

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-00123-JR**

ISLEY v. EXECUTIVE OFFICE, et al
Assigned to: Judge James Robertson
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 01/29/1996
Date Terminated: 02/25/1998
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

EDWARD ISLEY

represented by **EDWARD ISLEY**
R00607-000
EDGEFIELD FEDERAL
CORRECTIONAL INSTITUTION
P.O. Box 724
Edgefield, SC 29824
PRO SE

V.

Defendant

EXECUTIVE OFFICE
For the United States
Attorney/Department of Justice

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Defendant**FEDERAL BUREAU OF
INVESTIGATION**

Department of Justice

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Date Filed	#	Docket Text
01/29/1996	1	COMPLAINT filed by plaintiff EDWARD ISLEY (JMF) (Entered: 01/30/1996)
01/29/1996		SUMMONS (4) issued to federal party(s) federal defendant EXECUTIVE OFFICE, federal defendant FBI , and non-parties: U.S. Attorney and U.S. Attorney General. (JMF) (Entered: 01/30/1996)
01/29/1996	2	APPLICATION by plaintiff EDWARD ISLEY to proceed in forma pauperis (JMF) (Entered: 01/30/1996)
01/29/1996		ORDER by Judge Aubrey E. Robinson granting motion to proceed in forma pauperis [2-1] by EDWARD ISLEY (fiat) (N) (JMF) (Entered: 01/30/1996)
02/08/1996	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/8/96 upon federal defendant EXECUTIVE OFFICE (JMF) (Entered: 02/12/1996)
02/08/1996	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 2/8/96 (JMF) (Entered: 02/12/1996)
02/09/1996	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/8/96 upon federal defendant FBI (JMF) (Entered: 02/12/1996)
02/09/1996	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 2/6/96 (JMF) (Entered: 02/12/1996)
03/07/1996	7	ANSWER TO COMPLAINT [1-1] by federal defendant EXECUTIVE OFFICE, federal defendant FBI . (JMF) (Entered: 03/08/1996)
04/10/1996	8	ORDER by Judge James Robertson: directing that if defendants intend to file a dispositive motion, they shall do so within 10 ten days of this date, or such further time as the court may allow upon proper written motion. (N) (jeb) (Entered: 04/11/1996)
04/22/1996	9	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI to extend time to 6/18/96 to file dispositive motion (lkn) (Entered: 04/23/1996)
04/25/1996	10	ORDER by Judge James Robertson : granting motion to extend time to 6/18/96 to file dispositive motion [9-1] by FBI, EXECUTIVE OFFICE dispositive motions due by 6/18/96 ; directing that there will be no further extensions.(N) (jeb) (Entered: 04/25/1996)

