

**U.S. District Court
Northern District of Georgia (Atlanta)
CIVIL DOCKET FOR CASE #: 1:23-cv-03819-LMM**

Southeastern Legal Foundation, Inc. v. National Archives and
Records Administration
Assigned to: Judge Leigh Martin May
Cause: 05:0552 Freedom of Information Act

Date Filed: 08/28/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Southeastern Legal Foundation, Inc.

represented by **Braden H. Boucek**
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TERMINATED: 02/05/2024

V.

Defendant

**National Archives and Records
Administration**

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Date Filed	#	Docket Text
08/28/2023	<u>1</u>	COMPLAINT filed by Southeastern Legal Foundation, Inc. (Filing fee \$402, receipt number AGANDC-12844605) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Civil Cover Sheet)(dnb) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions and Pretrial Associated Forms which includes the Consent To Proceed Before U.S. Magistrate form. (Entered: 08/28/2023)
08/28/2023	<u>2</u>	Electronic Summons Issued as to National Archives and Records Administration (dnb) (Entered: 08/28/2023)
08/28/2023	<u>3</u>	Electronic Summons Issued as to United States Department of Justice (dnb) (Entered: 08/28/2023)
08/28/2023	<u>4</u>	Summons Issued as to U.S. Attorney's Office (dnb) (Entered: 08/28/2023)
08/28/2023	<u>5</u>	STANDING ORDER REGARDING CIVIL LITIGATION Signed by Judge Leigh Martin May on 8/28/2023. (bnp) (Entered: 08/28/2023)
09/12/2023	<u>6</u>	Certificate of Interested Persons and Corporate Disclosure Statement by Southeastern Legal Foundation, Inc.. (Myers, David) (Entered: 09/12/2023)
09/21/2023	<u>7</u>	AFFIDAVIT OF SERVICE re <u>2</u> Summons Issued as to USA, <u>3</u> Summons Issued as to USA, <u>4</u> Summons Issued as to USA by Southeastern Legal Foundation, Inc.. (Attachments: # <u>1</u> Exhibit Exhibit 1. NARA Green Card, # <u>2</u> Exhibit Exhibit 2. U.S. Attorney, N.D. Ga. Green Card, # <u>3</u> Exhibit Exhibit 3. U.S. Attorney General Green Card)(Myers, David) (Entered: 09/21/2023)
09/29/2023	<u>8</u>	ANSWER to <u>1</u> COMPLAINT by National Archives and Records Administration. Discovery ends on 2/26/2024.(Snow, Kyla) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 09/29/2023)
10/26/2023	<u>9</u>	Notice for Leave of Absence for the following date(s): October 27, 2023, through November 10, 2023 by National Archives and Records Administration (Snow, Kyla) Modified on 10/29/2023 – edit event, qc email sent to counsel (tht). (Entered: 10/26/2023)
10/30/2023	<u>10</u>	JOINT PRELIMINARY REPORT AND DISCOVERY PLAN filed by Southeastern Legal Foundation, Inc.. (Boucek, Braden) (Entered: 10/30/2023)
10/30/2023	<u>11</u>	SCHEDULING ORDER: Upon review of the information contained in the Joint Preliminary Report and Discovery Plan <u>10</u> form completed and filed by the parties, the Court orders that, by December 8, 2023, the parties submit a Joint Status Report addressing: (1) the status of the parties' negotiations over any narrowing of Plaintiffs FOIA request; (2)NARAs rates of processing and production of documents; (3) proposals for nextsteps in the case. Signed by Judge Leigh Martin May on 10/30/2023. (tht) (Entered: 10/30/2023)
12/08/2023	<u>12</u>	STATUS REPORT by National Archives and Records Administration. (Attachments: # <u>1</u> Exhibit A – Declaration of Elizabeth Fidler)(Snow, Kyla) (Entered: 12/08/2023)
12/14/2023	<u>13</u>	ORDER: Plaintiff shall file a brief in support of its position on or before January 9, 2024. Defendant shall file its response within 14 days of Plaintiff's brief being filed. Plaintiff may file a reply within 7 days of the response. The Court will then set a Zoom conference call. These issues will be decided on an expedited basis. Signed by Judge Leigh Martin May on 12/14/2023. (tht) (Entered: 12/14/2023)
01/09/2024	<u>14</u>	PRETRIAL MEMORANDUM by Southeastern Legal Foundation, Inc.. (Hermann, Kimberly) (Entered: 01/09/2024)
01/23/2024	<u>15</u>	RESPONSE re <u>14</u> Pretrial Memorandum , <i>in Support of Defendant's JSR Position</i> filed by National Archives and Records Administration. (Attachments: # <u>1</u> Exhibit 1 – Fidler Declaration, # <u>2</u> Exhibit 2 – Email to Counsel, # <u>3</u> Exhibit 3 – Sample Withdrawal Sheets)(Snow, Kyla) (Entered: 01/23/2024)

01/30/2024	<u>16</u>	RESPONSE re <u>14</u> Pretrial Memorandum <i>Reply Brief in Support of Joint Status Report Position</i> filed by Southeastern Legal Foundation, Inc.. (Attachments: # <u>1</u> Declaration of Kimberly Hermann, # <u>2</u> Exhibit October 2021 Email Exchange, # <u>3</u> Exhibit NARA Final Determination Letter)(Boucek, Braden) (Entered: 01/30/2024)
01/31/2024		Submission of <u>13</u> Order to District Judge Leigh Martin May. (bnp) (Entered: 01/31/2024)
02/01/2024	<u>17</u>	NOTICE by National Archives and Records Administration (Snow, Kyla) (Entered: 02/01/2024)
02/02/2024	<u>18</u>	NOTICE by Southeastern Legal Foundation, Inc. <i>Certificate of Consent to Withdraw as Counsel</i> (Myers, David) (Entered: 02/02/2024)
03/01/2024	<u>19</u>	NOTICE of Appearance by Jacob S. Siler on behalf of National Archives and Records Administration (Siler, Jacob) (Entered: 03/01/2024)
03/08/2024		NOTICE OF VIDEO PROCEEDING: Hearing set for 3/25/2024 at 01:30 PM via Zoom before Judge Leigh Martin May. Zoom information emailed to counsel. <i>Photographing, recording, or broadcasting of any judicial proceedings, including proceedings held by video teleconferencing or telephone conferencing, is strictly and absolutely prohibited.</i> (bnp) (Entered: 03/08/2024)
03/25/2024	<u>20</u>	Minute Entry for proceedings held before Judge Leigh Martin May: Status Conference held on 3/25/2024. Zoom hearing held to address Plaintiff's request for an order to increase NARA's rate of processing and to produce Vaughn Indexes. The Court held Plaintiff's request in abeyance. Defense counsel will file a status report in 3 months. Plaintiff will have an opportunity to respond to Defendant's status report. (Court Reporter Montrell Vann)(jbu) (Entered: 03/25/2024)
06/25/2024	<u>21</u>	STATUS REPORT by National Archives and Records Administration. (Siler, Jacob) (Entered: 06/25/2024)
09/25/2024	<u>22</u>	STATUS REPORT by National Archives and Records Administration. (Snow, Kyla) (Entered: 09/25/2024)