

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:94-cv-01333-NHJ**

KOWALCZYK v. USA, et al  
Assigned to: Judge Norma Holloway Johnson  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/17/1994  
Date Terminated: 01/30/1996  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**CHESTER KOWALCZYK**

represented by **CHESTER KOWALCZYK**  
R28681-004  
LEWISBURG UNITED STATES  
PENITENTIARY  
P.O. Box 1000  
Lewisburg, PA 17837  
PRO SE

V.

**Defendant**

**J. KEVIN O'BRIEN**  
*Freedom of Information and Privacy  
Management Division Chief, in his  
official capacity and personally*

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

**Sherri Evans Harris**  
FREDDIE MAC  
Legal Division  
8200 Jones Branch Drive  
M.S. 202  
McLean, VA 22102  
(703) 903-2680  
**TERMINATED: 11/02/1995**  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**JANET RENO**  
*United States Attorney General, both  
personally and in her official capacity*

represented by **Darya Geetter**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Sherri Evans Harris**  
(See above for address)  
**TERMINATED: 11/02/1995**  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**JAY B. STEPHENS**  
*United States Attorney, for the District of  
Columbia, both personally and in his*

represented by **Darya Geetter**  
(See above for address)  
**LEAD ATTORNEY**

*official capacity**ATTORNEY TO BE NOTICED*

**Sherri Evans Harris**  
 (See above for address)  
 TERMINATED: 11/02/1995  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/17/1994	1	COMPLAINT filed by plaintiff(s) CHESTER KOWALCZYK (pm) (Entered: 06/27/1994)
06/17/1994		SUMMONS issued to federal party(s) defendants USA, DOJ, FBI, J. KEVIN O'BRIEN, JANET RENO, JAY B. STEPHENS , and non-parties: U.S. Attorney and U.S. Attorney General. (pm) (Entered: 06/27/1994)
06/17/1994	2	MOTION filed by plaintiff(s) CHESTER KOWALCZYK to proceed in forma pauperis (pm) (Entered: 06/27/1994)
06/17/1994		ORDER by Judge John H. Pratt granting motion to proceed in forma pauperis [2-1] by CHESTER KOWALCZYK (fiat) (N) (pm) (Entered: 06/27/1994)
07/08/1994		SUMMON REISSUED to U.S. Attorney (error in the first one issued). (adc) (Entered: 07/11/1994)
07/13/1994	3	RETURN OF SERVICE/AFFIDAVIT executed on 7/11/94 upon defendant J. KEVIN O'BRIEN by personally serving Mary C. Proffitt, Supervisory Paralegal Specialist. (tth) (Entered: 07/14/1994)
07/19/1994	6	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney on 7/13/94 (lpp) (Entered: 08/15/1994)
08/11/1994	4	ATTORNEY APPEARANCE for defendants J. KEVIN O'BRIEN, JANET RENO, and JAY B. STEPHENS by Sherri Lanette Evans (tth) (Entered: 08/12/1994)
08/11/1994	5	MOTION filed by defendants J. KEVIN O'BRIEN, JANET RENO, and JAY B. STEPHENS to extend time to 9/8/94 to answer complaint [1-1]. (tth) (Entered: 08/12/1994)
08/31/1994	7	ORDER by Judge Norma H. Johnson : granting motion to extend time to 9/8/94 to answer complaint [1-1]. [5-1] by defendantss Answer to complaint extended to 9/8/94 for JAY B. STEPHENS, for JANET RENO, for J. KEVIN O'BRIEN . (N) (lpp) (Entered: 09/06/1994)
09/08/1994	8	ANSWER TO COMPLAINT [1-1] by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS . (tth) (Entered: 09/09/1994)
09/08/1994		CALENDARED (tth) (Entered: 09/09/1994)
09/19/1994	9	RESPONSE by plaintiff(s) CHESTER KOWALCZYK to answer [8-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN (tth) (Entered: 09/22/1994)
11/04/1994	10	ORDER by Judge Norma H. Johnson : that parties file written status reports with the Court no later than 11/28/94. The plaintiff is hereby advised that failure to file a timely status report may result in dismissal of his case. (N) (adc) (Entered: 11/04/1994)
11/10/1994	11	MOTION filed by plaintiff CHESTER KOWALCZYK for Vaughn index (ted) (Entered: 11/14/1994)
11/17/1994	12	RESPONSE by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS in opposition to motion for Vaughn index [11-1] by CHESTER KOWALCZYK . (ted) (Entered: 11/18/1994)
11/18/1994	13	STATUS REPORT by plaintiff CHESTER KOWALCZYK (ted) (Entered: 11/21/1994)
11/28/1994	14	STATUS REPORT by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS, Declaration (1) (lpp) (Entered: 11/29/1994)

