

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:22-cv-03734-RDM**

KHATCHADOURIAN v. FEDERAL BUREAU OF
INVESTIGATION et al
Assigned to: Judge Randolph D. Moss
Cause: 05:552 Freedom of Information Act

Date Filed: 12/15/2022
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

RAFFI KHATCHADOURIAN

represented by **Adam Alexander Marshall**
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V.

Defendant

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represented by **John Bardo**
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Defendant

UNITED STATES DEPARTMENT OF JUSTICE

represented by **John Bardo**
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Date Filed	#	Docket Text
12/15/2022	<u>1</u>	COMPLAINT against FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE (Filing fee \$ 402 receipt number ADCDC-9736526) filed by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Townsend, KatieLynn) (Entered: 12/15/2022)
12/16/2022		Case Assigned to Judge Randolph D. Moss. (zljn) (Entered: 12/16/2022)
12/16/2022	<u>2</u>	SUMMONS (4) Issued Electronically as to FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zljn) (Entered: 12/16/2022)
12/20/2022	<u>3</u>	STANDING ORDER: The parties are hereby ORDERED to comply with the directives set forth in the attached Standing Order. See document for details. Signed by Judge Randolph D. Moss on 12/20/2022. (lcrdm2) (Entered: 12/20/2022)
01/04/2023	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/27/2022. RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL BUREAU OF INVESTIGATION served on 12/28/2022; UNITED STATES DEPARTMENT OF JUSTICE served on 12/28/2022, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/27/2022. (Answer due for ALL FEDERAL DEFENDANTS by 1/26/2023.) (Townsend, KatieLynn) Modified on 1/5/2023 to add date served for AG (zjm). (Entered: 01/04/2023)
01/26/2023	<u>5</u>	ANSWER to Complaint by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE.(Bardo, John) (Entered: 01/26/2023)
01/26/2023		MINUTE ORDER: It is ORDERED that, on or before March 3, 2023, the parties shall confer and file a joint status report addressing (1) any documents still to be produced pursuant to FOIA; (2) an anticipated schedule for processing and producing any such documents; and (3) any substantive areas of disagreement between the parties. It is FURTHER ORDERED that the parties shall appear by video for an Initial Scheduling Conference on March 10, 2023, at 10:15 a.m., via Zoom. Signed by Judge Randolph D. Moss on 1/26/2023. (lcrdm2) (Entered: 01/26/2023)
01/30/2023	<u>6</u>	NOTICE of Appearance by Adam Alexander Marshall on behalf of RAFFI KHATCHADOURIAN (Marshall, Adam) (Entered: 01/30/2023)
01/30/2023	<u>7</u>	NOTICE of Appearance by Gunita Singh on behalf of RAFFI KHATCHADOURIAN (Singh, Gunita) (Entered: 01/30/2023)
01/31/2023	<u>8</u>	NOTICE of Appearance by Shawn Musgrave on behalf of RAFFI KHATCHADOURIAN (Musgrave, Shawn) (Entered: 01/31/2023)
01/31/2023		RESOLVED...NOTICE of Provisional/Government Not Certified Status re <u>7</u> NOTICE of Appearance by Gunita Singh on behalf of RAFFI KHATCHADOURIAN (Singh, Gunita). Your attorney renewal/government certification has not been received. As a result, your membership with the U.S. District & Bankruptcy Courts for the District of Columbia is not in good standing, and you are not permitted to file. Pursuant to Local

