

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:23-cv-04036-LB**

Van Der Hout et al v. Executive Office for Immigration Review (EOIR) et al
Assigned to: Magistrate Judge Laurel Beeler
Cause: 05:552 Freedom of Information Act

Date Filed: 08/09/2023
Date Terminated: 06/10/2024
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Marc Van Der Hout

represented by **John Nicholas Sinodis**
Van Der Hout, LLP
360 Post St.
Ste 800
San Francisco, CA 94104
415-821-8820
Fax: 415-981-3003
Email: ndca@vblaw.com
ATTORNEY TO BE NOTICED

Plaintiff

Van Der Hout LLP

represented by **John Nicholas Sinodis**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Harjinder Pannu

represented by **John Nicholas Sinodis**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Executive Office for Immigration Review (EOIR)

represented by **Benjamin Joseph Wolinsky**
U.S. Attorney's Office
Northern District of California
450 Golden Gate Avenue, 9th Floor
San Francisco, CA 94102
(415) 436-6996
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. Department of Justice

represented by **Benjamin Joseph Wolinsky**
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LEAD ATTORNEY
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Date Filed	#	Docket Text
08/09/2023	<u>1</u>	COMPLAINT against Executive Office for Immigration Review (EOIR), U.S. Department of Justice (Filing fee \$ 402, receipt number ACANDC-18530638.). Filed by Marc Van Der Hout, Harjinder Pannu, Van Der Hout LLP. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Declaration Authenticating Declaration with Exhibits)(Sinodis, John)

		(Filed on 8/9/2023) (Entered: 08/09/2023)
08/09/2023	<u>2</u>	Proposed Summons. (Sinodis, John) (Filed on 8/9/2023) (Entered: 08/09/2023)
08/10/2023	<u>3</u>	Case assigned to Magistrate Judge Laurel Beeler. Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening . Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges . Upon receipt, the summons will be issued and returned electronically. A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 8/24/2023. (kmg, COURT STAFF) (Filed on 8/10/2023) (Entered: 08/10/2023)
08/10/2023	<u>4</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 11/2/2023. Initial Case Management Conference set for 11/9/2023 11:00 AM in San Francisco, Courtroom B, 15th Floor. (far, COURT STAFF) (Filed on 8/10/2023) (Entered: 08/10/2023)
08/10/2023	<u>5</u>	Summons Issued as to Executive Office for Immigration Review (EOIR), U.S. Department of Justice, U.S. Attorney and U.S. Attorney General (far, COURT STAFF) (Filed on 8/10/2023) (Entered: 08/10/2023)
08/10/2023	<u>6</u>	Certificate of Interested Entities by Harjinder Pannu, Marc Van Der Hout, Van Der Hout LLP (Sinodis, John) (Filed on 8/10/2023) (Entered: 08/10/2023)
08/15/2023	<u>7</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Harjinder Pannu, Marc Van Der Hout, Van Der Hout LLP.. (Sinodis, John) (Filed on 8/15/2023) (Entered: 08/15/2023)
08/17/2023	<u>8</u>	AFFIDAVIT of Service for Complaint; Civil Cover Sheet; Conformed Summonses; Authenticating Declaration with Exhibits; Order Setting Initial Case Management Conference; Disclosure of Conflicts and Interested Entities or Persons; Notice of Assignment of Case to a United States Magistrate Judge; Standing Order; Court Call Procedures; Exhibit List; Standing Order for All Judges; and ECF Registration Handout served on Civil Process Clock at U.S. Attorney's Office for the Northern District of California; Executive Office for Immigration Review; U.S. Department of Justice on 08/17/2023, filed by Harjinder Pannu, Marc Van Der Hout, Van Der Hout LLP. (Sinodis, John) (Filed on 8/17/2023) (Entered: 08/17/2023)
08/17/2023	<u>9</u>	CERTIFICATE OF SERVICE by Harjinder Pannu, Marc Van Der Hout, Van Der Hout LLP (Sinodis, John) (Filed on 8/17/2023) (Entered: 08/17/2023)
08/20/2023	<u>10</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Executive Office for Immigration Review (EOIR), U.S. Department of Justice.. (Wolinsky, Benjamin) (Filed on 8/20/2023) (Entered: 08/20/2023)
09/08/2023	<u>11</u>	STIPULATION to Extend Time to Answer or Otherwise Respond to Complaint filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Wolinsky, Benjamin) (Filed on 9/8/2023) (Entered: 09/08/2023)
10/16/2023	<u>12</u>	ANSWER to Complaint by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Wolinsky, Benjamin) (Filed on 10/16/2023) (Entered: 10/16/2023)
10/19/2023	<u>13</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Sinodis, John) (Filed on 10/19/2023) (Entered: 10/19/2023)
10/20/2023	<u>14</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Wolinsky, Benjamin) (Filed on 10/20/2023) (Entered: 10/20/2023)
10/30/2023	<u>15</u>	CLERK'S NOTICE SETTING ZOOM HEARING: Initial Case Management Conference set for 11/9/2023 at 11:00 AM in San Francisco – Videoconference Only. Case Management Statement due by 11/2/2023. This proceeding will be held via a Zoom webinar.

