

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:23-cv-03676-ACR**

INFORMED CONSENT ACTION NETWORK v. CENTERS
FOR DISEASE CONTROL AND PREVENTION et al
Assigned to: Judge Ana C. Reyes
Cause: 05:552 Freedom of Information Act

Date Filed: 12/10/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**INFORMED CONSENT ACTION
NETWORK**

represented by **Richard Scott Pietrowski**
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V.

Defendant

**CENTERS FOR DISEASE CONTROL
AND PREVENTION**

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

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**

represented by **Stephen DeGenaro**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/13/2023	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 405 receipt number ADCDC-10557296) filed by INFORMED CONSENT ACTION NETWORK. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Civil Cover Sheet, # <u>11</u> Summons to CDC, # <u>12</u> Summons to HHS, # <u>13</u> Summons to USAG, # <u>14</u> Summons to USAO)(Brehm, Elizabeth) (Entered: 12/13/2023)
12/13/2023	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by INFORMED CONSENT ACTION NETWORK (Brehm, Elizabeth)

		(Entered: 12/13/2023)
12/16/2023	<u>3</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– R. Scott Pietrowski, Filing fee \$ 100, receipt number ADCDC–10564373. Fee Status: Fee Paid. by INFORMED CONSENT ACTION NETWORK. (Brehm, Elizabeth) (Entered: 12/16/2023)
12/18/2023		Case Assigned to Judge Ana C. Reyes. (zsl) (Entered: 12/18/2023)
12/18/2023	<u>4</u>	SUMMONS (4) Issued Electronically as to CENTERS FOR DISEASE CONTROL AND PREVENTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(znmw) (Entered: 12/18/2023)
12/19/2023		MINUTE ORDER granting <u>3</u> Motion for Leave to Appear Pro Hac Vice as to R. Scott Pietrowski. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. Signed by Judge Ana C. Reyes on 12/19/2023. (lcsj) (Entered: 12/19/2023)
12/19/2023	<u>5</u>	NOTICE of Appearance by Richard Scott Pietrowski on behalf of INFORMED CONSENT ACTION NETWORK (Pietrowski, Richard) (Entered: 12/19/2023)
01/03/2024	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTERS FOR DISEASE CONTROL AND PREVENTION served on 12/22/2023 (Brehm, Elizabeth) (Entered: 01/03/2024)
01/03/2024	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 12/22/2023 (Brehm, Elizabeth) (Entered: 01/03/2024)
01/03/2024	<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 12/26/2023. (Brehm, Elizabeth) (Entered: 01/03/2024)
01/03/2024	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/18/2023. Answer due for ALL FEDERAL DEFENDANTS by 1/17/2024. (Brehm, Elizabeth) (Entered: 01/03/2024)
01/17/2024	<u>10</u>	NOTICE of Appearance by Stephen DeGenaro on behalf of All Defendants (DeGenaro, Stephen) (Entered: 01/17/2024)
01/17/2024	<u>11</u>	ANSWER to Complaint by CENTERS FOR DISEASE CONTROL AND PREVENTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES.(DeGenaro, Stephen) (Entered: 01/17/2024)
05/16/2024		MINUTE ORDER. Cases filed under FOIA are exempt from the requirements of Federal Rule of Civil Procedure 26(f) and Local Civil Rule 16.3. <i>See</i> LCvR 16.3(b)(10). Accordingly, it is hereby ORDERED that the parties shall meet and confer and file a Joint Status Report on or before May 30, 2024. The Joint Status Report should address, among other things: (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for a stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Counsel shall not contact Chambers directly concerning scheduling or other matters, as Chambers personnel will not handle questions relating to the status or scheduling of pending matters, except in case of an emergency. In an emergency, Chambers can be reached at (202) 354–3350. Signed by Judge Ana C. Reyes on 5/16/2024. (lcsj) (Entered: 05/16/2024)
05/30/2024	<u>12</u>	Joint STATUS REPORT by CENTERS FOR DISEASE CONTROL AND PREVENTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (DeGenaro, Stephen) (Entered: 05/30/2024)
07/26/2024	<u>13</u>	Joint STATUS REPORT by CENTERS FOR DISEASE CONTROL AND PREVENTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (DeGenaro, Stephen) (Entered: 07/26/2024)

09/20/2024	<u>14</u>	Joint STATUS REPORT by CENTERS FOR DISEASE CONTROL AND PREVENTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (DeGenaro, Stephen) (Entered: 09/20/2024)
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