

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-01046-CRR**

BENAVIDES v. FDA
Assigned to: Judge Charles R. Richey
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 05/07/1996
Date Terminated: 09/18/1996
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**EDUARDO M. BENAVIDES**

represented by **EDUARDO M. BENAVIDES**
R89008-132
EDGEFIELD
FEDERAL CORRECTIONAL
INSTITUTION
Inmate Mail/Parcels
P.O. BOX 725
EDGEFIELD, SC 29824
(210) 227-4425
PRO SE

V.

Defendant**FOOD & DRUG ADMINISTRATION**

represented by **Lisa Sheri Goldfluss**
UNITED STATES ATTORNEY'S
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/07/1996	1	COMPLAINT filed by plaintiff EDUARDO M. BENAVIDES (lkn) (Entered: 05/08/1996)
05/07/1996		SUMMONS (3) issued to federal party(s) federal defendant FDA , and non-parties: U.S. Attorney and U.S. Attorney General. (lkn) (Entered: 05/08/1996)
05/07/1996	2	APPLICATION by plaintiff EDUARDO M. BENAVIDES to proceed in forma pauperis (lkn) (Entered: 05/08/1996)
05/07/1996		ORDER by Judge James Robertson granting motion to proceed in forma pauperis [2-1] by EDUARDO M. BENAVIDES (fiat) (N) (lkn) (Entered: 05/08/1996)
05/17/1996	3	ORDER by Judge Charles R. Richey : directing Clerk of Court to make copies of complaint and this Order and provide them to U.S. Marshals Service; directing U.S. Marshals Service to serve copy of complaint and this order on U.S. Attorney for DC; directing U.S. Attorney to show cause by 4:00 6/14/96 as to whether summary judgment in favor of defendants should be entered, or whether case should be dismissed; plaintiff's opposition due by 4:00 6/28/96; ; any factual assertions made by way of declaration in support of motion for summary judgment submitted by defendants will be accepted by the Court as being true unless plaintiff submits

		affidavits contradiction the assertions; directing U.S. Attorney to serve copy of response to Court's show cause order on plaintiff by certified mail return receipt requested and file copy of return receipt with the Court (N) (dbw) (Entered: 05/20/1996)
05/20/1996		SHOW CAUSE issued to federal defendant FDA . (JMF) (Entered: 05/23/1996)
05/29/1996	4	RETURN of service executed as to plaintiff EDUARDO M. BENAVIDES to order to show cause on 5/22/96 (JMF) (Entered: 06/03/1996)
05/29/1996	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 5/14/96 (JMF) (Entered: 06/03/1996)
05/29/1996	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 5/14/96 (JMF) (Entered: 06/03/1996)
06/13/1996	8	MOTION filed by federal defendant FDA to dismiss complaint [1-1] , or, in the alternative, for summary judgment ; exhibits (1); declarations (1) (JMF) (Entered: 06/18/1996)
06/14/1996	7	NOTICE OF FILING by federal defendant FDA of court opinion in Lykins v. United States Dep't of Justice, to which defendant cites in support of its memorandum of points and authorities in support of defendant's motion to dismiss or, in the alternative, for sumary judgment, filed June 13, 1996 (JMF) (Entered: 06/17/1996)
08/06/1996	9	ORDER by Judge Charles R. Richey : plaintiff's response to defendant's motion to dismiss or, in the alternative, for summary judgment due 4:00 8/26/96 ; Clerk of Court shall immediately send a copy of this Order to plaintiff by certified mail, return receipt requested (N) [certified mail receipt number Z 123 741 225] (dbw) (Entered: 08/06/1996)
08/14/1996		CERTIFIED MAIL RETURN RECEIPT NUMBER Z 123 741 225, signed (signature illegible) on 8/12/96. (dbw) (Entered: 08/15/1996)
09/18/1996	10	ORDER by Judge Charles R. Richey : dismissing action [1-1] without prejudice from the dockets of this Court for failure to prosecute, pursuant to Local Rule 211 (N) (dbw) (Entered: 09/18/1996)