

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:23-cv-01780-JEB**

STUDENT BORROWER PROTECTION CENTER v. UNITED STATES DEPARTMENT OF EDUCATION
Assigned to: Chief Judge James E. Boasberg
Cause: 05:552 Freedom of Information Act

Date Filed: 06/20/2023
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**STUDENT BORROWER
PROTECTION CENTER**
(A FISCALLY SPONSORED PROJECT
OF SHARED ASCENT FUND)

represented by **R. T. Winston Berkman-Breen**
STUDENT BORROWER PROTECTION
CENTER
40 Rector Street, 9th Floor
New York, NY 10006
617-959-4386
Email: Winston@protectborrowers.org
ATTORNEY TO BE NOTICED

Persis Yu
STUDENT BORROWER PROTECTION
CENTER
Massachusetts
1025 Connecticut Ave NW
#717
Washington, DC 20036
206-300-7609
Email: persis@protectborrowers.org
ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES DEPARTMENT
OF EDUCATION**

represented by **Brian J. Levy**
DOJ-USAO
601 D Street NW
Washington, DC 20530
(202) 252-6734
Email: brian.levy2@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/20/2023	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF EDUCATION (Filing fee \$ 402 receipt number ADCDC-10150499) filed by STUDENT BORROWER PROTECTION CENTER. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit 1)(Yu, Persis) (Entered: 06/20/2023)
06/20/2023	<u>2</u>	REQUEST FOR SUMMONS TO ISSUE by STUDENT BORROWER PROTECTION CENTER re <u>1</u> Complaint filed by STUDENT BORROWER PROTECTION CENTER. Related document: <u>1</u> Complaint filed by STUDENT BORROWER PROTECTION CENTER.(Yu, Persis) (Entered: 06/20/2023)
06/21/2023		NOTICE OF ERROR re <u>1</u> Complaint; emailed to persis@protectborrowers.org, cc'd 0 associated attorneys -- The PDF file you docketed contained errors: 1. Noncompliance with LCvR 5.1(c). Please file an errata correcting the initiating pleading to include the name & full residence address of each party using the event Errata., 2. 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., 3. COMPLIANCE DEADLINE is by close of business today. This case will not proceed any further until all errors are satisfied. (cb,) (Entered: 06/21/2023)
06/21/2023	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE by STUDENT BORROWER PROTECTION CENTER re <u>1</u> Complaint, <u>2</u> Request for Summons to Issue, Notice of QC– New Case., filed by STUDENT BORROWER PROTECTION CENTER. Related document: <u>1</u> Complaint filed by STUDENT BORROWER PROTECTION CENTER, <u>2</u> Request for Summons to Issue filed by STUDENT BORROWER PROTECTION CENTER, Notice of QC– New Case.,. (Attachments: # <u>1</u> Summons United States Attorney)(Yu, Persis) (Entered: 06/21/2023)
06/21/2023	<u>4</u>	ERRATA by STUDENT BORROWER PROTECTION CENTER re <u>1</u> Complaint. (Yu, Persis) (Entered: 06/21/2023)
06/21/2023		Case Assigned to Chief Judge James E. Boasberg. (zcb) (Entered: 06/21/2023)
06/22/2023	<u>5</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF EDUCATION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zcb) (Entered: 06/22/2023)
07/25/2023	<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 6/27/2023. (Answer due for ALL FEDERAL DEFENDANTS by 7/27/2023.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 07/07/2023., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF EDUCATION served on 6/27/2023 (Attachments: # <u>1</u> Exhibit Exhibit A executed summons for U.S. Attorney and Department of Education, # <u>2</u> Exhibit Exhibit B certified mail receipts and tracking results for mailed service)(Yu, Persis) (Entered: 07/25/2023)
07/27/2023	<u>7</u>	NOTICE of Appearance by Brian J. Levy on behalf of UNITED STATES DEPARTMENT OF EDUCATION (Levy, Brian) (Entered: 07/27/2023)
07/27/2023	<u>8</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF EDUCATION.(Levy, Brian) (Entered: 07/27/2023)
07/28/2023		MINUTE ORDER: The Court ORDERS that the parties shall confer and submit a joint proposed briefing schedule by August 11, 2023. So ORDERED by Chief Judge James E. Boasberg on 7/28/2023. (lcjeb2) (Entered: 07/28/2023)
07/28/2023		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 8/11/2023 (lsj) (Entered: 07/28/2023)
08/11/2023	<u>9</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 08/11/2023)
08/11/2023		MINUTE ORDER: The Court ADOPTS the parties' <u>9</u> Joint Status Report and ORDERS that they shall file a further joint status report by October 11, 2023. So ORDERED by Chief Judge James E. Boasberg on 8/11/2023. (lcjeb2) (Entered: 08/11/2023)
08/14/2023		Set/Reset Deadlines: Joint Status Report due by 10/11/2023. (nbn) (Entered: 08/15/2023)
10/06/2023	<u>10</u>	NOTICE of Appearance by R. T. Winston Berkman–Breen on behalf of STUDENT BORROWER PROTECTION CENTER (Berkman–Breen, R. T. Winston) (Entered: 10/06/2023)
10/11/2023	<u>11</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 10/11/2023)
10/11/2023		MINUTE ORDER: The Court ADOPTS the parties' <u>11</u> Joint Status Report and ORDERS that they shall file a further joint status report by December 13, 2023. So ORDERED by Chief Judge James E. Boasberg on 10/11/2023. (lcjeb2) (Entered: 10/11/2023)

