

United States District Court
Northern District of Illinois – CM/ECF NextGen 1.7.1.1 (Chicago)
CIVIL DOCKET FOR CASE #: 1:23-cv-03103

Aviation Services LLC et al v. Small Business Administration
Assigned to: Honorable Rebecca R. Pallmeyer
related Case: [1:23-cv-03507](#)
Cause: 05:552 Freedom of Information Act

Date Filed: 05/17/2023
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**aviation services llc**

represented by **Nicolette Glazer**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**CIG DEVELOPMENT LLC**

represented by **Nicolette Glazer**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff**Gregory J Landis**

represented by **Nicolette Glazer**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant**Small Business Administration**

represented by **Abraham Judson Souza**
United States Attorney's Office
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Date Filed	#	Docket Text
05/17/2023	<u>1</u>	COMPLAINT filed by Gregory J Landis, CIG DEVELOPMENT LLC; Filing fee \$ 402, receipt number AILNDC-20647362.(Glazer, Nicolette) (Entered: 05/17/2023)
05/17/2023	<u>2</u>	CIVIL Cover Sheet (Glazer, Nicolette) (Entered: 05/17/2023)
05/17/2023	<u>3</u>	ATTORNEY Appearance for Plaintiffs CIG DEVELOPMENT LLC, Gregory J Landis, aviation services llc by Nicolette Glazer (Glazer, Nicolette) (Entered: 05/17/2023)
05/17/2023		CASE ASSIGNED to the Honorable Rebecca R. Pallmeyer. Designated as Magistrate Judge the Honorable M. David Weisman. Case assignment: Random assignment. (smb,) (Entered: 05/17/2023)

05/17/2023		CLERK'S NOTICE: Pursuant to Local Rule 73.1(b), a United States Magistrate Judge of this court is available to conduct all proceedings in this civil action. If all parties consent to have the currently assigned United States Magistrate Judge conduct all proceedings in this case, including trial, the entry of final judgment, and all post-trial proceedings, all parties must sign their names on the attached <u>Consent To form. This consent form is eligible for filing only if executed by all parties. The parties can also express their consent to jurisdiction by a magistrate judge in any joint filing, including the Joint Initial Status Report or proposed Case Management Order. (smb.) (Entered: 05/17/2023)</u>
05/30/2023		SUMMONS Issued as to Small Business Administration, U.S. Attorney, and U.S. Attorney General (sxh,) (Entered: 05/30/2023)
07/05/2023	<u>4</u>	DESIGNATION of Abraham Judson Souza as U.S. Attorney for Defendant Small Business Administration (Souza, Abraham) (Entered: 07/05/2023)
07/05/2023	<u>5</u>	MOTION by Defendant Small Business Administration for extension of time <i>to file responsive pleading (UNOPPOSED)</i> (Souza, Abraham) (Entered: 07/05/2023)
07/06/2023	<u>6</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's unopposed motion for extension of time to file responsive pleading <u>5</u> is granted. Defendant, Small Business Administration, to answer or otherwise respond to complaint through and including August 9, 2023. Mailed notice. (cp,) (Entered: 07/06/2023)
08/01/2023	<u>7</u>	MOTION by Defendant Small Business Administration for extension of time <i>to file responsive pleading (UNOPPOSED)</i> (Souza, Abraham) (Entered: 08/01/2023)
08/02/2023	<u>8</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's Unopposed Motion For Second Extension Of Time To File Responsive Pleading <u>7</u> is granted. Defendant's responsive pleading due on or before September 8, 2023. Mailed notice (cn). (Entered: 08/02/2023)
09/06/2023	<u>9</u>	MOTION by Defendant Small Business Administration for extension of time <i>to file responsive pleading (AGREED)</i> (Souza, Abraham) (Entered: 09/06/2023)
09/08/2023	<u>10</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's agreed motion for third extension of time to file responsive pleading <u>9</u> is granted. Defendant is granted an extension to file a responsive pleading through and including October 10, 2023. Mailed notice. (cp,) (Entered: 09/08/2023)
10/06/2023	<u>11</u>	MOTION by Defendant Small Business Administration to stay <i>JOINT AGREED MOTION</i> (Souza, Abraham) (Entered: 10/06/2023)
10/11/2023	<u>12</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Joint Agreed Motion to Stay <u>11</u> is granted; Case is stayed for 60 days. Parties are directed to submit a further written status report on or before December 11, 2023. Mailed notice. (cp,) (Entered: 10/11/2023)
12/11/2023	<u>13</u>	STATUS Report <i>JOINT</i> by Small Business Administration (Souza, Abraham) (Entered: 12/11/2023)
12/12/2023	<u>14</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: At the parties' request, stay of this case is extended for an additional 60 days. Absent submission of settlement documents prior to February 20, 2024, the parties are directed to submit a further written status report on that date. Mailed notice. (cp,) (Entered: 12/12/2023)
12/28/2023	<u>15</u>	ANNUAL REMINDER: Pursuant to <u>Local Rule 3.2 (Notification of Affiliates)</u> , <u>any nongovernmental party, other than an individual or sole proprietorship, must file a statement identifying all its affiliates known to the party after diligent review or, if the</u>

