

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:23-cv-03546-ZMF

BADER FAMILY FOUNDATION v. UNITED STATES
DEPARTMENT OF HEALTH AND HUMAN SERVICES
Assigned to: Magistrate Judge Zia M. Faruqui
Cause: 05:552 Freedom of Information Act

Date Filed: 11/28/2023
Date Terminated: 09/18/2024
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**BADER FAMILY FOUNDATION**

represented by **Hans Frank Bader**
1236 N. Stafford Street
Arlington, VA 22201
703-399-6738
Email: hfb138@yahoo.com
ATTORNEY TO BE NOTICED

V.

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

represented by **Stephen DeGenaro**
601 D Street NW
Washington, DC 20530
202-252-7229
Email: Stephen.DeGenaro@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/28/2023	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Filing fee \$ 402 receipt number ADCDC-10520898) filed by BADER FAMILY FOUNDATION. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons for the U.S. Attorney, # <u>3</u> Summons for defendant HHS, # <u>4</u> Summons for the Attorney General)(Bader, Hans) (Entered: 11/28/2023)
11/28/2023		Case Assigned to Judge Tanya S. Chutkan. (zljn) (Entered: 11/28/2023)
11/28/2023	<u>2</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zljn) (Entered: 11/28/2023)
12/12/2023	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/28/2023. (Answer due for ALL FEDERAL DEFENDANTS by 12/28/2023.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 12/4/2023, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/4/2023. (Bader, Hans) (Entered: 12/12/2023)
12/22/2023	<u>4</u>	ENTERED IN ERROR....NOTICE of Appearance by Stephen DeGenaro on behalf of UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (DeGenaro, Stephen) Modified on 12/27/2023 (zjm). (Entered: 12/22/2023)
12/22/2023	<u>5</u>	Consent MOTION for Extension of Time to <i>Respond to the Complaint</i> by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 12/22/2023)

12/23/2023		MINUTE ORDER: GRANTING <u>5</u> Consent Motion for Extension of Time to Respond to Complaint. Defendant's response to the Complaint is due by January 29, 2024. Signed by Judge Tanya S. Chutkan on 12/23/23. (lce) (Entered: 12/23/2023)
12/26/2023		Set/Reset Deadlines/Hearings: Answer to complaint due by 1/29/2024. (zcdw) (Entered: 12/26/2023)
12/27/2023		NOTICE OF ERROR regarding <u>4</u> Notice of Appearance. The following error(s) need correction: Incorrect court case number. Please refile. (zjm) (Entered: 12/27/2023)
01/29/2024	<u>6</u>	NOTICE of Appearance by Stephen DeGenaro on behalf of UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (DeGenaro, Stephen) (Entered: 01/29/2024)
01/29/2024	<u>7</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.(DeGenaro, Stephen) (Entered: 01/29/2024)
01/30/2024		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of Local Civil Rule 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. Accordingly, it is hereby ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address 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 Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues on or before March 29, 2024. The joint status report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 1/30/24. (lce) (Entered: 01/30/2024)
01/31/2024	<u>8</u>	Consent to Proceed before US Magistrate Judge for All Purposes by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.. (DeGenaro, Stephen) (Entered: 01/31/2024)
01/31/2024		MINUTE ORDER REFERRING CASE TO MAGISTRATE JUDGE: Pursuant to the agreement of the parties, see <u>8</u> Joint Notice of Consent to Assignment to Magistrate Judge, this case is hereby REFERRED to a Magistrate Judge for all purposes, including trial. Signed by Judge Tanya S. Chutkan on 1/31/24. (lce) (Entered: 01/31/2024)
01/31/2024		CASE RANDOMLY REFERRED to Magistrate Judge Zia M. Faruqui for all purposes. (zcb) (Entered: 02/02/2024)
03/29/2024	<u>9</u>	Joint STATUS REPORT <i>filed</i> by BADER FAMILY FOUNDATION. (Bader, Hans) (Entered: 03/29/2024)
03/29/2024		Minute Order. Upon consideration of the parties' Joint Status Report, the parties are directed to file an additional joint status report on or before June 27, 2024, to apprise the Court of any updates on the status of Plaintiffs FOIA request. Signed by Zia M. Faruqui on 3/29/2024. (lcgk) (Entered: 03/29/2024)
06/27/2024	<u>10</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Attachments: # <u>1</u> Text of Proposed Order)(DeGenaro, Stephen) (Entered: 06/27/2024)
07/01/2024	<u>11</u>	STATUS REPORT ORDER Status Report due by 9/25/2024. Signed by Magistrate Judge Zia M. Faruqui on 7/1/2024. (lcgk) (Entered: 07/01/2024)
08/21/2024	<u>12</u>	STIPULATION of Dismissal by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (DeGenaro, Stephen) (Entered: 08/21/2024)