

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:24-cv-02654-LTS**

Carzoglio v. Klimek et al
Assigned to: Judge Laura Taylor Swain
Cause: 05:552 Freedom of Information Act

Date Filed: 04/04/2024
Date Terminated: 07/08/2024
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: U.S. Government Defendant

Plaintiff

Angelo Carzoglio

represented by **Angelo Carzoglio**
DIN: 18A0399
Wende Correctional Facility
3040 Wende Road
P.O. Box 1187
Alden, NY 14004-1187
PRO SE

V.

Defendant

Stanley Klimek
Records/Reproduction Clerk

Defendant

James McMahon
U.S. Attorney, Southern District of New York

Defendant

Kevin Krebs
Assistant Director, U.S. Department of Justice, Executive Office United States Attorney's
TERMINATED: 07/08/2024

Defendant

Priscilla Jones
Supervisory Administrative Specialist, U.S. Department of Justice, Office of Information Policy
TERMINATED: 07/08/2024

Defendant

Matthew W. Hurd
Chief-Administrative Appeals Staff, U.S. Dept. of Justice
TERMINATED: 07/08/2024

Date Filed	#	Docket Text
04/04/2024	<u>1</u>	COMPLAINT against Matthew W. Hurd, Priscilla Jones, Stanley Klimek, Kevin Krebs, James McMahon. Document filed by Angelo Carzoglio. (sac) (Entered: 04/09/2024)
04/04/2024	<u>2</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Angelo Carzoglio. (sac) (Entered: 04/09/2024)

04/04/2024	<u>3</u>	PRISONER AUTHORIZATION. Document filed by Angelo Carzoglio. (sac) (Entered: 04/09/2024)
04/04/2024		Case Designated ECF. (sac) (Entered: 04/09/2024)
04/04/2024	<u>4</u>	APPLICATION for the Court to Request Pro Bono Counsel. Document filed by Angelo Carzoglio. (sac) (Entered: 04/09/2024)
04/09/2024	<u>5</u>	STANDING ORDER M10-468: To ensure that all cases heard in the Southern District of New York are handled promptly and efficiently, all parties must keep the court apprised of any new contact information. It is a party's obligation to provide an address for service; service of court orders cannot be accomplished if a party does not update the court when a change of address occurs. Accordingly, all self-represented litigants are hereby ORDERED to inform the court of each change in their address or electronic contact information. Parties may consent to electronic service to receive notifications of court filings by email, rather than relying on regular mail delivery. Parties may also ask the court for permission to file documents electronically. Forms, including instructions for consenting to electronic service and requesting permission to file documents electronically, may be found by clicking on the hyperlinks in this order, or by accessing the forms on the court's website, nysd.uscourts.gov/forms. The procedures that follow apply only to cases filed by pro se plaintiffs. If the court receives notice from the United States Postal Service that an order has been returned to the court, or otherwise receives information that the address of record for a self-represented plaintiff is no longer valid, the court may issue an Order to Show Cause why the case should not be dismissed without prejudice for failure to comply with this order. Such order will be sent to the plaintiffs last known address and will also be viewable on the courts electronic docket. A notice directing the partys attention to this order shall be docketed (and mailed to any self-represented party that has appeared and has not consented to electronic service) upon the opening of each case or miscellaneous matter that is classified as pro se in the court's records. SO ORDERED. (Signed by Chief Judge Laura Taylor Swain on 3/18/2024) (sac) (Entered: 04/09/2024)
04/10/2024		MAILING RECEIPT: Document No: 5. Mailed to: Angelo Carzoglio DIN:18A0399 Wende Correctional Facility 3040 Wende Road P.O. Box 1187 Alden, NY 14004-1187. (nb) (Entered: 04/10/2024)
04/10/2024	<u>6</u>	APPLICATION for the Court to Request Pro Bono Counsel. Document filed by Angelo Carzoglio.(tro) (Entered: 04/11/2024)
05/02/2024	<u>8</u>	PRO SE MEMORANDUM dated 4/28/2024 re: CHANGE OF ADDRESS for Angelo Carzoglio. New Address: 3040 Wende Road, PO Box 1187, Aldean, NY, 14004. (rro) (Entered: 05/06/2024)
05/03/2024	<u>7</u>	DECLARATION of Angelo Carzoglio. Document filed by Angelo Carzoglio..(rro) (Entered: 05/06/2024)
05/16/2024		NOTICE OF CASE REASSIGNMENT – SUA SPONTE to Judge Laura Taylor Swain. Judge Unassigned is no longer assigned to the case. (sgz) (Entered: 05/16/2024)
05/17/2024	<u>9</u>	ORDER GRANTING IFP APPLICATION IN PRISONER CASE: The Clerk of Court is directed to send a copy of this order and the prisoner authorization to the agency having custody of Plaintiff. That agency is directed to forward copies of Plaintiff's prison trust fund account for the past six months and to disburse the payments required under 28 U.S.C. § 1915 to the United States District Court for the Southern District of New York and to include the above docket number on the disbursement before sending it to the Court. If Plaintiff is transferred to another facility, the current facility shall provide a copy of this order to the facility to which Plaintiff is transferred. Finally, it is Plaintiff's obligation to promptly submit a written notification to the Court if Plaintiff's address changes, and the Court may dismiss the action if Plaintiff fails to do so. (Signed by Judge Laura Taylor Swain on 5/17/2024) (vn) (Entered: 05/20/2024)
05/21/2024		MAILING RECEIPT: Document No: 9. Mailed to: Angelo Carzoglio DIN:18A0399 Wende Correctional Facility 3040 Wende Road P.O. Box 1187 Alden, NY 14004-1187. (gp) (Entered: 05/21/2024)
07/08/2024	<u>10</u>	PARTIAL DISMISSAL AND TRANSFER ORDER, Motions terminated: <u>4</u> APPLICATION for the Court to Request Counsel. filed by Angelo Carzoglio, <u>6</u>

