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CLOSED, TYPE-I

# U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:96-cv-00120-RMU

RAULERSON v. RENO, et al

Assigned to: Judge Ricardo M. Urbina

Demand: \$0

Cause: 05:552 Freedom of Information Act

Date Filed: 01/29/1996 Date Terminated: 02/26/1999

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

#### **Plaintiff**

DONALD RAULERSON, SR

#### represented by **DONALD RAULERSON, SR**

R08578–076 Apache B MARIANNA FEDERAL

CORRECTIONAL INSTITUTION

P.O. Box 7007 Marianna, FL 32447

PRO SE

V.

#### **Defendant**

**JANET RENO** 

### represented by Kimberly Brown

CAPLIN & DRYSDALE
One Thomas Circle, NW
Suite 1100
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

#### Lisa Barsoomian

\*\*See Ms. Barsoomian file Email: <u>Lisa.Barsoomian@nih.gov</u> *LEAD ATTORNEY ATTORNEY TO BE NOTICED* 

#### Mark E. Nagle

MARRIOTT VACATIONS WORLDWIDE CORPORATION Senior Vice President & Associate General Counsel 6649 Westwood Boulevard Orlando, FL 32821 (407) 529–2587 Fax: (407) 206–6420 Email: mark.nagle@mvwc.com LEAD ATTORNEY

#### **Defendant**

EXECUTIVE OFFICE FOR UNITED STATES ATTORNEY

#### represented by Kimberly Brown

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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Lisa Barsoomian

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(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Mark E. Nagle (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/29/1996	1	COMPLAINT filed by plaintiff DONALD RAULERSON SR (bjsp) (Entered: 01/29/1996)
01/29/1996		SUMMONS (3) issued to federal party(s) federal defendant federal defendant EXEC. OFFICE/US ATTY, and non-parties: U.S. Attorney and U.S. Attorney General. (bjsp) (Entered: 01/29/1996)
01/29/1996	2	APPLICATION by plaintiff DONALD RAULERSON SR to proceed in forma pauperis (bjsp) (Entered: 01/29/1996)
01/29/1996		ORDER by Judge Aubrey E. Robinson granting motion to proceed in forma pauperis [2–1] by DONALD RAULERSON SR (fiat) (N) (bjsp) (Entered: 01/29/1996)
02/09/1996	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/8/96 upon federal defendant EXEC. OFFICE/US ATTY (bjsp) (Entered: 02/12/1996)
02/09/1996	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/8/96 upon federal defendant JANET RENO (bjsp) (Entered: 02/12/1996)
02/09/1996	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 2/6/96 by leaving copies with Brenda Jones (bjsp) (Entered: 02/12/1996)
03/07/1996	6	ANSWER TO COMPLAINT [1–1] by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY . (bjsp) (Entered: 03/08/1996)
11/18/1996	7	MOTION filed by plaintiff DONALD RAULERSON SR for a Court's order directing the defendant Janet Reno and Executive Office for U.S. Attorneys to provide plaintiff within 20 days of the date of the Court's order, with an index of the withheld documents and portions of documents at issue in this case, pursuant to Vaughn v. Rosen (bjsp) (Entered: 11/19/1996)
12/02/1996	8	MOTION filed by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to extend time to 12/6/96 within which to reply to plaintiff's request for admissions and request for entry of default (bjsp) Modified on 12/09/1996 (Entered: 12/03/1996)
12/06/1996	9	MOTION filed by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY for protective order staying all discovery in the case until further order of this Court, on the grounds that it would be unduly burdensome to require the agency to respond to discovery in this Freedom of Information Act case since defendants expect to be able to file their dispositive motion on or before 12/11/96 (bjsp) (Entered: 12/09/1996)
12/06/1996	10	RESPONSE by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY in opposition to motion to extend time to 12/6/96 within which to reply to plaintiff's request for admissions and request for entry of default [8–1] by EXEC. OFFICE/US ATTY, JANET RENO. (bjsp) (Entered: 12/09/1996)
12/11/1996	11	MOTION filed by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY for summary judgment; exhibits (5); declarations (1) (bjsp) (Entered: 12/12/1996)
12/16/1996	12	ORDER by Judge Ricardo M. Urbina: granting motion to extend time to 12/6/96 within which to reply to plaintiff's request for admissions and request for entry of default [8–1] by EXEC. OFFICE/US ATTY, JANET RENO (N) (jwd) (Entered: 12/16/1996)

