

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:95-cv-01729-JR

HARBOR DISTRIBUTING v. IRS
Assigned to: Judge James Robertson
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 09/11/1995
Date Terminated: 07/01/1997
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**HARBOR DISTRIBUTING CO.**

represented by **Paul S. Richter**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**INTERNAL REVENUE SERVICE**

represented by **Margaret Mary Elizabeth Earnest**
U.S. DEPARTMENT OF JUSTICE
Tax Division/Ben Franklin Station
P.O. Box 227
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(202) 307-6562
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Date Filed	#	Docket Text
09/11/1995	1	COMPLAINT filed by plaintiff HARBOR DISTRIBUTING; exhibits (13) (JMF) (Entered: 09/14/1995)
09/11/1995		SUMMONS (3) issued to federal party(s) federal defendant IRS , and non-parties: U.S. Attorney and U.S. Attorney General. (JMF) (Entered: 09/14/1995)
09/11/1995	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff HARBOR DISTRIBUTING (JMF) (Entered: 09/14/1995)
09/11/1995		MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiff HARBOR DISTRIBUTING . (JMF) (Entered: 09/14/1995)
10/19/1995	3	ANSWER TO COMPLAINT [1-1] by federal defendant IRS . (JMF) (Entered: 10/20/1995)
10/31/1995		SCHEDULING NOTICE: status hearing set for 10:15 11/21/95 before Judge James Robertson. (dbw) (Entered: 11/01/1995)
11/02/1995	4	ORDER by Judge James Robertson : status hearing set for 10:15 11/21/95 ; (N) (jeb) (Entered: 11/02/1995)
11/13/1995	5	JOINT MOTION by plaintiff HARBOR DISTRIBUTING, federal defendant IRS to consolidate case with CA 95-1843 (jeb) (Entered: 11/14/1995)
11/21/1995		STATUS HEARING before Judge James Robertson: joint motion of parties to consolidate case with CA 95-1843 heard and granted; defendant to file dispositive

		motion due 2/1/96 with no extensions of time and the IRS should make good faith rolling disclosures of documents not covered by exemptions. Reporter: Christi Macri (jeb) Modified on 11/21/1995 (Entered: 11/21/1995)
11/22/1995		REMARK all docket entries as of 11/22/95 will be found in lead case. (JMF) (Entered: 11/27/1995)
11/22/1995	6	ORDER by Judge James Robertson : granting joint motion to consolidate case with CA 95-1843 [5-1] by IRS, HARBOR DISTRIBUTING in 1:95-cv-01729 dispositive motions due 2/1/96 in 1:95-cv-01729, in 1:95-cv-01843 ; (N) (JMF) (Entered: 11/27/1995)
11/22/1995	7	ORDER by Judge James Robertson : dismissing complaint [1-1] in 1:95-cv-01843 and will be consolidated under civil action 95-1729 (N) (JMF) (Entered: 11/27/1995)
12/01/1995	8	NOTICE OF CHANGE OF ADDRESS by Paul Stone Richter in 1:95-cv-01729 representing plaintiff HARBOR DISTRIBUTING in 1:95-cv-01729. New address: Richter, Miller & Finn 1019 19th Street, N.W., Suite 650, Washington, DC, 20036 (202) 467-6200. (JMF) (Entered: 12/04/1995)
12/31/1995		Case Reopened (jeb) (Entered: 01/03/1996)
02/01/1996	9	MOTION filed by federal defendant IRS in 1:95-cv-01729 for summary judgment (st) (Entered: 02/06/1996)
02/15/1996	10	MOTION filed by plaintiff HARBOR DISTRIBUTING in 1:95-cv-01729 for a Vaughn Index (ted) (Entered: 02/16/1996)
02/15/1996	11	MOTION filed by plaintiff HARBOR DISTRIBUTING in 1:95-cv-01729 to extend time for filing a response to motion for summary judgment (ted) (Entered: 02/16/1996)
02/26/1996	12	RESPONSE by federal defendant IRS in 1:95-cv-01729 to motion for a Vaughn Index [10-1] by HARBOR DISTRIBUTING (cjp) (Entered: 02/29/1996)
02/26/1996	13	RESPONSE by federal defendant IRS in 1:95-cv-01729 to motion for a Vaughn Index [10-1] by HARBOR DISTRIBUTING (cjp) (Entered: 02/29/1996)
03/05/1996	14	REPLY by plaintiff HARBOR DISTRIBUTING in 1:95-cv-01729 to defendant's response to motion for a Vaughn Index [10-1] (JMF) (Entered: 03/06/1996)
03/06/1996	15	ORDER by Judge James Robertson : granting motion to extend time for filing a response to motion for summary judgment [11-1] by HARBOR DISTRIBUTING extending time to 3/18/96 (N) (jeb) (Entered: 03/07/1996)
03/11/1996	16	ORDER by Judge James Robertson : denying motion for a Vaughn Index [10-1] by HARBOR DISTRIBUTING (N) (jeb) (Entered: 03/11/1996)
03/15/1996	17	MEMORANDUM by plaintiff HARBOR DISTRIBUTING in opposition to motion for summary judgment [9-1] by IRS; attachments (5); exhibits (1) (JMF) (Entered: 03/19/1996)
03/22/1996	18	REPLY by federal defendant IRS to plaintiff's response to defendant's motion for summary judgment [9-1] (JMF) Modified on 03/28/1996 (Entered: 03/25/1996)
10/10/1996	19	ORDER by Judge James Robertson : denying motion for summary judgment [9-1] by IRS directing the defendant to deliver to this Court for in camera inspection within 30 days, the documents withheld from FOIA disclosure as set forth in the declaration of Deborah Lambert-Dean; directing the defendant to either conduct a search for certain records or within 30 days, demonstrate that the agency would have to expend more than reasonable effort to do so or that no record system other than those already searched is likely to produce responsive documents. (N) (jeb) (Entered: 10/10/1996)
11/08/1996	20	NOTICE OF FILING by federal defendant IRS of second declaration of Deborah Lambert-Dean; (declaration) (JMF) (Entered: 11/12/1996)
11/19/1996	21	RESPONSE by plaintiff to the second declaration of Deborah Lambers-Dean filed by defendant in partial compliance with this Court's October 10, 1996 Order; attachment A. (bjl) Modified on 11/20/1996 (Entered: 11/20/1996)

