

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:21-cv-03142-RCL**

DOCUMENTED v. DEPARTMENT OF HOMELAND SECURITY  
Assigned to: Judge Royce C. Lamberth  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/01/2021  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****DOCUMENTED**

represented by **Deborah Maxine Golden**  
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V.

**Defendant****DEPARTMENT OF HOMELAND SECURITY**

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Date Filed	#	Docket Text
12/01/2021	<u>1</u>	COMPLAINT against DEPARTMENT OF HOMELAND SECURITY ( Filing fee \$ 402 receipt number ADCDC-8898760) filed by DOCUMENTED. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons to USAO DC, # <u>3</u> Summons to USAG, # <u>4</u> Summons to DHS)(Golden, Deborah) (Entered: 12/01/2021)
12/02/2021		Case Assigned to Judge Royce C. Lamberth. (znm) (Entered: 12/02/2021)
12/02/2021	<u>2</u>	SUMMONS (3) Issued Electronically as to DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(znm) (Entered: 12/02/2021)
01/07/2022	<u>3</u>	NOTICE of Appearance by Erika Kirstie Oblea on behalf of DEPARTMENT OF HOMELAND SECURITY (Oblea, Erika) (Entered: 01/07/2022)

01/07/2022	<u>4</u>	ANSWER to Complaint by DEPARTMENT OF HOMELAND SECURITY.(Oblea, Erika) (Entered: 01/07/2022)
01/07/2022	<u>5</u>	MINUTE ORDER: The parties shall meet and confer and file a joint report with a proposed schedule within 15 days of this date. Signed by Judge Royce C. Lamberth on 1/7/2022. (lcrcl2) Modified on 1/10/2022 (lsj). (Entered: 01/07/2022)
01/21/2022	<u>6</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 01/21/2022)
01/24/2022		MINUTE ORDER Joint Status Report due by 3/22/2022. Signed by Judge Royce C. Lamberth on 1/24/2022. (lcrcl2) (Entered: 01/24/2022)
03/22/2022	<u>7</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 03/22/2022)
04/01/2022		MINUTE ORDER Status Report due by 6/30/2022. Signed by Judge Royce C. Lamberth on 4/1/2022. (lcrcl2) (Entered: 04/01/2022)
06/30/2022	<u>8</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 06/30/2022)
07/06/2022		MINUTE ORDER: Parties' <u>8</u> request to defer setting a briefing schedule is GRANTED. Parties are ORDERED to file a Joint Status Report by 8/26/2022. Signed by Judge Royce C. Lamberth on 7/6/2022. (lcrcl2) (Entered: 07/06/2022)
08/26/2022	<u>9</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 08/26/2022)
09/12/2022		MINUTE ORDER: It is hereby ORDERED that the parties will file their next joint status report by 9/26/2022. SO ORDERED by Judge Royce C. Lamberth on 09/12/2022. (lcrcl2) (Entered: 09/12/2022)
09/23/2022	<u>10</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 09/23/2022)
09/26/2022		MINUTE ORDER: It is hereby ORDERED that the parties shall submit their next joint status report by 11/22/2022. SO ORDERED by Judge Royce C. Lamberth on 09/26/2022. (lcrcl2) (Entered: 09/26/2022)
11/22/2022	<u>11</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 11/22/2022)
11/29/2022		MINUTE ORDER: It is hereby ORDERED that the parties shall submit their next joint status report by 1/23/2023. SO ORDERED by Judge Royce C. Lamberth on 11/29/2022. (lcrcl2) (Entered: 11/29/2022)
01/23/2023	<u>12</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 01/23/2023)
01/25/2023		MINUTE ORDER: It is hereby ORDERED that the parties shall submit their next joint status report by 2/22/2023. SO ORDERED by Judge Royce C. Lamberth on 1/25/2023. (lcrcl2) (Entered: 01/25/2023)
02/22/2023	<u>13</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 02/22/2023)
02/27/2023		MINUTE ORDER: It is hereby ORDERED that the parties shall file a further Status Report by 3/24/2023. Signed by Judge Royce C. Lamberth on 2/22/23. (lcrcl2) (Entered: 02/27/2023)
03/24/2023	<u>14</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 03/24/2023)
03/30/2023		MINUTE ORDER: It is hereby ORDERED that the parties shall file a further Status Report by 5/23/2023. SO ORDERED by Judge Royce C. Lamberth on 3/30/2023. (lcrcl2) (Entered: 03/30/2023)
03/31/2023		Set/Reset Deadlines: Status Report due by 5/23/2023. (zsmc) (Entered: 03/31/2023)

