

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:95-cv-00977-PLF**

ADEPEGBA v. INS
Assigned to: Judge Paul L. Friedman
Demand: \$3,150,000
Cause: 05:552 Freedom of Information Act

Date Filed: 05/24/1995
Date Terminated: 09/30/1996
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**VALENTINO BABATUNDE
ADEPEGBA**

represented by **VALENTINO BABATUNDE
ADEPEGBA**
P.O. Box 3933
Apapa-Lagos
Nigeria
PRO SE

V.

Defendant

**IMMIGRATION &
NATURALIZATION SERVICE**

represented by **Darya Geetter**
U.S. ATTORNEY'S OFFICE
Judiciary Center Building
555 Fourth Street, NW
Room 10-104
Washington, DC 20530
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/24/1995	1	COMPLAINT filed by plaintiff VALENTINO BABATUNDE ADEPEGBA; jury demand (bm) (Entered: 05/25/1995)
05/24/1995		SUMMONS (3) issued to federal party federal defendant INS , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 05/25/1995)
05/24/1995	2	APPLICATION by plaintiff VALENTINO BABATUNDE ADEPEGBA to proceed in forma pauperis (bm) (Entered: 05/25/1995)
05/24/1995		ORDER by Judge Gladys Kessler granting motion to proceed in forma pauperis [2-1] by VALENTINO BABATUNDE ADEPEGBA (fiat) (N) (bm) (Entered: 05/25/1995)
05/24/1995	3	MOTION filed by plaintiff VALENTINO BABATUNDE ADEPEGBA for stay of deportation , expedited request (bm) (Entered: 05/25/1995)
05/30/1995	4	ORDER by Judge Gladys Kessler : denying motion for stay of deportation [3-1], and denying motion expedited request [3-2] by VALENTINO BABATUNDE ADEPEGBA (N) (ks) (Entered: 05/30/1995)
06/19/1995	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/7/95 upon federal defendant INS (blj) (Entered: 06/20/1995)
06/19/1995	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 6/7/95 (blj) (Entered: 06/20/1995)
06/26/1995	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 6/13/95 (blj) (Entered: 06/28/1995)

