

**U.S. District Court  
California Northern District (Oakland)  
CIVIL DOCKET FOR CASE #: 4:21-cv-09208-KAW**

Immigrant Legal Resource Center et al v. United States  
Department of Homeland Security et al  
Assigned to: Magistrate Judge Kandis A. Westmore  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/29/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Immigrant Legal Resource Center**

represented by **Emily Jamieson Creighton**  
American Immigration Council  
1331 G Street NW  
Suite 200  
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United States  
(202)507-7514  
Email: [ecreighton@immcouncil.org](mailto:ecreighton@immcouncil.org)  
*TERMINATED: 10/19/2023*

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*ATTORNEY TO BE NOTICED*

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*TERMINATED: 08/12/2024*

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**Plaintiff**

**American Immigration Council**

represented by **Emily Jamieson Creighton**  
(See above for address)  
*TERMINATED: 10/19/2023*

**Laura Veronica Herrera-Sarabia**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Raul A. Pinto**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Sue Wang**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Wesley M Chao**  
(See above for address)  
*TERMINATED: 08/12/2024*

**W. Hardy Callcott**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Mijente Support Committee**

represented by **Emily Jamieson Creighton**  
(See above for address)  
*TERMINATED: 10/19/2023*

**Laura Veronica Herrera-Sarabia**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Raul A. Pinto**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Sue Wang**  
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*ATTORNEY TO BE NOTICED*

**Wesley M Chao**  
(See above for address)  
*TERMINATED: 08/12/2024*

**W. Hardy Callcott**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**United States Department of Homeland Security**

represented by **Douglas Earl Johns**  
United States Attorney's Office  
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 TERMINATED: 05/11/2023  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

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 ATTORNEY TO BE NOTICED

**Defendant**

**United States Immigration & Customs  
 Enforcement**

represented by **John Wesley Samples**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

**Douglas Earl Johns**  
 (See above for address)  
 TERMINATED: 05/11/2023  
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/29/2021	<u>1</u>	COMPLAINT against United States Department of Homeland Security, United States Immigration & Customs Enforcement ( Filing fee \$ 402, receipt number ACANDC-16668735.). Filed by Immigrant Legal Resource Center, Mijente Support Committee, American Immigration Council. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B) (Callcott, W.) (Filed on 11/29/2021) Modified on 11/30/2021 (kmg, COURT STAFF). (Entered: 11/29/2021)
11/29/2021	<u>2</u>	Proposed Summons. (Callcott, W.) (Filed on 11/29/2021) (Entered: 11/29/2021)
11/29/2021	<u>3</u>	Certificate of Interested Entities by Immigrant Legal Resource Center <i>and Rule 7.1 Disclosures</i> (Callcott, W.) (Filed on 11/29/2021) (Entered: 11/29/2021)
11/29/2021	<u>4</u>	Certificate of Interested Entities by American Immigration Council <i>and Rule 7.1 Disclosures</i> (Callcott, W.) (Filed on 11/29/2021) (Entered: 11/29/2021)
11/29/2021	<u>5</u>	Certificate of Interested Entities by Mijente Support Committee <i>and Rule 7.1 Disclosures</i> (Callcott, W.) (Filed on 11/29/2021) (Entered: 11/29/2021)
11/29/2021	<u>11</u>	Summons Issued as to United States Department of Homeland Security, United States Immigration & Customs Enforcement. (kmg, COURT STAFF) (Filed on 11/29/2021) (Entered: 11/30/2021)
11/30/2021	6	Case assigned to Magistrate Judge Sallie Kim.  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 <a href="http://cand.uscourts.gov/ecf/caseopening">http://cand.uscourts.gov/ecf/caseopening</a> .  Standing orders can be downloaded from the court's web page at <a href="http://www.cand.uscourts.gov/judges">www.cand.uscourts.gov/judges</a> . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by

