

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:23-cv-01088-DII**

Informed Consent Action Network v. Food and Drug
Administration
Assigned to: Judge Docket II – Austin
Cause: 05:552 Freedom of Information Act

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

Plaintiff

Informed Consent Action Network

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V.

Defendant

Food and Drug Administration

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Date Filed	#	Docket Text
09/11/2023	<u>1</u>	COMPLAINT (Filing fee \$ 402 receipt number ATXWDC-17869405), filed by Informed Consent Action Network. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet)(Siri, Aaron) (Entered: 09/11/2023)
09/11/2023	<u>2</u>	REQUEST FOR ISSUANCE OF SUMMONS by Informed Consent Action Network. (Siri, Aaron) (Entered: 09/11/2023)

09/11/2023	<u>3</u>	RULE 7 DISCLOSURE STATEMENT filed by Informed Consent Action Network. (Siri, Aaron) (Entered: 09/11/2023)
09/11/2023	<u>4</u>	MOTION to Appear Pro Hac Vice by Aaron Siri <i>for Elizabeth A. Brehm</i> (Filing fee \$ 100 receipt number ATXWDC-17869436) by on behalf of Informed Consent Action Network. (Siri, Aaron) (Entered: 09/11/2023)
09/11/2023	<u>5</u>	MOTION to Appear Pro Hac Vice by Aaron Siri <i>for R. Scott Pietrowski</i> (Filing fee \$ 100 receipt number ATXWDC-17869437) by on behalf of Informed Consent Action Network. (Siri, Aaron) (Entered: 09/11/2023)
09/11/2023		Case assigned to Judge Docket II – Austin. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (cr5) (Entered: 09/14/2023)
09/11/2023		If ordered by the court, all referrals and consents in this case will be assigned to Magistrate Judge Lane. (cr5) (Entered: 09/14/2023)
09/14/2023	<u>6</u>	REQUEST FOR ISSUANCE OF SUMMONS by Informed Consent Action Network. <i>CORRECTED</i> (Siri, Aaron) (Entered: 09/14/2023)
09/15/2023	<u>7</u>	Summons Issued as to Food and Drug Administration. (pg) (Entered: 09/15/2023)
09/22/2023	<u>8</u>	ORDER GRANTING <u>5</u> Motion to Appear Pro Hac Vice for Attorney R. Scott Pietrowski for Informed Consent Action Network. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center. Signed by Judge Robert Pitman. (pg) (Entered: 09/22/2023)
09/22/2023	<u>9</u>	ORDER GRANTING <u>4</u> Motion to Appear Pro Hac Vice for Attorney Elizabeth A. Brehm for Informed Consent Action Network. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Registration is managed by the PACER Service Center. Signed by Judge Robert Pitman. (pg) (Entered: 09/22/2023)
09/26/2023	<u>10</u>	SUMMONS Returned Executed by Informed Consent Action Network. Food and Drug Administration served on 9/21/2023, answer due 10/12/2023. (Brehm, Elizabeth) (Entered: 09/26/2023)
10/20/2023	<u>11</u>	ANSWER to <u>1</u> Complaint . Attorney Landon Allen Wade added to party Food and Drug Administration(pty:dft) by Food and Drug Administration.(Wade, Landon) (Entered: 10/20/2023)
12/19/2023	<u>12</u>	STATUS REPORT <i>Joint</i> by Food and Drug Administration. (Attachments: # <u>1</u> Proposed Order)(Wade, Landon) (Entered: 12/19/2023)
12/20/2023	<u>13</u>	STATUS REPORT ORDER. Signed by Judge Robert Pitman. (pg) (Entered: 12/20/2023)
01/18/2024	<u>14</u>	STATUS REPORT <i>Joint</i> by Food and Drug Administration. (Attachments: # <u>1</u> Proposed Order Order on JSR)(Wade, Landon) (Entered: 01/18/2024)
01/19/2024	<u>15</u>	ORDER, IT IS ORDERED that the parties shall file another joint status report in 30 days advising the Court on whether they have reached an agreement. The joint status report will propose a schedule for the processing of responsive records or for the briefing of Defendants motion to stay these proceedings. Signed by Judge Robert Pitman. (pg) (Entered: 01/22/2024)
02/20/2024	<u>16</u>	STATUS REPORT <i>Joint</i> by Food and Drug Administration. (Attachments: # <u>1</u> Proposed Order Agreed Scheduling Order)(Wade, Landon) (Entered: 02/20/2024)
02/21/2024	<u>17</u>	SCHEDULING ORDER. IT IS ORDERED that the parties file a joint status report with the Court that includes updates on FDA's progress every 60 days. IT IS FURTHER ORDERED that the parties shall jointly propose dates for dispositive motions, to the extent motion practice is necessary to resolve the case, once FDA's response to ICANs FOIA request is complete. Signed by Judge Robert Pitman. (pg)

		(Entered: 02/21/2024)
04/22/2024	<u>18</u>	STATUS REPORT <i>Joint Status Report</i> by Food and Drug Administration. (Wade, Landon) (Entered: 04/22/2024)
06/21/2024	<u>19</u>	STATUS REPORT <i>Joint</i> by Food and Drug Administration. (Wade, Landon) (Entered: 06/21/2024)
07/22/2024	<u>20</u>	STATUS REPORT <i>Joint</i> by Food and Drug Administration. (Wade, Landon) (Entered: 07/22/2024)
09/20/2024	<u>21</u>	STATUS REPORT <i>Joint</i> by Food and Drug Administration. (Wade, Landon) (Entered: 09/20/2024)