		<p>Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/lb</p> <p>General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p>Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.</p> <p>(ejk, COURT STAFF) (Filed on 10/30/2023) (Entered: 10/30/2023)</p>
11/02/2023	<u>16</u>	<p>STIPULATION WITH PROPOSED ORDER filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Attachments: # <u>1</u> Declaration)(Wolinsky, Benjamin) (Filed on 11/2/2023) (Entered: 11/02/2023)</p>
11/03/2023	<u>17</u>	<p>ORDER re: <u>16</u> Stipulation to Continue Initial Case Management Conference. Initial Case Management Conference previously set for 11/9/2023 is reset to 12/7/2023 at 11:00 AM in San Francisco – Videoconference Only. Case Management Statement due by 11/30/2023. This proceeding will be held via a Zoom webinar.</p> <p>Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/lb</p> <p>General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p>Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.</p> <p>Signed by Judge Laurel Beeler on 11/03/2023. (ejk, COURT STAFF) (Filed on 11/3/2023) (Entered: 11/03/2023)</p>
11/30/2023	<u>18</u>	<p>STIPULATION WITH PROPOSED ORDER <i>to Continue Initial CMC</i> filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Attachments: # <u>1</u> Declaration)(Wolinsky, Benjamin) (Filed on 11/30/2023) (Entered: 11/30/2023)</p>
12/01/2023	<u>19</u>	<p>ORDER re: <u>18</u> Stipulation to Continue Initial CMC.</p> <p>Initial Case Management Conference previously set for 12/7/2023 is reset to 2/8/2024 at 11:00 AM in San Francisco – Videoconference Only. Case Management Statement due by 2/1/2024. This proceeding will be held via a Zoom webinar.</p> <p>Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/lb</p> <p>General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p>Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.</p> <p>Signed by Judge Laurel Beeler on 12/01/2023. (ejk, COURT STAFF) (Filed on 12/1/2023) (Entered: 12/01/2023)</p>
02/01/2024	<u>20</u>	<p>STIPULATION WITH PROPOSED ORDER <i>to Continue Initial CMC</i> filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Wolinsky, Benjamin) (Filed on 2/1/2024) (Entered: 02/01/2024)</p>
02/02/2024	<u>21</u>	<p>ORDER re: <u>20</u> Stipulation to Continue Initial CMC.</p>

