

Live Database
U.S. District Court – Eastern District of Tennessee (Knoxville)
CIVIL DOCKET FOR CASE #: 3:24-cv-00110-JRG-DCP

Southern Environmental Law Center v. Tennessee Valley
Authority (JRG3)
Assigned to: District Judge J Ronnie Greer
Referred to: Magistrate Judge Debra C Poplin
Cause: 05:552 Freedom of Information Act

Date Filed: 03/07/2024
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Southern Environmental Law Center

represented by **Christina Francesca Libre**
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(Charlottesville)
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LEAD ATTORNEY
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V.

Defendant

Tennessee Valley Authority

represented by **David D Ayliffe**
Tennessee Valley Authority
Office of General Counsel
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Sydney D Nenni
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Date Filed	#	Docket Text
03/07/2024	<u>1</u>	COMPLAINT against Tennessee Valley Authority (Filing fee \$ 405 receipt number ATNEDC-5617148.), filed by Southern Environmental Law Center. (Attachments: # <u>1</u> Exhibit 1_7.7.23 Initial FOIA Request, # <u>2</u> Exhibit 2_7.20.23 Email from TVA to T. Bussey, # <u>3</u> Exhibit 3_8.4.23 Interim Response Letter, # <u>4</u> Exhibit 4_November 2023 Email Correspondence Between TVA and T. Bussey, # <u>5</u> Exhibit 5_12.13.23 Email from T. Bussey to TVA, # <u>6</u> Civil Cover Sheet, # <u>7</u> Summons TVA CEO J. Lyash, # <u>8</u> Summons US Attorney F. Hamilton, # <u>9</u> Summons US Attorney General M. Garland)(Buppert, Gregory) (Entered: 03/07/2024)
03/07/2024	<u>2</u>	Certificate of Corporate Interest by Southern Environmental Law Center. (Buppert, Gregory) (Entered: 03/07/2024)
03/08/2024		District Judge J Ronnie Greer and Magistrate Judge Jill E McCook added. (ABF) (Entered: 03/08/2024)
03/08/2024	<u>3</u>	NOTICE of Deficiency (Pro Hac) to Christina Libre: Attorney is not admitted (See LR 83.5). This matter will be referred to a magistrate judge if a pro hac motion is not filed within 15 days of this Notice. A form motion can be found here: https://www.tned.uscourts.gov/forms/motion-admission-pro-hac-vice (c/m to Christina Libre, Southern Environmental Law Center (Charlottesville), 120 Garrett Street, Suite 400, Charlottesville, VA 22902) (ABF) (Entered: 03/08/2024)
03/08/2024	<u>4</u>	Summons Issued as to Tennessee Valley Authority, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons U.S. Attorney, # <u>2</u> Summons U.S. Attorney General)(ABF) (Entered: 03/08/2024)
03/08/2024	<u>5</u>	Order Governing Depositions. Signed by District Judge J Ronnie Greer on 3/8/24. (ABF) (Entered: 03/08/2024)
03/08/2024	<u>6</u>	Order Governing Motions To Dismiss. Signed by District Judge J Ronnie Greer on 3/8/24. (ABF) (Entered: 03/08/2024)
03/08/2024	<u>7</u>	Order Governing Sealing Confidential Information. Signed by District Judge J Ronnie Greer on 3/8/24. (ABF) (Entered: 03/08/2024)
03/11/2024	<u>8</u>	ORDER OF RECUSAL.Signed by Magistrate Judge Jill E McCook on 3/11/24. (ABF) (Entered: 03/11/2024)
03/14/2024	<u>9</u>	MOTION for Christina Libre to Appear Pro Hac Vice (Filing fee \$ 90 Paid, Receipt #300003443.) by Southern Environmental Law Center. (ABF) (Entered: 03/15/2024)
03/15/2024		Clerk's Verification of PHV Requirements is complete <i>regarding document: 9 MOTION for Leave to Appear Pro Hac Vice (Filing fee \$ 90.) filed by Southern Environmental Law Center</i> (ABF) (Entered: 03/15/2024)
03/18/2024	<u>10</u>	ORDER REASSIGNING CASE. Magistrate Judge Jill E McCook no longer assigned to case Case reassigned to Magistrate Judge Debra C Poplin for all further proceedings. Signed by District Judge Travis R McDonough on 3/18/2024. (AWS) Modified on 3/18/2024 Mailed to Christina Libre. (AWS) (Entered: 03/18/2024)
03/19/2024	<u>11</u>	ORDER granting 9 Motion for Leave to Appear Pro Hac Vice. You MUST register as an E-Filer here: https://pacer.psc.uscourts.gov/pscof/regWizard.jsf. Signed by Magistrate Judge Debra C. Poplin on 03/19/2024. This entry constitutes the complete Order of the Court. (HSN) Modified on 3/20/2024 to indicate c/m to Christina Libre, Southern Environmental Law Center (Charlottesville), 120 Garrett Street, Suite 400, Charlottesville, VA 22902 (ABF). (Entered: 03/19/2024)
03/25/2024	<u>12</u>	AFFIDAVIT of Service for Complaint served on Jeffrey J. Lyash, Chief Executive Officer, Tennessee Valley Authority on March 13, 2024, filed by Southern Environmental Law Center. (Attachments: # <u>1</u> Exhibit Certified Mail Return for TVA CEO J. Lyash)(Libre, Christina) (Entered: 03/25/2024)

