

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:23-cv-03290-RDM**

ELLIOTT INVESTMENT MANAGEMENT LP v.  
SECURITIES AND EXCHANGE COMMISSION  
Assigned to: Judge Randolph D. Moss  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/02/2023  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**ELLIOTT INVESTMENT  
MANAGEMENT LP**

represented by **Kevin F. King**  
COVINGTON & BURLING LLP  
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Washington, DC 20001  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Thomas R. Brugato**  
COVINGTON & BURLING LLP  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**SECURITIES AND EXCHANGE  
COMMISSION**

represented by **Esther Y. Cheng**  
SECURITIES & EXCHANGE  
COMMISSION  
100 F Street, NE  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
11/02/2023	<u>1</u>	COMPLAINT against SECURITIES AND EXCHANGE COMMISSION ( Filing fee \$ 402 receipt number ADCDC-10468811) filed by ELLIOTT INVESTMENT MANAGEMENT LP. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Summons Attorney General, # <u>11</u> Summons SEC, # <u>12</u> Summons U.S. Attorney's Office)(Brugato, Thomas) (Entered: 11/02/2023)
11/02/2023	<u>2</u>	NOTICE of Appearance by Thomas R. Brugato on behalf of ELLIOTT INVESTMENT MANAGEMENT LP (Brugato, Thomas) (Entered: 11/02/2023)
11/02/2023	<u>3</u>	NOTICE of Appearance by Kevin F. King on behalf of ELLIOTT INVESTMENT MANAGEMENT LP (King, Kevin) (Entered: 11/02/2023)
11/03/2023		Case Assigned to Judge Randolph D. Moss. (zcb) (Entered: 11/03/2023)

11/03/2023		NOTICE OF ERROR re <u>1</u> Complaint; emailed to tbrugato@cov.com, cc'd 3 associated attorneys -- The PDF file you docketed contained errors: 1. Missing/incorrect summonses. Please submit using the event Request for Summons to issue., 2. FOIA Summons' needed., 3. <b>COMPLIANCE DEADLINE is by close of business today. This case will not proceed any further until all errors are satisfied.</b> (cb, ) (Entered: 11/03/2023)
11/03/2023	<u>4</u>	REQUEST FOR SUMMONS TO ISSUE filed by ELLIOTT INVESTMENT MANAGEMENT LP. Related document: Notice of QC- New Case,. (Attachments: # <u>1</u> Summons Attorney General, # <u>2</u> Summons U.S. Attorney's Office)(Brugato, Thomas) (Entered: 11/03/2023)
11/03/2023	<u>5</u>	STANDING ORDER: The parties are hereby ORDERED to comply with the directives set forth in the attached Standing Order. See document for details. Signed by Judge Randolph D. Moss on 11/3/2023. (lcrdm3) (Entered: 11/03/2023)
11/03/2023	<u>6</u>	REQUEST FOR SUMMONS TO ISSUE <i>FOIA SUMMONS</i> filed by ELLIOTT INVESTMENT MANAGEMENT LP. Related document: <u>4</u> Request for Summons to Issue filed by ELLIOTT INVESTMENT MANAGEMENT LP. (Attachments: # <u>1</u> Summons Attorney General, # <u>2</u> Summons U.S. Attorney's Office)(Brugato, Thomas) (Entered: 11/03/2023)
11/06/2023	<u>7</u>	SUMMONS (3) Issued Electronically as to SECURITIES AND EXCHANGE COMMISSION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zcb) (Entered: 11/06/2023)
11/29/2023	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General November 13, 2023. (Attachments: # <u>1</u> Exhibit Return Receipt)(Brugato, Thomas) (Entered: 11/29/2023)
11/29/2023	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. SECURITIES AND EXCHANGE COMMISSION served on 11/13/2023 (Attachments: # <u>1</u> Exhibit Return Receipt)(Brugato, Thomas) (Entered: 11/29/2023)
11/29/2023	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/22/2023. Answer due for ALL FEDERAL DEFENDANTS by 12/22/2023. (Attachments: # <u>1</u> Exhibit Delivery Confirmation)(Brugato, Thomas) (Entered: 11/29/2023)
12/22/2023	<u>11</u>	ANSWER to Complaint by SECURITIES AND EXCHANGE COMMISSION.(Cheng, Esther) (Entered: 12/22/2023)
12/22/2023		MINUTE ORDER: It is ORDERED that, on or before January 19, 2024, the parties shall confer and file a joint status report addressing (1) any documents still to be produced pursuant to FOIA; (2) an anticipated schedule for processing and producing any such documents; and (3) any substantive areas of disagreement between the parties. It is FURTHER ORDERED that the parties shall appear for an Initial Scheduling Conference on February 1, 2024, at 3:30 p.m., in Courtroom 8, before Judge Randolph D. Moss. Signed by Judge Randolph D. Moss on 12/22/2023. (lcrdm3) (Entered: 12/22/2023)
01/19/2024	<u>12</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 01/19/2024)
01/21/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>12</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before February 19, 2024. Signed by Judge Randolph D. Moss on 1/21/2024. (lcrdm3) (Entered: 01/21/2024)
01/31/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>12</u> , it is hereby ORDERED that the scheduling conference currently set for February 1, 2024 is VACATED. It is further ORDERED that the parties' joint status report, due on or before February 19, 2024, <i>see</i> Min. Order (Jan. 21, 2024), shall propose a new date for that scheduling conference. Signed by Judge Randolph D. Moss on 1/31/2024. (lcrdm3) (Entered: 01/31/2024)