		<p>Initial Case Management Conference previously set for 2/8/2024 is reset to 3/7/2024 at 11:00 AM in San Francisco – Videoconference Only. Case Management Statement due by 2/29/2024. This proceeding will be held via a Zoom webinar.</p> <p>Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/lb</p> <p>General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p>Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.</p> <p>Signed by Judge Laurel Beeler on 02/02/2024. (ejk, COURT STAFF) (Filed on 2/2/2024) (Entered: 02/02/2024)</p>
02/29/2024	<u>22</u>	<p>STIPULATION WITH PROPOSED ORDER <i>to continue CMC</i> filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Attachments: # <u>1</u> Declaration)(Wolinsky, Benjamin) (Filed on 2/29/2024) Modified on 3/1/2024 (shy, COURT STAFF). (Entered: 02/29/2024)</p>
02/29/2024		<p>Set/Reset Hearing Further Case Management Conference set for 4/4/2024 11:00 AM.</p> <p>At the parties' request, the court continues the CMC. An update is due by 3/28/2024.</p> <p>(Beeler, Laurel) (Filed on 2/29/2024) (Entered: 02/29/2024)</p>
02/29/2024		<p>Set/Reset Hearing Initial Case Management Conference set for 8/22/2024 11:00 AM.</p> <p>The pleadings have not settled, and the court thus continues the initial CMC. Staging of discovery, if an issue before the pleadings settle, can be raised under the procedures in the court's standing orders, which essentially have a CMC approach to managing a case, including discovery.</p> <p>(Beeler, Laurel) (Filed on 2/29/2024) (Entered: 02/29/2024)</p>
02/29/2024		<p>Set/Reset Hearing</p> <p>The previous entry with the August date was set in error. The 4/4/2024 date is the next date.</p> <p>(Beeler, Laurel) (Filed on 2/29/2024) (Entered: 02/29/2024)</p>
03/09/2024		<p>Set/Reset Hearing The court resets the Case Management Conference from 4/4/2024 to 4/11/2024 at 11:00 AM by Zoom. (Beeler, Laurel) (Filed on 3/9/2024) (Entered: 03/09/2024)</p>
03/28/2024	<u>23</u>	<p>NOTICE by Executive Office for Immigration Review (EOIR), U.S. Department of Justice <i>with [Proposed] Order to Continue CMC</i> (Wolinsky, Benjamin) (Filed on 3/28/2024) (Entered: 03/28/2024)</p>
03/29/2024	<u>24</u>	<p>ORDER TO CONTINUE CASE MANAGEMNT CONFERENCE. Further Case Management Conference previously set for 4/11/2024 is reset to 5/16/2024 at 11:00 AM in San Francisco – Videoconference Only. Case Management Statement due by 5/9/2024. This proceeding will be held via a Zoom webinar.</p> <p>Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/lb</p> <p>General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p>Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.</p>

		Signed by Judge Laurel Beeler on 03/29/2024. (ejk, COURT STAFF) (Filed on 3/29/2024) (Entered: 03/29/2024)
05/09/2024	<u>25</u>	STATUS REPORT (<i>JOINT</i>); with [<i>Proposed</i>] Order by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Wolinsky, Benjamin) (Filed on 5/9/2024) (Entered: 05/09/2024)
05/09/2024	<u>26</u>	STIPULATION filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Attachments: # <u>1</u> Exhibit A)(Wolinsky, Benjamin) (Filed on 5/9/2024) (Entered: 05/09/2024)
05/10/2024	27	<p>CLERK'S NOTICE SETTING STATUS CONFERENCE: In light of the notice of settlement, the court vacates the CMC set for 5/16/2024 and sets a Status Conference for 6/27/2024 at 11:00 AM to avoid losing track of the case and directs the filing of a dismissal or short update by 6/20/2024.</p> <p>Status Conference set for 6/27/2024 at 11:00 AM in San Francisco – Videoconference Only before Magistrate Judge Laurel Beeler. Case Management Statement due by 6/20/2024. This proceeding will be held via a Zoom webinar.</p> <p>Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/lb</p> <p>General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.</p> <p>Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/.</p> <p>(ejk, COURT STAFF) (Filed on 5/10/2024) (Entered: 05/10/2024)</p>
06/09/2024	<u>28</u>	STIPULATION <i>to Dismiss with Prejudice</i> filed by Executive Office for Immigration Review (EOIR), U.S. Department of Justice. (Wolinsky, Benjamin) (Filed on 6/9/2024) (Entered: 06/09/2024)