03/25/2024	<u>13</u>	AFFIDAVIT of Service for Complaint served on Francis M. (Trey) Hamilton III, United States Attorney, Eastern District of Tennessee on March 13, 2024, filed by Southern Environmental Law Center. (Attachments: # <u>1</u> Exhibit Certified Mail Return for U.S. Attorney F. Hamilton)(Libre, Christina) (Entered: 03/25/2024)
03/26/2024	<u>14</u>	AFFIDAVIT of Service for Complaint served on Merrick Garland, Attorney General of the United States on March 15, 2024, filed by Southern Environmental Law Center. (Attachments: # <u>1</u> Exhibit Certified Mail Return for Attorney General of the United States, Merrick Garland)(Libre, Christina) (Entered: 03/26/2024)
04/15/2024	<u>15</u>	ANSWER to <u>1</u> Complaint., by Tennessee Valley Authority. (Attachments: # <u>1</u> Exhibit April 12, 2024 TVA Response)(Chin, Steven) (Entered: 04/15/2024)
04/15/2024	<u>16</u>	MOTION to Dismiss for Lack of Jurisdiction by Tennessee Valley Authority. (Chin, Steven) (Entered: 04/15/2024)
04/15/2024	<u>17</u>	ORDER: The parties are ordered to confer and return the attached form within the time provided.Signed by District Judge J Ronnie Greer on 4/15/24. (Attachments: # <u>1</u> Other Notice of Consent/Non-Consent) (ABF) (Entered: 04/15/2024)
04/15/2024	<u>18</u>	MEMORANDUM in Support of Motion re <u>16</u> MOTION to Dismiss for Lack of Jurisdiction filed by Tennessee Valley Authority. (Chin, Steven) (Entered: 04/15/2024)
04/19/2024	<u>19</u>	NOTICE of Appearance by David D Ayliffe on behalf of Tennessee Valley Authority (Ayliffe, David) (Entered: 04/19/2024)
04/19/2024	<u>20</u>	NOTICE of Appearance by Sydney D Nenni on behalf of Tennessee Valley Authority (Nenni, Sydney) (Entered: 04/19/2024)
05/06/2024	<u>21</u>	RESPONSE in Opposition re <u>16</u> MOTION to Dismiss for Lack of Jurisdiction filed by Southern Environmental Law Center. (Attachments: # <u>1</u> Exhibit 1_TVA April 12, 2024 FOIA Disclosures)(Libre, Christina) (Entered: 05/06/2024)
05/13/2024	<u>22</u>	REPLY to Response to Motion re <u>16</u> MOTION to Dismiss for Lack of Jurisdiction filed by Tennessee Valley Authority. (Chin, Steven) (Entered: 05/13/2024)
05/28/2024	<u>23</u>	NOTICE OF NONCONSENT by Southern Environmental Law Center (Libre, Christina) (Entered: 05/28/2024)
05/28/2024	<u>24</u>	ORDER.Signed by District Judge J Ronnie Greer on May 28, 2024. (SAC) (Entered: 05/28/2024)
06/05/2024	<u>25</u>	REPORT of Rule 26(f) Planning Meeting. (Libre, Christina) (Entered: 06/05/2024)
07/03/2024	<u>26</u>	LOCAL RULE 7.1(d) SUPPLEMENTAL BRIEF to <u>16</u> MOTION to Dismiss for Lack of Jurisdiction <i>In support of SELC's Response in Opposition to TVA's Motion to Dismiss</i> by Southern Environmental Law Center filed by Southern Environmental Law Center. (Attachments: # <u>1</u> Exhibit Memorandum Opinion and Order in 3:24-cv-00095)(Libre, Christina) (Entered: 07/03/2024)
07/10/2024	<u>27</u>	RESPONSE TO LOCAL RULE 7.1(d) SUPPLEMENTAL BRIEF to <u>26</u> Local Rule 7.1(d) Supplemental Brief, by Tennessee Valley Authority filed by Tennessee Valley Authority. (Chin, Steven) (Entered: 07/10/2024)