

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:22-cv-01378-RC**

WRIGHT v. U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES

Assigned to: Judge Rudolph Contreras
Cause: 05:552 Freedom of Information Act

Date Filed: 05/18/2022

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

CHRIS WRIGHT

represented by **CHRIS WRIGHT**
4020 Washington Blvd.
Ste. 301
Arlington, VA 22201
(703) 351-6515
PRO SE

V.

Defendant

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES
(HHS)

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Date Filed	#	Docket Text
05/18/2022	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES (Filing fee \$ 402, receipt number 202185) filed by CHRIS WRIGHT. (Attachment: # <u>1</u> Civil Cover Sheet)(ztth) (Entered: 05/19/2022)
05/18/2022		SUMMONS (3) Issued as to U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, U.S. Attorney and U.S. Attorney General (ztth) (Entered: 05/19/2022)
06/21/2022	<u>2</u>	NOTICE of Appearance by Daniel Patrick Schaefer on behalf of U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES (Schaefer, Daniel) (Entered: 06/21/2022)
06/21/2022	<u>3</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 06/21/2022)
06/21/2022		MINUTE ORDER granting <u>3</u> Unopposed Motion for Extension of Time: It is hereby ORDERED that the motion is GRANTED, and Defendant shall answer or respond to the Complaint on or before July 21, 2022. SO ORDERED. Signed by Judge Rudolph Contreras on 06/21/2022. (lcrc2) (Entered: 06/21/2022)
06/27/2022		Set/Reset Deadlines: Answer due by 7/21/2022, (tj) (Entered: 06/27/2022)
07/21/2022	<u>4</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 07/21/2022)
07/21/2022		MINUTE ORDER granting <u>4</u> Unopposed Motion for Extension of Time to Answer: it is hereby ORDERED that the motion is GRANTED, and that Defendant shall answer or respond to the Complaint on or before July 28, 2022. SO ORDERED. Signed by Judge Rudolph Contreras on 7/21/2022. (lcrc2) (Entered: 07/21/2022)
07/26/2022	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/19/2022. (Answer due for ALL FEDERAL DEFENDANTS by 6/18/2022.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 06/03/2022., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES served on 6/2/2022 (zjm) (Entered: 07/27/2022)
07/28/2022	<u>6</u>	MOTION to Dismiss by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 07/28/2022)

07/28/2022	<u>7</u>	Order advising plaintiff to respond to <u>5</u> Defendant's Motion to Dismiss or Court may deem matter as conceded. See document for details. Response due by 8/29/2022. Signed by Judge Rudolph Contreras on 7/28/2022. (lcrc2) (Entered: 07/28/2022)
08/29/2022	<u>8</u>	Memorandum in opposition to re <u>6</u> Motion to Dismiss filed by CHRIS WRIGHT. (Attachment: # <u>1</u> Exhibit)(ztth) (Additional attachment(s) added on 8/31/2022: # <u>2</u> Text of Proposed Order) (ztth). (Entered: 08/30/2022)
09/02/2022	<u>9</u>	MOTION for Extension of Time to File Response/Reply as to <u>6</u> MOTION to Dismiss by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 09/02/2022)
09/02/2022		MINUTE ORDER granting <u>9</u> Motion for Extension of Time: It is hereby ORDERED that the motion is GRANTED, and that Defendant shall file its Reply in support of its motion to dismiss on or before September 13, 2022. SO ORDERED. Signed by Judge Rudolph Contreras on 9/2/2022. (lcrc2) (Entered: 09/02/2022)
09/13/2022	<u>10</u>	REPLY to opposition to motion re <u>6</u> MOTION to Dismiss filed by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Schaefer, Daniel) (Entered: 09/13/2022)
10/14/2022	<u>11</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Thomas Anthony Quinn on behalf of U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES Substituting for attorney DAN SCHAEFER (Quinn, Thomas) (Entered: 10/14/2022)
11/04/2022	<u>12</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Christina O'Tousa on behalf of U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES Substituting for attorney T. Anthony Quinn (O'Tousa, Christina) (Entered: 11/04/2022)
12/30/2022	<u>13</u>	ORDER denying <u>6</u> Defendant's Motion to Dismiss. See document for details. Signed by Judge Rudolph Contreras on 12-30-2022. (lcrc3) (Entered: 12/30/2022)
12/30/2022	<u>14</u>	MEMORANDUM OPINION denying <u>6</u> Defendant's Motion to Dismiss. See document for details. Signed by Judge Rudolph Contreras on 12-30-2022. (lcrc3) (Entered: 12/30/2022)
01/30/2023	<u>15</u>	Consent MOTION for Extension of Time to <i>File Joint Status Report</i> by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (O'Tousa, Christina) (Entered: 01/30/2023)
01/30/2023		MINUTE ORDER granting <u>15</u> Defendant's Consent Motion for Extension of Time: It is hereby ORDERED that the parties shall file a joint status report on or before February 6, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 1/30/23. (lcrc2) (Entered: 01/30/2023)
02/06/2023	<u>16</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (O'Tousa, Christina) (Entered: 02/06/2023)
02/07/2023		MINUTE ORDER: Upon consideration of <u>16</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall submit another joint status report on or before March 23, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 2/7/23. (lcrc2) (Entered: 02/07/2023)
03/23/2023	<u>17</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (O'Tousa, Christina) (Entered: 03/23/2023)
03/24/2023		MINUTE ORDER: Upon consideration of <u>17</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall submit another joint status report on or before May 22, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 3/24/23. (lcrc2) (Entered: 03/24/2023)
05/08/2023	<u>18</u>	NOTICE OF SUBSTITUTION OF COUNSEL by B. Kathryn Debrason on behalf of U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES Substituting for attorney Christina OTousa (Debrason, B. Kathryn) (Entered: 05/08/2023)
05/17/2023	<u>19</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Debrason, B. Kathryn) (Entered: 05/17/2023)

