

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:24-cv-00886-ACR**

OFFICE OF THE FEDERAL PUBLIC DEFENDER, MIDDLE DISTRICT OF TENNESSEE v. UNITED STATES DEPARTMENT OF JUSTICE et al
Assigned to: Judge Ana C. Reyes
Cause: 05:552 Freedom of Information Act

Date Filed: 03/27/2024
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

OFFICE OF THE FEDERAL PUBLIC DEFENDER, MIDDLE DISTRICT OF TENNESSEE

represented by **Jeffrey Stuart Gutman**
GEORGE WASHINGTON UNIVERSITY LAW SCHOOL
Public Justice Advocacy Clinic
2000 G Street, NW
Washington, DC 20052
(202) 994-5797
Fax: (202) 994-4693
Email: jgutman@law.gwu.edu
ATTORNEY TO BE NOTICED

V.

Defendant

UNITED STATES DEPARTMENT OF JUSTICE

represented by **John Bardo**
DOJ-USAO
601 D Street NW
Washington, DC 20530
(202) 870-6770
Email: john.bardo@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS

represented by **John Bardo**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/27/2024	<u>1</u>	COMPLAINT against EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE (Filing fee \$ 405 receipt number ADCDC-10785452) filed by OFFICE OF THE FEDERAL PUBLIC DEFENDER, MIDDLE DISTRICT OF TENNESSEE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons)(Gutman, Jeffrey) (Entered: 03/27/2024)
03/28/2024		Case Assigned to Judge Ana C. Reyes. (znmw) (Entered: 03/28/2024)
03/28/2024	<u>2</u>	SUMMONS (4) Issued Electronically as to EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(znmw) (Entered: 03/28/2024)
04/10/2024	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF JUSTICE served on 4/8/2024 (Gutman, Jeffrey) (Entered: 04/10/2024)

04/10/2024	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS served on 4/8/2024 (Gutman, Jeffrey) (Entered: 04/10/2024)
04/10/2024	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 04/08/2024. (Gutman, Jeffrey) (Entered: 04/10/2024)
04/10/2024	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 4/8/2024. Answer due for ALL FEDERAL DEFENDANTS by 5/8/2024. (Gutman, Jeffrey) (Entered: 04/10/2024)
04/23/2024	<u>7</u>	STANDING ORDER. It is hereby ORDERED that the parties shall comply with the Court's Standing Order. See Standing Order for details. Signed by Judge Ana C. Reyes on 4/23/2024. (lcsj) (Entered: 04/23/2024)
04/26/2024	<u>8</u>	Consent MOTION for Extension of Time to <i>Respond to the Complaint</i> by EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 04/26/2024)
04/29/2024		MINUTE ORDER. Upon consideration of Defendants' <u>8</u> Consent Motion for Extension of Time to Respond to the Complaint it is hereby ORDERED that Defendants' Motion is GRANTED; and it is further ORDERED that Defendants shall respond to the Complaint no later than May 29, 2024. Signed by Judge Ana C. Reyes on 4/29/2024. (lcsj) (Entered: 04/29/2024)
04/30/2024		Set/Reset Deadlines/Hearings: Answer to complaint due by 5/29/2024. (zcdw) (Entered: 04/30/2024)
05/29/2024	<u>9</u>	ANSWER to Complaint by EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE.(Bardo, John) (Entered: 05/29/2024)
05/30/2024		MINUTE ORDER. Plaintiff filed this Freedom of Information Act (FOIA) action on March 27, 2024. Dkt. <u>1</u> . Defendants answered on May 29, 2024. Dkt. <u>9</u> . 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, the Court hereby ORDERS the parties to meet and confer and file a joint status report on or before June 13, 2024. The joint status report should address, among other things, (1) the status of Plaintiffs' FOIA requests; (2) the anticipated number of documents responsive to Plaintiffs' FOIA requests; (3) the anticipated date(s) for release of those documents; and (4) whether a motion for a stay under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976), is likely. As set forth in Section 5(d) of the Court's Standing Order, if the parties agree on a proposed schedule for submitting a further joint status report, they should assume that the Court approves the proposed date unless the Court enters an order to the contrary. 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 5/30/2024. (lcsj) (Entered: 05/30/2024)
05/30/2024		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/13/2024. (zcdw) (Entered: 05/30/2024)
06/13/2024	<u>10</u>	Joint STATUS REPORT by EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 06/13/2024)
07/15/2024	<u>11</u>	Consent MOTION for Extension of Time to <i>File a Joint Status Report</i> by EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bardo, John) (Entered: 07/15/2024)

07/16/2024		MINUTE ORDER. Upon consideration of Defendants' <u>11</u> Consent Motion for Extension of Time to File a Joint Status Report, the Court GRANTS Defendants' Motion. The parties shall file a joint status report on or before July 19, 2024. Signed by Judge Ana C. Reyes on 7/16/2024. (lcsj) (Entered: 07/16/2024)
07/16/2024		Set/Reset Deadlines: Status Report due by 7/19/2024 (lcsj) (Entered: 07/16/2024)
07/19/2024	<u>12</u>	Joint STATUS REPORT by EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 07/19/2024)
09/16/2024	<u>13</u>	MOTION for Leave to Appear for Law Student Appearance by OFFICE OF THE FEDERAL PUBLIC DEFENDER, MIDDLE DISTRICT OF TENNESSEE (Gutman, Jeffrey) Modified event type and docket text on 9/17/2024 (zdp). (Entered: 09/16/2024)
09/18/2024		MINUTE ORDER granting Plaintiff's <u>13</u> Motion for Leave to Appear for Law Student Appearance. Signed by Judge Ana C. Reyes on 09/18/2024. (lcacr2) (Entered: 09/18/2024)
09/20/2024	<u>14</u>	Joint STATUS REPORT by EXECUTIVE OFFICE FOR UNITED STATES ATTORNEYS, UNITED STATES DEPARTMENT OF JUSTICE. (Bardo, John) (Entered: 09/20/2024)