		12/14/2021. (mbc, COURT STAFF) (Filed on 11/30/2021) (Entered: 11/30/2021)
11/30/2021	<u>7</u>	NOTICE of Appearance by Sue Wang (Wang, Sue) (Filed on 11/30/2021) (Entered: 11/30/2021)
11/30/2021	<u>8</u>	MOTION for Leave to Appear pro hac vice <i>Raul Pinto</i> , MOTION for leave to appear in Pro Hac Vice ( Filing fee \$ 317, receipt number ACANDC-16671916.) filed by American Immigration Council, Immigrant Legal Resource Center, Mijente Support Committee. (Attachments: # <u>1</u> Certificate of Good Standing)(Pinto, Raul) (Filed on 11/30/2021) (Entered: 11/30/2021)
11/30/2021	<u>9</u>	MOTION for leave to appear in Pro Hac Vice , <i>Emily Creighton</i> ( Filing fee \$ 317, receipt number ACANDC-16672040.) filed by American Immigration Council, Immigrant Legal Resource Center, Mijente Support Committee. (Attachments: # <u>1</u> Certificate of Good Standing)(Creighton, Emily) (Filed on 11/30/2021) (Entered: 11/30/2021)
11/30/2021	<u>10</u>	NOTICE of Appearance by Wesley M Chao (Chao, Wesley) (Filed on 11/30/2021) (Entered: 11/30/2021)
11/30/2021	<u>12</u>	<b>Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 2/28/2022. Initial Case Management Conference set for 3/7/2022 01:30 PM in San Francisco, Courtroom C, 15th Floor. (kmg, COURT STAFF) (Filed on 11/30/2021) (Entered: 11/30/2021)</b>
12/01/2021	<u>13</u>	<b>ORDER OF RECUSAL. Signed by Magistrate Judge Sallie Kim on 12/1/2021. (mkl, COURT STAFF) (Filed on 12/1/2021) (Entered: 12/01/2021)</b>
12/01/2021	<u>14</u>	<b>ORDER REASSIGNING CASE. Case reassigned using a proportionate, random, and blind system pursuant to General Order No. 44 to Magistrate Judge Kandis A. Westmore for all further proceedings. Magistrate Judge Sallie Kim no longer assigned to case. Signed by Clerk on 12/01/2021. (mbc, COURT STAFF) (Filed on 12/1/2021) (Entered: 12/01/2021)</b>
12/02/2021	<u>15</u>	<b>ORDER SETTING CASE MANAGEMENT CONFERENCE. Initial Case Management Conference set for 3/8/2022 01:30 PM in Oakland, - To be determined. Joint Case Management Statement due by 3/1/2022. Signed by Judge Kandis A. Westmore on 12/2/2021. (wft, COURT STAFF) (Filed on 12/2/2021) (Entered: 12/02/2021)</b>
12/02/2021	<u>16</u>	<b>Order by Magistrate Judge Kandis A. Westmore granting <u>8</u> Motion for Leave to Appear and Motion for Pro Hac Vice. (wft, COURT STAFF) (Filed on 12/2/2021) (Entered: 12/02/2021)</b>
12/02/2021	<u>17</u>	<b>Order by Magistrate Judge Kandis A. Westmore granting <u>9</u> Motion for Pro Hac Vice. (wft, COURT STAFF) (Filed on 12/2/2021) (Entered: 12/02/2021)</b>
12/07/2021	<u>18</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by American Immigration Council, Immigrant Legal Resource Center, Mijente Support Committee.. (Callcott, W.) (Filed on 12/7/2021) (Entered: 12/07/2021)
12/30/2021	<u>19</u>	STIPULATION TO EXTEND TIME TO ANSWER OR OTHERWISE RESPOND TO COMPLAINT filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 12/30/2021) (Entered: 12/30/2021)
01/18/2022	<u>20</u>	DEFENDANTS ANSWER to Complaint OF PLAINTIFFS by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 1/18/2022) (Entered: 01/18/2022)
01/19/2022	<u>21</u>	CLERK'S NOTICE Re: Consent or Declination: Defendants shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: <a href="http://cand.uscourts.gov/civilforms">http://cand.uscourts.gov/civilforms</a> . Consent/Declination due by 2/2/2022. (wft, COURT STAFF) (Filed on 1/19/2022) (Entered: 01/19/2022)

