

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:23-cv-02979-ABJ**

WESTERN ENVIRONMENTAL LAW CENTER v. UNITED STATES DEPARTMENT OF ENERGY  
Assigned to: Judge Amy Berman Jackson  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/06/2023  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**WESTERN ENVIRONMENTAL LAW CENTER**

represented by **Morgan O'Grady**  
WESTERN ENVIRONMENTAL LAW CENTER  
409 East Palace Avenue  
Unit 2  
Santa Fe, NM 87501  
703-973-2585  
Email: [ogrady@westernlaw.org](mailto:ogrady@westernlaw.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Kyle James Tisdel**  
WESTERN ENVIRONMENTAL LAW CENTER  
208 Paseo del Pueblo Sur  
No. 602  
Taos, NM 87571  
575-613-8050  
Email: [tisdel@westernlaw.org](mailto:tisdel@westernlaw.org)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES DEPARTMENT OF ENERGY**

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

Date Filed	#	Docket Text
10/06/2023	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF ENERGY ( Filing fee \$ 402 receipt number ADCDC-10404605) filed by WESTERN ENVIRONMENTAL LAW CENTER. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons Department of Energy, # <u>3</u> Summons U.S. Attorney, # <u>4</u> Summons Attorney General)(Tisdel, Kyle) (Entered: 10/06/2023)
10/06/2023	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WESTERN ENVIRONMENTAL LAW CENTER (Tisdel, Kyle) (Entered: 10/06/2023)
10/06/2023		Case Assigned to Judge Amy Berman Jackson. (zsl) (Entered: 10/06/2023)
10/06/2023	<u>3</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF ENERGY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zsl) (Entered: 10/06/2023)

10/06/2023	<u>4</u>	NOTICE of Errata by WESTERN ENVIRONMENTAL LAW CENTER re <u>1</u> Complaint, (Attachments: # <u>1</u> Errata Complaint)(Tisdell, Kyle) (Entered: 10/06/2023)
11/21/2023	<u>5</u>	NOTICE of Appearance by Brian J. Levy on behalf of UNITED STATES DEPARTMENT OF ENERGY (Levy, Brian) (Entered: 11/21/2023)
11/21/2023	<u>6</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by UNITED STATES DEPARTMENT OF ENERGY. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 11/21/2023)
11/22/2023		MINUTE ORDER granting <u>6</u> Motion for Extension of Time. Defendant must respond to the complaint by December 20, 2023. SO ORDERED. Signed by Judge Amy Berman Jackson on 11/22/2023. (lcabj1) (Entered: 11/22/2023)
12/18/2023	<u>7</u>	NOTICE of Appearance by Morgan O'Grady on behalf of WESTERN ENVIRONMENTAL LAW CENTER (O'Grady, Morgan) (Entered: 12/18/2023)
12/20/2023	<u>8</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF ENERGY.(Levy, Brian) (Entered: 12/20/2023)
12/22/2023		MINUTE ORDER. Before the Court in this FOIA case are a complaint and an answer. The requirements of Local Civil Rule 16.3 and Rule 26(f) of the Federal Rules of Civil Procedure appear to be inapplicable. Defendant must file a dispositive motion or, in the alternative, a report setting forth the schedule for the completion of its production of documents to plaintiff, on or before January 19, 2024. SO ORDERED. Signed by Judge Amy Berman Jackson on 12/22/2023. (lcabj1) (Entered: 12/22/2023)
01/19/2024	<u>9</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF ENERGY. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 01/19/2024)
01/19/2024		MINUTE ORDER. In light of the <u>9</u> Joint Status Report, it is ORDERED that the parties file another joint status report by March 22, 2024. SO ORDERED. Signed by Judge Amy Berman Jackson on 1/19/2024. (lcabj1) (Entered: 01/19/2024)
03/22/2024	<u>10</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF ENERGY. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 03/22/2024)
03/22/2024		MINUTE ORDER. In light of the <u>10</u> Joint Status Report, it is ORDERED that the parties file another joint status report by May 21, 2024. SO ORDERED. Signed by Judge Amy Berman Jackson on 3/22/2024. (lcabj1) (Entered: 03/22/2024)
05/21/2024	<u>11</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF ENERGY. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 05/21/2024)
05/21/2024		MINUTE ORDER. In light of the <u>11</u> Joint Status Report, it is ORDERED that the parties file another joint status report by August 21, 2024. SO ORDERED. Signed by Judge Amy Berman Jackson on 5/21/2024. (lcabj1) (Entered: 05/21/2024)
08/21/2024	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF ENERGY. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 08/21/2024)
08/21/2024		MINUTE ORDER. In light of the <u>12</u> Joint Status Report, it is ORDERED that the parties file another joint status report by November 19, 2024. SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2024. (lcabj1) (Entered: 08/21/2024)