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12/16/1996	13	ORDER by Judge Ricardo M. Urbina: directing that no discovery (including interrogatories, document requests, depositions, and request for admissions) shall be conducted in this case until further order of this court (N) (jwd) (Entered: 12/16/1996)
12/18/1996	14	RESPONSE (motion) by plaintiff DONALD RAULERSON SR to motion for protective order staying all discovery in the case until further order of this Court, on the grounds that it would be unduly burdensome to require the agency to respond to discovery in this Freedom of Information Act case since defendants expect to be able to file their dispositive motion on or before 12/11/96 [9–1] by EXEC. OFFICE/US ATTY, JANET RENO (bjsp) (Entered: 12/19/1996)
12/23/1996	15	MOTION filed by plaintiff DONALD RAULERSON SR to extend time within which to file a respond to defendant's pleading (bjsp) (Entered: 12/23/1996)
12/30/1996	16	ORDER by Judge Ricardo M. Urbina: denying motion of plaintiff for default judgment (N) (jwd) Modified on 12/31/1996 (Entered: 12/31/1996)
01/09/1997	17	RESPONSE by plaintiff DONALD RAULERSON SR to defendants' motion for summary judgment [11–1]; declaration (1) (tw) (Entered: 01/10/1997)
01/09/1997	18	MOTION filed by plaintiff DONALD RAULERSON SR for summary judgment; exhibits (8) (tw) (Entered: 01/10/1997)
01/16/1997	19	MOTION filed by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to extend time to 1/24/97 within which to reply to plaintiff's response to defendants' motion for summary judgment (bjsp) (Entered: 01/17/1997)
01/24/1997	20	REPLY by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to plaintiff's opposition to motion for summary judgment [11–1] by EXEC. OFFICE/US ATTY, JANET RENO; exhibits (3) (bjsp) (Entered: 01/27/1997)
01/29/1997	21	ORDER by Judge Ricardo M. Urbina: granting motion to extend time to 1/24/97 within which to reply to plaintiff's response to defendants' motion for summary judgment [19–1] by EXEC. OFFICE/US ATTY, JANET RENO defendant reply to plaintiff's response to defendants' motion for summary judgment due by 1/24/97; (N) (jwd) (Entered: 01/29/1997)
01/29/1997	22	RESPONSE (OPPOSITIONS) by plaintiff DONALD RAULERSON SR to motion to extend time to 1/24/97 within which to reply to plaintiff's response to defendants' motion for summary judgment [19–1] by EXEC. OFFICE/US ATTY, JANET RENO (bjsp) (Entered: 01/30/1997)
03/25/1997	23	MOTION filed by plaintiff DONALD RAULERSON SR for disposition of FOIA cases 95 2053 and 96 120 (copy) (bjsp) Modified on 03/26/1997 (Entered: 03/26/1997)
10/15/1997	24	MOTION filed by plaintiff DONALD RAULERSON SR for writ of mandamus to a USDC Judge; exhibits 2 (bjsp) (Entered: 10/15/1997)
12/12/1997	25	MEMORANDUM OPINION AND ORDER by Judge Ricardo M. Urbina: granting the defenants' motion for summary judgment and denying the plaintiff's "counter–motion" for summary judgment (N) (jwd) (Entered: 12/12/1997)
12/12/1997	26	ORDER by Judge Ricardo M. Urbina: denying motion for summary judgment [18–1] by DONALD RAULERSON SR, granting motion for summary judgment [11–1] by EXEC. OFFICE/US ATTY, JANET RENO, granting nunc pro tunc motion for protective order staying all discovery in the case until further order of this Court, on the grounds that it would be unduly burdensome to require the agency to respond to discovery in this Freedom of Information Act case since defendants expect to be able to file their dispositive motion on or before 12/11/96 [9–1] EXEC. OFFICE/US ATTY, JANET RENO (N) (jwd) (Entered: 12/12/1997)
12/19/1997	27	CERTIFIED COPY of Order filed in USCA dated 12/19/97, directing petition for writ of mandamus be dismissed as moot. USCA # 97–8072 (cjp) (Entered: 12/22/1997)
12/19/1997	28	MOTION filed by plaintiff DONALD RAULERSON SR to alter judgment, to amend judgment (jaw) (Entered: 12/22/1997)
12/31/1997	29	ORDER by Judge Ricardo M. Urbina: denying motion for reconsideration [28–1] by DONALD RAULERSON SR, (N) (jwd) (Entered: 12/31/1997)