		04/25/1996)
04/29/1996	11	MOTION filed by plaintiff EDWARD ISLEY to extend time to 6/15/96 so that plaintiff may have time to get out of SHU and time to research the defendants' filed pleadings (lkn) (Entered: 04/30/1996)
06/18/1996	12	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI to stay case on behalf of FBI to provide additional time which is necessary to complete the administrative processing of plaintiff's Freedom of Information Act request ; exhibits (1); declarations (1) (JMF) (Entered: 06/19/1996)
06/18/1996	13	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI for summary judgment on behalf of the Executive Office for U.S. Attorneys ; exhibits (12) (JMF) (Entered: 06/19/1996)
07/01/1996	14	ORDER by Judge James Robertson: directing the plaintiff to respond to the defendant's motion for summary judgment due by 7/29/96; directing that if the plaintiff neither responds nor moves for an extension of time by the due date, the Court will treat the motion as conceded and enter judgment in favor of the defendant. (N) (jeb) (Entered: 07/01/1996)
07/01/1996	15	MOTION filed by plaintiff EDWARD ISLEY to extend time to 8/15/96 to respond to defendants dispositive pleadings (JMF) (Entered: 07/03/1996)
07/08/1996	16	ORDER by Judge James Robertson : granting motion to extend time to 8/15/96 to respond to defendants' dispositive pleadings [15-1] by EDWARD ISLEY (N) (jeb) (Entered: 07/08/1996)
08/15/1996	17	MOTION filed by plaintiff EDWARD ISLEY for leave to file a supplemental complaint ; (supplemental complaint) (JMF) (Entered: 08/23/1996)
08/15/1996	18	MOTION filed by plaintiff EDWARD ISLEY for discovery ; attachments (2) (JMF) (Entered: 08/23/1996)
08/15/1996	19	RESPONSE by plaintiff EDWARD ISLEY in opposition to motion to stay case on behalf of FBI to provide additional time which is necessary to complete the administrative processing of plaintiff's Freedom of Information Act request [12-1] by FBI, EXECUTIVE OFFICE . (JMF) (Entered: 08/23/1996)
08/15/1996	20	RESPONSE by plaintiff EDWARD ISLEY in opposition to motion for summary judgment on behalf of the Executive Office for U.S. Attorneys [13-1] by FBI, EXECUTIVE OFFICE . ; exhibits (4) (JMF) (Entered: 08/23/1996)
08/27/1996	21	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI to extend time to 9/18/96 to reply to plaintiff's opposition to defendants' motion for summary judgment and to file their opposition to plaintiff's motion for discovery and their motion for protective order (JMF) (Entered: 08/28/1996)
08/30/1996	22	ORDER by Judge James Robertson : granting motion to extend time to 9/18/96 to reply to plaintiff's opposition to defendants' motion for summary judgment and to file their opposition to plaintiff's motion for discovery and their motion for protective order [21-1] by FBI, EXECUTIVE OFFICE (N) (jeb) (Entered: 09/03/1996)
09/18/1996	23	REPLY by federal defendant EXECUTIVE OFFICE, federal defendant FBI to plaintiff's opposition to motion for summary judgment on behalf of the Executive Office for U.S. Attorneys [13-1] (JMF) (Entered: 09/19/1996)
11/05/1996	24	LETTER by Edward Isley to Court in reference to filed response to the defendants' reply to my opposition for their filing of summary judgment. (fiat) Robertson, J. (JMF) (Entered: 11/08/1996)
02/11/1997	25	MOTION filed by plaintiff EDWARD ISLEY to compel discovery (JMF) (Entered: 02/13/1997)
03/27/1997	26	MEMORANDUM OPINION by Judge James Robertson (N) (jeb) (Entered: 04/01/1997)
03/27/1997	27	ORDER by Judge James Robertson : granting in part, denying in part motion for summary judgment on behalf of the Executive Office for U.S. Attorneys [13-1];

