

CLOSED,PaperDocuments,MEDIATION-CJB

**U.S. District Court**  
**District of Delaware (Wilmington)**  
**CIVIL DOCKET FOR CASE #: 1:14-cv-00715-LPS**

Altemus v. US Department of Veteran Affairs  
Assigned to: Judge Leonard P. Stark  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/06/2014  
Date Terminated: 11/16/2015  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****William R. Altemus**

represented by **William R. Altemus**  
17 Matthews Road  
Newark, DE 19713  
PRO SE

V.

**Defendant****US Department of Veteran Affairs**

represented by **Patricia C. Hannigan**  
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**TERMINATED: 09/24/2014**

Date Filed	#	Docket Text
06/06/2014	<u>1</u>	COMPLAINT – filed against US Department of Veteran Affairs – Magistrate Consent Notice to Pltf. ( Filing fee \$ 400.00, receipt number 21523.) – filed by William R. Altemus. (Attachments: # <u>1</u> Civil Cover Sheet)(rwc) (Entered: 06/09/2014)
06/06/2014	<u>2</u>	[SEALED] EXHIBIT 9 – (Medical Records)– in support of re <u>1</u> Complaint – filed by William R. Altemus. (rwc) (Entered: 06/09/2014)
06/06/2014	<u>3</u>	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction. (rwc) Modified on 7/18/2014 (cla, ). (Entered: 06/09/2014)
06/06/2014	<u>4</u>	ACKNOWLEDGMENT OF RECEIPT of <u>3</u> Magistrate Consent Forms. (rwc) (Entered: 06/09/2014)
06/06/2014	<u>5</u>	ACKNOWLEDGMENT OF RECEIPT of FRCP Rule 4. Acknowledgment filed by William R. Altemus. (rwc) (Entered: 06/09/2014)

06/06/2014		Summons Issued with Magistrate Consent Notice attached as to US Department of Veteran Affairs (Wilmington VA Medical Center & U.S. Department of Veteran Affairs), DE U.S. Attorney, U.S. Department of Justice, on 6/6/2014. (rwc) (Entered: 06/09/2014)
06/11/2014		Case Assigned to Judge Leonard P. Stark. Please include the initials of the Judge (LPS) after the case number on all documents filed. (bkb) (Entered: 06/11/2014)
07/18/2014	<u>6</u>	AFFIDAVIT of Service for Complaint and Summons served on US Department of Veteran Affairs on 7/2/14, filed by William R. Altemus. (cla, ) (Entered: 07/18/2014)
07/18/2014	<u>7</u>	AFFIDAVIT of Service for Complaint and Summons served on US Attorney's Office Delaware on 7/2/14, filed by William R. Altemus. (cla, ) (Entered: 07/18/2014)
07/21/2014	<u>8</u>	AFFIDAVIT of Service for Complaint and Summons served on US Department of Veteran Affairs c/o Department of Justice on 7/7/14. (rwc) (Entered: 07/21/2014)
07/21/2014	<u>9</u>	AFFIDAVIT of Service for Complaint and Summons served on US Department of Veteran Affairs on 7/7/14. (Entered: 07/21/2014)
07/21/2014	<u>10</u>	Letter to Judge Stark from William R. Altemus, dated 7/20/14, regarding Request for Expediency. (rwc) (Entered: 07/21/2014)
07/21/2014	<u>11</u>	Letter to Judge Stark from William R. Altemus, dated 7/20/14, regarding request for expansion on the limitations of Interrogatories. (rwc) (Entered: 07/21/2014)
08/26/2014	<u>12</u>	MOTION for Extension of Time to File Answer <i>and/or Otherwise Respond to the Complaint</i> – filed by US Department of Veteran Affairs. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> certificate of service)(Hall, Jennifer) (Entered: 08/26/2014)
08/29/2014	<u>13</u>	RESPONSE to Motion re <u>12</u> MOTION for Extension of Time to File Answer <i>and/or Otherwise Respond to the Complaint</i> filed by William R. Altemus. (etg) (Entered: 09/05/2014)
09/04/2014		SO ORDERED, re <u>12</u> MOTION for Extension of Time to File Answer and/or Otherwise Respond to the Complaint filed by US Department of Veteran Affairs. Signed by Judge Leonard P. Stark on 9/4/14. (ntl) (Entered: 09/04/2014)
09/24/2014	<u>14</u>	NOTICE OF SUBSTITUTION OF COUNSEL re US Department of Veteran Affairs: Entry of appearance of attorney Patricia C. Hannigan. Attorney Jennifer L. Hall terminated. (Hannigan, Patricia) (Entered: 09/24/2014)
10/09/2014	<u>15</u>	INTERROGATORIES Propounded to Defendant – filed by William R. Altemus.(rwc) (Entered: 10/09/2014)
10/09/2014	<u>16</u>	REQUEST for Production of Documents directed to Defendant – filed by William R. Altemus.(rwc) (Entered: 10/09/2014)
10/09/2014	<u>17</u>	REQUEST for Admissions directed to Defendant – filed by William R. Altemus.(rwc) (Entered: 10/09/2014)
10/16/2014	<u>18</u>	MOTION to Strike <u>15</u> Interrogatories Propounded – filed by US Department of Veteran Affairs. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(Hannigan, Patricia) (Entered: 10/16/2014)
10/16/2014	<u>19</u>	MOTION to Strike <u>16</u> Request for Production of Documents – filed by US Department of Veteran Affairs. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(Hannigan, Patricia) (Entered: 10/16/2014)
10/16/2014	<u>20</u>	MOTION to Strike <u>17</u> Request for Admissions – filed by US Department of Veteran Affairs. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Certificate of Service)(Hannigan, Patricia) (Entered: 10/16/2014)
10/17/2014	<u>21</u>	ANSWER to <u>1</u> Complaint by US Department of Veteran Affairs. (Attachments: # <u>1</u> Certificate of Service)(Hannigan, Patricia) (Entered: 10/17/2014)
10/23/2014	22	ORAL ORDER: IT IS HEREBY ORDERED that the parties shall confer regarding proposed dates in the scheduling order and shall submit a proposal, including a proposal for the length and timing of trial, to the Court no later than November 7, 2014. The parties are to review the Court's form scheduling order, which is posted at