07/13/1995	8	MOTION filed by federal defendant INS to extend time to 8/16/95 to answer complaint [1-1] (ks) (Entered: 07/14/1995)
07/14/1995	9	APPLICATION by plaintiff VALENTINO BABATUNDE ADEPEGBA for temporary restraining order to deportation (ks) (Entered: 07/17/1995)
07/18/1995	10	ORDER by Judge Paul L. Friedman : granting motion to extend time to 8/16/95 to answer complaint [1-1] [8-1] by INS (N) (bm) (Entered: 07/18/1995)
07/19/1995	11	NOTICE OF FILING by federal defendant INS of current status of the legal proceedings in which plaintiff is currently involved; Attachments; Exhibits (2) (ks) (Entered: 07/20/1995)
07/20/1995	12	ORDER by Judge Paul L. Friedman: pursuant to this administrative order and until further order of the Court, defendant is enjoined from deporting plaintiff from the United States; defendant shall respond to plaintiff's application for a temporary restraining order on the merits within ten (10) days of this Order. (N) (bm) (Entered: 07/20/1995)
07/31/1995	13	NOTICE OF CHANGE OF ADDRESS by VALENTINO BABATUNDE ADEPEGBA New address: Allen Parish Jail P.O. Box 278 Oberlin LA 70655. (bm) (Entered: 07/31/1995)
07/31/1995	14	RESPONSE by federal defendant INS to motion for temporary restraining order to deportation [9-1] by VALENTINO BABATUNDE ADEPEGBA (bm) (Entered: 08/01/1995)
07/31/1995	15	MOTION filed by federal defendant INS to dismiss complaint [1-1] (bm) (Entered: 08/01/1995)
08/03/1995	16	ORDER by Judge Paul L. Friedman: plaintiff must respond to defendant's motion to dismiss by 8/18/95 ; if plaintiff does not respond, the Court will treat the motion as conceded and dismiss the complaint; copy of defendant's motion to dismiss is attached for plaintiff's use. (N) (bm) (Entered: 08/03/1995)
08/04/1995	17	NOTICE OF CHANGE OF ADDRESS by VALENTINO BABATUNDE ADEPEGBA New address: Avoyelles Parish Jail, 102 Government Street, Marksville LA 71351. (bm) (Entered: 08/07/1995)
08/25/1995	18	MEMORANDUM OPINION by Judge Paul L. Friedman (N) (ks) (Entered: 08/25/1995)
08/25/1995	19	ORDER by Judge Paul L. Friedman : denying motion for temporary restraining order [9-1] by VALENTINO BABATUNDE ADEPEGBA, and that the administrative stay of plaintiff's deportation that was ordered on 7/20/95, is immediately lifted; granting motion to dismiss complaint [1-1] [15-1] by INS (N) (ks) (Entered: 08/25/1995)
08/31/1995	20	MOTION filed by plaintiff VALENTINO BABATUNDE ADEPEGBA for reconsideration of order [19-1] (ks) (Entered: 09/01/1995)
09/14/1995	21	APPLICATION by plaintiff VALENTINO BABATUNDE ADEPEGBA for default judgment against VALENTINO BABATUNDE ADEPEGBA ; Attachments (ks) (Entered: 09/20/1995)
09/22/1995	22	MOTION filed by federal defendant INS to extend time to 10/6/95 to respond to plaintiff's recent pleadings (blj) (Entered: 09/25/1995)
10/06/1995	23	RESPONSE (OPPOSITIONS) by federal defendant INS to motion for default judgment [21-1], and emergency motion for reconsideration of order [19-1] [20-1] by VALENTINO BABATUNDE ADEPEGBA; exhibits (4) (blj) (Entered: 10/10/1995)
10/23/1995	24	MEMORANDUM OPINION AND ORDER by Judge Paul L. Friedman : denying motion for default judgment [21-1] by VALENTINO BABATUNDE ADEPEGBA; denying motion for reconsideration of order [19-1] [20-1] by VALENTINO BABATUNDE ADEPEGBA; denying as moot plaintiff's motion for a temporary restraining order.(N) (bm) (Entered: 10/23/1995)
10/30/1995	25	NOTICE OF APPEAL by plaintiff VALENTINO BABATUNDE ADEPEGBA from order [24-1] , entered on: 10/23/95. IFP, no fees paid, copy mailed to Darya Geetter; attachments (blj) (Entered: 11/02/1995)