05/18/2023		MINUTE ORDER: Upon consideration of the parties' <u>19</u> Joint Status Report, it is hereby ORDERED that the parties shall submit another joint status report on or before July 24, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 5/18/23. (lrcr2) (Entered: 05/18/2023)
07/17/2023	<u>20</u>	MOTION to Compel by CHRIS WRIGHT. (mg) (Additional attachment(s) added on 7/19/2023: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibits) (mg). (Entered: 07/19/2023)
07/24/2023	<u>21</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Debrason, B. Kathryn) (Entered: 07/24/2023)
07/28/2023	<u>22</u>	MOTION for Extension of Time to <i>Oppose Plaintiff's Motion to Compel</i> by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Debrason, B. Kathryn) (Entered: 07/28/2023)
07/31/2023		MINUTE ORDER granting <u>22</u> Defendant's Motion for Extension of Time: Defendant shall respond to Plaintiff's Motion to Compel on or before August 21, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 7/31/23. (lrcr2) (Entered: 07/31/2023)
08/18/2023	<u>23</u>	MOTION for Extension of Time to File Response/Reply to <i>Plaintiff's Motion to Compel</i> by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Debrason, B.) (Entered: 08/18/2023)
09/21/2023		MINUTE ORDER granting <u>23</u> Defendant's Motion for Extension of Time to File Opposition to Motion to Compel. It is hereby ORDERED that Defendant shall file its Opposition to Plaintiff's Motion to Compel on or before September 27, 2023. It is FURTHER ORDERED that the parties shall file a joint status report on or before September 27, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 09/21/2023. (lrcr2) (Entered: 09/21/2023)
09/27/2023	<u>24</u>	Consent MOTION for Extension of Time to <i>Respond to Motion to Compel</i> by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Truong, John) (Entered: 09/27/2023)
09/27/2023		MINUTE ORDER granting <u>24</u> Defendant's Consent Motion for Extension of Time: It is hereby ORDERED that Defendant shall file an opposition to Plaintiffs motion to compel on or before October 27, 2023. SO ORDERED. Signed by Judge Rudolph Contreras on 09/27/2023. (lrcr2) (Entered: 09/27/2023)
09/27/2023	<u>25</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES. (Truong, John) (Entered: 09/27/2023)
10/11/2023	<u>26</u>	Unopposed MOTION to Stay of <i>Proceedings</i> by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Attachments: # <u>1</u> Declaration Suzann Burk)(Truong, John) (Entered: 10/11/2023)
10/12/2023	<u>27</u>	NOTICE of Filing of Declaration of Suzann Burk by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES re <u>26</u> Motion to Stay (Attachments: # <u>1</u> Exhibit Declaration of Suzann Burk)(Truong, John) (Entered: 10/12/2023)
10/13/2023	<u>28</u>	ORDER granting <u>26</u> Motion to Stay. See document for details. Signed by Judge Rudolph Contreras on 10/13/2023. (lrcr2) (Entered: 10/13/2023)
10/24/2023	<u>29</u>	NOTICE of Appearance by Tabitha Bartholomew on behalf of U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES (Bartholomew, Tabitha) (Entered: 10/24/2023)
10/24/2023	<u>30</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>20</u> MOTION to Compel <i>Searches (Item 1)</i> by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Bartholomew, Tabitha) (Entered: 10/24/2023)
10/25/2023		MINUTE ORDER granting <u>30</u> Motion for Extension of Time to File Response/Reply. It is hereby ORDERED that Defendant shall respond to Plaintiffs Motion to Compel on or before January 12, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 10/25/2023. (lrcr2) (Entered: 10/25/2023)
11/08/2023		Set/Reset Deadlines: Responses due by 1/12/2024 (tj) (Entered: 11/08/2023)

