

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:22-cv-03414-CRC**

INSTITUTE FOR ENERGY RESEARCH v. FEDERAL
ENERGY REGULATORY COMMISSION
Assigned to: Judge Christopher R. Cooper
Cause: 05:552 Freedom of Information Act

Date Filed: 11/08/2022
Date Terminated: 05/09/2024
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

**INSTITUTE FOR ENERGY
RESEARCH**

represented by **Christopher Cochran Horner**
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V.

Defendant

**FEDERAL ENERGY REGULATORY
COMMISSION**

represented by **Bradley Silverman**
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Date Filed	#	Docket Text
11/08/2022	<u>1</u>	COMPLAINT against FEDERAL ENERGY REGULATORY COMMISSION (Filing fee \$ 402 receipt number ADCDC-9656666) filed by INSTITUTE FOR ENERGY RESEARCH. (Attachments: # <u>1</u> Exhibit 1 (referenced in paragraphs 23-24 of Complaint), # <u>2</u> Civil Cover Sheet, # <u>3</u> Summons to Agency, USAG, and USAO)(Hardin, Matthew) (Entered: 11/08/2022)
11/08/2022	<u>2</u>	NOTICE of Appearance by Christopher Cochran Horner on behalf of INSTITUTE FOR ENERGY RESEARCH (Horner, Christopher) (Entered: 11/08/2022)
11/09/2022		Case Assigned to Judge Christopher R. Cooper. (zmrl) (Entered: 11/09/2022)
11/09/2022	<u>3</u>	SUMMONS (3) Issued Electronically as to FEDERAL ENERGY REGULATORY COMMISSION, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmrl) (Entered: 11/09/2022)
12/02/2022	<u>4</u>	NOTICE of Appearance by Thomas Anthony Quinn on behalf of FEDERAL ENERGY REGULATORY COMMISSION (Quinn, Thomas) (Entered: 12/02/2022)
12/03/2022	<u>5</u>	Consent MOTION for Extension of Time to <i>Respond to Complaint</i> by FEDERAL ENERGY REGULATORY COMMISSION. (Quinn, Thomas) (Entered: 12/03/2022)
12/07/2022		MINUTE ORDER granting <u>5</u> Defendant's Consent Motion for Extension of Time to Answer. Defendant shall file an answer or otherwise respond to the complaint by December 30, 2022. Signed by Judge Christopher R. Cooper on 12/07/2022. (lccrc3) (Entered: 12/07/2022)
12/29/2022	<u>6</u>	ANSWER to Complaint by FEDERAL ENERGY REGULATORY COMMISSION.(Quinn, Thomas) (Entered: 12/29/2022)
12/29/2022		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties promptly confer and file a joint proposed schedule for briefing or disclosure by January 12, 2023. Signed by Judge Christopher R. Cooper on 12/29/2022. (lccrc3) (Entered: 12/29/2022)
01/03/2023	<u>7</u>	AMENDED COMPLAINT against FEDERAL ENERGY REGULATORY COMMISSION filed by INSTITUTE FOR ENERGY RESEARCH. (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> Exhibit G)(Hardin, Matthew) (Entered: 01/03/2023)
01/12/2023	<u>8</u>	Joint STATUS REPORT by FEDERAL ENERGY REGULATORY COMMISSION. (Quinn, Thomas) (Entered: 01/12/2023)
01/13/2023		MINUTE ORDER: In light of the <u>8</u> Joint Status Report, the parties are hereby directed to file a further Joint Status Report on or before January 23, 2023. Signed by Judge Christopher R. Cooper on 01/13/2023. (lccrc3) (Entered: 01/13/2023)
01/17/2023	<u>9</u>	ANSWER to <u>7</u> Amended Complaint, by FEDERAL ENERGY REGULATORY COMMISSION.(Quinn, Thomas) (Entered: 01/17/2023)
01/23/2023	<u>10</u>	Joint STATUS REPORT by INSTITUTE FOR ENERGY RESEARCH. (Hardin, Matthew) (Entered: 01/23/2023)
01/24/2023		MINUTE ORDER: The Court hereby sets the following deadlines. Motions for Summary Judgment shall be filed on or before March 10, 2023. Oppositions to Motions for Summary Judgment shall be filed on or before April 11, 2023. Replies shall be filed on or before April 25, 2023. Signed by Judge Christopher R. Cooper on 01/24/2023. (lccrc3) (Entered: 01/24/2023)
03/09/2023	<u>11</u>	Unopposed MOTION to Modify <i>Briefng Schedule</i> by FEDERAL ENERGY REGULATORY COMMISSION. (Quinn, Thomas) (Entered: 03/09/2023)

