<u>27</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Healy, Christopher) (Entered: 04/15/2022)
04/20/2022		MINUTE ORDER. Upon consideration of the <u>27</u> Joint Status Report, it is ORDERED that the Parties shall file, by May 17, 2022, an additional joint status report, including a proposal for further proceedings. Signed by Judge Carl J. Nichols on April 20, 2022. (lccjn1) (Entered: 04/20/2022)
05/17/2022	<u>28</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Healy, Christopher) (Entered: 05/17/2022)
05/19/2022		MINUTE ORDER. Upon consideration of the <u>28</u> Joint Status Report, it is ORDERED that the Parties shall file, by June 24, 2022, an additional joint status report, including a proposal for further proceedings. Signed by Judge Carl J. Nichols on May 19, 2022. (lccjn1) (Entered: 05/19/2022)
06/24/2022	<u>29</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 06/24/2022)
06/30/2022		MINUTE ORDER. Upon consideration of the <u>29</u> Joint Status Report, it is ORDERED that the Parties shall file, by August 16, 2022, an additional joint status report, including a proposal for further proceedings. Signed by Judge Carl J. Nichols on June 30, 2022. (lccjn1) (Entered: 06/30/2022)
06/30/2022		Set/Reset Deadlines: Answer due by 8/16/2022. (zcal) (Entered: 07/05/2022)
08/16/2022	<u>30</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 08/16/2022)
08/18/2022		MINUTE ORDER. Upon consideration of the <u>30</u> Joint Status Report, it is ORDERED that the parties shall file an additional joint status report by October 4, 2022 and every 60 days thereafter until either party moves for a briefing schedule for dispositive motions, files a dispositive motion, or the case is terminated. Signed by Judge Carl J. Nichols on August 18, 2022. (lccjn1) (Entered: 08/18/2022)

09/12/2022	<u>31</u>	NOTICE of Appearance by Rachel F. Homer on behalf of All Plaintiffs (Homer, Rachel) (Entered: 09/12/2022)
10/04/2022	<u>32</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 10/04/2022)
12/05/2022	<u>33</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 12/05/2022)
02/03/2023	<u>34</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 02/03/2023)
05/05/2023		MINUTE ORDER. Upon review of the <u>34</u> Joint Status Report, it is ORDERED that the Parties shall submit their next joint status report by May 18, 2023. It is further ORDERED that subsequent joint status reports shall be submitted at 60-day intervals in accordance with the Court's August 18, 2022 Minute Order. Signed by Judge Carl J. Nichols on May 5, 2023. (lccjn1) (Entered: 05/05/2023)
05/18/2023	<u>35</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 05/18/2023)
06/15/2023	<u>36</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 06/15/2023)
07/17/2023	<u>37</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 07/17/2023)
08/15/2023	<u>38</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to SCOTT R. ANDERSON, BENJAMIN WITTES. Attorney Rachel F. Homer terminated. (Homer, Rachel) (Entered: 08/15/2023)
08/21/2023	<u>39</u>	NOTICE of Appearance by Genevieve Clair Nadeau on behalf of All Plaintiffs (Nadeau, Genevieve) (Entered: 08/21/2023)
09/15/2023	<u>40</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 09/15/2023)
11/14/2023	<u>41</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 11/14/2023)
01/12/2024	<u>42</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 01/12/2024)
03/06/2024	<u>43</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 03/06/2024)
05/14/2024	<u>44</u>	Joint STATUS REPORT by OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Abbuhl, Joshua) (Entered: 05/14/2024)