

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:21-cv-00554-APM**

MUSGRAVE v. DEPARTMENT OF JUSTICE
Assigned to: Judge Amit P. Mehta
Cause: 05:552 Freedom of Information Act

Date Filed: 03/03/2021
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**SHAWN MUSGRAVE**

represented by **Kelly Brian McClanahan**
NATIONAL SECURITY COUNSELORS
4702 Levada Terrace
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ATTORNEY TO BE NOTICED

V.

Defendant**U.S. DEPARTMENT OF JUSTICE**

represented by **John Bardo**
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TERMINATED: 12/20/2022
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Derek S. Hammond
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Date Filed	#	Docket Text
03/03/2021	<u>1</u>	COMPLAINT against DEPARTMENT OF JUSTICE (Filing fee \$ 402 receipt number ADCDC-8268158) filed by SHAWN MUSGRAVE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(McClanahan, Kelly) (Entered: 03/03/2021)
03/03/2021		Case Assigned to Judge Amit P. Mehta. (adh,) (Entered: 03/03/2021)

03/03/2021	<u>2</u>	SUMMONS (3) Issued Electronically as to DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(adh,) (Entered: 03/03/2021)
03/22/2021	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/18/2021. Answer due for ALL FEDERAL DEFENDANTS by 4/17/2021. (McClanahan, Kelly) (Entered: 03/22/2021)
04/15/2021	<u>4</u>	NOTICE of Appearance by Stephen DeGenaro on behalf of DEPARTMENT OF JUSTICE (DeGenaro, Stephen) (Entered: 04/15/2021)
04/15/2021	<u>5</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint <i>or Otherwise Respond</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 04/15/2021)
04/16/2021		MINUTE ORDER granting <u>5</u> Unopposed Motion for Extension of Time to Answer. The time for Defendant to respond to Plaintiff's Complaint is hereby extended up to and including May 19, 2021. Signed by Judge Amit P. Mehta on 4/16/2021. (lcapm3) (Entered: 04/16/2021)
05/19/2021	<u>6</u>	ANSWER to Complaint by DEPARTMENT OF JUSTICE.(DeGenaro, Stephen) (Entered: 05/19/2021)
05/19/2021	<u>7</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 05/19/2021)
05/20/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by July 19, 2021, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 5/20/2021. (lcapm3) (Entered: 05/20/2021)
07/04/2021	<u>8</u>	Unopposed MOTION to Amend/Correct <u>1</u> Complaint by SHAWN MUSGRAVE. (Attachments: # <u>1</u> Exhibit A – 1st Amended Complaint, # <u>2</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 07/04/2021)
07/05/2021		MINUTE ORDER granting <u>8</u> Plaintiff's Unopposed Motion for Leave to File First Amended Complaint. The First Amended Complaint shall now be the operative pleading in this matter. Signed by Judge Amit P. Mehta on 7/5/2021. (lcapm3) (Entered: 07/05/2021)
07/13/2021	<u>9</u>	Consent MOTION for Extension of Time to <i>Respond to the Amended Complaint</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 07/13/2021)
07/15/2021		MINUTE ORDER granting <u>9</u> Motion for Extension of Time to Respond to the Amended Complaint. Defendant shall respond to Plaintiff's Amended Complaint on or before August 18, 2021. Signed by Judge Amit P. Mehta on 7/15/2021. (lcapm3) (Entered: 07/15/2021)
07/19/2021	<u>10</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 07/19/2021)
07/20/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by September 17, 2021, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 7/20/2021. (lcapm3) (Entered: 07/20/2021)
08/18/2021	<u>11</u>	ANSWER to Complaint (<i>Amended Complaint</i>) by DEPARTMENT OF JUSTICE.(DeGenaro, Stephen) (Entered: 08/18/2021)
08/19/2021	<u>12</u>	ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before September 2, 2021. The Joint Status Report shall include (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. See attached Order for details. Signed by Judge Amit P. Mehta on