01/12/2024	<u>31</u>	Memorandum in opposition to re <u>20</u> Motion to Compel <i>Searches (Item 1)</i> filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Bartholomew, Tabitha) (Entered: 01/12/2024)
01/25/2024	<u>32</u>	MOTION for Leave to Late File Reply by CHRIS WRIGHT. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit – Reply)(ztth) (Entered: 01/29/2024)
01/29/2024		MINUTE ORDER granting <u>32</u> Motion for Leave to File Late. It is hereby ORDERED that Plaintiff's motion to file his reply late is GRANTED. It is FURTHER ORDERED that Plaintiff's reply is DEEMED TIMELY FILED. SO ORDERED. Signed by Judge Rudolph Contreras on 01/29/2024. (lcrc2) (Entered: 01/29/2024)
03/19/2024		MINUTE ORDER: In light of the parties' briefing with respect to <u>20</u> Plaintiff's Motion to Compel, the parties are hereby ORDERED, on or before April 2, 2024, to meet and confer and submit a joint status report stating what materials have been produced to Plaintiff and the scope of any remaining disagreement. It is FURTHER ORDERED, considering the relief sought in <u>20</u> Plaintiff's Motion to Compel, that the motion is DENIED WITHOUT PREJUDICE and that the parties shall submit proposed schedules for the production of documents and summary judgment briefing. SO ORDERED. Signed by Judge Rudolph Contreras on 03/19/2024. (lcrc2) (Entered: 03/19/2024)
03/19/2024		Set/Reset Deadlines: Joint Status Report due by 4/2/2024. (tj) (Entered: 03/19/2024)
04/02/2024	<u>33</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Bartholomew, Tabitha) (Entered: 04/02/2024)
04/03/2024		MINUTE ORDER: Upon consideration of <u>33</u> the parties' Joint Status Report, it is hereby ORDERED that the Government shall move for summary judgment on all issues concerning all agencies at issue except for the FDA (the FDA stay shall remain in place for all issues concerning the FDA response to plaintiff's requests) within 45 days of this order; Plaintiff shall oppose the Government's motion and cross-move, if appropriate, 30 days thereafter; the Government shall oppose plaintiff's cross-motion, if any, and reply in support of its own motion 30 days thereafter; and, Plaintiff shall file his reply to the government's opposition to his cross-motion, if any, 21 days thereafter. SO ORDERED. Signed by Judge Rudolph Contreras on 04/03/2024. (lcrc2) (Entered: 04/03/2024)
05/08/2024	<u>34</u>	MOTION for Extension of Time to <i>File Summary Judgment Briefing</i> by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Bartholomew, Tabitha) (Entered: 05/08/2024)
05/13/2024	<u>35</u>	Memorandum in opposition to re <u>34</u> Motion for Extension of Time, filed by CHRIS WRIGHT. (Attachments: # <u>1</u> Text of Proposed Order)(mg) (Entered: 05/13/2024)
05/24/2024		MINUTE ORDER: Upon consideration of <u>34</u> Defendant's Motion for Extension of Time, it is hereby ORDERED that that the Government's motion for partial summary judgment shall be filed on or before July 20, 2024; Plaintiff shall oppose the Government's motion and cross-move, if appropriate, on or before August 19, 2024; the Government shall oppose plaintiff's cross-motion, if any, and reply in support of its own motion on or before September 18, 2024; and Plaintiff shall file his reply to the government's opposition to his cross-motion, if any, on or before October 9, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 05/24/2024. (lcrc2) (Entered: 05/24/2024)
07/15/2024	<u>36</u>	Consent MOTION for Extension of Time to <i>File Motion for Summary Judgment</i> by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Bartholomew, Tabitha) (Entered: 07/15/2024)
07/15/2024		MINUTE ORDER granting <u>36</u> Consent Motion for Extension of Time: It is hereby ORDERED that that Defendant's Partial Motion for Summary Judgment shall be filed on or before October 18, 2024; Plaintiff shall file his opposition to Defendant's motion, and any cross-motion, on or before December 2, 2024; Defendant shall file its reply and cross-opposition, if any, on or before January 10, 2025; and Plaintiff shall file his reply to the government's opposition to his cross-motion, if any, on or before February 5, 2025. SO ORDERED. Signed by Judge Rudolph Contreras on 07/15/2024. (lcrc2) (Entered: 07/15/2024)

07/15/2024		Set/Reset Deadlines: Cross Motions due by 12/2/2024. Response to Cross Motions due by 1/10/2025. Reply to Cross Motions due by 2/5/2025. Summary Judgment motions due by 10/18/2024. Response to Motion for Summary Judgment due by 12/2/2024. Reply to Motion for Summary Judgment due by 1/10/2025. (tj) (Entered: 07/15/2024)
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