

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:21-cv-02108-JMC**

WILDERNESS WORKSHOP v. U.S. DEPARTMENT OF  
AGRICULTURE et al

Assigned to: Judge Jia M. Cobb

Case: [1:22-cv-03606-JMC](#)

Related Case: [1:23-cv-00678-JMC](#)

Cause: 05:552 Freedom of Information Act

**Plaintiff**

**WILDERNESS WORKSHOP**

Date Filed: 08/05/2021

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

represented by **Matthew Sandler**  
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V.

**Defendant**

**U.S. DEPARTMENT OF  
AGRICULTURE**

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**TERMINATED: 04/28/2022**

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**TERMINATED: 12/08/2022**

**Defendant****U.S. FOREST SERVICE**

represented by **John Bardo**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Blake Weiner**  
 (See above for address)  
**TERMINATED: 04/28/2022**

**Stephanie R. Johnson**  
 (See above for address)  
**TERMINATED: 12/08/2022**

Date Filed	#	Docket Text
08/05/2021	<u>1</u>	COMPLAINT against All Plaintiffs ( Filing fee \$ 402 receipt number ADCDC-8648941) filed by WILDERNESS WORKSHOP. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Exhibit)(Stills, Travis) (Entered: 08/05/2021)
08/05/2021	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WILDERNESS WORKSHOP (Stills, Travis) (Entered: 08/05/2021)
08/06/2021		Case Assigned to Judge Reggie B. Walton. (adh, ) (Entered: 08/06/2021)
08/06/2021	<u>3</u>	SUMMONS (4) Issued Electronically as to DEPARTMENT OF AGRICULTURE, USDA FOREST SERVICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(adh, ) (Entered: 08/06/2021)
08/16/2021	<u>4</u>	ENTERED IN ERROR.....RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. WILDERNESS WORKSHOP served on 8/16/2021, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/16/2021. ( Answer due for ALL FEDERAL DEFENDANTS by 9/15/2021.) (Stills, Travis) Modified on 8/25/2021 (zth). (Entered: 08/16/2021)
08/25/2021		NOTICE OF ERROR re <u>4</u> Summons Returned Executed as to Federal Defendant; emailed to stills@eclawoffice.org, cc'd 0 associated attorneys -- The PDF file you docketed contained errors: 1. Please refile document, 2. with proof of delivery. Docket Entry <u>4</u> was entered in error. (zth, ) (Entered: 08/25/2021)
09/09/2021	<u>5</u>	NOTICE of Appearance by Blake Weiner on behalf of All Defendants (Weiner, Blake) (Entered: 09/09/2021)
09/09/2021	<u>6</u>	NOTICE of Additional Proof of Service by WILDERNESS WORKSHOP re <u>4</u> Summons Returned Executed as to Federal Defendant,, Summons Returned Executed in FOIA as to U.S. Attorney, (Stills, Travis) (Entered: 09/09/2021)
09/09/2021	12	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/16/2021. ( Answer due for ALL FEDERAL DEFENDANTS by 9/15/2021.) RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 8/16/2021. RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. FOREST SERVICE served on 8/25/2021. (See docket entry <u>6</u> to view document) (zth); Modified on 9/20/2021 (zth). (Entered: 09/20/2021)
09/10/2021	<u>7</u>	GENERAL ORDER FOR CIVIL CASES BEFORE THE HONORABLE REGGIE B. WALTON. Signed by Judge Reggie B. Walton on September 10, 2021. (lcrbw3) (Entered: 09/10/2021)
09/10/2021	<u>8</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Weiner, Blake) (Entered: 09/10/2021)

