

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:95-cv-00444-CRR**

RAZORE, et al v. EPA  
Assigned to: Judge Charles R. Richey  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/03/1995  
Date Terminated: 02/27/1996  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****JOSIE RAZORE**

represented by **Emilio William Cividanes**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff****JOHN S. BANCHERO, SR.**

represented by **Emilio William Cividanes**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant****UNITED STATES  
ENVIRONMENTAL PROTECTION  
AGENCY**

represented by **Charles Francis Flynn**  
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Date Filed	#	Docket Text
02/08/1995	39	ORDER by Judge Charles R. Richey : granting joint motion to extend time to 2/21/96 to file a joint status report [38-1] by EPA, JOHN S. BANCHERO SR., JOSIE RAZORE; joint status report due by 2/21/96 (N) (dbw) (Entered: 02/09/1996)
03/03/1995	1	COMPLAINT filed by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR.; exhibits (7) (st) Modified on 03/08/1995 (Entered: 03/08/1995)

03/03/1995		SUMMONS NOT ISSUED. (st) (Entered: 03/08/1995)
03/06/1995	2	ORDER by Judge Charles R. Richey : directing the AUSA to show cause why complaint [1-1] by JOHN S. BANCHERO SR., JOSIE RAZORE should be dismissed , and response to show cause due 4:00 3/20/95 ; directing plaintiff to file any opposition with the Court due 3/23/95 by 4:00 p.m. (N) (jeb) Modified on 03/08/1995 (Entered: 03/08/1995)
03/07/1995		SHOW CAUSE (1) issued to defendant USA for EPA . (lpp) (Entered: 03/08/1995)
03/10/1995		MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR.. (ted) (Entered: 03/10/1995)
03/13/1995	3	RETURN OF SERVICE/AFFIDAVIT executed on 3/7/95 upon defendant EPA (ted) (Entered: 03/14/1995)
03/13/1995	4	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney General on 3/6/95 (ted) (Entered: 03/14/1995)
03/13/1995	5	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney on 3/6/95 (ted) (Entered: 03/14/1995)
03/22/1995	6	MOTION filed by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR. for order to produce the records requested in the complaint (lpp) (Entered: 03/24/1995)
03/24/1995	7	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney on 3/13/95 (lpp) (Entered: 03/31/1995)
03/30/1995		STATUS HEARING before Judge Charles R. Richey : case dismissed without prejudice ; order to be entered Reporter: Susan Tyner (dbw) (Entered: 03/30/1995)
04/03/1995	8	ORDER by Judge Charles R. Richey : answer due by 4:00 4/3/95 ; Vaughn Index due 5/31/95 4:00 p.m. if FOIA requests have not been satisfied ; dismissing case [1-1] without prejudice, from teh dockets of this Court, without costs to either party ; plaintiffs amy reopen case by 4:00 p.m. on 5/31/95 should defendants fail to satisfy plaintiffs FOIA requests, upon oral application to Courtroom Deputy; absent such request by 6/15/95, case sahl stand dismissed with prejudice (N) (dbw) Modified on 06/07/1995 (Entered: 04/03/1995)
04/03/1995	9	ANSWER TO COMPLAINT [1-1] by defendant EPA . (lpp) (Entered: 04/04/1995)
05/31/1995	10	MOTION filed by defendant EPA to extend time to 6/30/95 to file a Vaughn index (ted) (Entered: 06/02/1995)
06/08/1995	11	ORDER by Judge Charles R. Richey : granting motion to extend time to 6/30/95 to file a Vaughn index [10-1] by EPA; defendant may have to and including June 30, 1995, to file a Vaughn index of the withheld documents; extending time for plaintiffs to move to reopen this case; absent request to reopen this case by 7/15/95, under conditions prescribed in Order dated 3/30/95, case shall stand dismissed with prejudice (N) (dbw) (Entered: 06/09/1995)
06/09/1995	12	RESPONSE by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR. to defendant's motion for enlargement of time. (ted) (Entered: 06/15/1995)
06/30/1995	13	MOTION (CONSENT) filed by defendant EPA to extend time to 7/28/95 to file a Vaughn Index (jeb) Modified on 07/05/1995 (Entered: 07/05/1995)
07/06/1995	14	ORDER by Judge Charles R. Richey : granting motion to extend time to 7/28/95 to file a Vaughn Index [13-1] by EPA ; Vaughn index due by 7/28/95 ; extending the time for plaintiffs to move to reopen this case; absent request to reopen this case by 8/15/95, under conditions prescribed in the Order dated 3/30/95, the case shall stand dismissed with prejudice (N) (dbw) (Entered: 07/06/1995)
07/28/1995	15	MOTION (UNOPPOSED) filed by defendant EPA to extend time to 8/21/95 ti file defendant's Vaughn index in the case (JMF) Modified on 07/31/1995 (Entered: 07/31/1995)
07/31/1995	16	ORDER by Judge Charles R. Richey : granting motion to extend time to 8/21/95 to file defendant's Vaughn index in the case [15-1] by EPA; Vaughn index due by 8/21/95 ;