02/02/2022	<u>22</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by United States Department of Homeland Security.. (Johns, Douglas) (Filed on 2/2/2022) (Entered: 02/02/2022)
02/15/2022	<u>23</u>	ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options (Johns, Douglas) (Filed on 2/15/2022) (Entered: 02/15/2022)
02/15/2022	<u>24</u>	ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options <i>By Parties and Counsel</i> (Callcott, W.) (Filed on 2/15/2022) (Entered: 02/15/2022)
03/01/2022	<u>25</u>	JOINT CASE MANAGEMENT STATEMENT ; <i>[PROPOSED] ORDER</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 3/1/2022) (Entered: 03/01/2022)
03/03/2022	26	CLERK'S NOTICE CONTINUING INITIAL CASE MANAGEMENT CONFERENCE: Notice is hereby given that the initial case management conference previously scheduled for 3/8/2022 AT 1:30 PM is continued to 6/7/2022 01:30 PM in Oakland, – To be determined. An updated joint case management statement is due by 5/31/2022. <i>(This is a text–only entry generated by the court. There is no document associated with this entry.)</i> (wft, COURT STAFF) (Filed on 3/3/2022) (Entered: 03/03/2022)
05/31/2022	<u>27</u>	JOINT CASE MANAGEMENT STATEMENT <i>[PROPOSED] ORDER</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 5/31/2022) (Entered: 05/31/2022)
06/02/2022	28	CLERK'S NOTICE: You are hereby notified that the initial case management conference previously set for 6/7/2022 has been continued to 8/16/2022 01:30 PM in Oakland, via Zoom. An updated joint case management statement is due by 8/9/2022.  <b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a>  <b>General Order 58.</b> 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.  <b>Zoom Guidance and Setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a> .  <i>(This is a text–only entry generated by the court. There is no document associated with this entry.)</i> (wft, COURT STAFF) (Filed on 6/2/2022) (Entered: 06/02/2022)
08/08/2022	<u>29</u>	JOINT CASE MANAGEMENT STATEMENT <i>PROPOSED ORDER</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 8/8/2022) (Entered: 08/08/2022)
08/12/2022	30	CLERK'S NOTICE: You are hereby notified that the initial case management conference previously set for 8/16/2022 is continued to 11/15/2022 01:30pm in Oakland, this proceeding will be held via a Zoom webinar. An updated joint case management statement is due by 11/8/2022.  <b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a>  < b>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.  <b>Zoom Guidance and Setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a> .  <i>(wft, COURT STAFF) (Filed on 8/12/2022) (Entered: 08/12/2022)</i>
11/04/2022	<u>31</u>	NOTICE of Appearance by Laura Veronica Herrera–Sarabia <i>APPEARANCE OF COUNSEL</i> (Herrera–Sarabia, Laura) (Filed on 11/4/2022) (Entered: 11/04/2022)

11/07/2022	<u>32</u>	JOINT CASE MANAGEMENT STATEMENT <i>FURTHER JOINT CASE MANAGEMENT STATEMENT; [PROPOSED] ORDER</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 11/7/2022) (Entered: 11/07/2022)
11/08/2022	33	CLERK'S NOTICE CONTINUING CASE MANAGEMENT CONFERENCE. Notice is hereby given that the case management conference previously set for 11/15/2022 is continued to 1/24/2023. An updated joint case management statement is due by 1/17/2023. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> Joint Case Management Statement due by 1/17/2023. Initial Case Management Conference set for 1/24/2023 01:30 PM in Oakland, – Videoconference Only. (amg, COURT STAFF) (Filed on 11/8/2022) (Entered: 11/08/2022)
01/12/2023	<u>34</u>	<i>FURTHER JOINT CASE MANAGEMENT STATEMENT; [PROPOSED] ORDER</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Johns, Douglas) (Filed on 1/12/2023) Modified on 1/13/2023 (kmg, COURT STAFF). (Entered: 01/12/2023)
01/19/2023	35	CLERK'S NOTICE: You are hereby notified that the initial case management conference previously set for 1/24/2023 is continued to 5/23/2023 at 1:30pm in Oakland, this proceeding will be held via a Zoom webinar. Updated joint case management statement is due by 5/16/2023.  <b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a>  <b>Gene ral Order 58.</b> 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.  <b>Zoom guidance and setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a>  <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (wft, COURT STAFF) (Filed on 1/19/2023) (Entered: 01/19/2023)
05/10/2023	<u>36</u>	NOTICE of Substitution of Counsel by John Wesley Samples (Samples, John) (Filed on 5/10/2023) (Entered: 05/10/2023)
05/16/2023	<u>37</u>	STIPULATION WITH PROPOSED ORDER re 35 Clerk's Notice,,,, <i>JOINT STIPULATION TO CONTINUE THE FURTHER JOINT CASE MANAGEMENT STATEMENT AND FURTHER CASE MANAGEMENT CONFERENCE; AND [PROPOSED] ORDER</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Attachments: # <u>1</u> Declaration)(Samples, John) (Filed on 5/16/2023) (Entered: 05/16/2023)
05/19/2023	<u>38</u>	<b>Order by Magistrate Judge Kandis A. Westmore granting <u>37</u> Stipulation to Continue Case Management Conference. Joint Case Management Statement due by 9/19/2023. Initial Case Management Conference set for 9/26/2023 01:30 PM in Oakland, this proceeding will be held via a Zoom webinar.</b>  <b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a>  <b>General Order 58.</b> 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.  <b>Zoom guidance and setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a>  <b>(wft, COURT STAFF) (Filed on 5/19/2023) (Entered: 05/19/2023)</b>
09/19/2023	<u>39</u>	STIPULATION WITH PROPOSED ORDER <i>JOINT STIPULATION TO CONTINUE THE FURTHER JOINT CASE MANAGEMENT STATEMENT AND FURTHER CASE MANAGEMENT CONFERENCE</i> filed by United States Department of Homeland

