# **U.S. District Court** District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:22-cv-00412-RBW

JUDICIAL WATCH, INC. v. CENTRAL INTELLIGENCE

**AGENCY** 

Assigned to: Judge Reggie B. Walton Cause: 05:552 Freedom of Information Act Date Filed: 02/15/2022 Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

### **Plaintiff**

JUDICIAL WATCH, INC.

# represented by Meredith Leigh Di Liberto

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#### Paul J. Orfanedes

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V.

#### **Defendant**

CENTRAL INTELLIGENCE **AGENCY** 

# represented by Sam Escher

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 $(202)\ 252-2531$ 

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LEAD ATTORNEY

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## **Paul Cirino**

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# TERMINATED: 08/09/2022

Date Filed	#	Docket Text
02/15/2022	<u>1</u>	COMPLAINT against CENTRAL INTELLIGENCE AGENCY (Filing fee \$ 402 receipt number ADCDC–9046886) filed by JUDICIAL WATCH, INC (Attachments: # 1 Civil Cover Sheet, # 2 Summons for US Attorney for DC, # 3 Summons for US Attorney General, # 4 Summons for Central Intelligence Agency)(Orfanedes, Paul) (Entered: 02/15/2022)
02/15/2022	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (Orfanedes, Paul) (Entered: 02/15/2022)
02/16/2022		Case Assigned to Judge Reggie B. Walton. (znmg) (Entered: 02/16/2022)
02/16/2022	<u>3</u>	SUMMONS (3) Issued Electronically as to CENTRAL INTELLIGENCE AGENCY, U.S. Attorney and U.S. Attorney General (Attachment: # 1 Notice and Consent)(znmg) (Entered: 02/16/2022)
03/03/2022	4	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/22/2022. Answer due for ALL FEDERAL DEFENDANTS by 3/24/2022. (Attachments: # 1 Declaration of David Rothstein)(Orfanedes, Paul) (Entered: 03/03/2022)
03/03/2022	<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 02/28/22. (Attachments: # 1 Declaration of David Rothstein)(Orfanedes, Paul) (Entered: 03/03/2022)
03/03/2022	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTRAL INTELLIGENCE AGENCY served on 2/28/2022 (Attachments: # 1 Declaration of David Rothstein)(Orfanedes, Paul) (Entered: 03/03/2022)
03/07/2022	7	GENERAL ORDER FOR CIVIL CASES BEFORE THE HONORABLE REGGIE B. WALTON. Signed by Judge Reggie B. Walton on March 7, 2022. (lrbw1) (Entered: 03/07/2022)
03/24/2022	<u>8</u>	NOTICE of Appearance by Paul Cirino on behalf of CENTRAL INTELLIGENCE AGENCY (Cirino, Paul) (Entered: 03/24/2022)
03/24/2022	9	ANSWER to Complaint by CENTRAL INTELLIGENCE AGENCY.(Cirino, Paul) (Entered: 03/24/2022)
03/24/2022		MINUTE ORDER. To ensure the expeditious resolution of this action, and because this qualifies as an exempted case under Local Civil Rule 16.3(b), it is hereby ORDERED that, on or before April 21, 2022, the parties shall file a joint proposed briefing schedule governing further proceedings. Signed by Judge Reggie B. Walton on March 24, 2022. (lcrbw1) (Entered: 03/24/2022)
03/25/2022		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 4/21/2022. (adh, ) (Entered: 03/25/2022)
04/21/2022	<u>10</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY. (Cirino, Paul) (Entered: 04/21/2022)
04/22/2022		MINUTE ORDER. Upon consideration of the parties' 10 Joint Status Report, and for good cause shown, it is hereby ORDERED that the parties shall submit a joint status report on or before June 20, 2022, regarding how they wish to proceed in this case. Signed by Judge Reggie B. Walton on April 22, 2022. (lcrbw1) (Entered: 04/22/2022)
04/22/2022		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/20/2022. (zcdw) (Entered: 04/25/2022)
06/17/2022	<u>11</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY. (Cirino, Paul) (Entered: 06/17/2022)
06/27/2022		MINUTE ORDER. Upon consideration of the parties' 11 Joint Status Report, and for good cause shown, it is hereby ORDERED that the parties shall submit a joint status