		08/19/2021. (lcapm3) (Entered: 08/19/2021)
09/02/2021	<u>13</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 09/02/2021)
09/02/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by November 1, 2021, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 9/2/2021. (lcapm3) (Entered: 09/02/2021)
11/01/2021	<u>14</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 11/01/2021)
11/01/2021		MINUTE ORDER. The parties shall file an additional Joint Status Report by January 3, 2022, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 11/1/2021. (lcapm3) (Entered: 11/01/2021)
01/03/2022	<u>15</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 01/03/2022)
01/04/2022		MINUTE ORDER. The parties shall file an additional Joint Status Report by March 4, 2022, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 01/04/2022. (lcapm3) (Entered: 01/04/2022)
03/04/2022	<u>16</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 03/04/2022)
03/07/2022		MINUTE ORDER. The parties shall file an additional Joint Status Report by May 4, 2022, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 03/07/2022. (lcapm3) (Entered: 03/07/2022)
05/04/2022	<u>17</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 05/04/2022)
05/05/2022		MINUTE ORDER. The parties shall file an additional Joint Status Report by July 1, 2022, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 05/04/2022. (lcapm3) (Entered: 05/05/2022)
07/01/2022	<u>18</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 07/01/2022)
07/06/2022		MINUTE ORDER. The parties shall file an additional Joint Status Report by August 30, 2022, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 07/06/2022. (lcapm3) (Entered: 07/06/2022)
08/30/2022	<u>19</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 08/30/2022)
08/31/2022		MINUTE ORDER. The parties shall file an additional Joint Status Report by October 31, 2022, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 08/30/2022. (lcapm3) (Entered: 08/31/2022)
10/31/2022	<u>20</u>	NOTICE of Appearance by Derek S. Hammond on behalf of US DEPT OF JUSTICE (Hammond, Derek) (Entered: 10/31/2022)
10/31/2022	<u>21</u>	Joint STATUS REPORT by US DEPT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Hammond, Derek) (Entered: 10/31/2022)
11/01/2022		MINUTE ORDER. The parties shall file an additional Joint Status Report by January 30, 2023, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 11/01/2022. (lcapm3) (Entered: 11/01/2022)
12/20/2022	<u>22</u>	NOTICE OF SUBSTITUTION OF COUNSEL by John Bardo on behalf of US DEPT OF JUSTICE Substituting for attorney Stephen DeGenaro (Bardo, John) (Entered: 12/20/2022)

01/30/2023	<u>23</u>	Joint STATUS REPORT by US DEPT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 01/30/2023)
01/31/2023		MINUTE ORDER. The parties shall file an additional Joint Status Report by May 1, 2023, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 01/31/2023. (lcapm3) (Entered: 01/31/2023)
05/01/2023	<u>24</u>	Joint STATUS REPORT by US DEPT OF JUSTICE. (Bardo, John) (Entered: 05/01/2023)
05/02/2023		MINUTE ORDER. The parties shall file an additional Joint Status Report by July 31, 2023, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 05/02/2023. (lcapm3) (Entered: 05/02/2023)
07/10/2023	<u>25</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to US DEPT OF JUSTICE. Attorney Derek S. Hammond terminated. (Hammond, Derek) (Entered: 07/10/2023)
07/31/2023	<u>26</u>	Joint STATUS REPORT by US DEPT OF JUSTICE. (Bardo, John) (Entered: 07/31/2023)
08/01/2023		MINUTE ORDER. The parties shall file an additional Joint Status Report by October 30, 2023, which updates the court on the processing and production of responsive records. Signed by Judge Amit P. Mehta on 08/01/2023. (lcapm3) (Entered: 08/01/2023)
10/30/2023	<u>27</u>	Joint STATUS REPORT by US DEPT OF JUSTICE. (Bardo, John) (Entered: 10/30/2023)
10/31/2023		MINUTE ORDER. The parties shall file an additional Joint Status Report by January 29, 2024, which advises whether any disputed issues remain and, if so, proposes a schedule for further proceedings. Signed by Judge Amit P. Mehta on 10/31/2023. (lcapm3) (Entered: 10/31/2023)
01/29/2024	<u>28</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 01/29/2024)
02/02/2024		MINUTE ORDER. The parties shall file an additional Joint Status Report by April 29, 2024, which advises whether any disputed issues remain and, if so, proposes a schedule for further proceedings. Signed by Judge Amit P. Mehta on 2/2/2024. (lcapm3) (Entered: 02/02/2024)
02/02/2024		Set/Reset Deadlines: Joint Status Report due by 4/29/2024. (zjd) (Entered: 02/25/2024)
04/29/2024	<u>29</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 04/29/2024)
05/03/2024		MINUTE ORDER. The parties shall file an additional Joint Status Report by June 13, 2024, which advises whether any disputed issues remain and, if so, proposes a schedule for further proceedings. The court will not compel production of the FBI's search protocol within 14 days, as requested by Plaintiff. Signed by Judge Amit P. Mehta on 05/03/2024. (lcapm3) (Entered: 05/03/2024)
06/13/2024	<u>30</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 06/13/2024)
06/18/2024		MINUTE ORDER. The parties shall file an additional Joint Status Report by August 12, 2024, which updates the court on the supplemental processing and production of responsive records. Signed by Judge Amit P. Mehta on 06/18/2024. (lcapm3) (Entered: 06/18/2024)
06/18/2024		Set/Reset Deadlines: Joint Status Report due by 8/12/2024 (zakb) (Entered: 06/18/2024)
08/12/2024	<u>31</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 08/12/2024)
08/13/2024		MINUTE ORDER. Defendant shall file its Motion for Summary Judgment on or before November 4, 2024. Signed by Judge Amit P. Mehta on 08/13/2024. (lcapm3) (Entered: 08/13/2024)

08/16/2024		Set/Reset Deadlines: Defendant's Motion for Summary Judgment due by 11/4/2024. (zakb) (Entered: 08/16/2024)
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