

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:95-cv-01085-JHG**

LURIE, et al v. U.S. DEPT. OF ARMY
Assigned to: Joyce Hens Green
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 06/07/1995
Date Terminated: 07/16/1997
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**PETER LURIE**

represented by **Eric Robert Glitzenstein**
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Plaintiff**PUBLIC CITIZEN HEALTH
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V.

Defendant**U.S. DEPARTMENT OF THE ARMY**

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Date Filed	#	Docket Text
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06/07/1995	1	COMPLAINT filed by plaintiff PETER LURIE and plaintiff PUBLIC CITIZEN HEALTH. (JMF) Modified on 06/28/1995 (Entered: 06/08/1995)
06/07/1995		SUMMONS (3) issued to federal party(s) defendant U.S. DEPT. OF ARMY , and non-parties: U.S. Attorney and U.S. Attorney General. (JMF) (Entered: 06/08/1995)
06/07/1995		MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiff PETER LURIE and plaintiff PUBLIC CITIZEN HEALTH (JMF) Modified on 06/28/1995 (Entered: 06/08/1995)
06/07/1995	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff PUBLIC CITIZEN HEALTH (cjp) Modified on 06/28/1995 (Entered: 06/09/1995)
07/07/1995	3	ANSWER TO COMPLAINT [1-1] by defendant U.S. DEPT. OF ARMY . (bjsp) (Entered: 07/10/1995)
07/11/1995	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 6/9/95 ; attachment (bjsp) (Entered: 07/12/1995)
07/11/1995	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 6/7/95 (bjsp) (Entered: 07/13/1995)
07/11/1995	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/7/95 upon defendant U.S. DEPT. OF ARMY (bjsp) (Entered: 07/13/1995)
07/12/1995		SCHEDULING NOTICE: status hearing set for 9:30 8/22/95 ; before Judge Joyce H. Green . (jaw) (Entered: 07/12/1995)
07/20/1995	7	JOINT MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff PETER LURIE, plaintiff PUBLIC CITIZEN HEAL., defendant U.S. DEPT. OF ARMY . (bjsp) (Entered: 07/21/1995)
08/14/1995		STATUS HEARING before Judge Joyce H. Green : Reporter: Gordon Slodysko (jaw) (Entered: 08/14/1995)
08/14/1995	8	ORDER by Judge Joyce H. Green : cross motions for summary judgment by pltf. due 10/25/95 ; response to cross motions due 11/15/95 ; reply cross motions due 11/30/95 ; motion for summary judgment by deft. due 8/25/95 ; response to motion for summary judgment due 10/25/95 reply motion for summary judgment due 11/15/95 (N) (jaw) (Entered: 08/14/1995)
08/25/1995	9	MOTION filed by defendant U.S. DEPT. OF ARMY for summary judgment pursuant to FRCP 56 that summary judgement be granted in its favor. ; exhibit (1) (tw) (Entered: 08/28/1995)
10/22/1995	32	CERTIFIED COPY of order filed in USCA dated 10/22/97, on appeal [28-1] , dismissing appeal . USCA # 97-5248 (cjp) (Entered: 10/23/1997)
10/25/1995	10	MEMORANDUM by plaintiff PETER LURIE, plaintiff PUBLIC CITIZEN HEAL. in opposition to defendant's motion for summary judgment pursuant to FRCP 56 that summary judgement be granted in its favor. [9-1]; exhibits (37) (tw) (Entered: 10/26/1995)
11/15/1995	11	(UNOPPOSED) MOTION filed by defendant U.S. DEPT. OF ARMY to extend time to 11/29/95 in which to file its reply on its motion for summary judgment (tw) Modified on 11/16/1995 (Entered: 11/16/1995)
11/20/1995	12	ORDER by Judge Joyce H. Green : granting motion to extend time to 11/29/95 in which to file its reply on its motion for summary judgment [11-1] by U.S. DEPT. OF ARMY; reply by deft. to cross motions due by 11/29/95 ; (N) (jaw) (Entered: 11/20/1995)
11/29/1995	13	REPLY by defendant U.S. DEPT. OF ARMY on its motion for summary judgment pursuant to FRCP 56 that summary judgement be granted in its favor. [9-1] by U.S. DEPT. OF ARMY (bjsp) (Entered: 11/30/1995)
09/27/1996	14	ORDER by Judge Joyce H. Green : deft. to submit, directly to chambers by 10/25/96, copies of the documents withheld ; and copies of the redacted documents to be filed with Clerk of the Court by 10/25/96 (N) (jaw) (Entered: 09/27/1996)