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01/12/1998	30	NOTICE OF APPEAL by plaintiff DONALD RAULERSON SR from order [29–1], entered on: 12/31/97. Copies were sent out to Donald Raulerson. (IFP) (bjsp) (Entered: 01/13/1998)
01/13/1998		TRANSMITTED PRELIMINARY RECORD on appeal [30–1] by DONALD RAULERSON SR to U.S. Court of Appeals (bjsp) (Entered: 01/13/1998)
01/20/1998		USCA # 98 5010 assigned for appeal [30–1] by DONALD RAULERSON SR (bjsp) (Entered: 01/20/1998)
05/22/1998	31	CERTIFIED COPY of Order filed in USCA dated 5/22/98, referencing appeal [30–1], directing initial partial filing fee. USCA # 98–5010 (cjp) (Entered: 05/25/1998)
06/29/1998	32	CERTIFIED COPY of order filed in USCA dated 04/30/98, on appeal [30–1], affirming the judgment of USDC in part, and reversing the judgment of USDC with respect of appellant's to the adequacy of the Government's search of the requested records, and remanding for further proceedings. USCA # 98–5010 (ldc) (Entered: 06/30/1998)
08/06/1998	33	ORDER by Judge Ricardo M. Urbina: reinstating case; and that defendant file a motion for summary judgment consistent with the D.C. Circuit's 4/30/98 Order on or before 8/14/98; response by plainting to motion for summary judgment due 10/1/98; if plaintiff fails to file any response by 10/1/98, the court shallconsider the motion conceded and may enter judgment agains the plaintiff; reply motion for summary judgment due 10/15/98; any request for extension of time shall not be granted (N) (jwd) (Entered: 08/07/1998)
08/06/1998		Case Reopened (jwd) (Entered: 08/07/1998)
08/14/1998	34	SUBSTITUTION OF COUNSEL for federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY, substituting Lisa Barsoomian for Cynthia Schnedar (JMF) (Entered: 08/17/1998)
08/14/1998	35	MOTION (RENEWED) filed by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY for summary judgment; declarations (1); exhibits (1) (JMF) (Entered: 08/17/1998)
10/05/1998	36	RESPONSE by plaintiff DONALD RAULERSON SR in opposition to motion for summary judgment [35–1] by EXEC. OFFICE/US ATTY, JANET RENO . (st) (Entered: 10/07/1998)
10/05/1998	37	CROSS MOTIONS by plaintiff DONALD RAULERSON SR for summary judgment (st) (Entered: 10/07/1998)
10/13/1998	38	RESPONSE by plaintiff DONALD RAULERSON SR in opposition to motion for summary judgment [35–1] by EXEC. OFFICE/US ATTY, JANET RENO; exhibits (1) . (JMF) (Entered: 10/14/1998)
10/19/1998	39	REPLY by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to plaintiff's opposition to cross motion for summary judgment [37–1] by DONALD RAULERSON SR, and motion for summary judgment [35–1] by EXEC. OFFICE/US ATTY, JANET RENO (tw) (Entered: 10/20/1998)
02/26/1999	40	MEMORANDUM OPINION by Judge Ricardo M. Urbina (N) (jwd) (Entered: 03/02/1999)
02/26/1999	41	ORDER by Judge Ricardo M. Urbina: granting cross motion for summary judgment [37–1] by DONALD RAULERSON SR, denying motion for summary judgment [35–1] by EXEC. OFFICE/US ATTY, JANET RENO; defendants shall commence a search of the official personnel file; defendants shall complete search and produce results to plaintiff within 60 day of this order. (N) (jwd) (Entered: 03/02/1999)
04/20/1999	44	MEMORANDUM (NOTICE OF FILING) by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to the Court RE: issues related to this case and the Judge's 2/26/99 order (FIAT) URBINA, J.; exhibits (1) (bjsp) (Entered: 05/12/1999)
04/28/1999	42	NOTICE OF FILING DECLARATION of Marc Salans by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to defendants' notice of filing in