	<p>APPLICATION for the Court to Request Counsel. filed by Angelo Carzoglio. The Court dismisses the FOIA claims as brought against Stanley Klimek and James McMahon for failure to state a claim on which relief may be granted. See 28 U.S.C. § 1915(e)(2)(B)(ii). The Court transfers, in the interest of justice, the FOIA claims brought against Kevin Krebs, Priscilla Jones, and Matthew H. Ward to the United States District Court for the District of Columbia. 28 U.S.C. § 1404(a); see 5 U.S.C. § 552(a)(4)(B). The Court directs the Clerk of Court to terminate Plaintiff's applications for the court to request pro bono counsel. (See ECF 4, 6.) A summons shall not issue from this Court. This order closes this case. The Court certifies, pursuant to 28 U.S.C § 1915(a)(3), that any appeal from this order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. See <i>Coppedge v. United States</i>, 369 U.S. 438, 444–45 (1962). SO ORDERED. (Signed by Judge Laura Taylor Swain on 7/8/2024) (ks) Transmission to Office of the Clerk of Court for processing. (Entered: 07/08/2024)</p>
07/08/2024	<p>PARTY TRANSFERRED OUT ELECTRONICALLY pertaining to Kevin Krebs, Priscilla Jones, and Matthew H. Ward only, from the U.S.D.C. Southern District of New York to the United States District Court – District of District of Columbia.(ks) (Entered: 07/16/2024)</p>
07/11/2024	<p>MAILING RECEIPT: Document No: 10. Mailed to: Angelo Carzoglio DIN:18A0399 Wende Correctional Facility 3040 Wende Road P.O. Box 1187 Alden, NY 14004–1187. (laq) (Entered: 07/11/2024)</p>
07/11/2024	<p>MAILING RECEIPT: Document No: 10. Mailed to: Angelo Carzoglio DIN:18A0399 Wende Correctional Facility 3040 Wende Road P.O. Box 1187 Alden, NY 14004–1187. (laq) (Entered: 07/11/2024)</p>
07/19/2024	<p>Received e–mail from the United States District Court – District of Columbia acknowledging receipt of transferred case. Assigned Case Number: 1:24–cv–02080, filed on 7/19/2024. (rju) (Entered: 07/19/2024)</p>