		directing the defendants to provide a particularized justification for the withholding of materials under Exemption (b)(3) within 30 days of this Order or release the information to plaintiff within 30 days, redacting any information that the Court has found to have been properly withheld under other exemptions (N) (jeb) (Entered: 04/01/1997)
04/16/1997	28	NOTICE OF APPEAL by plaintiff EDWARD ISLEY from order directing the defendants to provide a particularized justification for the withholding of materials under Exemption (b)(3) within 30 days of this Order or release the information to plaintiff within 30 days, redacting any information that the Court has found to have been properly withheld under other exemptions [27-1], order [27-2], entered on: March 27, 1997. IFP: Copies mailed to Edward Isley and Darya Getter. (Submitted to Judge James Robertson). (Buck slip w/nea to Judge) (JMF) (Entered: 04/17/1997)
04/17/1997		TRANSMITTED PRELIMINARY RECORD on appeal [28-1] by EDWARD ISLEY to U.S. Court of Appeals (JMF) (Entered: 04/17/1997)
04/28/1997	29	SUPPLEMENTAL MEMORANDUM by federal defendant EXECUTIVE OFFICE, federal defendant FBI in support of motion for summary judgment on behalf of the Executive Office for U.S. Attorneys [13-1]; declarations (1) (JMF) (Entered: 04/29/1997)
04/29/1997		USCA # 97-5105 assigned for appeal [28-1] by EDWARD ISLEY (JMF) (Entered: 04/30/1997)
05/08/1997	30	ORDER by Judge James Robertson : directing the plaintiff to respond to defendants' supplemental memorandum in support of defendants' motion for summary judgment due by 6/4/97 (N) (jeb) (Entered: 05/08/1997)
06/09/1997	53	RESPONSE by plaintiff EDWARD ISLEY to supplemental memorandum [29-1] in support of motion for summary judgment by FBI, EXECUTIVE OFFICE (jf) (Entered: 07/15/1999)
06/11/1997	31	ORDER by Judge James Robertson : granting motion to stay case on behalf of FBI to provide additional time which is necessary to complete the administrative processing of plaintiff's Freedom of Information Act request [12-1] by FBI, staying case as to the FBI until 8/1/97. (N) (jeb) (Entered: 06/11/1997)
06/11/1997	32	ORDER by Judge James Robertson : granting motion for summary judgment on behalf of the Executive Office for U.S. Attorneys [13-1] by FBI, EXECUTIVE OFFICE (N) (jeb) (Entered: 06/11/1997)
07/10/1997	33	NOTICE OF APPEAL by plaintiff EDWARD ISLEY from order [32-1], entered on: June 11, 1997. IFP: Copies mailed to Darya Geetter. (lkn) (Entered: 07/11/1997)
07/11/1997		TRANSMITTED PRELIMINARY RECORD on appeal [33-1] by EDWARD ISLEY to U.S. Court of Appeals (lkn) (Entered: 07/11/1997)
07/17/1997	34	STATUS REPORT by federal defendant FBI (JMF) (Entered: 07/17/1997)
07/29/1997		USCA # 97-5176 assigned for appeal [33-1] by EDWARD ISLEY (lkn) (Entered: 07/30/1997)
09/02/1997	35	STATUS REPORT by federal defendant FBI; Attachments. (lkn) (Entered: 09/03/1997)
09/02/1997	36	ATTORNEY APPEARANCE for federal defendant EXECUTIVE OFFICE, federal defendant FBI by David T. Smorodin (lkn) (Entered: 09/03/1997)
09/09/1997	37	CERTIFIED COPY of Order filed in USCA dated order, referencing appeal [28-1], directing initial filing fee. USCA # 97-5105 (cjp) (Entered: 09/10/1997)
09/09/1997	38	CERTIFIED COPY of Order filed in USCA dated 9/8/97, referencing appeal [33-1], directing initial partial filing fee. USCA # 97-5176 (cjp) (Entered: 09/10/1997)
10/17/1997	39	ERRATA by federal defendant FBI amended status report (JMF) (Entered: 10/20/1997)

10/22/1997	40	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI for summary judgment ; exhibits (18) (JMF) (Entered: 10/23/1997)
10/29/1997	41	CERTIFIED COPY of order filed in USCA dated 9/8/97, on appeal [28-1] , dismissing appeal . USCA # 97-5105 (cjp) (Entered: 10/30/1997)
10/30/1997	42	ORDER by Judge James Robertson: directing the plaintiff to respond to the defendant's motion for summary judgment due by 11/25/97 and if plaintiff neither responds nor moves for an extension of time by the due date, the Court will treat the motion as conceded and enter judgment in favor of the defendant. (N) (jeb) (Entered: 10/30/1997)
12/01/1997	43	RESPONSE by plaintiff EDWARD ISLEY in opposition to motion for summary judgment [40-1] by FBI, EXECUTIVE OFFICE .; exhibits (2) (JMF) (Entered: 12/02/1997)
12/08/1997	44	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI to extend time to 12/19/97 to reply to plaintiff's opposition to defendant's motion for summary judgment (JMF) (Entered: 12/09/1997)
12/10/1997	45	ORDER by Judge James Robertson : granting motion to extend time to 12/19/97 to reply to plaintiff's opposition to defendant's motion for summary judgment [44-1] by FBI, EXECUTIVE OFFICE; directing that there will be no further extensions of time. (N) (jeb) (Entered: 12/10/1997)
12/18/1997	46	REPLY by federal defendant EXECUTIVE OFFICE, federal defendant FBI to plaintiff's opposition to motion for summary judgment [40-1] (JMF) (Entered: 12/19/1997)
02/25/1998	47	MEMORANDUM OPINION by Judge James Robertson (N) (jeb) (Entered: 02/25/1998)
02/25/1998	48	ORDER & JUDGMENT by Judge James Robertson in favor of federal defendant FBI against plaintiff EDWARD ISLEY; dismissing case with prejudice. (N) (jeb) (Entered: 02/25/1998)
03/23/1998	49	NOTICE OF APPEAL by plaintiff EDWARD ISLEY from judgment order [48-1] , entered on: 02/05/98. IFP: Copies mailed to Edward Isely, Darya Geeter and David T. Smorodin. (Submitted to Judge). (Buck slip w/noa to Judge) (JMF) (Entered: 03/27/1998)
03/27/1998		TRANSMITTED PRELIMINARY RECORD on appeal [49-1] by EDWARD ISLEY to U.S. Court of Appeals (JMF) (Entered: 03/27/1998)
04/01/1998		USCA # 98-5098 assigned for appeal [49-1] by EDWARD ISLEY (JMF) (Entered: 04/02/1998)
07/23/1998	50	ATTORNEY APPEARANCE for federal defendant EXECUTIVE OFFICE, federal defendant FBI by Brian J. Sonfield (lkn) (Entered: 07/24/1998)
02/12/1999	51	COPY of Order filed in USCA dated 2/12/99, referencing appeal [49-1] , directing initial partial filing fee. USCA # 98-5098 (cjp) (Entered: 02/12/1999)
06/03/1999	54	SUPPLEMENTAL MEMORANDUM by plaintiff EDWARD ISLEY to appeal [49-1] by EDWARD ISLEY. (jf) Modified on 07/16/1999 (Entered: 07/15/1999)
07/09/1999	52	ORDER by Judge James Robertson: denying as moot plaintiff's motion for leave to resubmit his already filed response of 6/3/99; directing that plaintiff's response to defendants' supplemental memorandum in support of their motion for summary judgment be filed and docketed as of 6/3/99; directing that the defendants' supplemental memorandum filed with this motion be transmitted to the USCA for the District of Columbia as a supplemental record on appeal. (N) (jeb) (Entered: 07/09/1999)
12/15/1999	55	CERTIFIED COPY of judgment filed in USCA dated 10/21/99, on appeal [49-1] , affirming the judgment of USDC in part , and remanding in part for further proceedings. MEMORANDUM USCA # 98-5098 (cjp) (Entered: 12/15/1999)