		report on or before August 19, 2022, regarding how they wish to proceed in this case. Signed by Judge Reggie B. Walton on June 27, 2022. (lcrbw1) (Entered: 06/27/2022)
06/29/2022		Set/Reset Deadlines/Hearings: Joint Status Report due by 8/19/2022. (zcdw) (Entered: 06/29/2022)
08/09/2022	<u>12</u>	NOTICE OF SUBSTITUTION OF COUNSEL by John Moustakas on behalf of CENTRAL INTELLIGENCE AGENCY Substituting for attorney Paul Cirino (Moustakas, John) (Entered: 08/09/2022)
08/19/2022	<u>13</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC (Orfanedes, Paul) (Entered: 08/19/2022)
08/23/2022		MINUTE ORDER. Upon consideration of the parties' 13 Joint Status Report, and for good cause shown, it is hereby ORDERED that the parties shall submit a joint status report on or before November 17, 2022, regarding how they wish to proceed in this case. Signed by Judge Reggie B. Walton on August 23, 2022. (lcrbw1) (Entered: 08/23/2022)
08/24/2022		Set/Reset Deadlines/Hearings: Joint Status Report due by 11/17/2022. (zcdw) (Entered: 08/24/2022)
11/17/2022	<u>14</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC (Orfanedes, Paul) (Entered: 11/17/2022)
12/09/2022	<u>15</u>	NOTICE of Appearance by Meredith Leigh Di Liberto on behalf of JUDICIAL WATCH, INC. (Di Liberto, Meredith) (Entered: 12/09/2022)
12/15/2022	<u>16</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC (Di Liberto, Meredith) (Entered: 12/15/2022)
01/06/2023		MINUTE ORDER. Upon consideration of the parties' 16 Joint Status Report, and for good cause shown, it is hereby ORDERED that, on or before February 3, 2023, the parties shall submit a further Joint Status Report, regarding how they wish to proceed in this case. Signed by Judge Reggie B. Walton on January 6, 2023. (lcrbw1) (Entered: 01/06/2023)
01/06/2023		Set/Reset Deadlines/Hearings: Joint Status Report due by 2/3/2023. (zcdw) (Entered: 01/06/2023)
02/03/2023	<u>17</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC (Orfanedes, Paul) (Entered: 02/03/2023)
02/24/2023		MINUTE ORDER. Upon consideration of the parties' <u>17</u> Joint Status Report, and for good cause shown, it is hereby ORDERED that, on or before March 7, 2023, the parties shall submit a further Joint Status Report or proposed briefing schedule, regarding how they wish to proceed in this case. Signed by Judge Reggie B. Walton on February 24, 2023. (lcrbw1) (Entered: 02/24/2023)
02/24/2023		Set/Reset Deadlines: Joint Status Report due by 3/7/2023. (mac) (Entered: 02/24/2023)
03/07/2023	<u>18</u>	MOTION for Extension of Time to File <i>JOINT STATUS REPORT</i> by CENTRAL INTELLIGENCE AGENCY. (Moustakas, John) (Entered: 03/07/2023)
03/08/2023	<u>19</u>	ENTERED IN ERRORRESPONSE re <u>18</u> MOTION for Extension of Time to File <i>JOINT STATUS REPORT</i> filed by JUDICIAL WATCH, INC (Orfanedes, Paul); Modified on 3/9/2023 – document refiled as docket entry <u>20</u> (ztth). (Entered: 03/08/2023)
03/08/2023	<u>20</u>	RESPONSE re 18 MOTION for Extension of Time to File <i>JOINT STATUS REPORT</i> ( <i>Corrected</i> ) filed by JUDICIAL WATCH, INC (Orfanedes, Paul) (Entered: 03/08/2023)
03/09/2023		NOTICE OF ERROR re 18 Motion for Extension of Time to File; emailed to john.moustakas@usdoj.gov, cc'd 9 associated attorneys — The PDF file you docketed contained errors: 1. Please note the following for future filings; do not refile document, 2. Pleadings should contain an electronic signature. (ztth, ) (Entered: 03/09/2023)