02/19/2024	<u>13</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 02/19/2024)
02/20/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>13</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before March 18, 2024. It is further ORDERED that the parties shall appear for an Initial Scheduling Conference on April 2, 2024, at 3:30 p.m., in Courtroom 8. Signed by Judge Randolph D. Moss on 2/20/2024. (lcrdm3) (Entered: 02/20/2024)
03/18/2024	<u>14</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 03/18/2024)
03/18/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>14</u> , it is hereby ORDERED that the Initial Scheduling Conference currently set for April 2, 2024, is hereby VACATED. It is further ORDERED that the parties shall file a further joint status report on or before April 17, 2024, apprising the Court of the status of this case. Signed by Judge Randolph D. Moss on 3/18/2024. (lcrdm3) (Entered: 03/18/2024)
04/17/2024	<u>15</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 04/17/2024)
04/18/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>15</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before May 17, 2024. Signed by Judge Randolph D. Moss on 04/18/2024. (lcrdm3) (Entered: 04/18/2024)
05/17/2024	<u>16</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 05/17/2024)
05/20/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>16</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before June 17, 2024. Signed by Judge Randolph D. Moss on 5/20/2024. (lcrdm3) (Entered: 05/20/2024)
06/17/2024	<u>17</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 06/17/2024)
06/17/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>17</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before July 17, 2024. Signed by Judge Randolph D. Moss on 6/17/2024. (lcrdm3) (Entered: 06/17/2024)
07/17/2024	<u>18</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 07/17/2024)
07/19/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>18</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before August 19, 2024. Signed by Judge Randolph D. Moss on 7/19/2024. (lcrdm3) (Entered: 07/19/2024)
08/19/2024	<u>19</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 08/19/2024)
08/20/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>19</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before September 18, 2024. Signed by Judge Randolph D. Moss on 8/20/2024. (lcrdm3) (Entered: 08/20/2024)
09/18/2024	<u>20</u>	Joint STATUS REPORT by SECURITIES AND EXCHANGE COMMISSION. (Cheng, Esther) (Entered: 09/18/2024)
09/18/2024		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>20</u> , it is hereby ORDERED that the parties shall file a further joint status report on or before October 18, 2024. Signed by Judge Randolph D. Moss on 9/18/2024. (lcrdm3) (Entered: 09/18/2024)