		<p>Civil Rule 83.9, you must immediately correct your membership status by following the appropriate instructions on this page of our website: https://www.dcd.uscourts.gov/attorney-renewal.</p> <p>Please be advised that the presiding judge in this case has been notified that you are currently not in good standing to file in this court. Renewal Due by 2/7/2023. (zbaj) Modified on 2/6/2023 (zbaj). (Entered: 01/31/2023)</p>
03/03/2023	<u>9</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 03/03/2023)
03/03/2023		MINUTE ORDER: In light of the parties' Initial Joint Status Report, Dkt. <u>9</u> , it is hereby ORDERED that (1) the parties shall file a further joint status report on June 1, 2023, and every 90 days thereafter until production is complete, and (2) the initial scheduling conference set for March 10, 2023 is VACATED. Signed by Judge Randolph D. Moss on 3/3/2023. (lcrdm2) (Entered: 03/03/2023)
06/01/2023	<u>10</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 06/01/2023)
08/01/2023	<u>11</u>	MOTION for Status Conference by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Declaration of Gunita K. Singh, # <u>2</u> Text of Proposed Order)(Townsend, KatieLynn) (Attachment 1 corrected & replaced on 8/1/2023.) (ztnr). Modified event on 8/2/2023 (znmw). (Entered: 08/01/2023)
08/01/2023		MINUTE ORDER: Upon consideration of Plaintiff's Motion for a Status Conference, Dkt. <u>11</u> , it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that the parties shall appear for a status conference on August 10, 2023, at 10:30 a.m., via Zoom. Signed by Judge Randolph D. Moss on 8/1/2023. (lcrdm2) (Entered: 08/01/2023)
08/10/2023		Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 8/10/2023 by video. Parties directed to meet and confer. (Court Reporter Tim Miller) (zglw) (Entered: 08/10/2023)
08/29/2023	<u>12</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 08/29/2023)
10/25/2023	<u>13</u>	MOTION for Briefing Schedule , MOTION for Hearing by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 10/25/2023)
10/26/2023	<u>14</u>	ERRATA by RAFFI KHATCHADOURIAN re <u>13</u> Motion for Briefing Schedule, Motion for Hearing. (Attachments: # <u>1</u> Exhibit A)(Marshall, Adam) (Entered: 10/26/2023)
10/30/2023		MINUTE ORDER: Upon consideration of Plaintiff's motion, Dkt. <u>13</u> , and in light of section 10(a) of the Courts Standing Order, the court finds a pre-motion conference is appropriate. It is hereby ORDERED that the parties shall appear on Nov. 9, 2023, at 10:30 a.m. in Courtroom 8. It is further ORDERED that Defendants submit a short notice setting forth their anticipated responses to the proposed motion on or before Nov. 6, 2023. Signed by Judge Randolph D. Moss on 10/30/23. (lcrdm2) (Entered: 10/30/2023)
10/31/2023	<u>15</u>	Consent MOTION to Continue <i>Status Conference</i> by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 10/31/2023)
11/01/2023		MINUTE ORDER: Upon consideration of Plaintiff's Consent Motion to Continue Status Conference, Dkt. <u>15</u> , it is hereby ORDERED that the motion is GRANTED. The status conference previously set for November 9, 2023, is VACATED and RESCHEDULED for November 14, 2023, at 11:00 a.m. in Courtroom 8. Defendants shall submit their short notice of anticipated responses on or before November 8, 2023. Signed by Judge Randolph D. Moss on 11/1/23. (lcrdm2) (Entered: 11/01/2023)
11/08/2023	<u>16</u>	Memorandum in opposition to re <u>13</u> Motion for Briefing Schedule, Motion for Hearing filed by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit)(Bardo, John) (Entered: 11/08/2023)

