

**U.S. District Court
 District of Columbia (Washington, DC)
 CIVIL DOCKET FOR CASE #: 1:21-cv-02849-TSC**

JUDICIAL WATCH, INC. v. U.S. DEPARTMENT OF
 HOMELAND SECURITY
 Assigned to: Judge Tanya S. Chutkan
 Cause: 05:552 Freedom of Information Act

Date Filed: 10/27/2021
 Date Terminated: 04/19/2024
 Jury Demand: None
 Nature of Suit: 895 Freedom of
 Information Act
 Jurisdiction: U.S. Government Defendant

Plaintiff

JUDICIAL WATCH, INC.

represented by **Lauren M. Burke**
 JUDICIAL WATCH, INC.
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**DEPARTMENT OF HOMELAND
 SECURITY**

represented by **Alexandra Rachel Saslaw**
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TERMINATED: 02/01/2022

Date Filed	#	Docket Text
10/27/2021	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF HOMELAND SECURITY (Filing fee \$ 402 receipt number ADCDC-8827108) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons for US Attorney for DC, # <u>3</u>

		Summons for US Attorney General, # <u>4</u> Summons for U.S. Department of Homeland Security)(Burke, Lauren) (Entered: 10/27/2021)
10/27/2021	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (Burke, Lauren) (Entered: 10/27/2021)
10/27/2021		Case Assigned to Judge Tanya S. Chutkan. (adh,) (Entered: 10/27/2021)
10/27/2021	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(adh,) (Entered: 10/27/2021)
11/02/2021	<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 10/28/2021. Answer due for ALL FEDERAL DEFENDANTS by 11/27/2021. (Attachments: # <u>1</u> Declaration of David Rothstein)(Burke, Lauren) (Entered: 11/02/2021)
11/02/2021	<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 11/02/21. (Attachments: # <u>1</u> Declaration of David Rothstein)(Burke, Lauren) (Entered: 11/02/2021)
11/02/2021	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HOMELAND SECURITY served on 11/1/2021 (Attachments: # <u>1</u> Declaration of David Rothstein)(Burke, Lauren) (Entered: 11/02/2021)
11/19/2021	<u>7</u>	NOTICE of Appearance by Sean Michael Tepe on behalf of All Defendants (Tepe, Sean) (Entered: 11/19/2021)
11/23/2021	<u>8</u>	Consent MOTION for Extension of Time to File Answer <i>or Otherwise Respond</i> by DEPARTMENT OF HOMELAND SECURITY. (Tepe, Sean) (Entered: 11/23/2021)
12/01/2021		MINUTE ORDER: Granting Consent <u>8</u> Motion for Extension of Time to Answer. Defendant shall answer or otherwise respond to the Complaint by 12/20/21. Signed by Judge Tanya S. Chutkan on 12/1/21. (DJS) (Entered: 12/01/2021)
12/20/2021	<u>9</u>	ANSWER to Complaint by DEPARTMENT OF HOMELAND SECURITY.(Saslaw, Alexandra) (Entered: 12/20/2021)
12/31/2021		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. IT IS HEREBY ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues no later than 2/4/22. The joint status report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 12/31/21. (DJS) (Entered: 12/31/2021)
01/06/2022		Set/Reset Deadlines: Joint Status Report due by 2/4/2022. (tb) (Entered: 01/06/2022)
01/31/2022	<u>10</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 01/31/2022)
02/01/2022	<u>11</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to DEPARTMENT OF HOMELAND SECURITY. Attorney Sean Michael Tepe terminated. (Tepe, Sean) (Entered: 02/01/2022)
02/07/2022		MINUTE ORDER: Having considered the parties' joint status report, it is hereby ordered that the parties shall file another joint report by 4/1/22 and every 30 days thereafter. To the extent the parties propose a production or briefing schedule, the report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 2/7/22. (DJS) (Entered: 02/07/2022)
02/08/2022		Set/Reset Deadlines: Joint Status Report due by 4/1/2022. (tb) (Entered: 02/08/2022)