		<u>party has identified no affiliates, then a statement reflecting that fact must be filed. An affiliate is defined as follows: any entity or individual owning, directly or indirectly (through ownership of one or more other entities), 5% or more of a party. The statement is to be electronically filed as a PDF in conjunction with entering the affiliates in CM/ECF as prompted. As a reminder to counsel, parties must supplement their statements of affiliates within thirty (30) days of any change in the information previously reported. This minute order is being issued to all counsel of record to remind counsel of their obligation to provide updated information as to additional affiliates if such updating is necessary. If counsel has any questions regarding this process, this LINK will provide additional information. Signed by the Executive Committee on 12/28/2023: Mailed notice. (tg,) (Entered: 12/29/2023)</u>
02/20/2024	<u>16</u>	STATUS Report (<i>JOINT</i>) by Small Business Administration (Souza, Abraham) (Entered: 02/20/2024)
02/21/2024	<u>17</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: The court has reviewed the parties' report and directs that Plaintiffs file their supplemental complaint under Fed. R. Civ. P. 15(d) by February 27, 2024, and that Defendant answer or otherwise respond to the supplemental complaint within 21 days, by March 19, 2024. The parties are further directed to submit a proposed schedule for summary judgment briefing by April 3, 2024. Mailed notice. (cp,) (Entered: 02/21/2024)
02/27/2024	<u>18</u>	<i>Supplemental and AMENDED</i> complaint by aviation services llc, Gregory J Landis, CIG DEVELOPMENT LLC against All Defendants (Glazer, Nicolette) (Entered: 02/27/2024)
03/12/2024	<u>19</u>	MOTION by Defendant Small Business Administration to reassign case <i>based on relatedness (UNOPPOSED)</i> (Attachments: # <u>1</u> Exhibit amended complaint in higher-numbered Russo case)(Souza, Abraham) (Entered: 03/12/2024)
03/15/2024	<u>20</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's unopposed motion for reassignment based on relatedness <u>19</u> is granted. Executive order to enter. Mailed notice. (cp,) (Entered: 03/15/2024)
03/19/2024	<u>21</u>	ANSWER to amended complaint by Small Business Administration(Souza, Abraham) (Entered: 03/19/2024)
03/25/2024	<u>22</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: An Executive Committee Order was entered in case number 23-cv-3507, reassigning that case to this court as a related case to 23-cv-3103. Mailed notice. (cp,) (Entered: 03/25/2024)
04/03/2024	<u>23</u>	STATUS Report (<i>JOINT</i>) by Small Business Administration (Souza, Abraham) (Entered: 04/03/2024)
04/05/2024	<u>24</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: The court enters the following schedule for cross-motions for summary judgment, as stated in the Joint Status Report <u>23</u> : Defendant's motion for summary judgment due May 10, 2024; Plaintiffs' combined response to defendant's motion and cross-motion for summary judgment due June 10, 2024; Defendant's combined response to plaintiffs' cross-motion and reply in support of its motion due July 1, 2024; and Plaintiffs' reply in support of their cross-motion due July 15, 2024. Mailed notice. (cp,) (Entered: 04/05/2024)
05/06/2024	<u>25</u>	MOTION by Defendant Small Business Administration for extension of time <i>to file summary judgment motion (UNOPPOSED)</i> (Souza, Abraham) (Entered: 05/06/2024)
05/07/2024	<u>26</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's unopposed motion for 14 day extension of summary judgment briefing schedule <u>25</u> is granted. The court grants the deadline extensions for the cross-motions for summary judgment as follows: Defendant United States Small Business Administration's ("SBA's") motion for summary judgment is due by 5/24/2024; Plaintiffs' combined response to