03/25/2023		MINUTE ORDER. Upon consideration of the <u>18</u> Defendant's Motion for Brief Extension to File Joint Status Report, it is hereby ORDERED that the <u>18</u> Defendant's Motion for Brief Extension to File Joint Status Report is GRANTED nunc pro tunc. It is further ORDERED that on or before April 24, 2023, the parties shall file a joint status report regarding how the parties wish to proceed. Signed by Judge Reggie B. Walton on March 25, 2023. (lcrbw3) (Entered: 03/25/2023)
04/19/2023	<u>21</u>	Joint STATUS REPORT by JUDICIAL WATCH, INC (Orfanedes, Paul) (Entered: 04/19/2023)
04/25/2023		MINUTE ORDER. Upon consideration of the parties' 21 Joint Status Report, and for good cause shown, it is hereby ORDERED that (1) the defendant shall file its motion for summary judgment on or before June 7, 2023; (2) the plaintiff shall file its combined opposition to the defendant's motion for summary judgment and cross—motion for summary judgment on or before July 7, 2023; (3) the defendant shall file its combined opposition to the plaintiff's cross—motion for summary judgment and reply in support of its motion on or before August 7, 2023; and (4) the plaintiff shall file its reply in support of its motion on or before August 21, 2023. Signed by Judge Reggie B. Walton on April 25, 2023. (lcrbw1) (Entered: 04/25/2023)
06/07/2023	<u>22</u>	MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by CENTRAL INTELLIGENCE AGENCY. (Moustakas, John) (Entered: 06/07/2023)
06/08/2023	<u>23</u>	RESPONSE re <u>22</u> MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> filed by JUDICIAL WATCH, INC (Attachments: # <u>1</u> Exhibit)(Orfanedes, Paul) (Entered: 06/08/2023)
06/09/2023		MINUTE ORDER. The Court having considered the <u>22</u> Defendant's Motion for Extension of Time to File Motion for Summary Judgment and the <u>23</u> Plaintiff's Response to Defendant's Motion for Extension of Time, and because the defendant failed to "discuss the anticipated motion with opposing counsel in a good–faith effort to determine whether there is any opposition to the relief sought[,]" as required by Local Civil Rule 7(m), it is hereby ORDERED that the the <u>22</u> Defendant's Motion for Extension of Time to File Motion for Summary Judgment is DENIED WITHOUT PREJUDICE. Signed by Judge Reggie B. Walton on June 9, 2023. (lcrbw1) (Entered: 06/09/2023)
06/09/2023	<u>24</u>	Consent MOTION for Extension of Time to File <i>Motion for Summary Judgment, Nunc Pro Tunc</i> by CENTRAL INTELLIGENCE AGENCY. (Moustakas, John) (Entered: 06/09/2023)
06/14/2023		MINUTE ORDER. Upon consideration of the <u>24</u> Defendant's Consent Motion for Extension of Time to File Motion fo[r] Summary Judgment, Nunc Pro Tunc, and for good cause shown, it is hereby ORDERED that the <u>24</u> Defendant's Consent Motion for Extension of Time to File Motion fo[r] Summary Judgment, Nunc Pro Tunc is GRANTED nunc pro tunc. It is further ORDERED that (1) the defendant shall file its motion for summary judgment on or before July 7, 2023; (2) the plaintiff shall file its combined opposition to the defendant's motion for summary judgment and cross—motion for summary judgment on or before August 4, 2023; (3) the defendant shall file its combined opposition to the plaintiff's cross—motion for summary judgment and reply in support of its motion on or before September 1, 2023; and (4) the plaintiff shall file its reply in support of its motion on or before September 22, 2023. Signed by Judge Reggie B. Walton on June 14, 2023. (lcrbw1) (Entered: 06/14/2023)
07/06/2023	<u>25</u>	Unopposed MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by CENTRAL INTELLIGENCE AGENCY. (Moustakas, John) (Entered: 07/07/2023)
07/07/2023		MINUTE ORDER. Upon consideration of the defendant's <u>25</u> Unopposed Motion for Extension of Time to File Motion for Summary Judgment, and for good cause shown, it is hereby ORDERED that the defendant's <u>25</u> Unopposed Motion for Extension of Time to File Motion for Summary Judgment is GRANTED. It is further ORDERED that, on or before July 11, 2023, the defendant shall file its motion for summary judgment. Signed by Judge Reggie B. Walton on July 7, 2023. (lcrbw1) (Entered: 07/07/2023)