11/02/1995		TRANSMITTED PRELIMINARY RECORD on appeal [25-1] by VALENTINO BABATUNDE ADEPEGBA to U.S. Court of Appeals (blj) (Entered: 11/02/1995)
11/13/1995		USCA # 95-5382 assigned for appeal [25-1] by VALENTINO BABATUNDE ADEPEGBA (blj) (Entered: 11/14/1995)
12/15/1995	26	MEMORANDUM OPINION AND ORDER by Judge Paul L. Friedman : denying motion for reconsideration of order [19-1] [20-1] by VALENTINO BABATUNDE ADEPEGBA (N) (bm) (Entered: 12/15/1995)
03/26/1996	28	MOTION (EMERGENCY) filed by plaintiff VALENTINO BABATUNDE ADEPEGBA for temporary restraining order , and/or for preliminary injunction order "Let this be filed" (fiat) Judge Paul L. Friedman (blj) Modified on 03/27/1996 (Entered: 03/27/1996)
03/27/1996	27	ORDER by Judge Paul L. Friedman: denying plaintiff's emergency-expedited request motion for temporary restraining order and/or preliminary injunction order. (N) (bm) (Entered: 03/27/1996)
04/26/1996	29	CERTIFIED COPY of order filed in USCA dated 1/25/96, on appeal [25-1] , affirming the judgment of USDC in part. , and remanding for further proceedings in part. USCA # 95-5382 (cjp) (Entered: 04/29/1996)
05/01/1996	30	ORDER by Judge Paul L. Friedman: plaintiff shall file by 5/17/96 the letter from the Department of Justice, Office of Information and Privacy that was submitted for the first time to the Court of Appeals; the issues in this case appearing susceptible to resolution on dispositive motion, the parties shall file dispositive motions due 6/7/96 (N) (bm) (Entered: 05/01/1996)
05/22/1996	31	REQUEST by plaintiff VALENTINO BABATUNDE ADEPEGBA for cause of action (blj) (Entered: 05/23/1996)
06/07/1996	32	MOTION filed by federal defendant INS to extend time to 6/28/96 to file dispositive motion and any response to plaintiff's request for cause of action (blj) (Entered: 06/10/1996)
06/10/1996	33	ORDER by Judge Paul L. Friedman: granting motion to extend time to 6/28/96 to file dispositive motion and any response to plaintiff's request for cause of action [32-1] by INS (N) (bm) (Entered: 06/10/1996)
06/28/1996	34	MOTION (SECOND) filed by federal defendant INS to extend time to 8/9/96 to file dispositive motion and any response to plaintiff's request for cause of action (blj) (Entered: 07/01/1996)
07/01/1996	35	ORDER by Judge Paul L. Friedman : granting motion to extend time to 8/9/96 to file dispositive motion and any response to plaintiff's request for cause of action [34-1] by INS (N) (bm) (Entered: 07/01/1996)
08/09/1996	36	MOTION filed by federal defendant INS for summary judgment ; Exhibits (3) (blj) (Entered: 08/12/1996)
08/15/1996	37	NOTICE OF FILING by federal defendant INS of original declaration of Deborah A. Terrell; attachment (1) (blj) (Entered: 08/16/1996)
08/19/1996	38	ORDER by Judge Paul L. Friedman : plaintiff must respond to plaintiff's motion for summary judgment due 9/16/96 (N) (ks) (Entered: 08/22/1996)
08/19/1996		Case Reopened (bm) (Entered: 08/26/1996)
09/30/1996	39	ORDER by Judge Paul L. Friedman: granting motion for summary judgment [36-1] by INS; dismissing this case for want of prosecution ; removing this case from the docket of the Court. (N) (bm) (Entered: 10/01/1996)
11/04/1996	40	NOTICE OF CHANGE OF ADDRESS by VALENTINO BABATUNDE ADEPEGBA representing plaintiff VALENTINO BABATUNDE ADEPEGBA . New address: P.O. Box 3933, Apapa-Lagos Nigeria, (090404540). (blj) (Entered: 11/06/1996)
01/30/1997	41	MOTION filed by plaintiff VALENTINO BABATUNDE ADEPEGBA for relief from judgment pursuant to Rule 60(b) F.R. civ. P. , or in the alternative for leave to file

		reopen out of time and submit the letter from the Dept. of Justice, Office of information and Privacy ; Declaration (1); attachments (blj) (Entered: 01/31/1997)
02/19/1997	42	MOTION filed by federal defendant INS to extend time to 3/5/97 to file response to plaintiff's motion for relief from judgment pursuant to Rule 60(B) , or in the alternative for leave to file reopen out of time and submit the letter from the Dept. of Justice, office of Information and Privacy (blj) (Entered: 02/20/1997)
02/21/1997	43	ORDER by Judge Paul L. Friedman : granting motion to extend time to 3/5/97 to file response to plaintiff's for relief from judgment pursuant to Rule 60(B) [42-1] by INS (N) (bm) (Entered: 02/21/1997)
03/05/1997	44	RESPONSE by federal defendant INS to motion for relief from judgment pursuant to Rule 60(b) F.R. civ. P. [41-1], or in the alternative, motion for leave to file reopen out of time and submit the letter from the Dept. of Justice, Office of information and Privacy [41-2] by VALENTINO BABATUNDE ADEPEGBA (blj) (Entered: 03/06/1997)
07/07/1997	45	ORDER by Judge Paul L. Friedman: denying without prejudice motion for relief from judgment pursuant to Rule 60(b) F.R. civ. P. [41-1] by VALENTINO BABATUNDE ADEPEGBA; submit the letter from the Dept. of Justice, Office of information and Privacy [41-2] by VALENTINO BABATUNDE ADEPEGBA; the Court will only consider its Order of 9/30/96, if plaintiff can produce evidence that he was a legal permanent resident of the United States when he made his Privacy Act request on 6/6/94. (N) (bm) (Entered: 07/07/1997)