

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:22-cv-00709-ZMF**

FEDERATION FOR AMERICAN IMMIGRATION REFORM  
v. UNITED STATES CUSTOMS AND BORDER  
PROTECTION, et al  
Assigned to: Magistrate Judge Zia M. Faruqui  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/15/2022  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**FEDERATION FOR AMERICAN  
IMMIGRATION REFORM**

represented by **David Leon Jaroslav**  
IMMIGRATION REFORM LAW  
INSTITUTE (IRLI)  
Washington  
25 Massachusetts Ave., NW  
Suite 335  
20001  
Washington, DC 20001  
954-288-3637  
Email: [djaroslav@irli.org](mailto:djaroslav@irli.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Matthew James O'Brien**  
IMMIGRATION REFORM LAW  
INSTITUTE  
25 Massachusetts Avenue, NW  
Suite 335  
Washington, DC 20001  
571-236-8146  
Email: [mobrien@irli.org](mailto:mobrien@irli.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Ralph L. Casale**  
3 Pell Place  
Stamford, CT 06905  
202-288-1497  
Email: [Ralph.L.Casale@gmail.com](mailto:Ralph.L.Casale@gmail.com)  
**TERMINATED: 12/08/2022**  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**John Michael Miano**  
E101 103 Park Ave  
Summit, NJ 07901  
908-273-9207  
Email: [miano@colosseumbuilders.com](mailto:miano@colosseumbuilders.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES CUSTOMS AND  
BORDER PROTECTION**  
*Office of Chief Counsel*

represented by **Erika Kirstie Oblea**  
DOJ-USAO  
US Attorney's Office  
601 D Street NW  
Washington, DC 20530  
(202) 252-2567  
Email: [erika.oblea@usdoj.gov](mailto:erika.oblea@usdoj.gov)

LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Sean Michael Tepe**  
U.S. DEPARTMENT OF JUSTICE  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2533  
Fax: (202) 252-2599  
Email: [sean.tepe@usdoj.gov](mailto:sean.tepe@usdoj.gov)  
TERMINATED: 05/24/2024  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Defendant**

**UNITED STATES DEPARTMENT  
OF HOMELAND SECURITY**  
*Office of the General Counsel*

represented by **Erika Kirstie Oblea**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Sean Michael Tepe**  
(See above for address)  
TERMINATED: 05/24/2024  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/15/2022	<u>1</u>	COMPLAINT against FEDERATION FOR AMERICAN IMMIGRATION REFORM ( Filing fee \$ 402 receipt number ADCDC-9104797) filed by FEDERATION FOR AMERICAN IMMIGRATION REFORM. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Notice and Consent)(Miano, John) (Entered: 03/15/2022)
03/15/2022		Case Assigned to Judge Trevor N. McFadden. (zmh) (Entered: 03/15/2022)
03/15/2022		NOTICE OF ERROR re <u>1</u> Complaint; emailed to miano@colosseumbuilders.com, cc'd 0 associated attorneys -- The PDF file you docketed contained errors: 1. Missing summonses--government. When naming a government agent or agency as a defendant, you must supply a summons for each defendant & two additional summonses for the U.S. Attorney & U.S. Attorney General. Please submit using the event Request for Summons to Issue. (zmh, ) (Entered: 03/15/2022)
03/15/2022	<u>2</u>	REQUEST FOR SUMMONS TO ISSUE filed by FEDERATION FOR AMERICAN IMMIGRATION REFORM. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons)(Miano, John) (Entered: 03/15/2022)
03/16/2022	<u>3</u>	SUMMONS (4) Issued Electronically as to All Defendants, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmh) (Entered: 03/16/2022)
03/16/2022	<u>4</u>	STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are hereby ORDERED to read and comply with the directives in the attached standing order. Signed by Judge Trevor N. McFadden on 3/16/22. (lctnm3) (Entered: 03/16/2022)
04/22/2022	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/31/2021. (Miano, John) (Entered: 04/22/2022)
04/22/2022	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/31/2022. Answer due for ALL FEDERAL DEFENDANTS by 4/30/2022. (Miano, John) (Entered: 04/22/2022)

