

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:24-cv-00807-TNM**

CATO INSTITUTE v. U.S. DEPARTMENT OF JUSTICE et al Date Filed: 03/20/2024
Assigned to: Judge Trevor N. McFadden Jury Demand: None
Cause: 05:552 Freedom of Information Act Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

CATO INSTITUTE

represented by **Merrick Jason Wayne**
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ATTORNEY TO BE NOTICED

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V.

Defendant

U.S. DEPARTMENT OF JUSTICE

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TERMINATED: 09/11/2024
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Defendant

**FEDERAL BUREAU OF
INVESTIGATION**

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

Patricia K. McBride
(See above for address)
TERMINATED: 09/11/2024
LEAD ATTORNEY

Date Filed	#	Docket Text
03/20/2024	<u>1</u>	COMPLAINT against DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION (Filing fee \$ 405 receipt number BDCDC-10769380) filed by CATO INSTITUTE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10)(Topic, Matthew) (Entered: 03/20/2024)
03/21/2024		Case Assigned to Judge Trevor N. McFadden. (znmw) (Entered: 03/21/2024)
03/21/2024		NOTICE OF ERROR re <u>1</u> Complaint; emailed to matt@loevy.com, cc'd 2 associated attorneys -- The PDF file you docketed contained errors: 1. Missing summonses--government. When naming a government agent or agency as a defendant, you must supply a summons for each defendant & two additional summonses for the U.S. Attorney & U.S. Attorney General. Please submit using the event Request for Summons to Issue. (znmw,) (Entered: 03/21/2024)
03/21/2024	<u>2</u>	STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are hereby ORDERED to read and comply with the directives in the attached standing order. SO ORDERED. Signed by Judge Trevor N. McFadden on 3/21/2024. (lctnm3) (Entered: 03/21/2024)
03/25/2024	<u>3</u>	NOTICE of Appearance by Matthew Topic on behalf of CATO INSTITUTE (Topic, Matthew) (Entered: 03/25/2024)
03/25/2024	<u>4</u>	REQUEST FOR SUMMONS TO ISSUE filed by CATO INSTITUTE.(Topic, Matthew) (Entered: 03/25/2024)
03/25/2024	<u>5</u>	NOTICE of Appearance by Merrick Jason Wayne on behalf of CATO INSTITUTE (Wayne, Merrick) (Entered: 03/25/2024)
03/25/2024	<u>6</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: 03/25/2024)
04/11/2024	<u>7</u>	NOTICE of Appearance by Patricia K. McBride on behalf of FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE (McBride, Patricia) (Entered: 04/11/2024)
04/16/2024	<u>8</u>	Consent MOTION for Extension of Time to File Answer by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (McBride, Patricia) (Entered: 04/16/2024)
04/17/2024		MINUTE ORDER: The Court ORDERS that the <u>8</u> Motion for Extension of Time is GRANTED IN PART. Defendants' responsive pleading shall be due on or before May 13, 2024. SO ORDERED. Signed by Judge Trevor N. McFadden on 4/17/2024. (lctnm3). (Entered: 04/17/2024)
04/23/2024	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 4/9/2024 (Topic, Matthew) (Entered: 04/23/2024)
04/23/2024	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL BUREAU OF INVESTIGATION served on 4/9/2024 (Topic, Matthew) (Entered: 04/23/2024)
04/23/2024	<u>11</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 4/9/2024. (Topic, Matthew) (Entered: 04/23/2024)
04/23/2024	<u>12</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/26/2024. Answer due for ALL FEDERAL DEFENDANTS by 4/25/2024. (Topic, Matthew)

		(Entered: 04/23/2024)
05/08/2024	<u>13</u>	ANSWER to Complaint by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE.(McBride, Patricia) (Entered: 05/08/2024)
05/08/2024		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 <i>Open America</i> stay is likely in this case, whether a <i>Vaughn</i> index will be required in this case, and a briefing schedule for dispositive motions, if required. The parties shall file the JSR on or before June 7, 2024. SO ORDERED. Signed by Judge Trevor N. McFadden on 5/8/2024. (lctnm3) (Entered: 05/08/2024)
06/05/2024	<u>14</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (McBride, Patricia) (Entered: 06/05/2024)
06/06/2024		MINUTE ORDER: In light of the <u>14</u> Joint Status Report, the Court ORDERS the parties to file another JSR on or before September 6, 2024, and every 60 days thereafter, updating the Court on the status of this case. SO ORDERED. Signed by Judge Trevor N. McFadden on 6/6/2024. (lctnm3) (Entered: 06/06/2024)
09/06/2024	<u>15</u>	Joint STATUS REPORT by FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE. (McBride, Patricia) (Entered: 09/06/2024)
09/11/2024	<u>16</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Brian J. Levy on behalf of FEDERAL BUREAU OF INVESTIGATION, U.S. DEPARTMENT OF JUSTICE Substituting for attorney Patricia K. McBride (Levy, Brian) (Entered: 09/11/2024)