		Security, United States Immigration & Customs Enforcement. (Attachments: # <u>1</u> Declaration)(Samples, John) (Filed on 9/19/2023) (Entered: 09/19/2023)
09/21/2023	<u>40</u>	<p><b>Order by Magistrate Judge Kandis A. Westmore granting <u>39</u> Stipulation to Continue Case Management Conference. Joint Case Management Statement due by 1/16/2024. Initial Case Management Conference set for 1/23/2024 01:30 PM in Oakland, this proceeding will be held via a Zoom webinar.</b></p> <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a></p> <p><b>General Order 58.</b> 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><b>Zoom guidance and setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a></p> <p><b>(wft, COURT STAFF) (Filed on 9/21/2023) (Entered: 09/21/2023)</b></p>
10/18/2023	<u>41</u>	NOTICE of Change In Counsel by Emily Jamieson Creighton (Creighton, Emily) (Filed on 10/18/2023) (Entered: 10/18/2023)
01/16/2024	<u>42</u>	STIPULATION WITH PROPOSED ORDER <i>JOINT STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND JOINT CASE MANAGEMENT STATEMENT</i> filed by American Immigration Council, Immigrant Legal Resource Center, Mijente Support Committee. (Attachments: # <u>1</u> Declaration of Laura Herrera–Sarabia In Support of Joint Stipulation to Continue Case Management Conference and Joint Case Management Statement)(Herrera–Sarabia, Laura) (Filed on 1/16/2024) (Entered: 01/16/2024)
01/19/2024	43	<p>CLERK'S NOTICE CONTINUING INITIAL CASE MANAGEMENT CONFERENCE. Initial Case Management Conference set for 1/23/2024 continued to 5/28/2024 at 1:30 PM in Oakland, – Videoconference Only. Case Management Statement due by 5/21/2024. This proceeding will be held via a Zoom webinar.</p> <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a></p> <p><b>General Order 58.</b> 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><b>Zoom Guidance and Setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a>.</p> <p><i>(This is a text–only entry generated by the court. There is no document associated with this entry.)</i> (bxl, COURT STAFF) (Filed on 1/19/2024) (Entered: 01/19/2024)</p>
05/08/2024	44	<p>CLERK'S NOTICE CONTINUING INITIAL CASE MANAGEMENT CONFERENCE: Parties are hereby notified that the initial case management conference previously set for 5/28/2024 is continued to 6/25/2024 01:30 PM in Oakland, this proceeding will be held via a Zoom webinar. Joint case management statement due by 6/18/2024.</p> <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a></p> <p><b>General Order 58.</b> 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><b>Zoom guidance and setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a></p>

		<i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (wft, COURT STAFF) (Filed on 5/8/2024) (Entered: 05/08/2024)
06/18/2024	<u>45</u>	STIPULATION WITH PROPOSED ORDER <i>JOINT STIPULATION AND [PROPOSED] ORDER TO CONTINUE THE FURTHER JOINT CASE MANAGEMENT STATEMENT AND FURTHER CASE MANAGEMENT CONFERENCE</i> filed by United States Department of Homeland Security, United States Immigration & Customs Enforcement. (Attachments: # <u>1</u> Declaration)(Samples, John) (Filed on 6/18/2024) (Entered: 06/18/2024)
06/20/2024	<u>46</u>	<p><b>Order by Magistrate Judge Kandis A. Westmore granting <u>45</u> Stipulation to Continue Case Management Conference. Joint Case Management Statement due by 11/5/2024. Initial Case Management Conference set for 11/12/2024 01:30 PM in Oakland, this proceeding will be held via a Zoom webinar.</b></p> <p><b>Webinar Access:</b> All counsel, members of the public, and media may access the webinar information at <a href="https://www.cand.uscourts.gov/kaw">https://www.cand.uscourts.gov/kaw</a></p> <p><b>General Order 58.</b> 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><b>Zoom guidance and setup:</b> <a href="https://www.cand.uscourts.gov/zoom/">https://www.cand.uscourts.gov/zoom/</a></p> <p><b>(wft, COURT STAFF) (Filed on 6/20/2024) (Entered: 06/20/2024)</b></p>
08/01/2024	<u>47</u>	NOTICE of Change of Address by Raul A. Pinto (Pinto, Raul) (Filed on 8/1/2024) (Entered: 08/01/2024)
08/09/2024	<u>48</u>	NOTICE of Change In Counsel by Wesley M Chao (Chao, Wesley) (Filed on 8/9/2024) (Entered: 08/09/2024)