09/10/2021	<u>9</u>	RESPONSE re <u>8</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint, filed by WILDERNESS WORKSHOP. (Stills, Travis) (Entered: 09/10/2021)
09/10/2021	<u>10</u>	REPLY to opposition to motion re <u>8</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint, filed by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Weiner, Blake) (Entered: 09/10/2021)
09/15/2021	<u>11</u>	NOTICE of Appearance by Matthew Sandler on behalf of WILDERNESS WORKSHOP (Sandler, Matthew) (Entered: 09/15/2021)
09/20/2021		MINUTE ORDER. Upon consideration of the defendants' <u>8</u> Motion for Extension of Time to Respond, and for good cause shown, it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that, on or before October 15, 2021, the defendants shall answer or otherwise respond to the plaintiff's Complaint. The parties are advised that no further extensions to answer or otherwise respond to the plaintiff's Complaint will be granted absent extraordinary reasons. Signed by Judge Reggie B. Walton on September 20, 2021. (lcrbw3) (Entered: 09/20/2021)
09/21/2021		Set/Reset Deadlines: Answer due by 10/15/2021, (hs) (Entered: 09/21/2021)
10/15/2021	<u>13</u>	ANSWER to Complaint by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE.(Weiner, Blake) (Entered: 10/15/2021)
10/15/2021		MINUTE ORDER. To ensure the expeditious resolution of this action, and because this qualifies as an exempted case under Local Civil Rule 16.3(b), it is hereby ORDERED that, on or before November 15, 2021, the parties shall file a joint proposed briefing schedule governing further proceedings. Signed by Judge Reggie B. Walton on October 15, 2021. (lcrbw3) (Entered: 10/15/2021)
10/16/2021		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 11/15/2021 (hs) (Entered: 10/16/2021)
11/15/2021	<u>14</u>	MOTION for Extension of Time to <i>submit proposed briefing schedule</i> by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Weiner, Blake) (Entered: 11/15/2021)
11/15/2021	<u>15</u>	PROPOSED BRIEFING SCHEDULE by WILDERNESS WORKSHOP. (Stills, Travis) (Entered: 11/15/2021)
11/16/2021		Case directly reassigned to Judge Jia M. Cobb. Judge Reggie B. Walton is no longer assigned to the case. (ztnr) (Entered: 11/16/2021)
11/16/2021	<u>16</u>	PROPOSED BRIEFING SCHEDULE by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Weiner, Blake) (Entered: 11/16/2021)
11/22/2021	<u>17</u>	STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Weiner, Blake) (Entered: 11/22/2021)
12/10/2021		MINUTE ORDER re <u>16</u> Proposed Briefing Schedule filed by U.S. FOREST SERVICE, U.S. DEPARTMENT OF AGRICULTURE, <u>15</u> Proposed Briefing Schedule filed by WILDERNESS WORKSHOP: This case was recently reassigned to the undersigned judge. The Court has reviewed the Parties' Proposed Briefing Schedules and ORDERS the Parties to appear for a Status Conference on January 11, 2022, at 11:00 AM, at which it will set a briefing schedule for the Parties' summary judgment motions. The Status Conference will be on the record and conducted via telephone. The Court's Deputy Clerk will provide the information necessary to access the call. The Court further ORDERS the Parties to submit a new Joint Proposed Briefing Schedule by January 5, 2022. Signed by Judge Jia M. Cobb on December 10, 2021. (lcjmc2) (Entered: 12/10/2021)
12/10/2021		MINUTE ORDER denying as moot <u>14</u> Motion for Extension of Time to <i>submit proposed briefing schedule</i> . Signed by Judge Jia M. Cobb on December 10, 2021. (lcjmc2) (Entered: 12/10/2021)
01/03/2022	<u>18</u>	PROPOSED BRIEFING SCHEDULE by WILDERNESS WORKSHOP. (Stills, Travis) (Entered: 01/03/2022)
01/04/2022		MINUTE ORDER re <u>18</u> PROPOSED BRIEFING SCHEDULE by WILDERNESS WORKSHOP: The Court has reviewed the Parties' Proposed Briefing Schedule. It