05/23/2023	<u>15</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 05/23/2023)
05/26/2023		MINUTE ORDER: It is hereby ORDERED that the parties shall file a further Status Report by 8/21/23. SO ORDERED by Judge Royce C. Lamberth on 5/25/23. (lcrcl2) (Entered: 05/26/2023)
08/21/2023	<u>16</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Oblea, Erika) (Entered: 08/21/2023)
08/22/2023		MINUTE ORDER: It is hereby ORDERED that the parties shall submit their next joint status report by 11/20/2023. SO ORDERED by Judge Royce C. Lamberth on 8/22/2023. (lcrcl2) (Entered: 08/22/2023)
11/20/2023	<u>17</u>	Joint STATUS REPORT by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Oblea, Erika) (Entered: 11/20/2023)
11/21/2023	<u>18</u>	ORDER setting summary judgment briefing schedule. See Order for details. Signed by Judge Royce C. Lamberth on 11/20/2023. (lcrcl2) (Entered: 11/21/2023)
01/24/2024	<u>19</u>	NOTICE of Appearance by Bradley Silverman on behalf of DEPARTMENT OF HOMELAND SECURITY (Silverman, Bradley) (Entered: 01/24/2024)
01/24/2024	<u>20</u>	Consent MOTION to Modify <i>Briefing Schedule</i> by DEPARTMENT OF HOMELAND SECURITY. (Silverman, Bradley) (Entered: 01/24/2024)
01/24/2024	<u>21</u>	ORDER granting Motion <u>20</u> to Modify Briefing Schedule. See Order for details. Signed by Judge Royce C. Lamberth on 1/24/2024. (lcrcl2) (Entered: 01/24/2024)
02/07/2024	<u>22</u>	MOTION for Summary Judgment by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Vaughn Index, # <u>5</u> Text of Proposed Order)(Silverman, Bradley) (Entered: 02/07/2024)
03/08/2024	<u>23</u>	Memorandum in opposition to re <u>22</u> Motion for Summary Judgment filed by DOCUMENTED. (Attachments: # <u>1</u> Exhibit Ex 1 – Nicaragua TPS Memo, # <u>2</u> Exhibit Ex 2 – Honduras TPS Memo, # <u>3</u> Exhibit Ex 3 – Duke's Honduras Memo, # <u>4</u> Exhibit Ex 4 – Haiti TPS Memo, # <u>5</u> Exhibit Ex 5 – MPP Memo, # <u>6</u> Exhibit Ex 6 – Somalia TPS Memo, # <u>7</u> Exhibit Ex 7 – Likely Unredacted Haiti TPS Memo, # <u>8</u> Statement of Facts, # <u>9</u> Text of Proposed Order)(Golden, Deborah) (Entered: 03/08/2024)
03/08/2024	<u>24</u>	Cross MOTION for Summary Judgment by DOCUMENTED. (Attachments: # <u>1</u> Exhibit Ex 1 – Nicaragua TPS Memo, # <u>2</u> Exhibit Ex 2 – Honduras TPS Memo, # <u>3</u> Exhibit Ex 3 – Duke's Honduras Memo, # <u>4</u> Exhibit Ex 4 – Haiti TPS Memo, # <u>5</u> Exhibit Ex 5 – MPP Memo, # <u>6</u> Exhibit Ex 6 – Somalia TPS Memo, # <u>7</u> Exhibit Ex 7 – Likely Unredacted Haiti TPS Memo, # <u>8</u> Statement of Facts, # <u>9</u> Text of Proposed Order)(Golden, Deborah) (Entered: 03/08/2024)
03/14/2024	<u>25</u>	Consent MOTION to Modify <i>Briefing Schedule</i> by DEPARTMENT OF HOMELAND SECURITY. (Silverman, Bradley) (Entered: 03/14/2024)
03/14/2024	<u>26</u>	ORDER granting Motion <u>25</u> to Modify Briefing Schedule. See Order for details. Signed by Judge Royce C. Lamberth on 3/14/2024. (lcrcl2) (Entered: 03/14/2024)
05/01/2024	<u>27</u>	Consent MOTION to Modify Briefing Schedule <i>File Summary Judgment Briefing</i> by DEPARTMENT OF HOMELAND SECURITY. (Silverman, Bradley) Modified event type and docket text on 5/3/2024 (zdp). (Entered: 05/01/2024)
05/07/2024	<u>28</u>	ORDER granting Motion <u>27</u> to Modify Briefing Schedule. See Order for details. Signed by Judge Royce C. Lamberth on 5/7/2024. (lcrcl2) (Entered: 05/07/2024)
06/07/2024	<u>29</u>	REPLY to opposition to motion re <u>22</u> MOTION for Summary Judgment filed by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Declaration of Catrina M. Pavlik–Keenan, # <u>2</u> Exhibit Supplemental Vaughn Index)(Oblea, Erika) (Entered: 06/07/2024)
06/07/2024	<u>30</u>	Memorandum in opposition to re <u>24</u> Motion for Summary Judgment, filed by DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Declaration of Catrina M. Pavlik–Keenan, # <u>2</u> Exhibit Supplemental Vaughn Index, # <u>3</u> Text of

