

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:23-cv-02696-JDB**

ARDEN ROW ASSETS, LLC et al v. U.S. INTERNAL
REVENUE SERVICE
Assigned to: Judge John D. Bates
Cause: 05:552 Freedom of Information Act

Date Filed: 09/14/2023
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**ARDEN ROW ASSETS, LLC**

represented by **Rod J. Rosenstein**
KING & SPALDING
1700 Pennsylvania Ave NW
Suite 200
Washington, DC 20006
202-626-9220
Email: rrosenstein@kslaw.com
ATTORNEY TO BE NOTICED

Plaintiff**BASSWOOD AGGREGATES, LLC**

represented by **Rod J. Rosenstein**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff**DELWOOD RESOURCES, LLC**

represented by **Rod J. Rosenstein**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant**U.S. INTERNAL REVENUE
SERVICE**

represented by **Kieran O'Neill Carter**
DEPARTMENT OF JUSTICE, TAX
DIVISION
Civil Trial Section, Eastern Region
P.O. Box 227
Washington, DC 20044
(202) 616-1920
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/14/2023	<u>1</u>	COMPLAINT against U.S. INTERNAL REVENUE SERVICE (Filing fee \$ 402 receipt number ADCDC-10352758) filed by ARDEN ROW ASSETS, LLC, DELWOOD RESOURCES, LLC, BASSWOOD AGGREGATES, LLC. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons Internal Revenue Service, # <u>3</u> Summons U.S. Attorney for the District of Columbia, # <u>4</u> Summons Attorney General of the United States)(Rosenstein, Rod) (Entered: 09/14/2023)
09/14/2023	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by ARDEN ROW ASSETS, LLC, BASSWOOD AGGREGATES, LLC, DELWOOD RESOURCES, LLC (Rosenstein, Rod) (Entered: 09/14/2023)

09/15/2023		Case Assigned to Judge John D. Bates. (zljn) (Entered: 09/15/2023)
09/15/2023	<u>3</u>	SUMMONS (3) Issued Electronically as to All Defendants, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zljn) (Entered: 09/15/2023)
09/25/2023	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. INTERNAL REVENUE SERVICE served on 9/15/2023 (Rosenstein, Rod) (Entered: 09/25/2023)
09/25/2023	<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 9/15/2023. (Rosenstein, Rod) (Entered: 09/25/2023)
09/25/2023	<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 9/15/2023. Answer due for ALL FEDERAL DEFENDANTS by 10/15/2023. (Rosenstein, Rod) (Entered: 09/25/2023)
10/03/2023	<u>7</u>	NOTICE of Appearance by Kieran O'Neill Carter on behalf of U.S. INTERNAL REVENUE SERVICE (Carter, Kieran) (Entered: 10/03/2023)
10/13/2023	<u>8</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. INTERNAL REVENUE SERVICE. (Attachments: # <u>1</u> Text of Proposed Order)(Carter, Kieran) (Entered: 10/13/2023)
10/13/2023		MINUTE ORDER: Upon consideration of <u>8</u> defendant's motion for extension of time to answer or otherwise respond to plaintiffs' complaint, and the entire record herein, it is hereby ORDERED that the motion is GRANTED IN PART; and it is further ORDERED that defendant shall answer or otherwise respond to plaintiffs' complaint by not later than November 30, 2023. SO ORDERED. Signed by Judge John D. Bates on 10/13/2023. (lcjdb2) (Entered: 10/13/2023)
11/30/2023	<u>9</u>	ANSWER to Complaint by U.S. INTERNAL REVENUE SERVICE.(Carter, Kieran) (Entered: 11/30/2023)
12/01/2023	<u>10</u>	ORDER directing the parties to file a proposed schedule for the future course of these proceedings. See text of Order for details. Signed by Judge John D. Bates on 12/1/2023. (lcjdb2) (Entered: 12/01/2023)
12/15/2023	<u>11</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 12/15/2023)
12/18/2023		MINUTE ORDER: Upon consideration of <u>11</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that defendant will process 800 pages of the estimated 4,000 potentially responsive pages of records per month; it is further ORDERED that defendant will make its first production of responsive, non-exempt records by not later than January 26, 2024 and will make subsequent productions on a rolling basis every thirty days thereafter; it is further ORDERED that defendant will provide plaintiffs with a letter at the time of each production stating the number of pages processed since the previous production; and it is further ORDERED that the parties shall file a joint status report informing the Court as to the status of document processing and production, including the number of pages processed by defendant, by not later than January 26, 2024, and then again every 60 days thereafter on an ongoing basis. SO ORDERED. Signed by Judge John D. Bates on 12/18/2023. (lcjdb2) (Entered: 12/18/2023)
01/26/2024	<u>12</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 01/26/2024)
03/26/2024	<u>13</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 03/26/2024)
05/28/2024	<u>14</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 05/28/2024)
07/29/2024	<u>15</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 07/29/2024)

07/30/2024		MINUTE ORDER: Upon consideration of <u>15</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file another joint status report by not later than August 13, 2024. Signed by Judge John D. Bates on 7/30/2024. (lcjdb2) (Entered: 07/30/2024)
08/13/2024	<u>16</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 08/13/2024)
08/14/2024		MINUTE ORDER: Upon consideration of <u>16</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file another joint status report by not later than September 27, 2024. Signed by Judge John D. Bates on 8/14/2024. (lcjdb2) (Entered: 08/14/2024)
09/26/2024	<u>17</u>	Joint STATUS REPORT by U.S. INTERNAL REVENUE SERVICE. (Carter, Kieran) (Entered: 09/26/2024)