		hereby ORDERS that Defendants' Summary Judgment Motion is due February 14, 2022; Plaintiff's Response to Summary Judgment and Plaintiff's Cross Motion for Summary Judgment is due March 14, 2022; Defendants' Reply in Support of Summary Judgment and Defendants' Response to Plaintiff's Cross Motion for Summary Judgment is due April 11, 2022; and Plaintiff's Reply in Support of Cross Motion for Summary Judgment is due May 9, 2022. The Court VACATES the Status Conference scheduled for January 11, 2022, at 11:00 AM. Signed by Judge Jia M. Cobb on January 4, 2022. (lcjmc3) (Entered: 01/04/2022)
02/14/2022	<u>19</u>	MOTION for Summary Judgment by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Exhibit 1, # <u>4</u> Exhibit A, # <u>5</u> Exhibit B, # <u>6</u> Exhibit C, # <u>7</u> Exhibit D, # <u>8</u> Exhibit 2, # <u>9</u> Exhibit 3)(Weiner, Blake) (Entered: 02/14/2022)
03/09/2022	<u>20</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>19</u> MOTION for Summary Judgment <i>and Cross Motion for Summary Judgment</i> by WILDERNESS WORKSHOP. (Attachments: # <u>1</u> Text of Proposed Order)(Stills, Travis) (Entered: 03/09/2022)
03/09/2022		MINUTE ORDER granting <u>20</u> Unopposed Motion for Extension of Time to File Response/Reply as to <u>19</u> Motion for Summary Judgment and Cross Motion for Summary Judgment by WILDERNESS WORKSHOP: Upon Consideration of Plaintiff's Unopposed Motion for Extension of Time to File Response as to Motion for Summary Judgment and Cross Motion for Summary Judgment, it is ORDERED the motion is GRANTED. Plaintiff's response is due by March 18, 2022. Signed by Judge Jia M. Cobb on March 9, 2022. (lcjmc3) (Entered: 03/09/2022)
03/10/2022		Set/Reset Deadlines: Response to Motion for Summary Judgment due by 3/18/2022. Cross Motions due by 3/18/2022. (zgdf) (Entered: 03/10/2022)
03/18/2022	<u>21</u>	RESPONSE re <u>19</u> MOTION for Summary Judgment filed by WILDERNESS WORKSHOP. (Attachments: # <u>1</u> Exhibit EIS Excerpt, # <u>2</u> Exhibit Partial Release Letter, # <u>3</u> Exhibit Partial Release Website, # <u>4</u> Statement of Facts Response to Statement of Facts)(Stills, Travis) (Entered: 03/18/2022)
03/18/2022	<u>22</u>	Cross MOTION for Partial Summary Judgment by WILDERNESS WORKSHOP. (Attachments: # <u>1</u> Exhibit EIS Excerpt, # <u>2</u> Exhibit Partial Release Letter, # <u>3</u> Exhibit Partial Release Website, # <u>4</u> Statement of Facts Statement of Facts – Cross Motion SJ)(Stills, Travis) . (Entered: 03/18/2022)
04/06/2022	<u>23</u>	Joint MOTION for Extension of Time to <i>Respond</i> by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Weiner, Blake) (Entered: 04/06/2022)
04/07/2022		MINUTE ORDER granting <u>23</u> Joint MOTION for Extension of Time to Respond by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE: Upon consideration of <u>23</u> Motion for Extension of time, the Court hereby GRANTS the Motion. Defendants' Reply and Response to Plaintiff's Response and Cross-Motion for Summary Judgment is due by April 15, 2022, and Plaintiff's Reply is due by May 12, 2022. Signed by Judge Jia M. Cobb on April 7, 2022. (lcjmc3) (Entered: 04/07/2022)
04/15/2022	<u>24</u>	Memorandum in opposition to re <u>22</u> Cross MOTION for Partial Summary Judgment filed by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Attachments: # <u>1</u> Statement of Facts Response to SOMF, # <u>2</u> Text of Proposed Order, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B)(Weiner, Blake) (Entered: 04/15/2022)
04/15/2022	<u>25</u>	REPLY to opposition to motion re <u>21</u> Response to motion, filed by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Weiner, Blake) (Entered: 04/15/2022)
04/28/2022	<u>26</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Stephanie R. Johnson on behalf of U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE Substituting for attorney Blake A. Weiner (Johnson, Stephanie) (Entered: 04/28/2022)
05/12/2022	<u>27</u>	REPLY to opposition <u>22</u> Cross MOTION for Partial Summary Judgment filed by WILDERNESS WORKSHOP. (Stills, Travis) Modified on 5/13/2022 to add docket link (zjf). (Entered: 05/12/2022)