12/20/1999	56	NOTICE OF CHANGE OF ADDRESS by plaintiff EDWARD ISLEY . New address: FCI, Edgefield, 501 Gary Hill Road, P.O. Box 723, Edgefield, SC 29824; "Let this be filed", ROBERTSON, J. (tth) (Entered: 01/06/2000)
01/19/2000	<u>57</u>	ORDER by Judge James Robertson: directing the defendants to file a supplemental pleading due by 3/3/00 (N) (jeb) (Entered: 01/19/2000)
03/03/2000	58	MOTION filed by federal defendant EXECUTIVE OFFICE, federal defendant FBI to extend time to 3/6/00 to file their supplemental pleading and declarations addressing segregability (tth) Modified on 03/07/2000 (Entered: 03/06/2000)
03/06/2000	60	RESPONSE "Supplemental Pleading" by federal defendant EXECUTIVE OFFICE, federal defendant FBI to order [57-2] dated 1/19/00; declarations (2); exhibit (1). (mlp) (Entered: 03/08/2000)
03/07/2000	<u>59</u>	ORDER, nunc pro tunc, by Judge James Robertson: granting motion to extend time to 3/6/00 to file their supplemental pleading and declarations addressing segregability [58-1] by FBI, EXECUTIVE OFFICE. (N) (mlp) (Entered: 03/08/2000)
03/07/2000	<u>61</u>	ORDER by Judge James Robertson: directing EOUSA and the FBI to submit the documents at issue to the Court for in camera inspection. (N) (mlp) (Entered: 03/08/2000)
04/18/2000	62	ATTORNEY APPEARANCE for federal defendant EXECUTIVE OFFICE, federal defendant FBI by Robert Craig Lawrence (tth) (Entered: 04/19/2000)
04/18/2000	63	NOTICE OF FILING by federal defendant EXECUTIVE OFFICE, federal defendant FBI of in camera submission (tth) (Entered: 04/20/2000)
05/22/2001	<u>64</u>	ORDER by Judge James Robertson: the circuit court remanded this case for a finding on the segregability of records disclosed under the Freedom of Information Act; upon consideration of defts.' supplemental pleading and based upon the Court's in camera review of the documents at issue, the Court finds that defts. have released all reasonably segregable portions of responsive documents ; dismissing this complaint. (N) (mlp) (Entered: 05/22/2001)