07/11/2023	<u>26</u>	MOTION for Summary Judgment, <i>Memorandum in Support, Proposed Order</i> by CENTRAL INTELLIGENCE AGENCY. (Attachments: # 1 Statement of Facts, # 2 Declaration Declaration of Vanna Blaine, # 3 Exhibit Exhibits to Blaine Decl. A_E)(Moustakas, John) (Entered: 07/11/2023)
08/03/2023	<u>27</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>26</u> MOTION for Summary Judgment , <i>Memorandum in Support, Proposed Order</i> by JUDICIAL WATCH, INC (Attachments: # <u>1</u> Text of Proposed Order)(Orfanedes, Paul) (Entered: 08/03/2023)
08/04/2023		MINUTE ORDER. Upon consideration of the <u>27</u> Plaintiff's Unopposed Motion for Extension of Time, and for good cause shown, it is hereby ORDERED that the <u>27</u> Plaintiff's Unopposed Motion for Extension of Time is GRANTED. It is further ORDERED that (1) the plaintiff shall file its combined opposition to the defendant's motion for summary judgment and cross—motion for summary judgment on or before September 7, 2023; (2) the defendant shall file its combined opposition to the plaintiff's cross—motion for summary judgment and reply in support of its motion on or before October 10, 2023; and (3) the plaintiff shall file its reply in support of its motion on or before October 31, 2023. Signed by Judge Reggie B. Walton on August 4, 2023. (lcrbw1) (Entered: 08/04/2023)
08/04/2023		Set/Reset Deadlines: Plaintiff's Response to Motion for Summary Judgment and Plaintiff's Cross Motion for Summary Judgment are due by 9/7/2023. (zalh) (Entered: 09/05/2023)
09/07/2023	<u>28</u>	Memorandum in opposition to re <u>26</u> Motion for Summary Judgment, filed by JUDICIAL WATCH, INC (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Text of Proposed Order)(Orfanedes, Paul) (Entered: 09/07/2023)
09/07/2023	<u>29</u>	Cross MOTION for Summary Judgment by JUDICIAL WATCH, INC (Attachments: # 1 Memorandum in Support, # 2 Statement of Facts, # 3 Exhibit 1, # 4 Exhibit 2, # 5 Exhibit 3, # 6 Exhibit 4, # 7 Exhibit 5, # 8 Exhibit 6, # 9 Text of Proposed Order)(Orfanedes, Paul) (Entered: 09/07/2023)
10/10/2023	<u>30</u>	Consent MOTION to Stay of Briefing Deadlines by CENTRAL INTELLIGENCE AGENCY. (Moustakas, John) (Entered: 10/10/2023)
10/11/2023		MINUTE ORDER. Upon consideration of the <u>30</u> Defendant's Consent Motion for Stay of Deadline to Reply to Plaintiff's Opposition and Oppose Plaintiff's Cross–Motion, it is hereby ORDERED that the <u>30</u> Defendant's Consent Motion for Stay of Deadline to Reply to Plaintiff's Opposition and Oppose Plaintiff's Cross–Motion is GRANTED IN PART AND DENIED IN PART. The motion is GRANTED to the extent that it seeks to vacate all pending deadlines in this case. The motion is DENIED in all other respects. It is further ORDERED that all pending deadlines in this case are VACATED. It is further ORDERED that, on or before November 9, 2023, the parties shall file a joint status report apprising the Court of the status of this case. Signed by Judge Reggie B. Walton on October 11, 2023. (lcrbw1) (Entered: 10/11/2023)
11/07/2023	<u>31</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY. (Moustakas, John) (Entered: 11/07/2023)
11/08/2023		MINUTE ORDER. Upon consideration of the parties' <u>31</u> Joint Status Report, and for good cause shown, it is hereby ORDERED that, on or before March 8, 2024, the parties shall file a joint status report apprising the Court of the status of this case. Signed by Judge Reggie B. Walton on November 8, 2023. (lcrbw1) (Entered: 11/08/2023)
12/27/2023	<u>32</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Sam Escher on behalf of CENTRAL INTELLIGENCE AGENCY Substituting for attorney John Moustakas (Escher, Sam) (Entered: 12/27/2023)
03/08/2024	<u>33</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY. (Escher, Sam) (Entered: 03/08/2024)
03/28/2024		MINUTE ORDER. In light of the parties' <u>33</u> Joint Status Report, it is hereby ORDERED that, on April 9, 2024, at 9:30 a.m., the parties shall appear for a status conference before the Court, via teleconference, by calling 1–877–873–8017 and

		entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on March 28, 2024. (lcrbw1) (Entered: 03/28/2024)
04/09/2024		Minute Entry for telephonic proceedings held before Judge Reggie B. Walton: Status Conference held on 4/9/2024. Defense oral request for a 30 day continuance; heard and granted. Status Conference set for 5/21/2024 at 11:00 AM via teleconference before Judge Reggie B. Walton. (Court Reporter: Stacy Johns) (zalh) (Entered: 04/09/2024)
04/09/2024	<u>34</u>	ORDER. In accordance with the attached Order, it is hereby ORDERED that, on May 21, 2024, at 11:00 a.m., the parties shall appear for a status conference before the Court, via teleconference, by calling 1–877–873–8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on April 9, 2024. (lcrbw1) (Entered: 04/09/2024)
05/21/2024		Minute Entry for telephonic proceedings held before Judge Reggie B. Walton: Status Conference held on 5/21/2024. Joint Status Report due by 6/20/2024. Status Conference set for 6/21/2024 at 11:30 AM via teleconference before Judge Reggie B. Walton. (Court Reporter: Sonja Reeves) (zalh) (Entered: 05/21/2024)
05/21/2024	<u>35</u>	ORDER. In accordance with the attached Order, it is hereby ORDERED that the <u>26</u> Defendant's Motion for Summary Judgment and the <u>29</u> Plaintiff's Cross–Motion for Summary Judgment are DENIED WITHOUT PREJUDICE. It is further ORDERED that, on or before June 20, 2024, the parties shall file a joint status report apprising the Court of the status of this case. It is further ORDERED that, on June 21, 2024, at 11:30 a.m., the parties shall appear for a status conference before the Court, via teleconference, by calling 1–877–873–8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on May 21, 2024. (lcrbw1) (Entered: 05/21/2024)
06/14/2024	<u>36</u>	Consent MOTION to Continue <i>the Status Conference Currently Scheduled for June</i> 21, 2024, at 11:30 a.m. by CENTRAL INTELLIGENCE AGENCY. (Attachments: # 1 D.C. Superior Court Hearing Notice, # 2 Text of Proposed Order)(Escher, Sam) (Entered: 06/14/2024)
06/17/2024		MINUTE ORDER. Upon consideration of the <u>36</u> Defendant's Consent Motion to Continue Status Conference, and for good cause shown, it is hereby ORDERED that the <u>36</u> Defendant's Consent Motion to Continue Status Conference is GRANTED. It is further ORDERED that the status conference currently scheduled for June 21, 2024, is CONTINUED to Friday, June 28, 2024, at 3:00 p.m. The parties shall appear for the status conference, via teleconference, by calling 1–877–873–8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on June 17, 2024. (lcrbw1) (Entered: 06/17/2024)
06/20/2024		Set/Reset Hearings: Status Conference set for 6/28/2024 at 3:00 PM via teleconference before Judge Reggie B. Walton. (zalh) (Entered: 06/20/2024)
06/20/2024	<u>37</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY. (Escher, Sam) (Entered: 06/20/2024)
06/28/2024		Minute Entry for telephonic proceedings held before Judge Reggie B. Walton: Status Conference held on 6/28/2024. Status Conference set for 8/30/2024 at 9:30 AM via teleconference before Judge Reggie B. Walton. (Court Reporter: Lisa Moreira) (zalh) (Entered: 06/28/2024)
06/28/2024	<u>38</u>	ORDER. In accordance with the attached Order, it is hereby ORDERED that, on August 30, 2024, at 9:30 a.m., the parties shall appear for a status conference before the Court, via teleconference, by calling 1–877–873–8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on June 28, 2024. (lcrbw1) (Entered: 06/28/2024)
08/30/2024		Minute Entry for telephonic proceedings held before Judge Reggie B. Walton: Status Conference held on 8/30/2024. Plaintiff's counsel failed to appear. Order to Show Cause forthcoming via Chambers. (Court Reporter: Lisa Moreira) (zalh) (Entered: 08/30/2024)
09/06/2024	<u>39</u>	ORDER. In accordance with the attached Order, it is hereby ORDERED that the status conference held on August 30, 2024, is CONTINUED to September 20, 2024, at 9:00

		a.m. The parties shall appear for the status conference before the Court, via teleconference, by calling 1–877–873–8017 and entering the Court's access code (8583213) followed by the pound key (#). It is further ORDERED that at the above scheduled status conference, counsel for the plaintiff shall SHOW CAUSE as to why he should not be sanctioned by the Court for not timely appearing at the August 30, 2024, status conference. Signed by Judge Reggie B. Walton on September 6, 2024. (lcrbw1) (Entered: 09/06/2024)
09/20/2024		Minute Entry for telephonic proceedings held before Judge Reggie B. Walton: Status Conference held on 9/20/2024. Status Conference set for 10/18/2024 at 10:30 AM via teleconference before Judge Reggie B. Walton. (Court Reporter: Lorraine Herman) (zalh) (Entered: 09/20/2024)
09/25/2024	40	ORDER. In accordance with the attached Order, it is hereby ORDERED that, on October 18, 2024, at 10:30 a.m., the parties shall appear for a status conference before the Court, via teleconference, by calling 1–877–873–8017 and entering the Court's access code (8583213) followed by the pound key (#). Signed by Judge Reggie B. Walton on September 25, 2024. (lcrbw1) (Entered: 09/25/2024)