

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:94-cv-02521-TFH**

NANCE v. O'BRIEN  
Assigned to: Judge Thomas F. Hogan  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/23/1994  
Date Terminated: 02/24/1997  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****JIMMY LAWRENCE NANCE**

represented by **JIMMY LAWRENCE NANCE**  
R03781-084  
MCDOWELL  
FEDERAL CORRECTIONAL  
INSTITUTION  
P.O. Box 1009  
Welch, WV 24801  
PRO SE

V.

**Defendant**

**J. KEVIN O'BRIEN**  
*Chief FOIA, Privacy Act Section*

represented by **Sherri Evans Harris**  
**FREDDIE MAC**  
Legal Division  
8200 Jones Branch Drive  
M.S. 202  
McLean, VA 22102  
(703) 903-2680  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
11/23/1994	1	PETITION filed by plaintiff JIM L. NANCE for writ of mandamus ; Exhibits (2) (ks) (Entered: 11/25/1994)
11/23/1994	20	APPLICATION by plaintiff JIM L. NANCE to proceed in forma pauperis (ks) (Entered: 05/10/1995)
11/23/1994		ORDER by Judge John H. Pratt granting motion to proceed in forma pauperis [20-1] by JIM L. NANCE (fiat) (N) (ks) (Entered: 05/10/1995)
11/25/1994		SUMMONS NOT ISSUED. (ks) (Entered: 11/25/1994)
12/13/1994	2	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney on 11/30/94 (ks) (Entered: 12/14/1994)
12/13/1994	3	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney General on 12/9/94 (ks) (Entered: 12/14/1994)
12/13/1994	4	RETURN OF SERVICE/AFFIDAVIT executed on 12/9/94 upon defendant J. KEVIN O'BRIEN (ks) (Entered: 12/14/1994)
12/14/1994	5	ORDER by Judge Thomas F. Hogan : directing the respondent shall show cause within 45 days why a writ of mandamus should not issue or why the case should not be dismissed. (N) (gew) (Entered: 12/15/1994)
01/10/1995	6	ATTORNEY APPEARANCE for defendant J. KEVIN O'BRIEN by Sherri Lanette Evans (ks) (Entered: 01/11/1995)

01/10/1995	7	MOTION filed by defendant J. KEVIN O'BRIEN to extend time to 2/2/95 to answer complaint (ks) (Entered: 01/11/1995)
01/12/1995	8	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 2/2/95 to answer complaint [7-1] by J. KEVIN O'BRIEN Answer extended to 2/2/95 for J. KEVIN O'BRIEN . (N) (dot) (Entered: 01/13/1995)
02/02/1995	9	ANSWER TO COMPLAINT by defendant J. KEVIN O'BRIEN . (ks) (Entered: 02/03/1995)
02/13/1995	10	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney on 11/30/94 (ks) (Entered: 02/14/1995)
02/17/1995	11	MOTION filed by plaintiff JIM L. NANCE to deny dismissal and answer to defendants defense (ks) (Entered: 02/22/1995)
02/17/1995	12	MOTION filed by defendant J. KEVIN O'BRIEN to stay case as to plaintiff JIM L. NANCE, defendant J. KEVIN O'BRIEN ; Declaration (1); Exhibits (11) (blj) (Entered: 02/22/1995)
02/24/1995	13	REPLY by defendant J. KEVIN O'BRIEN to response to motion to stay case as to plaintiff JIM L. NANCE, defendant J. KEVIN O'BRIEN [12-1] by J. KEVIN O'BRIEN; Exhibit (1) (ks) (Entered: 02/27/1995)
02/27/1995	14	MOTION filed by plaintiff JIM L. NANCE to deny stay, and requests' (ks) (Entered: 02/28/1995)
03/02/1995	15	ORDER by Judge Thomas F. Hogan : granting in part, denying in part motion to stay case as to plaintiff JIM L. NANCE, defendant J. KEVIN O'BRIEN; directing defendant to submit a status report to the Court by 09/01/95. [12-1] (N) (gew) (Entered: 03/03/1995)
03/06/1995	16	RESPONSE by plaintiff JIM L. NANCE in opposition to defendant's reply to their motion to stay (ks) (Entered: 03/07/1995)
03/13/1995	17	MOTION filed by plaintiff JIM L. NANCE for reconsideration of order [15-1] , and for clarification (ks) (Entered: 03/14/1995)
03/21/1995	18	ORDER by Judge Thomas F. Hogan : denying motion for reconsideration of order [15-1] [17-1] by JIM L. NANCE, denying motion for clarification [17-2] by JIM L. NANCE (N) (dot) (Entered: 03/21/1995)
03/31/1995	19	NOTICE OF APPEAL by plaintiff JIM L. NANCE from order [18-1] , entered on: 3/21/95; IFP; Copies mailed to Sherri Evans (ks) (Entered: 04/03/1995)
04/03/1995		TRANSMITTED PRELIMINARY RECORD on appeal [19-1] by JIM L. NANCE to U.S. Court of Appeals (ks) (Entered: 04/03/1995)
05/02/1995		USCA # 95-5112 assigned for appeal [19-1] by JIM L. NANCE (ks) (Entered: 05/03/1995)
10/06/1995	25	MOTION filed by plaintiff JIM L. NANCE for entry of default against defendants for failing to comply with Court's Order ; Request for subpoena duces tecum (ks) (Entered: 11/02/1995)
10/30/1995	21	REQUEST by plaintiff JIM L. NANCE for order to show cause (blj) (Entered: 10/31/1995)
10/30/1995	22	MOTION filed by defendant J. KEVIN O'BRIEN for protective order (blj) (Entered: 10/31/1995)
10/30/1995	23	MOTION (RENEWED) filed by defendant J. KEVIN O'BRIEN to stay proceedings until May, 1998 ; Declaration (1) (blj) (Entered: 10/31/1995)
10/31/1995	24	RESPONSE by defendant J. KEVIN O'BRIEN to plaintiff's motion for default (ks) (Entered: 11/01/1995)
11/02/1995	26	ORDER by Judge Thomas F. Hogan : stating that while this case is pending in the Court of Appeals, this Court lacks jurisdiction to address the motions. (gew) (Entered: 11/06/1995)

