

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-00509-PLF**

HARVEY v. DOJ, et al
Assigned to: Judge Paul L. Friedman
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 03/15/1996
Date Terminated: 10/23/1997
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

WILLIAM E. HARVEY

represented by **WILLIAM E. HARVEY**
ENGLEWOOD FEDERAL
CORRECTIONAL INSTITUTION
9595 West Quincy Avenue
Littleton, CO 80123
PRO SE

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Charles Francis Flynn**
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Defendant

**DRUG ENFORCEMENT
ADMINISTRATION**

represented by **Charles Francis Flynn**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Joseph Ryan
(See above for address)
TERMINATED: 09/11/1996
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Date Filed	#	Docket Text
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03/15/1996	1	COMPLAINT filed by plaintiff WILLIAM E. HARVEY (bm) (Entered: 03/18/1996)
03/15/1996		SUMMONS (4) issued to federal party(s) federal defendants DOJ, DEA, and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 03/18/1996)
03/15/1996	2	APPLICATION by plaintiff WILLIAM E. HARVEY to proceed in forma pauperis (bm) (Entered: 03/18/1996)
03/15/1996		ORDER by Judge Aubrey E. Robinson granting motion to proceed in forma pauperis [2-1] by WILLIAM E. HARVEY (fiat) (N) (bm) (Entered: 03/18/1996)
03/18/1996	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 3/18/96 upon federal defendant DOJ (blj) (Entered: 03/19/1996)
03/18/1996	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 3/18/96 (blj) (Entered: 03/19/1996)
03/22/1996	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 3/21/96 (blj) (Entered: 03/25/1996)
04/17/1996	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 4/12/96 upon federal defendant DEA (ks) (Entered: 04/17/1996)
04/22/1996	7	ATTORNEY APPEARANCE for federal defendant DOJ, federal defendant DEA by Charles Francis Flynn (ks) (Entered: 04/23/1996)
04/22/1996	8	ANSWER TO COMPLAINT [1-1] by federal defendant DOJ, federal defendant DEA . (ks) (Entered: 04/23/1996)
04/30/1996	9	ORDER by Judge Paul L. Friedman: defendants shall file a motion to dismiss or, in the alternative for summary judgment due 8/1/96 ; no extensions of time will be granted except for good cause shown. (N) (bm) (Entered: 04/30/1996)
05/09/1996	10	RESPONSE by plaintiff WILLIAM E. HARVEY to answer to complaint [8-1] by DEA, DOJ (blj) (Entered: 05/10/1996)
08/14/1996	11	ORDER by Judge Paul L. Friedman : that the defendant show cause in writing on 8/27/96 why default judgment should not be entered for plaintiff and against defendants; that the defendant show cause in writing on or before 8/27/96 why defendants' counsel should not be held in contempt or failure to follow the Court's Order and/or why other sanctions should not be imposed on defendants or their counsel. Counsel's explanation shall be filed with the Clerk of the Court and shall comply with Local Rule 106. Any statements of fact shall be made under oath. (N) (dot) (Entered: 08/14/1996)
08/27/1996	12	ATTORNEY APPEARANCE for federal defendant DOJ, federal defendant DEA by Michael Joseph Ryan (ks) (Entered: 08/28/1996)
08/27/1996	13	RESPONSE by federal defendant DOJ, federal defendant DEA to order to show cause [11-1]; Declaration (1); Attachment (ks) (Entered: 08/28/1996)
09/04/1996	14	ORDER by Judge Paul L. Friedman: discharging the 8/14/96 Order to Show Cause; defendant shall file a motion for summary judgment by 11/15/96 (N) (bm) (Entered: 09/04/1996)
09/11/1996	15	NOTICE OF WITHDRAWAL of attorney Michael Joseph Ryan for DEA, attorney Michael Joseph Ryan for DOJ. (blj) (Entered: 09/12/1996)
11/15/1996	16	MOTION filed by federal defendants DOJ, DEA to extend time to 11/19/96 to file their motion for summary judgment (blj) (Entered: 11/18/1996)
11/18/1996	17	ORDER by Judge Paul L. Friedman : granting motion to extend time to 11/19/96 to file their motion for summary judgment [16-1] by DEA, DOJ (N) (bm) (Entered: 11/18/1996)
11/19/1996	18	MOTION filed by federal defendant DOJ to extend time to 11/25/96 ton file its motion for summary judgment (blj) (Entered: 11/20/1996)
11/19/1996	19	NOTICE OF FILING by federal defendants DOJ, DEA declaration of Clayton L. Magruder and its exhibits A-F; attachments (blj) (Entered: 11/20/1996)

