

**United States District Court  
District of Nevada (Las Vegas)  
CIVIL DOCKET FOR CASE #: 2:23-cv-01939-GMN-BNW**

Richardson v. Department of Homeland Security et al  
Assigned to: Judge Gloria M. Navarro  
Referred to: Magistrate Judge Brenda Weksler  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/21/2023  
Date Terminated: 04/09/2024  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**William Richardson**

represented by **Brett John O'Brien**  
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V.

**Defendant**

**Department of Homeland Security**

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**Defendant**

**U.S. Customs and Border Patrol**

represented by **Skyler Pearson**  
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Date Filed	#	Docket Text
11/21/2023	<u>1</u>	<p>COMPLAINT against All Defendants (Filing fee \$402 receipt number ANVDC-7502018) by William A. Richardson. Certificate of Interested Parties due by 12/1/2023. Proof of service due by 2/19/2024. (Attachments: # <u>1</u> Civil Cover Sheet Civil Cover Sheet, # <u>2</u> Summons US Attorney Dist. of Nevada, # <u>3</u> Summons Attorney General, # <u>4</u> Summons Border Protection, # <u>5</u> Summons Homeland Security) (Chesnoff, David)</p> <p>NOTICE of Certificate of Interested Parties requirement: Under Local Rule 7.1-1, a party must <u>immediately</u> file its disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court. (Entered: 11/21/2023)</p>
11/21/2023	2	<p>NOTICE TO COUNSEL PURSUANT TO LOCAL RULE IA 11-2. Counsel Brett O'Brien to comply with completion and filing of the Verified Petition and Designation of Local Counsel. The form is available on the Court's website – <a href="http://www.nvd.uscourts.gov">www.nvd.uscourts.gov</a>. Counsel is required to register for the court's electronic filing system at PACER <a href="http://www.pacer.gov">www.pacer.gov</a> to register Attorney. Verified Petition due by 12/5/2023. <b>(no image attached)</b> (WJ) (Entered: 11/21/2023)</p>
11/21/2023	<u>3</u>	<p>MOTION/VERIFIED PETITION for Permission to Practice Pro Hac Vice by Brett O'Brien and DESIGNATION of Local Counsel David Chesnoff (Filing fee \$ 250 receipt number ANVDC-7502121) by Plaintiff William A. Richardson. (Chesnoff, David) (Entered: 11/21/2023)</p>
11/21/2023		<p>Case randomly assigned to Judge Gloria M. Navarro and Magistrate Judge Brenda Weksler. (RGDG) (Entered: 11/21/2023)</p>
11/21/2023	<u>4</u>	<p>AMENDED COMPLAINT against All Defendants by William Richardson. No changes to parties. (Attachments: # <u>1</u> Appendix Exhibits A-D) (Chesnoff, David) (Entered: 11/21/2023)</p>
11/21/2023	<u>5</u>	<p>SUMMONS ISSUED as to Department of Homeland Security, U.S. Customs and Border Patrol, U.S. Attorney and U.S. Attorney General re <u>1</u> Complaint. (RGDG) (Entered: 11/21/2023)</p>
11/21/2023	<u>6</u>	<p>CERTIFICATE of Interested Parties by William Richardson. There are no known interested parties other than those participating in the case (Chesnoff, David) (Entered: 11/21/2023)</p>
11/22/2023	<u>7</u>	<p>ERRATA to <u>3</u> Motion for Permission to Practice Pro Hac Vice – Verified Petition, by Plaintiff William Richardson.. (Chesnoff, David) (Entered: 11/22/2023)</p>
11/22/2023	8	<p>MINUTE ORDER IN CHAMBERS of the Honorable Judge Gloria M. Navarro on 11/22/2023.</p> <p>Pending before the Court is the <u>3</u> Petition to Practice Pro Hac Vice, filed by Petitioner Brett O'Brien. Petitioner also submitted the <u>7</u> Errata to the <u>3</u> Petition. Under this Court's Local Rules, a verified petition to practice in a particular case must include "an attached certification issued within six months before the date of filing of the verified petition that the applicant's membership is in good standing from the state bar or from the clerk of the supreme court or highest admitting court of every state... in which the applicant has been admitted to practice law." LR 11-1(b)(3). The <u>7</u> Errata notes that Petitioner was admitted to the Supreme Courts of Ohio, New York, and New Jersey, as well as the U.S. District Court for the District of Columbia, and lists bar numbers for each jurisdiction. (See Errata at 23, ECF No. 7). But the <u>3</u> Petition and <u>7</u> Errata both include a Certificate of Good Standing from Ohio only. Accordingly, <b>IT IS HEREBY ORDERED</b> that the Court <b>DEFERS</b> ruling on the <u>3</u> Petition. <b>IT IS FURTHER ORDERED</b> that Petitioner shall have until December 13, 2023, to file a corrected Verified Petition using the "Notice of Corrected Image/Document" event that includes all applicable Certificates of Good Standing. Failure to timely remedy the deficiencies WILL result in the denial of the Verified Petition and Petitioner's requirement to repay the filing fee.</p> <p>(Copies have been distributed pursuant to the NEF – CMD) (Entered: 11/22/2023)</p>

