

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:24-cv-01555-RCL**

INFORMED CONSENT ACTION NETWORK v. FOOD AND DRUG ADMINISTRATION et al  
Assigned to: Judge Royce C. Lamberth  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/25/2024  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**INFORMED CONSENT ACTION NETWORK**

represented by **Elizabeth Ann Brehm**  
SIRI & GLIMSTAD LLP  
745 Fifth Avenue  
Suite 500  
New York, NY 10151  
888-747-4529  
Fax: 646-417-5967  
Email: [ebrehm@sirillp.com](mailto:ebrehm@sirillp.com)  
*ATTORNEY TO BE NOTICED*

**Allison Lucas**  
SIRI GLIMSTAD  
220 West Congress Street  
2nd Floor  
Detroit, MI 48226  
313-752-1995  
Email: [alucas@sirillp.com](mailto:alucas@sirillp.com)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**FOOD AND DRUG ADMINISTRATION**

represented by **Stephanie R. Johnson**  
DOJ-USAO  
601 D Street, NW  
Washington, DC 20530  
(202) 252-7874  
Email: [Stephanie.Johnson5@usdoj.gov](mailto:Stephanie.Johnson5@usdoj.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

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

represented by **Stephanie R. Johnson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
05/25/2024	<u>1</u>	COMPLAINT against All Defendants ( Filing fee \$ 405 receipt number ADCDC-10922317) filed by INFORMED CONSENT ACTION NETWORK. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Civil Cover Sheet, # <u>4</u> Summons to FDA, # <u>5</u> Summons to HHS, # <u>6</u> Summons to USAG, # <u>7</u> Summons to USAO)(Lucas, Allison) (Entered: 05/25/2024)
05/25/2024	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by INFORMED CONSENT ACTION NETWORK (Lucas, Allison) (Entered: 05/25/2024)

05/25/2024	<u>3</u>	NOTICE of Appearance by Elizabeth Ann Brehm on behalf of INFORMED CONSENT ACTION NETWORK (Brehm, Elizabeth) (Entered: 05/25/2024)
05/28/2024		Case Assigned to Judge Royce C. Lamberth. (znmw) (Entered: 05/28/2024)
05/28/2024	<u>4</u>	SUMMONS (4) Issued Electronically as to FOOD AND DRUG ADMINISTRATION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(znmw) Modified docket text on 5/28/2024 (zdp). (Entered: 05/28/2024)
06/05/2024	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FOOD AND DRUG ADMINISTRATION served on 6/3/2024 (Lucas, Allison) (Entered: 06/05/2024)
06/05/2024	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 6/3/2024 (Lucas, Allison) (Entered: 06/05/2024)
06/05/2024	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/28/2024. Answer due for ALL FEDERAL DEFENDANTS by 6/27/2024. (Lucas, Allison) (Entered: 06/05/2024)
06/08/2024	<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 06/03/2024. (Lucas, Allison) (Entered: 06/08/2024)
06/25/2024	<u>9</u>	ANSWER to Complaint by FOOD AND DRUG ADMINISTRATION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES.(Johnson, Stephanie) (Entered: 06/25/2024)
06/27/2024	<u>10</u>	ORDER: It is hereby ORDERED that the parties shall meet and confer and file a joint report within fifteen days proposing a schedule for: Further status reports; The defendant's processing of responsive records; Filing a Vaughn index; and Filing and briefing dispositive motions. If the parties disagree about the proposed schedule, they shall briefly describe the nature and reasons for disagreement in their joint report. Signed by Judge Royce C. Lamberth on 06/27/2024. (lcrcl3) (Entered: 06/27/2024)
07/12/2024	<u>11</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Johnson, Stephanie) (Entered: 07/12/2024)
07/12/2024		MINUTE ORDER: Upon review of the parties' Joint Status Report <u>11</u> , it is hereby ORDERED that the parties shall file another joint status report by 08/15/2024. Signed by Judge Royce C. Lamberth on 07/12/2024. (lcrcl3) Modified to add minute on 7/15/2024 (smc). (Entered: 07/12/2024)
08/15/2024	<u>12</u>	Joint STATUS REPORT by FOOD AND DRUG ADMINISTRATION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Johnson, Stephanie) (Entered: 08/15/2024)
08/19/2024		MINUTE ORDER: Upon review of the parties' Joint Status Report <u>15</u> , it is hereby ORDERED that the parties adhere to the following briefing schedule: Defendants' Motion due by 9/25/2024. Plaintiff's Response due by 10/23/2024. Defendants' Reply due by 11/13/2024. Signed by Judge Royce C. Lamberth on 08/16/2024. (lcrcl3) Modified to add year signed on 8/19/2024 (smc). (Entered: 08/19/2024)
09/25/2024	<u>13</u>	MOTION to Stay by FOOD AND DRUG ADMINISTRATION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Attachments: # <u>1</u> Declaration of Suzann Burk, # <u>2</u> Text of Proposed Order)(Johnson, Stephanie) (Entered: 09/25/2024)