

**U.S. District Court  
Southern District of New York (Foley Square)  
CIVIL DOCKET FOR CASE #: 1:24-cv-03979-JHR**

Access Now v. United States Customs and Border Protection  
Assigned to: Judge Jennifer H. Rearden  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/23/2024  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Access Now**

represented by **Mason Andrew Kortz**  
Harvard Law School  
Cyberlaw Clinic  
1557 Massachusetts Ave  
Ste 4th Floor  
Cambridge, MA 02138  
617-495-2845  
Email: [mkortz@law.harvard.edu](mailto:mkortz@law.harvard.edu)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant****United States Customs and Border Protection**

represented by **Rebecca Lynn Salk**  
DOJ-USAO  
86 Chambers Street  
3rd Floor  
New York, NY 10007  
212-637-2614  
Email: [rebecca.salk@usdoj.gov](mailto:rebecca.salk@usdoj.gov)  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
05/23/2024	<u>1</u>	COMPLAINT against United States Customs and Border Protection. (Filing Fee \$ 405.00, Receipt Number ANYSDC-29394275) Document filed by Access Now. (Attachments: # <u>1</u> Exhibit A – FOIA Request, # <u>2</u> Exhibit B – CBP Acknowledgement).(Kortz, Mason) (Entered: 05/23/2024)
05/23/2024	<u>2</u>	CIVIL COVER SHEET filed..(Kortz, Mason) (Entered: 05/23/2024)
05/23/2024	<u>3</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Access Now..(Kortz, Mason) (Entered: 05/23/2024)
05/23/2024	<u>4</u>	NOTICE OF APPEARANCE by Mason Andrew Kortz on behalf of Access Now..(Kortz, Mason) (Entered: 05/23/2024)
05/23/2024	<u>5</u>	<b>FILING ERROR – DEFICIENT – SUMMONS REQUEST</b> – REQUEST FOR ISSUANCE OF SUMMONS as to United States Customs and Border Protection, re: <u>1</u> Complaint,. Document filed by Access Now..(Kortz, Mason) Modified on 5/24/2024 (vf). (Entered: 05/23/2024)
05/24/2024		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above–entitled action is assigned to Judge Jennifer H. Rearden. Please download and review the Individual Practices of the assigned District Judge, located at <a href="https://nysd.uscourts.gov/judges/district-judges">https://nysd.uscourts.gov/judges/district-judges</a> . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at <a href="https://nysd.uscourts.gov/rules/ecf-related-instructions">https://nysd.uscourts.gov/rules/ecf-related-instructions</a> ..(vf) (Entered: 05/24/2024)

05/24/2024		Magistrate Judge Ona T. Wang is designated to handle matters that may be referred in this case. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: <a href="https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf">https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf</a> . (vf) (Entered: 05/24/2024)
05/24/2024		Case Designated ECF. (vf) (Entered: 05/24/2024)
05/24/2024		<b>***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Mason Andrew Kortz to RE-FILE Document No. <u>5</u> Request for Issuance of Summons. The filing is deficient for the following reason(s): Defendant Party Name Error. Defendant party name listed on Summons PDF does not correspond exactly to pleading caption. Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process – select the correct filer/filers – and attach the correct summons form PDF.</b> (vf) (Entered: 05/24/2024)
05/24/2024	<u>6</u>	REQUEST FOR ISSUANCE OF SUMMONS as to United States Customs and Border Protection, re: <u>1</u> Complaint,. Document filed by Access Now..(Kortz, Mason) (Entered: 05/24/2024)
05/24/2024	<u>7</u>	ELECTRONIC SUMMONS ISSUED as to United States Customs and Border Protection, U.S. Attorney and U.S. Attorney General..(gp) (Entered: 05/24/2024)
06/06/2024	<u>8</u>	AFFIDAVIT OF SERVICE (FOIA CASE) of Summons and Complaint, served. United States Customs and Border Protection served on 6/3/2024, answer due 7/3/2024. Service was made by Mail. Document filed by Access Now. (Attachments: # <u>1</u> Affidavit of Mason Kortz).(Kortz, Mason) (Entered: 06/06/2024)
07/01/2024	<u>9</u>	NOTICE OF APPEARANCE by Rebecca Lynn Salk on behalf of United States Customs and Border Protection..(Salk, Rebecca) (Entered: 07/01/2024)
07/01/2024	<u>10</u>	LETTER MOTION for Extension of Time <i>to Respond to Plaintiff's Complaint</i> addressed to Judge Jennifer H. Rearden from Rebecca L. Salk dated 7/1/2024. Document filed by United States Customs and Border Protection..(Salk, Rebecca) (Entered: 07/01/2024)
07/03/2024	<u>11</u>	ORDER granting <u>10</u> Letter Motion for Extension of Time Application GRANTED. By August 2, 2024, Defendant shall respond to the Complaint. The Clerk of Court is directed to terminate ECF No. 10. SO ORDERED. (Signed by Judge Jennifer H. Rearden on 7/3/2024) (jca) (Entered: 07/03/2024)
07/03/2024		Set/Reset Deadlines: United States Customs and Border Protection answer due 8/2/2024. (jca) (Entered: 07/03/2024)
08/02/2024	<u>12</u>	ANSWER to <u>1</u> Complaint,. Document filed by United States Customs and Border Protection..(Salk, Rebecca) (Entered: 08/02/2024)