		http://www.ded.uscourts.gov (see Chambers, Judge Stark, Forms). ORDERED by Judge Leonard P. Stark on 10/23/14. (ntl) (Entered: 10/23/2014)
10/23/2014	<u>23</u>	ORDER re <u>18</u> MOTION to Strike <u>15</u> Interrogatories Propounded filed by US Department of Veteran Affairs. Signed by Judge Leonard P. Stark on 10/23/14. (ntl) (Entered: 10/23/2014)
10/23/2014	<u>24</u>	ORDER re <u>19</u> MOTION to Strike <u>16</u> Request for Production of Documents filed by US Department of Veteran Affairs. Signed by Judge Leonard P. Stark on 10/23/14. (ntl) (Entered: 10/23/2014)
10/23/2014	<u>25</u>	ORDER re <u>20</u> MOTION to Strike <u>17</u> Request for Admissions filed by US Department of Veteran Affairs. Signed by Judge Leonard P. Stark on 10/23/14. (ntl) (Entered: 10/23/2014)
11/07/2014	<u>26</u>	Letter to The Honorable Leonard P. Stark from Patricia C. Hannigan regarding proposed Scheduling Order. (Attachments: # <u>1</u> proposed Scheduling Order)(Hannigan, Patricia) (Entered: 11/07/2014)
11/19/2014	<u>27</u>	SCHEDULING ORDER: Case referred to the Magistrate Judge for the purpose of exploring ADR. Discovery due by 6/15/2015. Status Report due by 6/15/2015. Dispositive Motions due by 10/15/2015. A Pretrial Conference is set for 3/4/2016 at 11:30 AM in Courtroom 6B before Judge Leonard P. Stark. Proposed Pretrial Order due by 2/22/2016. A 2-day Bench Trial is set for 3/17/2016 at 09:00 AM in Courtroom 6B before Judge Leonard P. Stark. Signed by Judge Leonard P. Stark on 11/18/14. (ntl) (Entered: 11/19/2014)
11/20/2014		CASE REFERRED to Magistrate Judge Christopher J. Burke for Mediation. (dlk) (Entered: 11/20/2014)
11/28/2014	<u>28</u>	NOTICE OF SERVICE of Defendant's Statement of Initial Disclosures Pursuant To Fed. R. Civ. P 26(a)(1) filed by US Department of Veteran Affairs.(Hannigan, Patricia) (Entered: 11/28/2014)
01/28/2015	<u>29</u>	ORDER Setting Mediation Conference: A Telephone Conference is set for 2/23/2015 at 11:30 AM before Judge Christopher J. Burke.. Signed by Judge Christopher J. Burke on 1/28/2015. (dlk) (Entered: 01/28/2015)
02/23/2015		ORAL ORDER: The ADR teleconference set for today 2/23/15 will be rescheduled for a date to be determined. Ordered by Judge Christopher J. Burke on 2/23/2015. (dlk) (Entered: 02/23/2015)
02/24/2015		ORAL ORDER Resetting Mediation Conference: A Telephone Conference is set for 3/9/2015 at 11:30 AM before Judge Christopher J. Burke. Ordered by Judge Christopher J. Burke on 2/24/2015. (dlk) (Entered: 02/24/2015)
04/24/2015	<u>30</u>	MOTION to Change Venue – filed by William R. Altemus. (mas, ) (Entered: 04/24/2015)
06/09/2015	<u>31</u>	RESPONSE to Motion re <u>30</u> MOTION to Change Venue filed by US Department of Veteran Affairs. (Hannigan, Patricia) (Entered: 06/09/2015)
06/10/2015	<u>32</u>	MOTION for Leave to File <i>Case Dispositive Motions</i> – filed by US Department of Veteran Affairs. (Attachments: # <u>1</u> Exhibit A–1, # <u>2</u> Exhibit A–2, # <u>3</u> Certificate of Service)(Hannigan, Patricia) (Entered: 06/10/2015)
06/16/2015	<u>33</u>	STATUS REPORT by US Department of Veteran Affairs. (Hannigan, Patricia) (Entered: 06/16/2015)
06/16/2015	<u>34</u>	Letter to Judge Stark from William R Altemus regarding Discovery progress. (sar) (Entered: 06/17/2015)
06/23/2015	<u>35</u>	ORDER Setting Mediation Conference: A Mediation Teleconference is set for 7/13/2015 at 09:30 AM before Judge Christopher J. Burke. Signed by Judge Christopher J. Burke on 6/23/2015. (dlk) (Entered: 06/23/2015)
07/15/2015	<u>36</u>	ORDER that the Plaintiff may provide a letter to Magistrate Judge Burke, if he chooses to do so, which may assist the Court with ADR. Signed by Judge Christopher J. Burke on 7/15/2015. (dlk) (Entered: 07/15/2015)