10/21/1996	15	ATTORNEY APPEARANCE for defendant U.S. DEPT. OF ARMY by Lisa Sheri Goldfluss (tw) (Entered: 10/22/1996)
10/25/1996	16	MOTION filed by defendant U.S. DEPT. OF ARMY to extend time to 11/8/96 in which to submit in camera the documents ordered to be so submitted pursuant to the Court's order dated September 27 1996. (tw) (Entered: 10/28/1996)
10/28/1996	17	ORDER by Judge Joyce H. Green : granting motion to extend time to 11/8/96 in which to submit in camera the documents ordered to be so submitted pursuant to the Court's order dated September 27 1996. [16-1] by U.S. DEPT. OF ARMY; in camera documents to be submitted by deft. to the Court by 11/8/96 (N) (jaw) (Entered: 10/29/1996)
11/08/1996	18	MOTION filed by defendant U.S. DEPT. OF ARMY to extend time to 11/14/96 in which to submit in camera the documents ordered to be so submitted pursuant to the Court's order dated September 27, 1996 and an enlargement of the same period of time to file with the Clerk corresponding redacted copies for purposed of comparison. (tw) (Entered: 11/12/1996)
11/12/1996	19	ORDER by Judge Joyce H. Green : granting motion to extend time to 11/14/96 in which to submit in camera the documents ordered to be so submitted pursuant to the Court's order dated September 27, 1996 and an enlargement of the same period of time to file with the Clerk corresponding redacted copies for purposed of comparison. [18-1] by U.S. DEPT. OF ARMY; in camera documents due by 11/14/96 (N) (jaw) (Entered: 11/13/1996)
11/12/1996	20	MEMORANDUM by plaintiff PETER LURIE, plaintiff PUBLIC CITIZEN HEAL notice of recent authorities which are pertinent to plaintiffs' opposition to defendant's pending motion for summary judgment.. (tw) (Entered: 11/15/1996)
11/14/1996	21	NOTICE OF FILING by defendant U.S. DEPT. OF ARMY of a complete copy of the redacted documents produced in response to the Freedom of Information Act request that is the subject of this suit. (tw) (Entered: 11/18/1996)
11/25/1996	22	RESPONSE (OPPOSITIONS) by defendant U.S. DEPT. OF ARMY to plaintiff's notice of recent authorities. (tw) (Entered: 11/26/1996)
07/15/1997	23	MEMORANDUM OPINION AND ORDER by Judge Joyce H. Green : granting in part, denying in part motion for summary judgment pursuant to FRCP 56 that summary judgement be granted in its favor. [9-1]; partial judgment shall be entered in favor of the deft. pursuant to FRCP 58; deft. to file praecipe within 20 days described at page 52 n18; placing under seal the deft's in camera submission pending final action in this matter, after which such submission shall be returned sealed to the deft. without further order by this Court; parties to file a joint memorandum advising as to pltf's request for attorneys' fees by 9/15/97 ; motion by pltf. for attorneys' fees due 10/15/97 ; response due 10/29/97 ; reply due 11/5/97 (N) (N) (jaw) (Entered: 07/16/1997)
07/15/1997	24	JUDGMENT by Judge Joyce H. Green entered pursuant to FRCP 58 in favor of the pltf. in part against the deft., and in favor of the deft. against the pltf. in part. (N) (jaw) (Entered: 07/16/1997)
08/04/1997	25	MEMORANDUM by defendant U.S. DEPT. OF ARMY praecipe filed in accordance with the July 15, 1997 Memorandum Opinion and Order of this Court, and specifically footnote 18. (tw) (Entered: 08/05/1997)
08/04/1997	26	MOTION (CONSENT) filed by defendant U.S. DEPT. OF ARMY to extend time within which defendant is permitted to notice and appeal, or if an appeal is taken pending, conclusion of those appellate proceedings in which to comply with that portion of the Court's July 15, 1997 Memorandum and Order requiring the Army to disclose portions of documents redacted in the Army's original response to plaintiff's Freedom of Information Act request that is the subject of this action. (tw) (Entered: 08/05/1997)
08/07/1997	27	ORDER by Judge James Robertson for Judge Joyce Hens Green : granting motion to extend time within which defendant is permitted to notice and appeal, or if an appeal is taken pending, conclusion of those appellate proceedings in which to comply with that portion of the Court's July 15, 1997 Memorandum and Order requiring the Army to