11/25/1996	22	ORDER by Judge James Robertson : directing that any defendant IRS' reply to plaintiff's response to the second declaration of Deborah Lambert–Dean be filed by 12/3/96 (N) (jeb) (Entered: 11/25/1996)
12/10/1996	23	REPLY by federal defendant IRS to plaintiff's response to filing of the second declaration of Deborah Lambert–Dean (JMF) (Entered: 12/16/1996)
12/16/1996	24	ORDER by Judge James Robertson : IRS to file a status report by 12/17/96 addressing certain inquiries (N) (dcn) (Entered: 12/17/1996)
12/17/1996	25	STATUS REPORT by federal defendant IRS (JMF) (Entered: 12/18/1996)
12/19/1996	26	NOTICE OF FILING by federal defendant IRS of third declaration of Deborah Lambert–Dean (JMF) (Entered: 12/20/1996)
02/28/1997	27	MEMORANDUM AND ORDER by Judge James Robertson: directing that, after appropriate redaction of material actually reflecting the mental impressions and strategies of IRS attorneys in preparation of and in preparing for litigation, the documents identified will be produced to plaintiffs; directing that such redaction and production be accomplished within 30 days of the date of this order; directing that following the required production, either side may show cause within 15 days why this case should not be dismissed. (N) (N) (jeb) (Entered: 02/28/1997)
03/04/1997	28	NOTICE OF FILING by federal defendant IRS of Fourth Declaration of Deborah Lambert–Dean (JMF) (Entered: 03/05/1997)
03/14/1997	29	MOTION filed by federal defendant IRS for reconsideration of order dated 02/28/97 [27–1] (JMF) (Entered: 03/17/1997)
05/12/1997	30	ORDER by Judge James Robertson : granting motion for reconsideration of order dated 02/28/97 [27–1] [29–1] by IRS vacating those provisions of this Court's order of 2/27/97 requiring the redaction and production of certain documents; , and dismissing complaint [1–1] (N) (jeb) (Entered: 05/12/1997)