

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:24-cv-00801-TNM**

INFORMED CONSENT ACTION NETWORK v. NATIONAL
INSTITUTES OF HEALTH et al
Assigned to: Judge Trevor N. McFadden
Cause: 05:552 Freedom of Information Act

Date Filed: 03/19/2024
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**INFORMED CONSENT ACTION
NETWORK**

represented by **Richard Scott Pietrowski**
SIRI & GLIMSTAD LLP
4780 I-55 North
Suite 100
Jackson, MS 39211
601-274-4252
Fax: 646-417-5967
Email: spietrowski@sirillp.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth Ann Brehm
SIRI & GLIMSTAD LLP
745 Fifth Avenue
Suite 500
New York, NY 10151
888-747-4529
Fax: 646-417-5967
Email: ebrehm@sirillp.com
ATTORNEY TO BE NOTICED

V.

Defendant

**NATIONAL INSTITUTES OF
HEALTH**

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

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**

represented by **Brian J. Levy**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/19/2024	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 405 receipt number ADCDC-10767014) filed by INFORMED CONSENT ACTION NETWORK. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons to NIH, # <u>6</u> Summons to HHS, # <u>7</u> Summons to USAG, # <u>8</u> Summons to USAO)(Brehm, Elizabeth) (Entered: 03/19/2024)
03/19/2024	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by INFORMED CONSENT ACTION NETWORK (Brehm, Elizabeth)

		(Entered: 03/19/2024)
03/20/2024		Case Assigned to Judge Trevor N. McFadden. (mg) (Entered: 03/20/2024)
03/20/2024	<u>3</u>	SUMMONS (4) Issued Electronically as to All Defendants, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(mg) (Entered: 03/20/2024)
03/20/2024	<u>4</u>	STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are ORDERED to read and comply with the directives in the attached standing order. SO ORDERED. Signed by Judge Trevor N. McFadden on 3/20/2024. (lctnm1) (Entered: 03/20/2024)
03/29/2024	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. NATIONAL INSTITUTES OF HEALTH served on 3/25/2024 (Brehm, Elizabeth) (Entered: 03/29/2024)
03/29/2024	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 3/25/2024 (Brehm, Elizabeth) (Entered: 03/29/2024)
03/29/2024	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 03/26/2024. (Brehm, Elizabeth) (Entered: 03/29/2024)
03/29/2024	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/21/2024. Answer due for ALL FEDERAL DEFENDANTS by 4/20/2024. (Brehm, Elizabeth) (Entered: 03/29/2024)
04/22/2024	<u>9</u>	NOTICE of Appearance by Brian J. Levy on behalf of NATIONAL INSTITUTES OF HEALTH, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES (Levy, Brian) (Entered: 04/22/2024)
04/22/2024	<u>10</u>	ANSWER to Complaint by NATIONAL INSTITUTES OF HEALTH, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES.(Levy, Brian) (Entered: 04/22/2024)
04/22/2024		MINUTE ORDER: Before the Court are a Complaint and Answer in this FOIA case. It is hereby ORDERED that the parties meet and confer and that they then file a Joint Status Report proposing a schedule for proceeding in this matter. That JSR should address, among other things, the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, and a briefing schedule for dispositive motions, if required. The parties shall file the JSR by May 27, 2024. SO ORDERED. Signed by Judge Trevor N. McFadden on 04/22/2024. (lctnm1) (Entered: 04/22/2024)
05/07/2024	<u>11</u>	NOTICE of Appearance by Richard Scott Pietrowski on behalf of INFORMED CONSENT ACTION NETWORK (Pietrowski, Richard) (Entered: 05/07/2024)
05/28/2024	<u>12</u>	Joint STATUS REPORT by NATIONAL INSTITUTES OF HEALTH, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(Levy, Brian) (Entered: 05/28/2024)
05/28/2024		MINUTE ORDER: Upon consideration of the parties' <u>12</u> Joint Status Report, the parties are ordered to submit additional joint status reports every 60 days apprising the Court of the parties' progress and proposing next steps. The first report is due on July 29. SO ORDERED. Signed by Judge Trevor N. McFadden on 05/28/2024. (lctnm1) (Entered: 05/28/2024)
07/29/2024	<u>13</u>	Joint STATUS REPORT by NATIONAL INSTITUTES OF HEALTH, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Levy, Brian) (Entered: 07/29/2024)