11/08/2023		MINUTE ORDER: Upon consideration of Plaintiff's Motion for Briefing Schedule & Motion for Hearing, Dkt. <u>13</u> , and in light of Defendants memorandum in opposition, Dkt. <u>16</u> , it is hereby ORDERED that the Motion for Briefing Schedule and Motion for Hearing are DENIED as premature. The Court concludes that given the ongoing productions, it is not yet appropriate to set a summary judgment briefing schedule. The Court further concludes that a pre-motion conference is no longer necessary and a joint status report is more appropriate. Accordingly, it is further ORDERED that the pre-motion conference currently set for Nov. 14, 2023, is VACATED. Given that the FBI anticipates it will complete its initial review of all pages responsive to Plaintiff's request on November 30, 2023, it is further ORDERED that the joint status report otherwise scheduled to be due on Nov. 28, 2023, under the Court's March 3, 2023, Minute Order, shall now be due on or before Dec. 4, 2023. Signed by Judge Randolph D. Moss on 11/8/23. (lcrdm2) (Entered: 11/08/2023)
12/04/2023	<u>17</u>	Joint STATUS REPORT by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 12/04/2023)
12/05/2023		MINUTE ORDER: In light of the parties' Joint Status Report, Dkt. <u>17</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before January 4, 2024. Signed by Judge Randolph D. Moss on 12/5/23. (lcrdm2) (Entered: 12/05/2023)
01/04/2024	<u>18</u>	Joint STATUS REPORT by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 01/04/2024)
01/07/2024		MINUTE ORDER: In light of the parties' Joint Status Report, Dkt. <u>18</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before February 2, 2024. Signed by Judge Randolph D. Moss on 1/7/24. (lcrdm2) (Entered: 01/07/2024)
01/10/2024	<u>19</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to RAFFI KHATCHADOURIAN. Attorney Shawn Musgrave terminated. (Musgrave, Shawn) (Entered: 01/10/2024)
02/02/2024	<u>20</u>	Joint STATUS REPORT by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 02/02/2024)
02/02/2024		MINUTE ORDER: In light of the parties' Joint Status Report, Dkt. <u>20</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before April 2, 2024. Signed by Judge Randolph D. Moss on 2/2/24. (lcrdm2) (Entered: 02/02/2024)
02/14/2024	<u>21</u>	MOTION for Briefing Schedule & <i>Processing Order</i> by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 02/14/2024)
02/27/2024	<u>22</u>	Memorandum in opposition to re <u>21</u> Motion for Briefing Schedule filed by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 02/27/2024)
03/04/2024	<u>23</u>	REPLY to opposition to motion re <u>21</u> MOTION for Briefing Schedule & <i>Processing Order</i> filed by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 03/04/2024)
03/05/2024		MINUTE ORDER: Upon consideration of Plaintiff's Motion for Briefing Schedule and Processing Order, Dkt. <u>21</u> , it is hereby ORDERED that the motion is GRANTED in part and DENIED in part. It is further ORDERED that: (1) Defendants shall complete their review and productions on or before April 8, 2024; (2) Defendants shall file their Vaughn index and motion for summary judgment on or before May 13, 2024; (3) Plaintiff shall file his cross-motion and opposition to Defendants' motion for summary judgment on or before June 3, 2024; (4) Defendants shall file their opposition to Plaintiff's cross-motion for summary judgment and reply on or before June 28, 2024; and (5) Plaintiff shall file his reply on or before July 19, 2024. Signed by Judge Randolph D. Moss on 3/5/24. (lcrdm2) (Entered: 03/05/2024)
04/02/2024	<u>24</u>	Joint STATUS REPORT by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 04/02/2024)