11/25/2023	9	STANDING ORDER. This case has been assigned to the Honorable Judge Gloria M. Navarro. Judge Navarro's Chambers Practices, which are posted on the U.S. District Court, District of Nevada public website, may also be accessed directly via this hyperlink <a href="http://www.nvd.uscourts.gov">www.nvd.uscourts.gov</a> . (Copies have been distributed pursuant to the NEF – NEV) (Entered: 11/25/2023)
12/13/2023	<u>10</u>	AFFIDAVIT of Proof of Service re <u>5</u> Summons Issued as to USA by Plaintiff William Richardson.. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Chesnoff, David) (Entered: 12/13/2023)
12/13/2023	<u>11</u>	NOTICE of Corrected Image/Document re <u>3</u> Motion for Permission to Practice Pro Hac Vice – Verified Petition, for attorney Brett O'Brien, by Plaintiff William Richardson. (Service of corrected image is attached.). (Chesnoff, David) (Entered: 12/13/2023)
12/15/2023	12	MINUTE ORDER IN CHAMBERS of the Honorable Judge Gloria M. Navarro on 12/15/2023.  Per the Court's instruction in Minute Order No. 8 , Petitioner Brett O'Brien filed the <u>11</u> Notice of Corrected Image/Document re <u>3</u> Motion for Permission to Practice Pro Hac Vice. Although Petitioner included all certificates of good standing, Petitioner did not complete the form. Namely, Petitioner did not include the date or list all courts and bar numbers on page 2. Accordingly, <b>IT IS HEREBY ORDERED</b> that the Court again DEFERS ruling on the <u>3</u> Petition. <b>IT IS FURTHER ORDERED</b> that Petitioner shall have until January 5, 2024, to file a corrected and fully filled out Verified Petition using the "Notice of Corrected Image/Document." Failure to timely remedy the deficiencies WILL result in the denial of the Verified Petition and Petitioner's requirement to repay the filing fee.  (Copies have been distributed pursuant to the NEF – CMD) (Entered: 12/15/2023)
12/18/2023	<u>13</u>	NOTICE of Corrected Image/Document re <u>3</u> Motion for Permission to Practice Pro Hac Vice – Verified Petition, <u>7</u> Errata for attorney Brett O'Brien, by Plaintiff William Richardson. (Service of corrected image is attached.). (Chesnoff, David) (Entered: 12/18/2023)
12/19/2023	<u>15</u>	ORDER Granting <u>3</u> Verified Petition for Permission to Practice Pro Hac Vice for Attorney Brett J. O'Brien for William Richardson and approving Designation of Local Counsel Attorney David Z. Chesnoff. Signed by Judge Gloria M. Navarro on 12/19/2023. Any Attorney not yet registered with the Court's e-filing system shall register on the PACER website <a href="http://www.pacer.gov">www.pacer.gov</a> (Copies have been distributed pursuant to the NEF – RGDG) (Entered: 12/20/2023)
12/20/2023	<u>14</u>	STIPULATION FOR EXTENSION OF TIME (First Request) <i>to File Answer or Other Responsive Pleading</i> re <u>4</u> Amended Complaint by Defendants Department of Homeland Security, U.S. Customs and Border Patrol. (Pearson, Skyler) (extend) (answer) (Entered: 12/20/2023)
12/21/2023	<u>16</u>	ORDER <b>granting</b> ECF No. <u>14</u> Stipulation for Extension of Time. Response/answer re ECF No. <u>1</u> is due by <b>January 5, 2024</b> . Signed by Magistrate Judge Brenda Weksler on 12/21/2023. (Copies have been distributed pursuant to the NEF – DLS) (Entered: 12/21/2023)
12/28/2023	<u>17</u>	SUMMONS Returned Executed by William Richardson re <u>1</u> Complaint,, All Defendants. (Attachments: # <u>1</u> Summons)(O'Brien, Brett) (Entered: 12/28/2023)
01/05/2024	<u>18</u>	ANSWER to <u>4</u> Amended Complaint filed by All Defendants. Certificate of Interested Parties due by 1/15/2024. Discovery Plan/Scheduling Order due by 2/19/2024.(Pearson, Skyler)  NOTICE of Certificate of Interested Parties requirement: Under Local Rule 7.1–1, a party must <b>immediately</b> file its disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court. (Entered: 01/05/2024)

03/06/2024	<u>19</u>	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Brenda Weksler on 3/6/2024. Pursuant to Local Rule 26-1, the parties' Discovery Plan and Scheduling Order ("DPSO") was due no later than February 19, 2024. Therefore, IT IS ORDERED that the parties file a DPSO no later than March 21, 2024. <b>(no image attached)</b> (Copies have been distributed pursuant to the NEF – ANS) (Entered: 03/06/2024)
03/06/2024	<u>20</u>	STIPULATION TO STAY CASE re <u>19</u> Minute Order, by Defendants Department of Homeland Security, U.S. Customs and Border Patrol. (Pearson, Skyler) (stay) (dispositive) (Entered: 03/06/2024)
03/07/2024	<u>21</u>	ORDER granting <u>20</u> Stipulation to Stay Case. If the parties are able to resolve this case, a stipulation of dismissal with be promptly filed. If the parties are unable to resolve the case, the parties will file a joint status report to the Court by May 6, 2024. This request is sought in good faith and not for purposes of delay. Signed by Judge Gloria M. Navarro on 3/7/2024. (Copies have been distributed pursuant to the NEF – CAH) (Entered: 03/07/2024)
04/09/2024	<u>22</u>	STIPULATION FOR DISMISSAL re <u>21</u> Order on Stipulation,,, by Defendants Department of Homeland Security, U.S. Customs and Border Patrol. (Pearson, Skyler) (dismissal) (Entered: 04/09/2024)
04/09/2024	<u>23</u>	ORDER Granting <u>22</u> Stipulation for Dismissal with prejudice. Signed by Judge Gloria M. Navarro on 4/9/2024. (Copies have been distributed pursuant to the NEF – RJDG) (Entered: 04/09/2024)