10/11/2023		Set/Reset Deadlines: Joint Status Report due by 12/13/2023. (znbn) (Entered: 10/11/2023)
12/13/2023	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 12/13/2023)
12/13/2023		MINUTE ORDER: The Court ADOPTS the parties' <u>12</u> Joint Status Report and ORDERS that they shall file a further joint status report by February 14, 2024. So ORDERED by Chief Judge James E. Boasberg on 12/13/2023. (lcjeb2) (Entered: 12/13/2023)
12/13/2023		Set/Reset Deadlines: Status Report due by 2/14/2024. (znbn) (Entered: 12/14/2023)
02/14/2024	<u>13</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 02/14/2024)
02/15/2024		MINUTE ORDER: The Court ADOPTS the parties' <u>13</u> Joint Status Report and ORDERS that they shall file a further joint status report by April 12, 2024. So ORDERED by Chief Judge James E. Boasberg on 2/15/2024. (lcjeb2) (Entered: 02/15/2024)
02/15/2024		Set/Reset Deadlines: Joint Status Report due by 4/12/2024. (znbn) (Entered: 02/15/2024)
04/12/2024	<u>14</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 04/12/2024)
04/12/2024		MINUTE ORDER: The Court ADOPTS the parties' <u>14</u> Joint Status Report and ORDERS that they shall file a further joint status report by June 12, 2024. So ORDERED by Chief Judge James E. Boasberg on 4/12/2024. (lcjeb4) (Entered: 04/12/2024)
04/12/2024		Set/Reset Deadlines: Joint Status Report due by 6/12/2024.(znbn) (Entered: 04/14/2024)
06/12/2024	<u>15</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 06/12/2024)
06/13/2024		MINUTE ORDER: The Court ADOPTS the parties' <u>15</u> Joint Status Report and ORDERS that they shall file a further joint status report by August 13, 2024. So ORDERED by Chief Judge James E. Boasberg on 6/13/2024. (lcjeb2) (Entered: 06/13/2024)
06/13/2024		Set/Reset Deadlines: Joint Status Report due by 8/13/2024. (znbn) (Entered: 06/13/2024)
08/13/2024	<u>16</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 08/13/2024)
08/13/2024		MINUTE ORDER: The Court ADOPTS the parties' <u>16</u> Joint Status Report and ORDERS that they shall file a further joint status report by November 13, 2024. So ORDERED by Chief Judge James E. Boasberg on 8/13/2024. (lcjeb2) (Entered: 08/13/2024)
08/13/2024		Set/Reset Deadlines: Joint Status Report due by 11/13/2024. (znbn) (Entered: 08/13/2024)