		disclose portions of documents redacted in the Army's original response to plaintiff's Freedom of Information Act request that is the subject of this action. [26-1] by U.S. DEPT. OF ARMY; parties shall have until 10/15/97, in which to file a joint memorandum advising the Court of the status of their discussions regarding a potential agreement plaintiff's requests for attorneys' fees; should parties be unable to agree, the within which to file a motion or fees will be extended to 11/17/97; defendant's opposition will be due 12/1/97; plaintiffs' reply, if any, shall be filed on or before 12/8/97 (N) (jwd) Modified on 08/07/1997 (Entered: 08/07/1997)
09/15/1997	28	NOTICE OF APPEAL by defendant U.S. DEPT. OF ARMY from judgment order [24-1], order parties to file a joint memorandum advising as to pltf's request for attorneys' fees by 9/15/97 [23-1], order motion by pltf. for attorneys' fees due 10/15/97 ; response due 10/29/97 ; reply due 11/5/97 [23-2], order [23-3] , entered on: 07/15/97. No fees paid Government; Copies mailed to Eric robert Glitzenstein and Robert Lawrence Shapiro. (tw) (Entered: 09/17/1997)
09/15/1997	29	MOTION filed by defendant U.S. DEPT. OF ARMY for clarification of the court's memorandum opinion and order filed July 15, 1997. (tw) (Entered: 09/17/1997)
09/17/1997		TRANSMITTED PRELIMINARY RECORD on appeal [28-1] by U.S. DEPT. OF ARMY to U.S. Court of Appeals (tw) (Entered: 09/17/1997)
09/29/1997		USCA # 97-5248 assigned for appeal [28-1] by U.S. DEPT. OF ARMY (tw) (Entered: 09/30/1997)
10/15/1997	30	STATUS REPORT by plaintiff PETER LURIE, plaintiff PUBLIC CITIZEN HEAL., defendant U.S. DEPT. OF ARMY pursuant to the Court's August 7, 1997 order, the parties are submitting this report regarding the status of the parties' negotiations with respect to plaintiff's claim for attorneys' fees and costs. (tw) (Entered: 10/16/1997)
10/21/1997	31	ORDER by Judge Joyce H. Green : granting motion for clarification of the court's memorandum opinion and order filed July 15, 1997. [29-1] by U.S. DEPT. OF ARMY (N) (jaw) (Entered: 10/21/1997)
11/17/1997	33	MOTION filed by plaintiff PETER LURIE, plaintiff PUBLIC CITIZEN HEAL. to extend time to 12/15/97 to file application for fees and costs. (tw) (Entered: 11/18/1997)
11/20/1997	34	ORDER by Judge Joyce H. Green : granting motion to extend time to 12/15/97 to file application for fees and costs. [33-1] by PUBLIC CITIZEN HEAL., PETER LURIE; opposition to the applilcation due by 1/5/98; (N) (clv) (Entered: 11/20/1997)
12/16/1997	35	STIPULATION OF SETTLEMENT AND ORDER by Judge Joyce H. Green : dismissing complaint [1-1] with prejudice pursuant to FRCP 41(a)(1)(ii) (N) (jaw) (Entered: 12/16/1997)