

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-00677-TPJ**

GOVERNMENT ACCOUNTAB v. HHS
Assigned to: Judge Thomas Penfield Jackson
Demand: \$0
Case in other court:
Cause: 05:552 Freedom of Information Act

Date Filed: 04/08/1996
Date Terminated: 01/31/1997
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**GOVERNMENT ACCOUNTABILITY
PROJECT**

represented by **Sarah L. Levitt**
12 67th Street
Newburyport, MA 01950
(978) 499-8618
TERMINATED: 01/06/1997
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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V.

Defendant

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

represented by **Kimberly Tarver Mason**
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON, LLOP
1285 Avenue of the Americas
New York, NY 10019
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Date Filed	#	Docket Text
01/07/1996	21	JOINT MOTION by plaintiff GOVERNMENT ACCOUNTAB, defendant HHS to extend time to 1/21/97 to comply with Court's Order dated 11/7/96 (tth) (Entered: 01/08/1997)
04/08/1996	1	COMPLAINT filed by plaintiff GOVERNMENT ACCOUNTAB (cjp) (Entered: 04/09/1996)
04/08/1996		SUMMONS (3) issued to federal party(s) defendant HHS , and non-parties: U.S. Attorney and U.S. Attorney General. (cjp) (Entered: 04/09/1996)
04/30/1996	2	ATTORNEY APPEARANCE for plaintiff GOVERNMENT ACCOUNTAB by Sarah L. Levitt (tth) (Entered: 05/02/1996)
05/13/1996	3	ANSWER TO COMPLAINT [1-1] by defendant HHS. (tth) (Entered: 05/14/1996)

05/28/1996		SCHEDULING NOTICE: status hearing set for 9:30 6/19/96 ; before Judge Thomas P. Jackson . (rew) (Entered: 05/28/1996)
05/29/1996	5	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff GOVERNMENT ACCOUNTAB, defendant HHS. (tth) (Entered: 05/30/1996)
05/29/1996	6	MOTION (CONSENT) filed by defendant HHS to continue initial scheduling conference until 6/26/96. (tth) (Entered: 05/30/1996)
05/30/1996	4	ORDER by Judge Thomas P. Jackson ,granting defendant's consent motion to continue the initial scheduling conference and the initial scheduling conference is continued until 6-26-96 at 9:30 am (N) (rew) (Entered: 05/30/1996)
06/26/1996		STATUS HEARING before Judge Thomas P. Jackson: Held; the 206 schedule submitted by counsel is to be followed; Reporter: Phyllis Merana (lpp) (Entered: 06/26/1996)
07/15/1996	7	(CONSENT) MOTION filed by plaintiff GOVERNMENT ACCOUNTAB to extend time (one day) to file cross motions for summary judgment . (tth) (Entered: 07/16/1996)
07/16/1996	8	ORDER by Judge Norma H. Johnson : granting motion to extend time (one day) to file cross motions for summary judgment [7-1] by GOVERNMENT ACCOUNTAB; cross motions for summary judgment due by 7/16/96. (N) (adc) (Entered: 07/16/1996)
07/16/1996	9	MOTION filed by plaintiff GOVERNMENT ACCOUNTAB for summary judgment ; exhibits (8) (dam) (Entered: 07/17/1996)
07/16/1996	10	MOTION filed by defendant HHS for summary judgment (dam) (Entered: 07/17/1996)
07/16/1996	11	ADMINISTRATIVE RECORD by defendant HHS (dam) (Entered: 07/17/1996)
07/25/1996		SCHEDULING NOTICE: Summary Judgment motion hearing set for 10:00 10/18/96 before Judge Thomas P. Jackson . (pao) (Entered: 07/25/1996)
07/31/1996	12	MOTION filed by plaintiff GOVERNMENT ACCOUNTAB to extend time to 8/12/96, to response to defendant's motion for summary judgment (lpp) (Entered: 08/01/1996)
08/02/1996	13	ORDER by Judge Thomas P. Jackson : granting motion to extend time to 8/12/96, to response to defendant's motion for summary judgment [12-1] by GOVERNMENT ACCOUNTAB response to dispositive motions due by 8/12/96 ; (N) (rew) (Entered: 08/06/1996)
08/12/1996	14	MEMORANDUM by plaintiff GOVERNMENT ACCOUNTAB in opposition to motion for summary judgment [10-1] by HHS (bjsp) (Entered: 08/13/1996)
08/12/1996	15	RESPONSE by defendant HHS to plaintiff's statement of material facts not in dispute filed in their memorandum in opposition response [14-1] by GOVERNMENT ACCOUNTAB (bjsp) (Entered: 08/13/1996)
08/19/1996	16	RESPONSE (REPLY) by plaintiff GOVERNMENT ACCOUNTAB to motion for summary judgment [10-1] by HHS (bjsp) (Entered: 08/20/1996)
08/19/1996	17	REPLY by defendant HHS to plaintiff's opposition to motion for summary judgment [10-1] by HHS (bjsp) (Entered: 08/20/1996)
08/19/1996	18	ERRATA by defendant HHS to the Court of a faxed copy of a declaration of Darlene Christian in support of their previously filed reply filed on 8/19/96. ; declarations (1) (copy) ; exhibits (2) (bjsp) Modified on 08/20/1996 (Entered: 08/20/1996)
10/18/1996		SCHEDULING NOTICE: , motion hearing set for 10:00 11/8/96 ; before Judge Thomas P. Jackson . (rew) (Entered: 10/18/1996)
11/07/1996		MOTION HEARING before Judge Thomas P. Jackson, cross motions for summary judgment heard and taken under advisement, counsel to supplement the record within 60 days. Reporter: Phyllis Merana (rew) (Entered: 11/07/1996)

