

**U.S. District Court
 District of Columbia (Washington, DC)
 CIVIL DOCKET FOR CASE #: 1:23-cv-03495-CRC**

CATO INSTITUTE v. U.S. DEPARTMENT OF JUSTICE et al Date Filed: 11/21/2023
 Assigned to: Judge Christopher R. Cooper Date Terminated: 05/10/2024
 Cause: 05:552 Freedom of Information Act Jury Demand: None
 Nature of Suit: 895 Freedom of
 Information Act
 Jurisdiction: U.S. Government Defendant

Plaintiff

CATO INSTITUTE

represented by **Merrick Jason Wayne**
 LOEVY & LOEVY
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ATTORNEY TO BE NOTICED

Matthew Topic
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V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Benton Gregory Peterson**
 U.S. ATTORNEY'S OFFICE FOR THE
 DISTRICT OF COLUMBIA
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 Washington, DC 20530
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**FEDERAL BUREAU OF
 INVESTIGATION**

represented by **Benton Gregory Peterson**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/21/2023	<u>1</u>	COMPLAINT against FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 402 receipt number ADCDC-10511283) filed by CATO INSTITUTE. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Civil Cover Sheet, # <u>3</u> Summons)(Topic, Matthew) (Entered: 11/21/2023)

11/21/2023	<u>2</u>	NOTICE of Appearance by Matthew Topic on behalf of CATO INSTITUTE (Topic, Matthew) (Entered: 11/21/2023)
11/21/2023	<u>3</u>	NOTICE of Appearance by Merrick Jason Wayne on behalf of CATO INSTITUTE (Wayne, Merrick) (Entered: 11/21/2023)
11/22/2023		Case Assigned to Judge Christopher R. Cooper. (zrtw) (Entered: 11/22/2023)
11/22/2023	<u>4</u>	SUMMONS (4) Issued Electronically as to FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zrtw) (Entered: 11/22/2023)
12/18/2023	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 12/5/2023 (Topic, Matthew) (Entered: 12/18/2023)
12/18/2023	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL BUREAU OF INVESTIGATION served on 12/4/2023 (Topic, Matthew) (Entered: 12/18/2023)
12/18/2023	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/5/2023. (Topic, Matthew) (Entered: 12/18/2023)
12/18/2023	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/22/2023. Answer due for ALL FEDERAL DEFENDANTS by 12/22/2023. (Topic, Matthew) (Entered: 12/18/2023)
12/22/2023	<u>9</u>	ANSWER to Complaint by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE.(Peterson, Benton) (Entered: 12/22/2023)
12/22/2023	<u>10</u>	ERRATA <i>Corrected Filing</i> by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE re <u>9</u> Answer to Complaint. (Attachments: # <u>1</u> Exhibit (Answer))(Peterson, Benton) (Entered: 12/22/2023)
12/22/2023		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall promptly confer and file a joint proposed schedule for briefing or disclosure by January 12, 2024. Signed by Judge Christopher R. Cooper on 12/22/2023. (lccrc3) (Entered: 12/22/2023)
01/12/2024	<u>11</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 01/12/2024)
01/16/2024		MINUTE ORDER: In light of the <u>11</u> Joint Status Report, the parties are hereby directed to file a further joint status report by February 15, 2024. Signed by Judge Christopher R. Cooper on 1/16/2024. (lccrc3) (Entered: 01/16/2024)
02/15/2024	<u>12</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 02/15/2024)
02/16/2024		MINUTE ORDER: In light of the <u>12</u> Joint Status Report, the parties are hereby directed to file a further joint status report by March 29, 2024. In the event disputes remain, the parties shall include a schedule for prompt briefing in the upcoming report. Signed by Judge Christopher R. Cooper on 2/16/2024.(lccrc3) (Entered: 02/16/2024)
03/29/2024	<u>13</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 03/29/2024)
04/01/2024		MINUTE ORDER: In light of the <u>13</u> Joint Status Report, the parties are hereby directed to file a further joint status report by April 29, 2024. If after then Plaintiff continues to dispute the adequacy of Defendants' search, Defendants shall file a motion for summary judgment on that issue by May 29, 2024. Signed by Judge Christopher R. Cooper on 4/1/2024. (lccrc3) (Entered: 04/01/2024)
04/29/2024	<u>14</u>	Joint STATUS REPORT by CATO INSTITUTE. (Wayne, Merrick) (Entered: 04/29/2024)
05/01/2024		MINUTE ORDER: In light of the <u>14</u> Joint Status Report, the Court hereby adopts the following summary judgment briefing schedule. Plaintiff shall file its consolidated

		opposition and any cross-motion for summary judgment by June 28, 2024; Defendants shall file their consolidated reply and opposition, if any, by July 29, 2024; and Plaintiff shall file its reply, if any, by August 12, 2024. As noted in the April 1, 2024 minute order, Defendants' motion for summary judgment is due by May 29, 2024. Signed by Judge Christopher R. Cooper on 5/1/2024. (lccrc3) (Entered: 05/01/2024)
05/10/2024	<u>15</u>	STIPULATION of Dismissal by CATO INSTITUTE. (Wayne, Merrick) (Entered: 05/10/2024)
05/10/2024		MINUTE ORDER: In light of the <u>15</u> Stipulation of Dismissal, this case is hereby dismissed without prejudice. Signed by Judge Christopher R. Cooper on 5/10/2024. (lccrc3) (Entered: 05/10/2024)