

**U.S. District Court
Eastern District of TEXAS [LIVE] (Sherman)
CIVIL DOCKET FOR CASE #: 4:21-cv-00774-SDJ-AGD**

Butowsky v. U.S. Department of Justice, et al.
Assigned to: District Judge Sean D. Jordan
Referred to: Magistrate Judge Aileen Goldman Durrett
Cause: 05:552 Freedom of Information Act

Date Filed: 10/05/2021
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Edward Butowsky**

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V.

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Date Filed	#	Docket Text
10/05/2021	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 402 receipt number 0540-8612346.), filed by Edward Butowsky. (Attachments: # <u>1</u> Exhibit 1 (FOIA request letter), # <u>2</u> Civil Cover Sheet)(Clevenger, Ty) (Entered: 10/05/2021)
10/05/2021		Case Assigned to District Judge Sean D. Jordan. (mcg) (Entered: 10/05/2021)

10/05/2021		In accordance with the provisions of 28 USC Section 636(c), you are hereby notified that a U.S. Magistrate Judge of this district court is available to conduct any or all proceedings in this case including a jury or non-jury trial and to order the entry of a final judgment. The form <u>Consent to Proceed Before Magistrate Judge</u> is available on our website. All signed consent forms, excluding pro se parties, should be filed electronically using the event <i>Notice Regarding Consent to Proceed Before Magistrate Judge</i> . (mcg) (Entered: 10/05/2021)
10/12/2021	<u>2</u>	Summons Issued as to U.S. Department of Homeland Security, U.S. Department of Justice, U.S. Attorney. (Attachments: # <u>1</u> Summons(es), # <u>2</u> Summons(es))(mcg) (Entered: 10/12/2021)
11/23/2021	<u>3</u>	ANSWER to <u>1</u> Complaint <i>and Affirmative Defenses</i> by U.S. Department of Homeland Security, U.S. Department of Justice.(Parker, Andrea) (Entered: 11/23/2021)
11/29/2021	<u>4</u>	<i>Defendants' First Amended</i> ANSWER to <u>1</u> Complaint <i>and Affirmative Defenses</i> by U.S. Department of Homeland Security, U.S. Department of Justice.(Parker, Andrea) (Entered: 11/29/2021)
12/01/2021	<u>5</u>	REFERRAL ORDER. Pursuant to 28 U.S.C. § 636 and Local Rule CV-72, the undersigned hereby REFERS the above-referenced case to U. S. Magistrate Judge Christine A. Nowak for all pretrial proceedings. Signed by District Judge Sean D. Jordan on 12/1/2021. (mcg) (Entered: 12/01/2021)
12/08/2021	<u>6</u>	PRELIMINARY SCHEDULING ORDER. Signed by Magistrate Judge Christine A. Nowak on 12/8/2021. (mcg) (Entered: 12/08/2021)
02/04/2022	<u>7</u>	STATUS REPORT by U.S. Department of Homeland Security, U.S. Department of Justice. (Parker, Andrea) (Entered: 02/04/2022)
04/05/2022	<u>8</u>	STATUS REPORT (<i>Joint</i>) by U.S. Department of Homeland Security, U.S. Department of Justice. (Parker, Andrea) (Entered: 04/05/2022)
06/07/2022	<u>9</u>	STATUS REPORT (<i>Joint</i>) by U.S. Department of Justice. (Attachments: # <u>1</u> Exhibit A)(Parker, Andrea) (Entered: 06/07/2022)
06/15/2022	<u>10</u>	ORDER. The Court sets this matter for a telephonic status conference on Tuesday, June 28, 2022, at 2:30 p.m. Signed by Magistrate Judge Christine A. Nowak on 6/15/2022. (mcg) (Entered: 06/15/2022)
06/28/2022		Minute Entry for proceedings held before Magistrate Judge Christine A. Nowak: Telephonic Status Conference held on 6/28/2022. Case called at 2:36 p.m. Ty Clevenger appeared on behalf of Plaintiff. Andrea Parker appeared on behalf of the Government. Discussion regarding production schedule for EOUSA. Court finds production shall be at 350 pages per month until complete on a date certain each month. The Parties shall file status updates every 120 days until completion of production. Upon completion of production, the Parties shall submit a proposed briefing schedule. Formal order to follow. Court adjourned at 2:41 p.m. (Court Reporter Digital.) (klee,) (Entered: 06/29/2022)
07/12/2022	<u>11</u>	PRODUCTION SCHEDULE AND ORDER FOR STATUS UPDATES. It is ORDERED that EOUSA shall process at a rate of 350-pages per month. Production shall be made on the 27th day of each month. It is further ORDERED that the Parties shall submit joint status reports every 120 days until production is complete, with the first status report being due Monday, October 31, 2022. It is finally ORDERED that the Parties shall submit a proposed briefing schedule after all EOUSA documents are produced as directed herein. Signed by Magistrate Judge Christine A. Nowak on 7/12/2022. (mcg) (Entered: 07/12/2022)
10/31/2022	<u>12</u>	STATUS REPORT [<i>Joint</i>] by U.S. Department of Homeland Security, U.S. Department of Justice. (Parker, Andrea) (Entered: 10/31/2022)
02/28/2023	<u>13</u>	STATUS REPORT (<i>Joint</i>) by U.S. Department of Justice. (Parker, Andrea) (Entered: 02/28/2023)
06/19/2023		Magistrate Judge Aileen Goldman Durrett added. Magistrate Judge Christine A. Nowak no longer assigned to case. (lrl, 6) (Entered: 06/19/2023)