		extending time for plaintiffs to move to reopen this case to and including 9/12/95 (N) (dbw) (Entered: 07/31/1995)
08/07/1995	17	SUBSTITUTION OF COUNSEL for defendant EPA , substituting Marina Utgoff Braswell for attorney Charles Francis Flynn for EPA (ted) (Entered: 08/08/1995)
08/21/1995	18	MOTION (UNOPPOSED) filed by defendant EPA to extend time to 8/25/95 to file defendant's Vaughn index (JMF) Modified on 08/30/1995 (Entered: 08/22/1995)
08/25/1995	19	ORDER by Judge Charles R. Richey : granting motion to extend time to 8/25/95 to file defendant's Vaughn index [18-1] by EPA; Vaughn index due by 8/25/95 ; extending time for plaintiffs to reopen case to 9/18/95 (N) (dbw) (Entered: 08/28/1995)
08/25/1995	20	MOTION (UNOPPOSED) filed by defendant EPA to extend time to 9/11/95 to file a further Vaughn Index (JMF) Modified on 08/30/1995 (Entered: 08/28/1995)
08/25/1995	21	NOTICE OF FILING by defendant EPA of three affidavits (JMF) (Entered: 08/29/1995)
08/31/1995	22	ORDER by Judge Charles R. Richey : granting motion to extend time to 9/11/95 to file a further Vaughn Index [20-1] by EPA; Vaughn index due by 9/11/95 ; extending time for plaintiffs to move to reopen this case to 10/3/95 (N) (dbw) (Entered: 08/31/1995)
09/11/1995	23	NOTICE OF FILING by defendant EPA of declaration of Howard I. Fribush; attachments (2). RE: Vaughn Index (JMF) Modified on 09/12/1995 (Entered: 09/12/1995)
09/11/1995	24	MOTION (UNOPPOSED) filed by defendant EPA to extend time to 9/29/95 to file further Vaughn Index (JMF) (Entered: 09/12/1995)
09/14/1995	25	ORDER by Judge Charles R. Richey : granting motion to extend time to 9/29/95 to file further Vaughn Index [24-1] by EPA; Vaughn index due by 9/29/95 ; extending time for plaintiffs to move to reopen this case to 10/23/95 (N) (dbw) (Entered: 09/15/1995)
09/29/1995	26	MOTION filed by defendant EPA to extend time to 10/4/95 to file further Vaughn declaration (JMF) (Entered: 10/02/1995)
10/02/1995	27	ORDER by Judge Charles R. Richey : granting motion to extend time to 10/4/95 to file further Vaughn declaration [26-1] by EPA ; additional Vaughn index due by 10/4/95 ; extending time for plaintiffs to move to reopen this case to and including 10/27/95 (N) (dbw) (Entered: 10/02/1995)
10/04/1995	28	NOTICE OF FILING by defendant EPA final Vaughn declaration, accompanied by two letters. (JMF) (Entered: 10/05/1995)
10/18/1995	29	MOTION (UNOPPOSED) filed by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR. to extend time to 11/27/95 to reopen freedom of information act case (JMF) Modified on 10/19/1995 (Entered: 10/19/1995)
10/23/1995	30	ORDER by Judge Charles R. Richey : extending time to November 27, 1995 for plaintiffs to reopen case [29-1] (N) (dbw) (Entered: 10/23/1995)
10/30/1995	31	ORDER by Judge Charles R. Richey : extending time for plaintiffs to move to reopen this case to 11/27/95 (N) (dbw) (Entered: 10/30/1995)
11/17/1995	32	MOTION (UNOPPOSED) filed by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR. to extend time to 12/4/95 to reopen FOIA (JMF) Modified on 11/21/1995 (Entered: 11/20/1995)
11/21/1995	33	ORDER by Judge Charles R. Richey : granting motion to extend time to 12/4/95 to reopen case [32-1] by JOHN S. BANCHERO SR., JOSIE RAZORE (N) (jeb) (Entered: 11/21/1995)
12/04/1995	34	MOTION filed by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR. to reopen case , and for order requiring defendant to respond completely ; exhibits (2) (JMF) Modified on 12/05/1995 (Entered: 12/05/1995)
12/05/1995		Case Reopened (dbw) (Entered: 12/05/1995)

12/05/1995	35	ORDER by Judge Charles R. Richey : reopening case [34-1] and requiring defendant to respond completely [34-2] to Court's Order of 3/30/95 by 12/8/95. (N) (dbw) (Entered: 12/06/1995)
12/06/1995	36	ORDER by Judge Charles R. Richey : granting plaintiff's motion to reopen case; plaintiffs shall provide defendant restated search request by 12:00 12/8/95; defendant shall provide plaintiffs with estimate of search fees by 5:00 12/8/95; providing the issue of search fees is resolved, defendant shall complete its search and processing by 1/19/96; plaintiff shall advise defendant of any issues plaintiffs want defendant to address in Vaughn index by 2/2/95; parties joint briefing schedule due by 4:00 2/7/96 ; if parties cannot resolve search fees issue, plaintiffs may seek relief before this Court after exhausting their administrative remedies (N) (dbw) (Entered: 12/07/1995)
12/06/1995		STATUS HEARING before Judge Charles R. Richey : order to be entered Reporter: Lorraine Strobel (Miller Reporting) (dbw) (Entered: 12/07/1995)
01/23/1996	37	TRANSCRIPT filed for status call held on date(s) of March 30, 1995. Reporter: Susan Page Tyner (JMF) (Entered: 01/24/1996)
02/07/1996	38	JOINT MOTION by plaintiff JOSIE RAZORE, plaintiff JOHN S. BANCHERO SR., defendant EPA to extend time to 2/21/96 to file a joint status report (JMF) (Entered: 02/09/1996)
02/27/1996	40	STIPULATION AND ORDER by Judge Charles R. Richey : dismissing case [1-1] with prejudice; each side shall bear their own costs and attorneys' fees (N) (dbw) (Entered: 02/27/1996)