08/24/2015	<u>37</u>	Letter to Judge Burke from William R. Altemus, dated 8/24/15, requesting forgiveness for missing August 13 deadline. (rwc) (Entered: 08/24/2015)
10/15/2015	<u>38</u>	MOTION for Summary Judgment <i>or, in the Alternative, For Dismissal</i> – filed by US Department of Veteran Affairs. (Hannigan, Patricia) (Entered: 10/15/2015)
10/15/2015	<u>39</u>	OPENING BRIEF in Support re <u>38</u> MOTION for Summary Judgment <i>or, in the Alternative, For Dismissal</i> filed by US Department of Veteran Affairs. Answering Brief/Response due date per Local Rules is 11/2/2015. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Certificate of Service)(Hannigan, Patricia) (Entered: 10/15/2015)
11/03/2015	<u>40</u>	MOTION to Withdraw <u>1</u> Complaint, <u>30</u> MOTION to Change Venue – filed by William R. Altemus. (sar) (Entered: 11/03/2015)
11/05/2015	<u>41</u>	RESPONSE to Motion re <u>40</u> MOTION to Withdraw <u>1</u> Complaint, <u>30</u> MOTION to Change Venue filed by US Department of Veteran Affairs. (Hannigan, Patricia) (Entered: 11/05/2015)
11/16/2015	<u>42</u>	ORDER re <u>32</u> Denied as moot MOTION for Leave to File <i>Case Dispositive Motions</i> filed by US Department of Veteran Affairs, <u>30</u> Denied as moot MOTION to Change Venue filed by William R. Altemus, <u>38</u> Denied as moot MOTION for Summary Judgment <i>or, in the Alternative, For Dismissal</i> filed by US Department of Veteran Affairs, <u>40</u> granting MOTION to Withdraw <u>1</u> Complaint, <u>30</u> MOTION to Change Venue filed by William R. Altemus, ORDER, Motions terminated: <u>32</u> MOTION for Leave to File <i>Case Dispositive Motions</i> filed by US Department of Veteran Affairs, <u>38</u> MOTION for Summary Judgment <i>or, in the Alternative, For Dismissal</i> filed by US Department of Veteran Affairs, <u>40</u> MOTION to Withdraw <u>1</u> Complaint, <u>30</u> MOTION to Change Venue filed by William R. Altemus, <u>30</u> MOTION to Change Venue filed by William R. Altemus., ORDER DISMISSING CASE (copy to pltf.) (CASE CLOSED). Signed by Judge Leonard P. Stark on 11/16/15. (sar) (Entered: 11/16/2015)