10/16/2023	<u>14</u>	ORDER. The Parties have not provided status updates for June 2023 or October 2023. It is ORDERED that the Parties shall provide the court with a status update within fourteen (14) days of the entry of this Order. The Parties shall continue to file status updates with the court in 120-day intervals in accordance with the court's July 12, 2022 Order (Dkt. # <u>11</u>). Signed by Magistrate Judge Aileen Goldman Durrett on 10/16/2023. (jmb,) (Entered: 10/16/2023)
10/30/2023	<u>15</u>	STATUS REPORT [Joint] by U.S. Department of Homeland Security, U.S. Department of Justice. (Parker, Andrea) (Entered: 10/30/2023)
01/22/2024	<u>16</u>	UNOPPOSED MOTION to Stay by Edward Butowsky. (Attachments: # <u>1</u> Proposed Order)(Clevenger, Ty) (Entered: 01/22/2024)
01/28/2024	<u>17</u>	ORDER. It is ORDERED that Plaintiff's Unopposed Motion for Stay (Dkt. # <u>16</u>) is hereby GRANTED, and the case is stayed until May 31, 2024 . The Parties shall file a joint status report with the court by Friday, June 7, 2024 , which shall include a joint scheduling order if the Plaintiff intends to proceed with this lawsuit. Signed by Magistrate Judge Aileen Goldman Durrett on 1/28/2024. (jmb,) (Entered: 01/29/2024)
02/06/2024	<u>18</u>	NOTICE of Substitution of Counsel by U.S. Department of Homeland Security, U.S. Department of Justice (Gillingham, James) (Entered: 02/06/2024)
06/07/2024	<u>19</u>	UNOPPOSED MOTION for Extension of Time to File <i>Joint Status Report</i> by Edward Butowsky. (Attachments: # <u>1</u> Proposed Order)(Clevenger, Ty) (Entered: 06/07/2024)
06/12/2024	<u>20</u>	ORDER granting <u>19</u> Motion for Extension of Time. The deadline to submit a Joint Status Report is July 9, 2024 . It is further ORDERED that the Joint Status Report should include a Joint Scheduling Order if Plaintiff intends to proceed with this lawsuit. Signed by Magistrate Judge Aileen Goldman Durrett on 6/11/2024. (jmb) (Entered: 06/12/2024)
06/12/2024		Set/Reset Deadlines: Status Report due by 7/9/2024. (jmb) (Entered: 06/12/2024)
07/09/2024	<u>21</u>	UNOPPOSED MOTION for Extension of Time to File <i>Joint Status Report</i> by Edward Butowsky. (Attachments: # <u>1</u> Proposed Order)(Clevenger, Ty) (Entered: 07/09/2024)
07/11/2024	<u>22</u>	ORDER. It is therefore ORDERED that Plaintiff's Unopposed Motion for Extension (Dkt. <u>21</u>) is hereby GRANTED, and the deadline to submit a Motion to Substitute and a Joint Status Report is July 30, 2024. Signed by Magistrate Judge Aileen Goldman Durrett on 7/11/2024. (baf) (Entered: 07/11/2024)
07/30/2024	<u>23</u>	JOINT STATUS REPORT by U.S. Department of Justice. (Gillingham, James) (Entered: 07/30/2024)