		SBA's motion and cross motion for summary judgment is due by 6/24/2024; SBA's combined response to plaintiff's cross-motion and reply in support of its motion is due by 7/15/2024; and Plaintiff's reply in support of their cross-motion is due by 7/29/2024. Mailed notice (cp,) (Entered: 05/07/2024)
05/24/2024	<u>27</u>	MOTION by Defendant Small Business Administration for summary judgment (Attachments: # <u>1</u> Supporting Memorandum)(Souza, Abraham) (Entered: 05/24/2024)
05/24/2024	<u>28</u>	Local Rule 56.1(a)(2) Statement of Material Facts STATEMENT by Small Business Administration (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A-1, # <u>3</u> Exhibit A-2, # <u>4</u> Exhibit A-3, # <u>5</u> Exhibit A-4, # <u>6</u> Exhibit A-5, # <u>7</u> Exhibit A-6, # <u>8</u> Exhibit A-7)(Souza, Abraham) (Entered: 05/24/2024)
06/23/2024	<u>29</u>	MOTION by Plaintiffs CIG DEVELOPMENT LLC, Gregory J Landis, aviation services llc for extension of time to file response/reply as to statement, <u>28</u> , motion for summary judgment <u>27</u> (Glazer, Nicolette) (Entered: 06/23/2024)
06/24/2024	<u>30</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Plaintiff's Consent Motion To Extend Time In Re: Briefing Schedule For Plaintiff's Response To Defendant's Rule 56 Motion And Cross-Motion <u>29</u> is granted. The court grants the deadline extensions for the cross-motions for summary judgment as follows: Plaintiffs' combined response to SBA's motion and cross motion for summary judgment is due by 7/1/2024; SBA's combined response to plaintiff's cross-motion and reply in support of its motion is due by 7/22/2024; and Plaintiff's reply in support of their cross-motion is due by 8/5/2024. Emailed notice (cn). (Entered: 06/24/2024)
07/01/2024	<u>31</u>	RESPONSE by CIG DEVELOPMENT LLC, Gregory J Landis, aviation services llc in Opposition to MOTION by Defendant Small Business Administration for summary judgment <u>27</u> (Attachments: # <u>1</u> Appendix Response to LR 56.1 Statement and Pltf Statement of Additional Undisputed Facts ISO Cross-Motion for Summary Judgemnt, # <u>2</u> Declaration ISO Cross-Motion For Summary Judgemtn)(Glazer, Nicolette) (Entered: 07/01/2024)
07/19/2024	<u>32</u>	MOTION by Defendant Small Business Administration for extension of time <i>to file summary judgment brief (UNOPPOSED)</i> (Souza, Abraham) (Entered: 07/19/2024)
07/22/2024	<u>33</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's unopposed motion for seven-day extension of summary judgment briefing schedule <u>32</u> is granted. SBA's consolidated reply in support of its summary judgment motion and response to plaintiffs' cross-motion is due on 7/29/24; and plaintiffs' reply is due on 8/12/24. Mailed notice. (cp,) (Entered: 07/22/2024)
07/29/2024	<u>34</u>	REPLY by Defendant Small Business Administration <i>in support of its motion for summary judgment and response in opposition to plaintiffs' cross-motion</i> (Attachments: # <u>1</u> response to plaintiffs' statement of additional material facts)(Souza, Abraham) (Entered: 07/29/2024)
08/05/2024	<u>35</u>	REPLY by CIG DEVELOPMENT LLC, Gregory J Landis to reply, <u>34</u> , response in opposition to motion, <u>31</u> (Glazer, Nicolette) (Entered: 08/05/2024)
08/05/2024	<u>36</u>	MOTION by Plaintiffs CIG DEVELOPMENT LLC, Gregory J Landis to file instanter (Attachments: # <u>1</u> Supplement LR 56.1 Statement)(Glazer, Nicolette) (Entered: 08/05/2024)
08/14/2024	<u>37</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Plaintiffs' Motion for leave to file Rule 56.1 Statement instanter <u>36</u> is granted, nunc pro tunc to 8/5/2024. Mailed notice. (cp,) (Entered: 08/14/2024)
08/21/2024	<u>38</u>	MOTION by Defendant Small Business Administration for leave to file <i>response to plaintiffs' supplemental 56.1 statement (UNOPPOSED)</i>

		(Attachments: # <u>1</u> Response to Supplemental 56.1 Statement)(Souza, Abraham) (Entered: 08/21/2024)
08/22/2024	<u>39</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's unopposed motion for leave to file response to plaintiffs' supplemental statement of material facts <u>38</u> is granted. Defendant is directed to file the response. Mailed notice. (cp,) (Entered: 08/22/2024)
08/22/2024	<u>40</u>	RESPONSE by Defendant Small Business Administration <i>to plaintiffs' supplemental statement of additional material facts</i> (Souza, Abraham) (Entered: 08/22/2024)