11/06/1995	27	MOTION filed by plaintiff JIM L. NANCE in opposition to defendant's filing and answer (ks) (Entered: 11/07/1995)
11/09/1995	28	RESPONSE by defendant J. KEVIN O'BRIEN in opposition to motion for order to show cause [21-1] by JIM L. NANCE . (ks) (Entered: 11/13/1995)
11/17/1995	29	REPLY by plaintiff JIM L. NANCE to response to motion for order to show cause [21-1] by JIM L. NANCE (ks) (Entered: 12/07/1995)
02/07/1996	30	CERTIFIED COPY of order filed in USCA dated 2/6/96, on appeal [19-1] , dismissing appeal . USCA # 95-5112 (cjp) (Entered: 02/07/1996)
06/04/1996	31	ORDER by Judge Thomas F. Hogan : granting in part renewed motion of deft. to stay proceedings [23-1] ; deft. to submit a status report to the Court by 12/16/96 ; denying request of pltf. for subpoena duces tecum; and directing that no discover shall be conducted until further order of the Court ; denying motion for entry of default against defendants for failing to comply with Court's Order [25-1] by JIM L. NANCE; and denying motion for order to show cause [21-1] by JIM L. NANCE (N) (jaw) (Entered: 06/04/1996)
12/13/1996	32	MOTION filed by defendant J. KEVIN O'BRIEN for summary judgment ; Declaration (1); Exhibits (Bulky) (ks) (Entered: 12/16/1996)
12/18/1996	33	ORDER by Judge Thomas F. Hogan : advising the pro se plaintiff of his obligations under the Federal Rules of Civil Procedure and the rules of the Court. (N) (gew) (Entered: 12/23/1996)
01/09/1997	34	ORDER by Judge Thomas F. Hogan: directing the plaintiff shall file his response to the Government's motion for summary judgment in the proper format in the Clerk's office; plaintiff's response shall be filed by 1/24/97. (N) (bm) (Entered: 01/09/1997)
01/24/1997	35	RESPONSE by plaintiff JIM L. NANCE to motion for summary judgment [32-1] by J. KEVIN O'BRIEN (ks) (Entered: 01/27/1997)
02/11/1997	36	REPLY by defendant J. KEVIN O'BRIEN to response to motion for summary judgment [32-1] by J. KEVIN O'BRIEN (ks) (Entered: 02/12/1997)
02/25/1997	37	ORDER by Judge Thomas F. Hogan : granting motion for summary judgment [32-1] by J. KEVIN O'BRIEN, and this case is hereby dismissed. (N) (ks) (Entered: 02/27/1997)