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		response to the Court's Order of February 26, 1999; Declaration (1) (tth) (Entered: 04/29/1999)
05/10/1999	43	MOTION filed by plaintiff DONALD RAULERSON SR to compel (bm) (Entered: 05/11/1999)
06/17/1999	45	OBJECTIONS by plaintiff DONALD RAULERSON SR to defendant's notice of filing [42–1] by EXEC. OFFICE/US ATTY, JANET RENO; (FIAT) URBINA, J. (bjsp) (Entered: 06/21/1999)
06/17/1999	46	MOTION filed by plaintiff DONALD RAULERSON SR to proceed to trial (FIAT) URBINA, J. (bjsp) (Entered: 06/21/1999)
06/22/1999	50	RESPONSE by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to motion to proceed to trial [46–1] by DONALD RAULERSON SR (bjsp) (Entered: 06/24/1999)
06/23/1999	48	ATTORNEY APPEARANCE for federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY by Kimberly Brown (bjsp) (Entered: 06/24/1999)
06/23/1999	49	RESPONSE by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY to plaintiff's objections to defendant's notice of filing [44–1] by EXEC. OFFICE/US ATTY, JANET RENO (bjsp) (Entered: 06/24/1999)
06/24/1999	47	ORDER by Judge Ricardo M. Urbina: denying motion to proceed to trial [46–1] by DONALD RAULERSON SR (N) (jwd) (Entered: 06/24/1999)
07/09/1999	51	NOTICE OF APPEAL by plaintiff DONALD RAULERSON SR from order [47–1], entered on: 6/24/99.(IFP) Copies were sent out to Donald Raulerson Sr, Lisa Barsoomian, Mark Nagle and Kimberly Brown. (bjsp) (Entered: 07/12/1999)
07/12/1999		TRANSMITTED PRELIMINARY RECORD on appeal [51–1] by DONALD RAULERSON SR to U.S. Court of Appeals (bjsp) (Entered: 07/12/1999)
07/14/1999		USCA # 99–5257 assigned for appeal [51–1] by DONALD RAULERSON SR (tth) (Entered: 07/15/1999)
01/05/2000	52	CERTIFIED COPY of order filed in USCA dated 11/23/99, on appeal [51–1], affirming the judgment of USDC . USCA # 99–5257 (cjp) (Entered: 01/10/2000)
03/15/2000	53	STATUS REPORT by federal defendant JANET RENO, federal defendant EXEC. OFFICE/US ATTY; declaration (1); exhibits (4) (tw) (Entered: 03/16/2000)
07/31/2000	54	REPLY by plaintiff DONALD RAULERSON SR to defendants' status report on behalf of the Federal Bureau of Investigation [53–1]; (FIAT. Judge Urbina) (td) Modified on 07/31/2000 (Entered: 07/31/2000)
06/22/2001	55	MOTION filed by federal defendant JANET RENO for summary judgment; exhibits (A–G)(FIAT: Judge Ricardo Urbina) (aet) Modified on 07/05/2001 (Entered: 07/05/2001)
11/20/2001	56	RESPONSE by plaintiff DONALD RAULERSON SR to motion for summary judgment [55–1] by JANET RENO (aet) (Entered: 11/26/2001)
11/20/2001	57	CROSS MOTIONS by plaintiff DONALD RAULERSON SR for summary judgment; declaration (1) (aet) (Entered: 11/26/2001)
01/29/2002	58	NOTICE OF CHANGE OF ADDRESS by DONALD RAULERSON SR representing plaintiff DONALD RAULERSON SR. New address: 08578–076 Apache/B FCI Marianna, P.O. Box 7007 Marianna, Florida 32446–7007. (td) (Entered: 01/30/2002)