04/01/2022	<u>12</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 04/01/2022)
04/29/2022	<u>13</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 04/29/2022)
05/31/2022	<u>14</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 05/31/2022)
06/30/2022	<u>15</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 06/30/2022)
08/01/2022	<u>16</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 08/01/2022)
08/31/2022	<u>17</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 08/31/2022)
09/30/2022	<u>18</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 09/30/2022)
10/03/2022		MINUTE ORDER: Pursuant to the parties' <u>18</u> <i>Joint Status Report</i> , the parties shall file another joint status report by November 30, 2022 and every 30 days thereafter. To the extent the parties propose a production or briefing schedule, the report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 10/03/2022. (lcss) (Entered: 10/03/2022)
10/04/2022		Set/Reset Deadlines: Joint Status Report due by 11/30/2022. (tb) (Entered: 10/04/2022)
12/01/2022	<u>19</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 12/01/2022)
12/02/2022		MINUTE ORDER: Pursuant to the parties' <u>19</u> <i>Joint Status Report</i> , the parties shall file another joint status report by January 30, 2023 and every 30 days thereafter. To the extent the parties propose a production or briefing schedule, the report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 12/2/2022. (lcss) (Entered: 12/02/2022)
12/02/2022		Set/Reset Deadlines: Joint Status Report due by 1/30/2023. (tb) (Entered: 12/02/2022)
01/30/2023	<u>20</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Early, Cormac) (Entered: 01/30/2023)
01/30/2023	<u>21</u>	NOTICE of Appearance by Cormac A. Early on behalf of All Defendants (Early, Cormac) (Entered: 01/30/2023)
03/31/2023	<u>22</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Early, Cormac) (Entered: 03/31/2023)
05/01/2023	<u>23</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Early, Cormac) (Entered: 05/01/2023)
05/31/2023	<u>24</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 05/31/2023)
06/29/2023	<u>25</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 06/29/2023)
06/30/2023		MINUTE ORDER: Pursuant to the parties' <u>25</u> <i>Joint Status Report</i> , the parties shall file another joint status report by August 29, 2023 and every 60 days thereafter. To the extent the parties propose a production or briefing schedule, the report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 6/30/2023. (lcss) (Entered: 06/30/2023)
06/30/2023		Set/Reset Deadlines: Joint Status Report due by 8/29/2023. (zsmc) (Entered: 06/30/2023)
08/28/2023	<u>26</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 08/28/2023)

10/30/2023	<u>27</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 10/30/2023)
11/20/2023	<u>28</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Saslaw, Alexandra) (Entered: 11/20/2023)
11/21/2023		MINUTE ORDER SETTING BRIEFING SCHEDULE: Upon consideration of the parties' <u>28</u> Joint Status Report, the court sets the following deadlines. Defendant's Motion for Summary Judgment due February 9, 2024. Plaintiff's Opposition & Cross-Motion for Summary Judgment due March 26, 2024. Defendant's Reply & Opposition to Plaintiff's Cross-Motion due April 25, 2024. Plaintiff's Reply due May 24, 2024. Signed by Judge Tanya S. Chutkan on 11/21/2023. (lcd) (Entered: 11/21/2023)
11/21/2023		Set/Reset Deadlines: Summary Judgment motions due by 2/9/2024. Response to Motion for Summary Judgment due by 3/26/2024. Reply to Motion for Summary Judgment due by 4/25/2024. Replies due by 5/24/2024. (lsj) (Entered: 11/21/2023)
02/01/2024	<u>29</u>	Unopposed MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Saslaw, Alexandra) (Entered: 02/01/2024)
02/02/2024		MINUTE ORDER: Granting Defendant's <u>29</u> Unopposed Motion for Extension. The deadlines are modified as follows: Defendant's Motion for Summary Judgment due February 23, 2024; Plaintiff's Opposition & Cross-Motion for Summary Judgment due April 9, 2024; Defendant's Reply & Opposition to Plaintiff's Cross-Motion due May 9, 2024; Plaintiff's Reply due June 11, 2024. Signed by Judge Tanya S. Chutkan on 02/02/2024. (lcd) (Entered: 02/02/2024)
02/02/2024		Set/Reset Deadlines: Defendant's Motion for Summary Judgment due February 23, 2024; Plaintiff's Opposition & Cross-Motion for Summary Judgment due April 9, 2024; Defendant's Reply & Opposition to Plaintiff's Cross-Motion due May 9, 2024; Plaintiff's Reply due June 11, 2024. (ztl) (Entered: 03/13/2024)
02/23/2024	<u>30</u>	MOTION for Summary Judgment by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Memorandum in Support, # <u>3</u> Declaration of Teri Miller, # <u>4</u> Declaration of Christian Esteves, # <u>5</u> Text of Proposed Order)(Saslaw, Alexandra) (Entered: 02/23/2024)
04/03/2024	<u>31</u>	Consent MOTION for Extension of Time to File <i>Opposition and Cross-Motion for Summary Judgment</i> by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Text of Proposed Order)(Burke, Lauren) (Entered: 04/03/2024)
04/04/2024		MINUTE ORDER: Granting Plaintiff's <u>31</u> Consent Motion for Extension. The deadlines are modified as follows: Plaintiff's Opposition & Cross-Motion for Summary Judgment due April 19, 2024; Defendant's Reply & Opposition to Plaintiff's Cross-Motion due May 19, 2024; Plaintiff's Reply due June 20, 2024. Signed by Judge Tanya S. Chutkan on 04/04/2024. (lcd) (Entered: 04/04/2024)
04/19/2024	<u>32</u>	STIPULATION of Dismissal by JUDICIAL WATCH, INC.. (Burke, Lauren) (Entered: 04/19/2024)
04/19/2024		MINUTE ORDER: Upon consideration of <u>32</u> Stipulation of Dismissal, this case is hereby DISMISSED without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Signed by Judge Tanya S. Chutkan on 04/19/2024. (lcd) (Entered: 04/19/2024)