03/14/2023		MINUTE ORDER granting <u>11</u> Defendant's Unopposed Motion to Modify Briefing Schedule. Defendant's Motion for Summary Judgment due by March 31, 2023; Plaintiff's Opposition to Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment due by May 2, 2023; Defendant's Opposition to Plaintiff's Motion for Summary Judgment and Reply in Support of its Summary Judgment Motion due by May 16, 2023; and Plaintiff's Reply in support of Motion for Summary Judgment due by May 31, 2023. Signed by Judge Christopher R. Cooper on 03/14/2023. (lccrc3) (Entered: 03/14/2023)
03/29/2023	<u>12</u>	Unopposed MOTION to Modify <i>Summary Judgement Briefing Schedule</i> by FEDERAL ENERGY REGULATORY COMMISSION. (Quinn, Thomas) (Entered: 03/29/2023)
03/30/2023		MINUTE ORDER granting <u>12</u> Defendant's Unopposed Motion to Modify Briefing Schedule. Defendant's Motion for Summary Judgment is due by April 21, 2023; Plaintiff's Opposition to Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment is due by May 26, 2023; Defendant's Opposition to Plaintiff's Motion for Summary Judgment and Reply in Support of its Summary Judgment Motion is due by June 9, 2023; and Plaintiff's Reply in support of its Cross-Motion for Summary Judgment is due by June 30, 2023. Signed by Judge Christopher R. Cooper on 03/30/2023. (lccrc3) (Entered: 03/30/2023)
04/21/2023	<u>13</u>	MOTION for Summary Judgment by FEDERAL ENERGY REGULATORY COMMISSION. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Exhibit)(Quinn, Thomas) (Entered: 04/21/2023)
05/26/2023	<u>14</u>	RESPONSE re <u>13</u> MOTION for Summary Judgment filed by INSTITUTE FOR ENERGY RESEARCH. (Attachments: # <u>1</u> Statement of Facts)(Hardin, Matthew) (Entered: 05/26/2023)
06/08/2023	<u>15</u>	Unopposed MOTION to Modify the Briefing Schedule as to <u>13</u> MOTION for Summary Judgment by FEDERAL ENERGY REGULATORY COMMISSION. (Quinn, Thomas); Modified docketing relief 6/9/2023 (zttt). (Entered: 06/08/2023)
06/09/2023		MINUTE ORDER granting <u>15</u> Defendant's Unopposed Motion to Modify Briefing Schedule. Defendant's Reply shall be filed on or before June 30, 2023. Signed by Judge Christopher R. Cooper on 06/09/2023. (lccrc3) (Entered: 06/09/2023)
06/27/2023	<u>16</u>	MOTION for Extension of Time to File Response/Reply by FEDERAL ENERGY REGULATORY COMMISSION. (Truong, John) (Entered: 06/27/2023)
06/29/2023		MINUTE ORDER granting <u>16</u> Defendant's Motion for Extension of Time. Defendant shall file its reply to its Motion for Summary Judgment by July 31, 2023. Further requests for extension of this deadline may not be granted. Signed by Judge Christopher R. Cooper on 06/29/2023. (lccrc3) (Entered: 06/29/2023)
07/20/2023	<u>17</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Bradley Silverman on behalf of FEDERAL ENERGY REGULATORY COMMISSION Substituting for attorney Thomas Anthony Quinn (Silverman, Bradley) (Entered: 07/20/2023)
07/31/2023	<u>18</u>	REPLY to opposition to motion re <u>13</u> MOTION for Summary Judgment filed by FEDERAL ENERGY REGULATORY COMMISSION. (Attachments: # <u>1</u> 2d Decl., # <u>2</u> Supp. Vaughn Index)(Silverman, Bradley) (Entered: 07/31/2023)
12/16/2023	<u>19</u>	NOTICE of <i>Supplemental Release</i> by FEDERAL ENERGY REGULATORY COMMISSION (Attachments: # <u>1</u> Released Records)(Silverman, Bradley) (Entered: 12/16/2023)
03/13/2024	<u>20</u>	MEMORANDUM OPINION AND ORDER granting in part and denying in part <u>13</u> Defendant's Motion for Summary Judgment. The parties are directed to file a joint status report, by March 27, 2024, indicating the need for further proceedings with a proposed schedule as necessary. See full Memorandum Opinion and Order for details. Signed by Judge Christopher R. Cooper on 3/13/2024. (lccrc3) (Entered: 03/13/2024)
03/27/2024	<u>21</u>	Joint STATUS REPORT by FEDERAL ENERGY REGULATORY COMMISSION. (Silverman, Bradley) (Entered: 03/27/2024)

03/28/2024		MINUTE ORDER: In light of the <u>21</u> Joint Status Report, the Court hereby sets a status conference for April 2, 2024 at 11:00 AM by VTC before Judge Christopher R. Cooper. Information for connecting to the virtual hearing will be shared separately. Signed by Judge Christopher R. Cooper on 3/28/2024. (lccrc3) (Entered: 03/28/2024)
04/02/2024		Minute Entry for video Status Conference held before Judge Christopher R. Cooper held on 4/2/2024. The parties shall file a Status Report by 5/2/2024. (Court Reporter: Tim Miller) (lsj) (Entered: 04/02/2024)
05/02/2024	<u>22</u>	Joint STATUS REPORT by FEDERAL ENERGY REGULATORY COMMISSION. (Silverman, Bradley) (Entered: 05/02/2024)
05/03/2024		MINUTE ORDER: In light of the <u>22</u> Joint Status Report, the parties are hereby directed to file a further joint status report by May 17, 2024, unless a stipulation of dismissal has been filed before then. Signed by Judge Christopher R. Cooper on 5/3/2024. (lccrc3) (Entered: 05/03/2024)
05/09/2024	<u>23</u>	STIPULATION of Dismissal by FEDERAL ENERGY REGULATORY COMMISSION. (Silverman, Bradley) (Entered: 05/09/2024)
05/09/2024		MINUTE ORDER: In light of the <u>23</u> parties' Stipulation of Dismissal, this case is hereby dismissed with prejudice. Signed by Judge Christopher R. Cooper on 5/9/2024. (lccrc3) (Entered: 05/09/2024)