

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:23-cv-03333-TJK**

WP COMPANY, LLC v. DEFENSE
COUNTERINTELLIGENCE AND SECURITY AGENCY
Assigned to: Judge Timothy J. Kelly
Cause: 05:552 Freedom of Information Act

Date Filed: 11/07/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

WP COMPANY, LLC
d/b/a THE WASHINGTON POST

represented by **Matthew E. Kelley**
BALLARD SPAHR LLP
1909 K Street, NW
12th Floor
Washington, DC 20006
(202) 508-1112
Fax: (202) 661-2299
Email: kelleym@ballardspahr.com
ATTORNEY TO BE NOTICED

Charles D. Tobin
BALLARD SPAHR LLP
1909 K Street, NW
12th Floor
Washington, DC 20006
202-661-2218
Fax: 202-661-2299
Email: tobinc@ballardspahr.com
ATTORNEY TO BE NOTICED

V.

Defendant

**DEFENSE
COUNTERINTELLIGENCE AND
SECURITY AGENCY**

represented by **Kartik Narayan Venguswamy**
DOJ-USAO
601 D Street NW
Washington, DC 20579
(202) 252-1790
Email: kartik.venguswamy@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/07/2023	<u>1</u>	COMPLAINT against DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY (Filing fee \$ 402 receipt number ADCDC-10476919) filed by WP COMPANY, LLC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Summons to DCSA, # <u>6</u> Summons to USAO, # <u>7</u> Summons to USDOJ, # <u>8</u> Civil Cover Sheet)(Tobin, Charles) (Entered: 11/07/2023)
11/07/2023	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WP COMPANY, LLC (Tobin, Charles) (Entered: 11/07/2023)
11/07/2023	<u>3</u>	NOTICE of Appearance by Matthew E. Kelley on behalf of WP COMPANY, LLC (Kelley, Matthew) (Entered: 11/07/2023)
11/08/2023		Case Assigned to Judge Timothy J. Kelly. (zdp) (Entered: 11/08/2023)
11/08/2023	<u>4</u>	SUMMONS (3) Issued Electronically as to DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY, U.S. Attorney and U.S. Attorney General (Attachments:

		# <u>1</u> Notice and Consent)(zdp) (Entered: 11/08/2023)
11/22/2023	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/13/2023. Answer due for ALL FEDERAL DEFENDANTS by 12/13/2023. (Kelley, Matthew) (Entered: 11/22/2023)
11/22/2023	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 11/16/2023. (Kelley, Matthew) (Entered: 11/22/2023)
11/22/2023	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY served on 11/15/2023 (Kelley, Matthew) (Entered: 11/22/2023)
11/30/2023	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 11/20/2023. (Kelley, Matthew) (Entered: 11/30/2023)
12/14/2023	<u>9</u>	ANSWER to Complaint by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY.(Venguswamy, Kartik) (Entered: 12/14/2023)
12/15/2023		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure by December 29, 2023. Signed by Judge Timothy J. Kelly on 12/15/2023. (lctjk3) (Entered: 12/15/2023)
12/19/2023	<u>10</u>	Consent MOTION for Extension of Time to File by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 12/19/2023)
12/21/2023		MINUTE ORDER: Upon consideration of Defendant's <u>10</u> Consent Motion for Extension to File, it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that the parties' time to file a joint proposed schedule for briefing or disclosure is EXTENDED until January 15, 2024. Signed by Judge Timothy J. Kelly on 12/21/2023. (lctjk3) (Entered: 12/21/2023)
01/16/2024	<u>11</u>	Consent MOTION for Extension of Time to File <i>Joint Status Report</i> by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 01/16/2024)
01/18/2024		MINUTE ORDER: Upon consideration of Defendant's <u>11</u> Consent Motion for Extension to File, it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that the parties' time to file a joint status report is EXTENDED until January 18, 2024. Signed by Judge Timothy J. Kelly on 1/18/2024. (lctjk3) (Entered: 01/18/2024)
01/18/2024	<u>12</u>	Joint STATUS REPORT by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 01/18/2024)
01/23/2024		MINUTE ORDER: Upon consideration of the parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the parties shall file, by March 18, 2024, a further joint status report. Signed by Judge Timothy J. Kelly on 1/23/2024. (lctjk3) (Entered: 01/23/2024)
03/18/2024	<u>13</u>	Joint STATUS REPORT by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 03/18/2024)
03/20/2024		MINUTE ORDER: Upon consideration of the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file, by April 17, 2024, a further joint status report. Signed by Judge Timothy J. Kelly on 3/20/2024. (lctjk3) (Entered: 03/20/2024)
04/17/2024	<u>14</u>	Joint STATUS REPORT by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 04/17/2024)
04/23/2024		MINUTE ORDER: Upon consideration of the parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the parties shall file, by May 17, 2024, a further joint status report, including, if necessary, a proposed briefing schedule. Signed by Judge Timothy J. Kelly on 4/23/2024. (lctjk3) (Entered: 04/23/2024)