04/22/2022	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES CUSTOMS AND BORDER PROTECTION served on 3/30/2022 (Miano, John) (Entered: 04/22/2022)
04/22/2022	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HOMELAND SECURITY served on 3/30/2022 (Miano, John) (Entered: 04/22/2022)
05/02/2022	<u>9</u>	NOTICE of Appearance by Erika Kirstie Oblea on behalf of All Defendants (Oblea, Erika) (Entered: 05/02/2022)
05/02/2022	<u>10</u>	ANSWER to Complaint by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY.(Oblea, Erika) (Entered: 05/02/2022)
05/03/2022		MINUTE ORDER. Before the Court are a Complaint and an Answer in this FOIA case. It is hereby ORDERED that the parties shall meet and confer and file a Joint Status Report proposing a schedule for proceeding in this matter. The schedule should address, among other things, the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, and a briefing schedule for dispositive motions, if required. The parties shall file the schedule on or before June 3, 2022. Signed by Judge Trevor N. McFadden on 5/3/2022. (lctnm3) (Entered: 05/03/2022)
05/03/2022	<u>11</u>	Consent to Proceed before US Magistrate Judge for All Purposes by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY.. (Oblea, Erika) (Entered: 05/03/2022)
05/03/2022		Set/Reset Deadlines: Joint Status Report due by 6/3/2022. (hmc) (Entered: 05/03/2022)
05/03/2022		MINUTE ORDER REFERRING CASE to a Magistrate Judge, to be assigned at random by the Clerk's Office, for all purposes, pursuant to the parties' consent to that assignment as stated in their <u>11</u> Joint Notice of Consent to Assignment to a Magistrate Judge. See LCvR 73.1(a). SO ORDERED. Signed by Judge Trevor N. McFadden on 5/3/2022. (lctnm3) (Entered: 05/03/2022)
05/03/2022		CASE RANDOMLY REFERRED to Magistrate Judge Zia M. Faruqui for all purposes. (z mh) (Entered: 05/05/2022)
05/17/2022	<u>12</u>	STANDING ORDER. This Order shall replace Judge McFadden's earlier Standing Order. Signed by Magistrate Judge Zia M. Faruqui on 5/17/2022. (lccr) (Entered: 05/17/2022)
05/17/2022		MINUTE ORDER. It is hereby ORDERED that the parties shall meet and confer in accordance with Local Civil Rule 16.3 and Rule 26(f) of the Federal Rules of Civil Procedure by June 1, 2022. No later than 14 days following said conference, the parties shall file a joint meet and confer report in accordance with Local Civil Rule 16.3(d), or a notice explaining why the case is exempt from such filing pursuant to Local Civil Rule 16.3(b). The Court will then set a scheduling conference unless the Court determines that such conference is unnecessary pursuant to Local Civil Rule 16.4. Signed by Magistrate Judge Zia M. Faruqui on 5/17/2022. (lccr) (Entered: 05/17/2022)
06/15/2022	<u>13</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 06/15/2022)
06/27/2022		MINUTE ORDER. Upon consideration of the Parties' joint status report, it is hereby ORDERED that the Parties shall file another joint status report and proposal for further proceedings by August 15, 2022. Signed by Magistrate Judge Zia M. Faruqui on 06/27/2022. (lccr) (Entered: 06/27/2022)
08/15/2022	<u>14</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 08/15/2022)