12/08/1994	15	ORDER by Judge Norma H. Johnson : denying motion for Vaughn index [11-1] by CHESTER KOWALCZYK (N) (adc) (Entered: 12/12/1994)
12/09/1994	16	RESPONSE (OPPOSITIONS) by plaintiff CHESTER KOWALCZYK to status report [14-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN (ted) (Entered: 12/13/1994)
01/04/1995	17	ORDER by Judge Norma H. Johnson : the defendants have until 6/30/95 to file dispositive motions (N) (adc) (Entered: 01/05/1995)
06/28/1995	18	MOTION filed by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS to extend time to 7/10/95 to file dispositive motions (ted) (Entered: 06/29/1995)
06/30/1995	19	ORDER by Judge Norma H. Johnson : granting motion to extend time to 7/10/95 to file dispositive motions [18-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN (N) (adc) (Entered: 06/30/1995)
07/06/1995	20	NOTICE OF FILING by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS of declaration of J. Kevin O'Brien; Exhibit (ted) (Entered: 07/10/1995)
07/06/1995	21	ADMINISTRATIVE RECORD by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS (ted) (Entered: 07/10/1995)
07/06/1995	22	ADMINISTRATIVE RECORD by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS (ted) (Entered: 07/10/1995)
07/06/1995	23	ADMINISTRATIVE RECORD by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS (ted) Modified on 07/21/1995 (Entered: 07/10/1995)
07/06/1995	24	ADMINISTRATIVE RECORD by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS (ted) (Entered: 07/10/1995)
07/10/1995	25	MOTION filed by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS for summary judgment (ted) (Entered: 07/11/1995)
07/12/1995	26	NOTICE OF CHANGE OF ADDRESS by CHESTER KOWALCZYK representing plaintiff CHESTER KOWALCZYK . New address: P.O. Box 2000 Lewisburg PA 17837. (ted) (Entered: 07/13/1995)
07/17/1995	27	NOTICE OF FILING by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS of remailing of declaration of J. Kevin O'Brien filed July 06, 1995. (JMF) Modified on 07/21/1995 (Entered: 07/18/1995)
07/25/1995	28	ORDER by Judge Norma H. Johnson : that plaintiff CHESTER KOWALCZYK respond to defendants' previously filed motion within 14 days of the date of this order. If plaintiff does not respond, the Court will treat the motion as conceded and grant defendants' motion to dismiss. (N) (adc) (Entered: 07/25/1995)
08/02/1995	29	MOTION filed by plaintiff CHESTER KOWALCZYK to extend time 45 days to respond to motion for summary judgment (ted) (Entered: 08/03/1995)
08/04/1995	30	ORDER by Judge Norma H. Johnson : granting motion to extend time 45 days to respond to motion for summary judgment [29-1] by CHESTER KOWALCZYK (N) (adc) (Entered: 08/04/1995)
08/04/1995	31	NOTICE OF FILING by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS of notice of remailing. (ted) (Entered: 08/07/1995)
10/25/1995	32	ORDER by Judge Norma H. Johnson : that within 10 days of the date of this Order, defendants remit to plaintiff a copy of the motion for summary judgment; plaintiff refrain from directing correspondence to the judge; the plaintiff be, and hereby is, advised that any letters directed to the Judge will be returned unread, and that any further communication with the judge must be made by written motion and mailed to the Clerk of the Court; and that plaintiff respond to motion for summary judgment due 11/22/95. If plaintiff does not respond, the Court will treat the motion as conceded and grant defendants' motion for summary judgment. (N) (adc) (Entered: 10/26/1995)

11/02/1995	33	SUBSTITUTION OF COUNSEL for defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS , substituting Darya Geetter for attorney Sherri Lanette Evans (JMF) (Entered: 11/03/1995)
11/02/1995	34	NOTICE OF FILING by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS of remailing of Motion for Summary Judgment upon plaintiff. (JMF) (Entered: 11/03/1995)
11/17/1995	35	RESPONSE by plaintiff CHESTER KOWALCZYK in opposition to motion for summary judgment [25-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN . (JMF) (Entered: 11/20/1995)
11/28/1995	36	MOTION filed by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS to extend time to 12/21/95 to reply to plaintiff's opposition to defendants' motion for summary judgment (JMF) (Entered: 11/29/1995)
11/30/1995	37	ORDER by Judge Norma H. Johnson : granting motion to extend time to 12/21/95 to reply to plaintiff's opposition to defendants' motion for summary judgment [36-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN (N) (adc) (Entered: 12/01/1995)
12/21/1995	38	MOTION filed by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS to extend time to 1/11/96 to file a reply to plaintiff's opposition to motion for summary judgment (ted) (Entered: 12/22/1995)
12/22/1995	39	ORDER by Judge Norma H. Johnson : granting motion to extend time to 1/11/96 to file a reply to plaintiff's opposition to motion for summary judgment [38-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN (N) (adc) (Entered: 12/22/1995)
01/11/1996	40	MOTION filed by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS to extend time to 1/24/96 to reply to plaintiff's opposition to defendants' motion for summary judgment (ted) (Entered: 01/16/1996)
01/17/1996	41	ORDER by Judge Norma H. Johnson : granting motion to extend time to 1/24/96 to reply to plaintiff's opposition to defendants' motion for summary judgment [40-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN (N) (adc) (Entered: 01/17/1996)
01/24/1996	42	REPLY by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS to plaintiff's opposition to defendants' motion for summary judgment [25-1] (ted) (Entered: 01/25/1996)
01/30/1996	43	MEMORANDUM AND ORDER by Judge Norma H. Johnson : granting motion for summary judgment [25-1] by JAY B. STEPHENS, JANET RENO, J. KEVIN O'BRIEN. This case be, and hereby is, closed. (adc) (Entered: 01/30/1996)
04/29/1996		ADMINISTRATIVE RECORD [24-1], [23-1], [22-1], [21-1] filed by defendant J. KEVIN O'BRIEN, defendant JANET RENO, defendant JAY B. STEPHENS destroyed by Clerk. (cjp) (Entered: 04/29/1996)