

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:23-cv-03268-RC**

GOVERNMENT ACCOUNTABILITY & OVERSIGHT v.
SECURITIES AND EXCHANGE COMMISSION

Assigned to: Judge Rudolph Contreras

Related Case: [1:23-cv-03449-RC](#)

Cause: 05:552 Freedom of Information Act

Date Filed: 11/01/2023

Jury Demand: None

Nature of Suit: 895 Freedom of
Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

**GOVERNMENT ACCOUNTABILITY
& OVERSIGHT**

represented by **Christopher Cochran Horner**
CHRISTOPHER C HORNER ESQ
Max Will, PLLC
1725 I Street NW
Suite 300
Washington, DC 20006
(202) 262-4458
Email: chris@chornerlaw.com
ATTORNEY TO BE NOTICED

Matthew D. Hardin
HARDIN LAW OFFICE
1725 I Street NW
Suite 300
Washington, DC 20006
(202) 802-1948
Email: MatthewDHardin@gmail.com
ATTORNEY TO BE NOTICED

V.

Defendant

**SECURITIES AND EXCHANGE
COMMISSION**

represented by **Esther Y. Cheng**
SECURITIES & EXCHANGE
COMMISSION
100 F Street, NE
Washington, DC 20549
202-551-5092
Email: chenges@sec.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/01/2023	<u>1</u>	COMPLAINT <i>under the Freedom of Information Act</i> against SECURITIES AND EXCHANGE COMMISSION (Filing fee \$ 402 receipt number ADCDC-10464776) filed by GOVERNMENT ACCOUNTABILITY & OVERSIGHT. (Attachments: # <u>1</u> Exhibit A (FOIA Request), # <u>2</u> Exhibit B (FOIA Response), # <u>3</u> Exhibit C (transmission email), # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons to SEC, # <u>6</u> Summons to US Attorney General, # <u>7</u> Summons to US Attorney)(Hardin, Matthew) (Entered: 11/01/2023)
11/02/2023	<u>2</u>	NOTICE of Appearance by Christopher Cochran Horner on behalf of GOVERNMENT ACCOUNTABILITY & OVERSIGHT (Horner, Christopher) (Entered: 11/02/2023)
11/02/2023		Case Assigned to Judge Rudolph Contreras. (zdp) (Entered: 11/02/2023)

11/02/2023	<u>3</u>	SUMMONS (3) Issued Electronically as to SECURITIES AND EXCHANGE COMMISSION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zdp) (Entered: 11/02/2023)
11/14/2023	<u>4</u>	AMENDED COMPLAINT against SECURITIES AND EXCHANGE COMMISSION filed by GOVERNMENT ACCOUNTABILITY & OVERSIGHT. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(Hardin, Matthew) (Entered: 11/14/2023)
12/18/2023	<u>5</u>	ANSWER to <u>4</u> Amended Complaint, by SECURITIES AND EXCHANGE COMMISSION.(Cheng, Esther) (Entered: 12/18/2023)
12/18/2023		MINUTE ORDER: It is hereby ORDERED that the parties shall meet and confer and submit, on or before January 8, 2024, a proposed briefing schedule (not 16.3 report). SO ORDERED. Signed by Judge Rudolph Contreras on 12/18/2023. (lcrc2) (Entered: 12/18/2023)
01/08/2024	<u>6</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 01/08/2024)
01/08/2024		MINUTE ORDER: Upon consideration of <u>6</u> the parties' joint status report, it is hereby ORDERED that the parties shall submit another joint status report on or before February 7, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 01/08/2024. (lcrc2) (Entered: 01/08/2024)
02/07/2024	<u>7</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 02/07/2024)
02/07/2024		MINUTE ORDER: Upon consideration of <u>7</u> the parties' joint status report, it is hereby ORDERED that the parties shall submit another joint status report on or before March 8, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 02/07/2024. (lcrc2) (Entered: 02/07/2024)
03/08/2024	<u>8</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 03/08/2024)
03/08/2024		MINUTE ORDER: Upon consideration of <u>8</u> the parties' joint status report, it is hereby ORDERED that the parties shall submit another joint status report on or before April 8, 2024, if the matter is not dismissed before that date. SO ORDERED. Signed by Judge Rudolph Contreras on 03/08/2024. (lcrc2) (Entered: 03/08/2024)
04/08/2024	<u>9</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 04/08/2024)
04/08/2024		MINUTE ORDER: Upon consideration of <u>9</u> the parties' joint status report, it is hereby ORDERED that the parties shall submit another joint status report on or before May 8, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 04/08/2024. (lcrc2) (Entered: 04/08/2024)
05/08/2024	<u>10</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 05/08/2024)
05/09/2024		MINUTE ORDER: Upon consideration of <u>10</u> the parties' joint status report, it is hereby ORDERED that the parties shall submit another joint status report on or before June 7, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 05/09/2024. (lcrc2) (Entered: 05/09/2024)
06/07/2024	<u>11</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 06/07/2024)
06/07/2024		MINUTE ORDER: Upon consideration of <u>11</u> the parties' Joint Status Report, it is hereby ORDERED that the following schedule shall govern further proceedings in this case: Plaintiff shall file its motion for fees on or before June 21, 2024; the SEC shall file its opposition brief on or before July 19, 2024; and Plaintiff shall file its reply on or before August 9, 2024. SO ORDERED. Signed by Judge Rudolph Contreras on 06/07/2024. (lcrc2) (Entered: 06/07/2024)
06/21/2024	<u>12</u>	MOTION for Attorney Fees <i>and costs pursuant to Minute Order dated 6/7/2024</i> by GOVERNMENT ACCOUNTABILITY & OVERSIGHT. (Attachments: # <u>1</u>

		Declaration of Christopher Horner, # <u>2</u> Declaration of Matthew Hardin)(Hardin, Matthew) (Entered: 06/21/2024)
07/19/2024	<u>13</u>	Memorandum in opposition to re <u>12</u> Motion for Attorney Fees filed by SECURITIES AND EXCHANGE COMMISSION. (Attachments: # <u>1</u> Declaration Declaration of Carrie Hyde-Michaels, # <u>2</u> Declaration Declaration of Esther Cheng, # <u>3</u> Text of Proposed Order)(Cheng, Esther) (Entered: 07/19/2024)
08/09/2024	<u>14</u>	REPLY to opposition to motion re <u>12</u> MOTION for Attorney Fees <i>and costs pursuant to Minute Order dated 6/7/2024</i> filed by GOVERNMENT ACCOUNTABILITY & OVERSIGHT. (Attachments: # <u>1</u> Declaration of Matthew Hardin, # <u>2</u> Declaration of Christopher C. Horner)(Hardin, Matthew) (Entered: 08/09/2024)