11/07/1996	19	ORDER by Judge Thomas P. Jackson ,directing defendant to produce under the FOIA within 10 days materials requested, and directing parties to supplement the record within 60 days. (N) (rew) (Entered: 11/08/1996)
01/06/1997	20	NOTICE OF WITHDRAWAL of attorney Sarah L. Levitt for GOVERNMENT ACCOUNTAB. (tth) (Entered: 01/07/1997)
01/10/1997	22	ORDER by Judge Thomas P. Jackson : granting joint motion to extend time to 1/21/97 to comply with Court's Order dated 11/7/96 [21-1] by HHS, GOVERNMENT ACCOUNTAB (N) (rew) (Entered: 01/13/1997)
01/24/1997	23	STIPULATED ORDER OF SETTLEMENT AND DISMISSAL by Judge Thomas P. Jackson: The parties hereby stipulate and agree that this case shall be dismissed with prejudice. The conditions of this stipulation are as follows: The plaintiff withdraws any and all claims in this action. The parties agree that they will not have any further obligations in connection with the order of the Court dated 11/7/96, concerning supplemental filings in this action. (2) Defendant shall make payment to plaintiff Government Accountability Project, the total sum of \$3,500.00 in attorneys' fees and costs pursuant to 5 USC 552(a)(4)(E). (3) This settlement shall represent full and complete satisfaction of all claims arising from the allegations set forth in the complaint, including complete satisfaction of all claims for costs and attorney's fees that have been, or could be, made in this case. (4) Execution of this stipulation of settlement shall not constitute a finding by the Court or an admission by the defendant that defendant violated any provision of law. (5) Execution of this stipulation of settlement by counsel shall constitute a dismissal of this action with prejudice, effective upon approval by the Court, pursuant to Federal rules of Civil Procedure 41(a)(1)(ii) (N) (kmk) (Entered: 01/30/1997)
04/28/1997		ADMINISTRATIVE RECORD [11-1] filed by defendant HHS returned by Clerk. (cjp) (Entered: 04/28/1997)