

**U.S. DISTRICT COURT**  
**U.S. District Court, Western District of New York (Buffalo)**  
**CIVIL DOCKET FOR CASE #: 1:24-cv-00081-LJV-MJR**

Pickering v. Central Intelligence Agency  
Assigned to: Hon. Lawrence J. Vilardo  
Referred to: Hon. Michael J. Roemer  
Cause: 05:552 Freedom of Information Act

Date Filed: 01/23/2024  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Leslie James Pickering**

represented by **Michael Kuzma**  
1893 Clinton Street  
Buffalo, NY 14206  
(716) 822-7645  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****Central Intelligence Agency**

represented by **Scott L. Sroka**  
DOJ-USAO  
Civil  
138 Delaware Avenue  
Buffalo, NY 14202  
716-843-5831  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
01/23/2024	<u>1</u>	COMPLAINT against Central Intelligence Agency \$ 405 receipt number ANYWDC-5088572, filed by Leslie James Pickering. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Kuzma, Michael) (Entered: 01/23/2024)
01/24/2024		Case Assigned to Hon. Lawrence J. Vilardo. Notification to Chambers of on-line civil case opening. (TMK) (Entered: 01/24/2024)
01/24/2024		AUTOMATIC REFERRAL to Mediation: the ADR Plan is available for download at <a href="http://www.nywd.uscourts.gov/alternative-dispute-resolution">http://www.nywd.uscourts.gov/alternative-dispute-resolution</a> .(TMK) (Entered: 01/24/2024)
01/24/2024		Notice of Availability of Magistrate Judge: A United States Magistrate of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form (AO-85) is available for download at <a href="http://www.uscourts.gov/services-forms/forms">http://www.uscourts.gov/services-forms/forms</a> . (TMK) (Entered: 01/24/2024)
01/24/2024	<u>2</u>	Summons Issued as to Central Intelligence Agency. (TMK) (Entered: 01/24/2024)
01/24/2024	3	<b>**Please disregard, entry docketed in incorrect case.**</b> (Entered: 01/24/2024)
01/29/2024	<u>4</u>	AFFIDAVIT of Service for Summons and Complaint served on Mary Claire Fowler on 01/25/2024, filed by Leslie James Pickering. (Kuzma, Michael) (Entered: 01/29/2024)
01/30/2024	<u>5</u>	NOTICE of Appearance by Scott L. Sroka on behalf of Central Intelligence Agency (Sroka, Scott) (Entered: 01/30/2024)

02/23/2024	<u>6</u>	ANSWER to <u>1</u> Complaint by Central Intelligence Agency.(Sroka, Scott) (Entered: 02/23/2024)
02/26/2024	7	TEXT REFERRAL ORDER – Hon. Michael J. Roemer, United States Magistrate Judge, is hereby designated to act in this case as follows: Pursuant to 28 U.S.C. § 636(b)(1)(A), all pre–trial matters in this case are referred to the above–named United States Magistrate Judge, including but not limited to: (1) conduct of a scheduling conference and entry of a scheduling order pursuant to Fed. R. Civ. P. 16, (2) hearing and disposition of all non–dispositive motions or applications, (3) supervision of discovery, and (4) supervision of all procedural matters involving the aforementioned or involving the preparation of the case or any matter therein for consideration by the District Judge. The Magistrate Judge shall not hear and report upon dispositive motions for the consideration of the District Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and (C), unless further ordered by this Court. All motions or applications shall be filed with the Clerk and made returnable before the Magistrate Judge. The parties are encouraged to consider the provisions of 28 U.S.C. § 636(c) governing consent to either partial or complete disposition of the case, including trial if necessary, by the Magistrate Judge. Consent forms are available from the office of the Magistrate Judge or the office of the Clerk of Court. IT IS SO ORDERED. Issued by Hon. Lawrence J. Vilaro on 2/26/2024. (CRT) (Entered: 02/26/2024)
03/11/2024	<u>8</u>	TEXT ORDER. The parties are hereby directed to jointly complete and <b>email to chambers at roemer@nywd.uscourts.gov</b> , the attached case management order. Such shall be completed within 30 days of the date of this Text Order. The Court will issue a final case management order upon receipt and review of the proposed deadlines. SO ORDERED. Issued by Hon. Michael J. Roemer on 3/11/2024. (RAZ) (Entered: 03/11/2024)
04/10/2024	<u>9</u>	MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by Central Intelligence Agency.(Sroka, Scott) (Entered: 04/10/2024)
04/10/2024	10	TEXT ORDER granting <u>9</u> Motion for Extension of Time to File Summary Judgment. Motion due by 4/17/2024. If no motion is filed, parties are to submit a proposed case management order to the Court no later than 4/24/2024. SO ORDERED. Issued by Hon. Michael J. Roemer on 4/10/2024. (RAZ) (Entered: 04/10/2024)
04/17/2024	<u>11</u>	MOTION for Summary Judgment by Central Intelligence Agency. (Attachments: # <u>1</u> Declaration of Mary C. Williams, # <u>2</u> Exhibit A–E, # <u>3</u> Memorandum in Support, # <u>4</u> Statement of Undisputed Facts)(Sroka, Scott) (Entered: 04/17/2024)
04/18/2024		SCHEDULING NOTICE as to <u>11</u> MOTION for Summary Judgment. Responses due by 5/9/2024. Replies due by 5/23/2024. Motion Hearing set for 5/30/2024 01:00 PM in Allegany Courtroom, 6th Floor East, 2 Niagara Square, Buffalo, NY before Hon. Michael J. Roemer. (RAZ) (Entered: 04/18/2024)
04/19/2024	12	TEXT ORDER re SCHEDULING NOTICE as to <u>11</u> MOTION for Summary Judgment. Responses due by 5/9/2024. Replies due by 5/23/2024. Motion Hearing set for 5/30/2024 01:00 PM in Allegany Courtroom, 6th Floor East, 2 Niagara Square, Buffalo, NY before Hon. Michael J. Roemer.  The scheduling notice put in place as to the above motion was entered in error. Please disregard as this motion will be heard before the district judge as it has been referred as a non–dispositive referral. SO ORDERED. Issued by Hon. Michael J. Roemer on 4/19/2024. (RAZ) (Entered: 04/19/2024)
04/22/2024	<u>13</u>	CONTINUATION OF EXHIBITS to <u>11</u> MOTION for Summary Judgment ( <i>Refiling REDACTED Exhibits A–E</i> ). (Sroka, Scott) (Entered: 04/22/2024)
04/23/2024	14	TEXT ORDER re <u>11</u> MOTION for summary judgment filed by the defendant. Response due by 5/15/2024. Reply due by 5/29/2024. If necessary, the Court will schedule oral argument at a later time. SO ORDERED. Issued by Hon. Lawrence J. Vilaro on 4/23/2024. (CRT) (Entered: 04/23/2024)
05/15/2024	<u>15</u>	MEMORANDUM in Opposition re <u>11</u> MOTION for Summary Judgment filed by Leslie James Pickering. (Attachments: # <u>1</u> Affidavit Leslie James Pickering, # <u>2</u> Statement of Undisputed Facts)(Kuzma, Michael) (Entered: 05/15/2024)

05/29/2024	<u>16</u>	REPLY/RESPONSE to re <u>11</u> MOTION for Summary Judgment ( <i>MOL in further support of MSJ</i> ) filed by Central Intelligence Agency. (Sroka, Scott) (Entered: 05/29/2024)
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