08/15/2022		MINUTE ORDER. Upon consideration of the Parties' joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by November 18, 2022. Signed by Magistrate Judge Zia M. Faruqui on 8/15/2022. (lccr) (Entered: 08/15/2022)
11/10/2022	<u>15</u>	NOTICE of Appearance by Ralph L. Casale on behalf of FEDERATION FOR AMERICAN IMMIGRATION REFORM (Casale, Ralph) (Entered: 11/10/2022)
11/18/2022	<u>16</u>	Unopposed MOTION for Extension of Time to <i>File Joint Status Report</i> by FEDERATION FOR AMERICAN IMMIGRATION REFORM. (Attachments: # <u>1</u> Text of Proposed Order)(Casale, Ralph) (Entered: 11/18/2022)
11/22/2022		MINUTE ORDER granting, <i>nunc pro tunc</i> , Plaintiff's unopposed <u>16</u> Motion for Extension of Time. The parties shall file a joint status report by no later than November 30, 2022. This order is effective as of November 18, 2022. Signed by Magistrate Judge Zia M. Faruqui on 11/22/2022. (lcoh) (Entered: 11/22/2022)
11/30/2022	<u>17</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 11/30/2022)
11/30/2022		MINUTE ORDER Upon consideration of the Parties' <u>17</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by February 16, 2023. Signed by Magistrate Judge Zia M. Faruqui on 11/30/22. (lcoh) (Entered: 11/30/2022)
12/08/2022	<u>18</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to FEDERATION FOR AMERICAN IMMIGRATION REFORM. Attorney Ralph L. Casale terminated. (Casale, Ralph) (Entered: 12/08/2022)
02/16/2023	<u>19</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 02/16/2023)
02/16/2023		MINUTE ORDER Upon consideration of the Parties' <u>19</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by May 16, 2023. Signed by Magistrate Judge Zia M. Faruqui on 2/16/2023. (lcoh) (Entered: 02/16/2023)
05/16/2023	<u>20</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 05/16/2023)
05/16/2023		MINUTE ORDER. Upon consideration of the Parties' <u>20</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by August 14, 2023. Signed by Magistrate Judge Zia M. Faruqui on 5/16/2023. (lcoh) (Entered: 05/16/2023)
08/14/2023	<u>21</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 08/14/2023)
08/14/2023		MINUTE ORDER. Upon consideration of the Parties' <u>21</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by November 13, 2023. Signed by Magistrate Judge Zia M. Faruqui on 8/14/2023. (lcoh) (Entered: 08/14/2023)
11/13/2023	<u>22</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 11/13/2023)
11/13/2023		MINUTE ORDER. Upon consideration of the Parties' <u>22</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by February 12, 2024. Signed by Magistrate Judge Zia M. Faruqui on November 13, 2023. (lcas) (Entered: 11/13/2023)
11/27/2023	<u>23</u>	NOTICE of Appearance by Sean Michael Tepe on behalf of All Defendants (Tepe, Sean) (Entered: 11/27/2023)

01/11/2024	<u>24</u>	NOTICE of Appearance by Matthew James O'Brien on behalf of FEDERATION FOR AMERICAN IMMIGRATION REFORM (O'Brien, Matthew) (Entered: 01/11/2024)
02/12/2024	<u>25</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Tepe, Sean) (Entered: 02/12/2024)
02/12/2024		MINUTE ORDER. Upon consideration of the Parties' <u>25</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by May 13, 2024. Signed by Magistrate Judge Zia M. Faruqui on February 12, 2024. (lcas) (Entered: 02/12/2024)
03/05/2024	<u>26</u>	NOTICE of Appearance by David Leon Jaroslav on behalf of FEDERATION FOR AMERICAN IMMIGRATION REFORM (Jaroslav, David) (Entered: 03/05/2024)
05/13/2024	<u>27</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 05/13/2024)
05/13/2024		MINUTE ORDER. Upon consideration of the Parties' <u>27</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by 8/12/2024. Signed by Magistrate Judge Zia M. Faruqui on May 13, 2024. (lcas) (Entered: 05/13/2024)
05/24/2024	<u>28</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. Attorney Sean Michael Tepe terminated. (Tepe, Sean) (Entered: 05/24/2024)
08/12/2024	<u>29</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 08/12/2024)
08/12/2024		MINUTE ORDER. Upon consideration of the Parties' <u>29</u> joint status report, it is ORDERED that the Parties shall file another joint status report and proposal for further proceedings by 11/12/2024. Signed by Magistrate Judge Zia M. Faruqui on August 12, 2024. (lcas) (Entered: 08/12/2024)