

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:22-cv-00430-BAH**

NATIONAL PUBLIC RADIO, INC. et al v. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Assigned to: Judge Beryl A. Howell  
Cause: 05:552 Freedom of Information Act

Date Filed: 02/16/2022  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****NATIONAL PUBLIC RADIO, INC.**

represented by **Thomas R. Burke**  
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**Plaintiff**

**JINGNAN HUO**  
*TERMINATED: 02/28/2022*

represented by **Thomas R. Burke**  
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*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Courtney Turco DeThomas**  
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V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES**

represented by **Patricia K. McBride**  
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Date Filed	#	Docket Text
02/16/2022	<u>1</u>	COMPLAINT <i>for Injunctive and Declaratory Relief for Violation of the Freedom of Information Act</i> against UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES ( Filing fee \$ 402 receipt number ADCDC-9049893) filed by NATIONAL PUBLIC RADIO, INC., JINGNAN HUO. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Civil Cover Sheet, # <u>8</u> Summons as to HHS, # <u>9</u> Summons HHS FOIA Officer, # <u>10</u> Summons as to DOJ, # <u>11</u> Summons as to USAO)(DeThomas, Courtney) (Entered: 02/16/2022)
02/16/2022	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JINGNAN HUO, NATIONAL PUBLIC RADIO, INC. (DeThomas, Courtney) (Entered: 02/16/2022)
02/17/2022	<u>3</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Thomas R. Burke, Filing fee \$ 100, receipt number ADCDC-9051585. Fee Status: Fee Paid. by JINGNAN HUO, NATIONAL PUBLIC RADIO, INC.. (Attachments: # <u>1</u> Certificate of Good Standing)(DeThomas, Courtney) (Entered: 02/17/2022)
02/22/2022		Case Assigned to Chief Judge Beryl A. Howell. (zsb) (Entered: 02/22/2022)
02/22/2022		MINUTE ORDER (paperless) GRANTING plaintiffs' <u>3</u> Motion for Admission <i>Pro Hac Vice</i> of Thomas R. Burke. Mr Burke may enter an appearance <i>pro hac vice</i> for purposes of representing plaintiffs in this action. <b>Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions.</b> Signed by Chief Judge Beryl A. Howell on February 22, 2022. (lcbah4) (Entered: 02/22/2022)
02/22/2022	<u>4</u>	STANDING ORDER. Signed by Chief Judge Beryl A. Howell on February 22, 2022. (lcbah4) (Entered: 02/22/2022)
02/22/2022		MINUTE ORDER (paperless) DIRECTING plaintiff JINGNAN HUO to provide, by March 1, 2022, her residential mailing address to the Clerk of the Court, as required by this Court's local rules, <i>see</i> LCvR 5.1(c); LCvR 11.1, or file a motion seeking waiver of this requirement. Failure to do so "may result in the dismissal of the case against the defendant." LCvR 11.1. Signed by Chief Judge Beryl A. Howell on February 22, 2022. (lcbah4) Modified on 2/22/2022 (ztg). (Entered: 02/22/2022)
02/22/2022		Set/Reset Deadlines: Response to Order of the Court due by 3/1/2022. (ztg) (Entered: 02/22/2022)
02/22/2022	<u>5</u>	NOTICE of Appearance by Thomas R. Burke on behalf of JINGNAN HUO, NATIONAL PUBLIC RADIO, INC. (Burke, Thomas) (Entered: 02/22/2022)
02/23/2022	<u>6</u>	SUMMONS (4) Issued Electronically as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zsb) (Entered: 02/23/2022)
02/28/2022	<u>7</u>	AMENDED COMPLAINT <i>for Injunctive and Declaratory Relief for Violation of the Freedom of Information Act</i> against UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES filed by NATIONAL PUBLIC RADIO, INC..(Burke, Thomas) (Entered: 02/28/2022)
03/01/2022	<u>8</u>	ERRATA by NATIONAL PUBLIC RADIO, INC. re <u>7</u> Amended Complaint filed by NATIONAL PUBLIC RADIO, INC.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(Burke, Thomas) (Entered: 03/01/2022)