12/08/2022	<u>28</u>	NOTICE OF SUBSTITUTION OF COUNSEL by John Bardo on behalf of U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE Substituting for attorney Stephanie R. Johnson (Bardo, John) (Entered: 12/08/2022)
12/08/2022	<u>29</u>	NOTICE of Appearance by John Bardo on behalf of U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE (Bardo, John) (Entered: 12/08/2022)
09/01/2023	<u>30</u>	MEMORANDUM AND OPINION re <u>19</u> Motion for Summary Judgment and <u>22</u> Cross-Motion for Partial Summary Judgment. See document for details. Signed by Judge Jia M. Cobb on September 1, 2023. (lcjmc3) (Entered: 09/01/2023)
09/01/2023	<u>31</u>	ORDER granting in part and denying in part <u>19</u> Motion for Summary Judgment, and denying <u>22</u> Cross-Motion for Partial Summary Judgment. See document for details. Signed by Judge Jia M. Cobb on September 1, 2023. (lcjmc3) (Entered: 09/01/2023)
09/01/2023		MINUTE ORDER. Having resolved all pending Motions, and per the instructions of the Order posted on September 1, 2023, ECF 31, the Court ORDERS the Parties to jointly file, by October 2, 2023: (1) a status report that sets forth a list of the records that remain in dispute; and (2) a proposed schedule for further proceedings, including deadlines for the submission of any renewed dispositive motions, supplementary Vaughn indices, or supplementary declarations. Should the Parties be unable to agree on a joint schedule, the status report should include a brief description of each Party's proposal. Signed by Judge Jia M. Cobb on September 1, 2023. (lcjmc3) (Entered: 09/01/2023)
10/02/2023	<u>32</u>	Joint STATUS REPORT by WILDERNESS WORKSHOP. (Stills, Travis) (Entered: 10/02/2023)
10/06/2023		MINUTE ORDER: Upon review of the Parties' Joint Status Report, the Court finds it reasonable to extend the deadlines. Since the deadlines are not much longer than Plaintiff requested, the Court cannot find the Plaintiff would be prejudiced. The Court ORDERS the Parties to submit a joint status report by November 1, 2023. The Defendants are ORDERED to provide Plaintiff an updated search declaration, an updated Vaughn Index, and any additional releases by November 17, 2023. The Court will determine the necessity of any further orders after receiving the Parties' status report. Signed by Judge Jia M. Cobb on October 6, 2023. (lcjmc3) (Entered: 10/06/2023)
11/01/2023	<u>33</u>	Joint STATUS REPORT by WILDERNESS WORKSHOP. (Stills, Travis) (Entered: 11/01/2023)
11/06/2023		MINUTE ORDER: Upon review of the Parties' Joint Status Report, the Court ORDERS the Parties to submit a joint status report by November 30, 2023. Signed by Judge Jia M. Cobb on November 6, 2023. (lcjmc3) (Entered: 11/06/2023)
11/30/2023	<u>34</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Bardo, John) (Entered: 11/30/2023)
12/04/2023		MINUTE ORDER: Upon consideration of the Parties' Joint Status Report <u>34</u> , the Court ORDERS the Parties to submit another Joint Status Report by December 8, 2023. Signed by Judge Jia M. Cobb on December 4, 2023. (lcjmc3) (Entered: 12/04/2023)
12/08/2023	<u>35</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Bardo, John) (Entered: 12/08/2023)
12/11/2023		MINUTE ORDER: The Court has reviewed the Parties' Status Report <u>35</u> . The Parties are DIRECTED to confer and file another joint status report by January 11, 2024. If further proceedings are necessary, the Parties should propose a schedule in that JSR. Signed by Judge Jia M. Cobb on December 11, 2023. (lcjmc3) (Entered: 12/11/2023)
01/11/2024	<u>36</u>	Joint STATUS REPORT by WILDERNESS WORKSHOP. (Stills, Travis) (Entered: 01/11/2024)
01/12/2024		MINUTE ORDER: Upon consideration of the Parties' <u>36</u> Joint Status Report, the Court hereby ORDERS the Parties to submit another Joint Status Report by May 1, 2024. If further proceedings are necessary, the Parties should propose a schedule in that JSR. Signed by Judge Jia M. Cobb on January 12, 2024. (lcjmc2) (Entered: 01/12/2024)

		01/12/2024)
05/01/2024	<u>37</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF AGRICULTURE, U.S. FOREST SERVICE. (Bardo, John) (Entered: 05/01/2024)
05/02/2024		MINUTE ORDER: Upon consideration of the Parties' <u>37</u> joint status report, and for good cause shown, the Court hereby ORDERS that any additional briefing in this case be held in abeyance until summary judgment briefing is completed in case no. 22-cv-3606 because the proffers in that matter may allow for "resol[ution] [of] both cases without further involvement of the [C]ourt." ECF 37 para. 3. It is further ORDERED that the Parties shall file a joint status report by November 1, 2024. Signed by Judge Jia M. Cobb on May 2, 2024. (lcjmc2) (Entered: 05/02/2024)