04/16/2024	<u>25</u>	MOTION for Extension of Time to <i>Brief Summary Judgment</i> by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 04/16/2024)
04/16/2024		MINUTE ORDER: In light of Defendants' Motion for Extension of Time, Dkt. <u>25</u> , it is hereby ORDERED that Plaintiff respond on or before April 23, 2024. Signed by Judge Randolph D. Moss on 4/16/24. (lcrdm2) (Entered: 04/16/2024)
04/22/2024	<u>26</u>	Memorandum in opposition to re <u>25</u> Motion for Extension of Time to filed by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 04/22/2024)
04/23/2024		MINUTE ORDER: Upon consideration of Defendants' Motion for Extension of Time, Dkt. <u>25</u> , it is hereby ORDERED that the motion is GRANTED in part and DENIED in part. The Court will grant Defendants a 45-day extension. It is, accordingly, ORDERED that the deadlines set by the Court's March 5, 2024, Minute Order are VACATED. It is further ORDERED that (1) Defendants shall file their Vaughn index and motion for summary judgment on or before June 27, 2024; (2) Plaintiff shall file his cross-motion and opposition to Defendants' motion for summary judgment on or before July 18, 2024; (3) Defendants shall file their opposition to Plaintiff's cross-motion for summary judgment and reply on or before August 12, 2024; and (4) Plaintiff shall file his reply on or before September 2, 2024. Defendants are cautioned that the Court will not grant any further extensions of these deadlines absent compelling circumstances. Signed by Judge Randolph D. Moss on 4/23/24. (lcrdm2) (Entered: 04/23/2024)
06/27/2024	<u>27</u>	MOTION for Summary Judgment by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Exhibit, # <u>5</u> Text of Proposed Order)(Bardo, John) (Entered: 06/27/2024)
07/18/2024	<u>28</u>	Cross MOTION for Partial Summary Judgment by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Gunita Singh, # <u>4</u> Exhibit A-Z of Singh Declaration, # <u>5</u> Exhibit AA-ZZ of Singh Declaration, # <u>6</u> Exhibit AAA-BBB of Singh Declaration, # <u>7</u> Declaration of Raffi Khatchadourian, # <u>8</u> Exhibit 16 of Khatchadourian Declaration, # <u>9</u> Exhibit 17 of Khatchadourian Declaration, # <u>10</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 07/18/2024)
07/18/2024	<u>29</u>	Memorandum in opposition to re <u>27</u> Motion for Summary Judgment, filed by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Gunita Singh, # <u>4</u> Exhibit A-Z of Singh Decl., # <u>5</u> Exhibit AA-ZZ of Singh Decl., # <u>6</u> Exhibit AAA-BBB of Singh Decl., # <u>7</u> Declaration of Raffi Khatchadourian, # <u>8</u> Exhibit 16 of Khatchadourian Decl., # <u>9</u> Exhibit 17 of Khatchadourian Decl., # <u>10</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 07/18/2024)
07/18/2024	<u>30</u>	MOTION for In Camera Review by RAFFI KHATCHADOURIAN. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 07/18/2024)
07/23/2024	<u>31</u>	MOTION for Extension of Time to <i>Complete Summary Judgment Briefing</i> by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 07/23/2024)
07/24/2024		MINUTE ORDER: In light of Defendants' Motion for Extension of Time, Dkt. <u>31</u> , it is hereby ORDERED that Plaintiff respond to the motion on or before July 26, 2024. Signed by Judge Randolph D. Moss on 7/24/24. (lcrdm2) (Entered: 07/24/2024)
07/25/2024	<u>32</u>	Memorandum in opposition to re <u>31</u> Motion for Extension of Time to <i>Complete Briefing</i> filed by RAFFI KHATCHADOURIAN. (Townsend, KatieLynn) (Entered: 07/25/2024)
07/26/2024		MINUTE ORDER: Upon consideration of Defendant's Motion for Extension of Time, Dkt. <u>31</u> , it is hereby ORDERED that the motion is GRANTED. Although the Court recognizes Plaintiff's legitimate interest in obtaining an expeditious resolution of the matter, the short extension that is requested will not result in a material delay in the case and is justified for the reasons provided, including the need to respond to

		Plaintiff's additional motion for in camera review. It is, accordingly, ORDERED that, on or before September 3, 2024, Defendant shall file (i) its reply in support of its motion for summary judgment and opposition to Plaintiff's cross-motion for summary judgment and (ii) its opposition to the motion for in camera review. It is further ORDERED that, on or before September 24, 2024, Plaintiff shall file (i) his reply in support of his cross-motion for summary judgment and (ii) his reply in support of his motion for in camera review. Signed by Judge Randolph D. Moss on 7/26/24. (lcrdm2) (Entered: 07/26/2024)
08/16/2024	<u>33</u>	Consent MOTION to Stay <i>the Summary Judgment Briefing Schedule Pending Reprocessing</i> by FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 08/16/2024)
08/20/2024		MINUTE ORDER: Upon consideration of Defendant's Consent Motion to Stay the Summary Judgment Briefing, Dkt. <u>33</u> , it is hereby ORDERED that the motion is GRANTED and the remaining deadlines in the briefing schedule STAYED. It is further ORDERED that parties shall submit a Joint Status Report on or before October 14, 2024, proposing a schedule for further briefing if necessary. Signed by Judge Randolph D. Moss on 8/20/2024. (lcrdm2) (Entered: 08/20/2024)