04/01/2022	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/17/2022. Answer due for ALL FEDERAL DEFENDANTS by 4/16/2022. (Attachments: # <u>1</u> Affidavit of Service as to U.S. Department of Justice, # <u>2</u> Affidavit of Service as to U.S. Department of Health and Human Services, # <u>3</u> Affidavit of Service as to U.S. Department of Health and Human Services FOIA Officer)(Burke, Thomas) (Entered: 04/01/2022)
04/08/2022		NOTICE OF ERROR re <u>9</u> Summons Returned Executed in FOIA as to U.S. Attorney; emailed to thomasburke@dwt.com, cc'd 6 associated attorneys — The PDF file you docketed contained errors: 1. Two–part document; second docket entry is required, 2. Proof of delivery is required; refile Return of Service using delivery date as date of service, 3. <b>Please note the following deficiency and file/refile document as instructed</b> , 4. FYI: Please file return of service for ALL parties served. (zeg, ) (Entered: 04/08/2022)
04/12/2022	<u>10</u>	NOTICE of Appearance by Patricia K. McBride on behalf of All Defendants (McBride, Patricia) (Entered: 04/12/2022)
04/14/2022	<u>11</u>	ANSWER to <u>7</u> Amended Complaint by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.(McBride, Patricia) (Entered: 04/14/2022)
04/25/2022	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 04/25/2022)
04/26/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the defendant's <u>12</u> Status Report, the parties to submit a joint status report by June 20, 2022, with a proposed schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on April 26, 2022. (lcbah4) (Entered: 04/26/2022)
04/27/2022		Set/Reset Deadlines: Joint Status Report due by 6/20/2022. (ztg) (Entered: 04/27/2022)
06/21/2022	<u>13</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 06/21/2022)
06/22/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>13</u> Joint Status Report, the parties to submit a joint status report by September 20, 2022, with a proposed schedule to govern further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on June 22, 2022. (lcbah4) (Entered: 06/22/2022)
06/23/2022		Set/Reset Deadlines: Joint Status Report due by 9/20/2022. (ztg) (Entered: 06/23/2022)
09/09/2022	<u>14</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 09/09/2022)
09/12/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>14</u> Joint Status Report, the parties to file, by December 12, 2022, a joint status report advising the Court whether any disputes remain between the parties, and if so, proposing a schedule for further proceedings. Signed by Chief Judge Beryl A. Howell on September 12, 2022. (lcbah4) (Entered: 09/12/2022)
09/12/2022		Set/Reset Deadlines: Joint Status Report due by 12/12/2022. (ztg) (Entered: 09/12/2022)
11/17/2022	<u>15</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 11/17/2022)
12/22/2022		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>15</u> Joint Status Report, the parties to file, by February 23, 2022, a joint status report advising the Court whether any disputes remain between the parties, and if so, proposing a schedule for further proceedings. Signed by Chief Judge Beryl A. Howell on December 22, 2022. (lcbah4) (Entered: 12/22/2022)
12/22/2022		Set/Reset Deadlines: Joint Status Report due by 2/23/2023. (ztg) (Entered: 12/22/2022)
01/27/2023	<u>16</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 01/27/2023)

01/30/2023		MINUTE ORDER (paperless) Upon consideration of the parties' <u>16</u> Joint Status Report, DIRECTING the parties to file, by April 28, 2023, a joint status report advising the Court whether any disputes remain between the parties, and if so, proposing a schedule for further proceedings. Signed by Chief Judge Beryl A. Howell on January 30, 2023. (lcbah4) (Entered: 01/30/2023)
01/31/2023		Set/Reset Deadlines: Joint Status Report due by 4/28/2023. (ztg) (Entered: 01/31/2023)
04/21/2023	<u>17</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 04/21/2023)
06/05/2023	<u>18</u>	NOTICE of Change of Address by Thomas R. Burke (Burke, Thomas) (Entered: 06/05/2023)
06/27/2023	<u>19</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 06/27/2023)
06/28/2023		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>19</u> Joint Status Report, the parties to submit, by September 27, 2023, a joint status report advising the Court of the status of this matter and proposing a schedule for further proceedings. Signed by Judge Beryl A. Howell on June 28, 2023. (lcbah4) (Entered: 06/28/2023)
06/28/2023		Set/Reset Deadlines: Joint Status Report due by 9/27/2023. (ztg) (Entered: 06/28/2023)
09/13/2023	<u>20</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 09/13/2023)
10/30/2023		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>20</u> Joint Status Report, to file, by November 30, 2023, a joint status report advising the Court of the status of this matter. Signed by Judge Beryl A. Howell on October 30, 2023. (lcbah4) (Entered: 10/30/2023)
10/31/2023		Set/Reset Deadlines: Parties Joint Status Report due by 11/30/2023 (mac) (Entered: 10/31/2023)
11/16/2023	<u>21</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 11/16/2023)
11/21/2023		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>21</u> Joint Status Report, to file, by January 30, 2024, a joint status report, advising the Court of the status of this matter. Signed by Judge Beryl A. Howell on November 21, 2023. (lcbah4) (Entered: 11/21/2023)
11/21/2023		Set/Reset Deadlines: Joint Status Report due by 1/30/2024 (mac) (Entered: 11/21/2023)
01/31/2024	<u>22</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 01/31/2024)
02/06/2024		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>22</u> Joint Status Report, to file, by March 29, 2024, a joint status report advising the Court of the status of this matter. Signed by Judge Beryl A. Howell on February 6, 2024. (lcbah4) (Entered: 02/06/2024)
02/06/2024		Set/Reset Deadlines: Joint Status Report due by 3/29/2024 (mac) (Entered: 02/06/2024)
03/27/2024	<u>23</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 03/27/2024)
03/28/2024		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>23</u> Joint Status Report, to file, by May 29, 2024, a joint status report advising the Court of the status of this matter. Signed by Judge Beryl A. Howell on March 28, 2024. (lcbah4) (Entered: 03/28/2024)
03/29/2024		Set/Reset Deadlines: Joint Status Report due by 5/29/2024 (mac) (Entered: 03/29/2024)

08/06/2024	<u>24</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (McBride, Patricia) (Entered: 08/06/2024)
08/08/2024		MINUTE ORDER (paperless) DIRECTING the parties, upon consideration of their <u>24</u> Joint Status Report, to file, by October 29, 2024, a joint status report advising the Court of the status of this matter. Signed by Judge Beryl A. Howell on August 8, 2024. (lcbah4) (Entered: 08/08/2024)
08/12/2024		Set/Reset Deadlines: Parties Joint Status Report due by 10/29/2024. (mac) (Entered: 08/12/2024)
09/16/2024	<u>25</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Thomas Duffey on behalf of All Defendants Substituting for attorney Patricia K. McBride (Duffey, Thomas) (Entered: 09/16/2024)