11/19/1996	20	MOTION filed by federal defendant DEA for summary judgment exhibits (3) (blj) (Entered: 11/20/1996)
11/21/1996	21	ORDER by Judge Paul L. Friedman : granting motion to extend time to 11/25/96 ton file its motion for summary judgment [18-1] by DOJ (N) (ks) (Entered: 11/22/1996)
11/25/1996	22	ORDER by Judge Paul L. Friedman: plaintiff shall respond to defendant DEA's motion for summary judgment due 12/26/96 ; if plaintiff does not respond by that date, the Court will treat the motion as conceded and enter judgment in favor of defendant. (N) (bm) (Entered: 11/25/1996)
11/25/1996	23	MOTION filed by federal defendant DOJ to extend time to 11/26/96 to file its motion for summary judgment (blj) (Entered: 11/26/1996)
11/26/1996	24	ORDER by Judge Paul L. Friedman : granting motion to extend time to 11/26/96 to file its motion for summary judgment [23-1] by DOJ; defendant DOJ may file its motion for summary judgment as to the records of the Office of the United States Attorney for the District of Montana by 11/26/96. (N) (bm) (Entered: 11/26/1996)
11/26/1996	25	MOTION filed by federal defendant DOJ for summary judgment exhibits (3) (blj) (Entered: 11/27/1996)
11/26/1996	26	NOTICE OF FILING by federal defendants DOJ, DEA declaration of Bonnie L. Gay in support of the motiom for summary judgment; exhibits (11) (blj) (Entered: 11/27/1996)
12/06/1996	27	ORDER by Judge Paul L. Friedman: plaintiff shall respond to defendant U.S. Department of Justice's motion for summary judgment by 1/4/96 ; if plaintiff does not respond by that date, the Court will treat the motion as conceded and enter judgment in favor of the defendant. (N) (bm) (Entered: 12/09/1996)
12/16/1996	28	MOTION filed by plaintiff WILLIAM E. HARVEY to extend time to 1/26/96 to respond to defendant's motions (blj) (Entered: 12/17/1996)
12/24/1996	29	ORDER by Judge Paul L. Friedman : granting motion to extend time to 1/26/96 to respond to defendant's motions [28-1] by WILLIAM E. HARVEY (N) (bm) (Entered: 12/24/1996)
01/29/1997	30	RESPONSE by plaintiff WILLIAM E. HARVEY to motion for summary judgment [25-1] by DOJ, motion for summary judgment [20-1] by DEA; exhibits (18) (blj) (Entered: 01/30/1997)
02/03/1997	31	REPLY by federal defendants DOJ, DEA to response to motion for summary judgment [25-1] by DOJ (blj) (Entered: 02/04/1997)
02/18/1997	32	RESPONSE (SUPPLEMENTAL) by plaintiff WILLIAM E. HARVEY to defendants' reply [31-1] by DEA, DOJ; exhibit (1) (blj) (Entered: 02/19/1997)
04/28/1997	33	LETTER dated 4/22/97 from plaintiff to Clerk's Office. "Let this be filed" (fiat). (bm) (Entered: 04/28/1997)
05/15/1997	34	ORDER by Judge Paul L. Friedman: directing the Department of Justice should, by 6/13/97 file with the Court an affidavit clarifying the inconsistencies in its Court filings with regard to the actions taken by the agency in response to plaintiff's 7/15/95 letter; the Department of Justice, by 6/13/97, file with the Court an affidavit stating the status of plaintiff's 11/23/96 FOIA request. (N) (bm) (Entered: 05/15/1997)
06/13/1997	35	NOTICE OF FILING by federal defendant DOJ supplemental declaration of Bonnie L. Gay; exhibits (4) (blj) (Entered: 06/16/1997)
06/13/1997	36	SUPPLEMENTAL MEMORANDUM by federal defendant DOJ pursuant to order [34-1]; Exhibits (1) (blj) (Entered: 06/16/1997)
06/25/1997	37	ORDER by Judge Paul L. Friedman: advising plaintiff that he may reply to the Department of Justice's response by to 7/25/97 ; the Court will rule on this matter promptly thereafter. (N) (bm) (Entered: 06/25/1997)
06/30/1997	38	NOTICE OF FILING by plaintiff WILLIAM E. HARVEY of his clarification of essential facts; exhibit (1) (blj) (Entered: 07/01/1997)

10/23/1997	39	OPINION by Judge Paul L. Friedman (N) (bm) (Entered: 10/23/1997)
10/23/1997	40	ORDER by Judge Paul L. Friedman: granting motion for summary judgment [25-1] by DOJ, granting motion for summary judgment [20-1] by DEA; entering judgment for defendant , dismissing this case from the docket of the Court (N) (bm) (Entered: 10/23/1997)
11/07/1997	41	OBJECTIONS by plaintiff WILLIAM E. HARVEY to order entering judgment for defendant [40-1]; Attachments. (ks) (Entered: 11/10/1997)
11/12/1997	42	MEMORANDUM by federal defendants DOJ, DEA in opposition to plaintiff's objections (blj) (Entered: 11/13/1997)
11/20/1997	43	ORDER by Judge Paul L. Friedman : that plaintiff's Objections to Magistrate Judge's Opinion, Order and Judgemnt will be deemed to constitute a motion pursuant to FRCP Rule 52(b), 59, or 60; and denying that motion [41-1] by WILLIAM E. HARVEY (N) (ks) (Entered: 11/20/1997)
12/08/1997	44	NOTICE OF APPEAL by plaintiff WILLIAM E. HARVEY from order [43-1], order [40-3] , entered on: 10/23/97 and 11/20/97; ifp; no fees paid; copy mailed to Charles Flynn. (blj) (Entered: 12/09/1997)
12/09/1997		TRANSMITTED PRELIMINARY RECORD on appeal [44-1] by WILLIAM E. HARVEY to U.S. Court of Appeals (blj) (Entered: 12/09/1997)
12/17/1997		USCA # 97-5339 assigned for appeal [44-1] by WILLIAM E. HARVEY (blj) (Entered: 12/18/1997)
09/04/1998	45	COPY of Order filed in USCA dated 09/04/98, referencing appeal [44-1] , directing initial partial payment. USCA # 97-5339 (ldc) (Entered: 09/04/1998)
11/09/1998	46	CERTIFIED COPY of judgment filed in USCA dated 9/18/98, on appeal [44-1] , affirming the judgment of USDC . USCA # 97-5339 (cjp) (Entered: 11/12/1998)