05/16/2024	<u>15</u>	Joint STATUS REPORT <i>and Proposed Briefing Schedule</i> by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 05/16/2024)
05/21/2024		MINUTE ORDER: Upon consideration of the parties' <u>15</u> Joint Status Report, it is hereby ORDERED that the following schedule will govern proceedings: Defendant shall file a motion for summary judgment by June 18, 2024; Plaintiff shall file a consolidated opposition and cross-motion for summary judgment by July 8, 2024; Defendant shall file a consolidated opposition and reply by July 22, 2024; and Plaintiff shall file any reply by July 29, 2024. Signed by Judge Timothy J. Kelly on 5/21/2024. (lctjk3) (Entered: 05/21/2024)
05/21/2024		Set/Reset Deadlines: Cross Motion due by 7/8/2024. Response to Cross Motion due by 7/22/2024. Reply to Cross Motion due by 7/29/2024. (zkh) (Entered: 05/21/2024)
06/18/2024	<u>16</u>	MOTION for Summary Judgment by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration, # <u>3</u> Exhibit A)(Venguswamy, Kartik) (Entered: 06/18/2024)
07/08/2024	<u>17</u>	Cross MOTION for Summary Judgment by WP COMPANY, LLC. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of M. Kelley, # <u>3</u> Exhibit 1, # <u>4</u> Exhibit 2, # <u>5</u> Exhibit 3, # <u>6</u> Exhibit 4, # <u>7</u> Exhibit 5, # <u>8</u> Exhibit 6)(Kelley, Matthew) (Entered: 07/08/2024)
07/08/2024	<u>18</u>	Memorandum in opposition to re <u>16</u> Motion for Summary Judgment filed by WP COMPANY, LLC. (Attachments: # <u>1</u> Declaration of M. Kelley, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6)(Kelley, Matthew) (Entered: 07/08/2024)
07/22/2024	<u>19</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>17</u> Cross MOTION for Summary Judgment , <u>16</u> MOTION for Summary Judgment by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 07/22/2024)
07/23/2024		MINUTE ORDER: Upon consideration of Defendant's <u>19</u> Consent Motion for Extension of Time, and for good cause shown, it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that Defendant's consolidated opposition and reply is now due by July 24, 2024, and Plaintiff's reply is due by July 31, 2024. Signed by Judge Timothy J. Kelly on 7/23/2024. (lctjk3) (Entered: 07/23/2024)
07/23/2024		Set/Reset Deadlines: Defendant's consolidated Response to Cross Motion and Reply to Motion for Summary Judgment due by 7/24/2024. (zkh) (Entered: 07/23/2024)
07/24/2024	<u>20</u>	Memorandum in opposition to re <u>17</u> Motion for Summary Judgment, filed by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 07/24/2024)
07/24/2024	<u>21</u>	REPLY to opposition to motion re <u>16</u> MOTION for Summary Judgment filed by DEFENSE COUNTERINTELLIGENCE AND SECURITY AGENCY. (Venguswamy, Kartik) (Entered: 07/24/2024)
07/31/2024	<u>22</u>	REPLY to opposition to motion re <u>17</u> Cross MOTION for Summary Judgment filed by WP COMPANY, LLC. (Kelley, Matthew) (Entered: 07/31/2024)