		Proposed Order)(Oblea, Erika) (Entered: 06/07/2024)
06/30/2024	<u>31</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>22</u> MOTION for Summary Judgment , <u>24</u> Cross MOTION for Summary Judgment by DOCUMENTED. (Attachments: # <u>1</u> Text of Proposed Order)(Golden, Deborah) (Entered: 06/30/2024)
06/30/2024	<u>32</u>	Consent MOTION for Extension of Time to File <i>Nunc Pro Tunc</i> , MOTION for Extension of Time to File Response/Reply as to <u>31</u> Consent MOTION for Extension of Time to File Response/Reply as to <u>22</u> MOTION for Summary Judgment , <u>24</u> Cross MOTION for Summary Judgment by DOCUMENTED. (Golden, Deborah) (Entered: 06/30/2024)
07/02/2024	<u>33</u>	ORDER: Upon consideration of Plaintiff's consent motion to modify the briefing schedule, and the entire record herein and for good cause shown, it is hereby ORDERED that Plaintiff's motion is GRANTED, nunc pro tunc. It is further ORDERED that Plaintiff shall file their cross-reply by July 5, 2024. SO ORDERED. Signed by Judge Royce C. Lamberth on 07/02/2024. (lcrcl2) (Entered: 07/02/2024)
07/05/2024	<u>34</u>	REPLY to opposition to motion re <u>24</u> Cross MOTION for Summary Judgment filed by DOCUMENTED. (Attachments: # <u>1</u> Exhibit)(Golden, Deborah) (Entered: 07/05/2024)
09/20/2024	<u>35</u>	MEMORANDUM OPINION re: Motion <u>22</u> for Summary Judgment and cross-Motion <u>24</u> for Summary Judgment. Signed by Judge Royce C. Lamberth on 09/20/2024. (lcrcl2) (Entered: 09/20/2024)
09/20/2024	<u>36</u>	ORDER: Upon consideration of the defendant's Motion <u>22</u> for Summary Judgment and the plaintiff's cross-Motion <u>24</u> for Summary Judgment, and the entire record herein, it is hereby ORDERED that, with respect to the Duke Honduras Memo, the defendant's Motion for Summary Judgment is GRANTED IN PART AND DENIED IN PART; and it is further ORDERED that the defendant shall either produce a new version of that record to the plaintiff with the non-exempt portions unredacted, or else provide this Court with a supplemental affidavit explaining why the non-exempt portion is not reasonably segregable from the exempt portion, within 14 days of the issuance of this Order; and it is further ORDERED that, with respect to the Somalia TPS Memo, the defendant's Motion for Summary Judgment is DENIED and the plaintiff's Motion for Summary Judgment is GRANTED; and it is further ORDERED that the defendant shall produce an unredacted version of the Somalia TPS Memo to the plaintiff within 14 days of the issuance of this order; and it is further ORDERED that, with respect to the MPP Memo, the defendant's Motion for Summary Judgment is GRANTED and the plaintiff's Motion for Summary Judgment is DENIED. Signed by Judge Royce C. Lamberth on 09/20/2024. (lcrcl2) (Entered: 09/20/2024)