

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:94-cv-01330-NHJ**

CC DISTRIBUTORS,INC. v. KINZINGER, et al  
Assigned to: Judge Norma Holloway Johnson  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/17/1994  
Date Terminated: 06/28/1995  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****CC DISTRIBUTORS,INC.**

represented by **Robert Gerard Fryling**  
BLANK, ROME, L.L.P.  
One Logan Square  
Philadelphia, PA 19103-6933  
(215) 569-5534  
Fax: (215) 832-5534  
Email: [fryling@blankrome.com](mailto:fryling@blankrome.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**John W. Fowler , Jr.**  
PROSCAPE TECHNOLOGIES, INC  
1155 Business Center Drive  
Horsham, PA 19044  
(609) 721-4457  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**KAY E. KINZINGER**  
*individually and as Freedom of Information Manager, Malmstrom Air Force Base, Montana*

represented by **Susan Ann Nellor**  
U.S. ATTORNEY'S OFFICE  
Judiciary Center Building  
555 Fourth Street, NW  
Room 10-845  
Washington, DC 20530  
(202) 514-0065  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**DOUGLAS R. WALTON**  
*individually and as Chief, Records Management Section Office of Information Management, Headquarters Air Mobility Command, Scott Air Force Base, Illinois*

represented by **Susan Ann Nellor**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**SHEILA WIDNALL**  
*individually and as Secretary of the Air Force*

represented by **Susan Ann Nellor**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
06/17/1994	1	COMPLAINT filed by plaintiff(s) CC DISTRIBUTORS,INC., exhibits (7) (pm) Modified on 06/29/1994 (Entered: 06/27/1994)

06/17/1994		SUMMONS (5) issued to federal party(s) defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL , and non-parties: U.S. Attorney and U.S. Attorney General. (pm) (Entered: 06/27/1994)
06/17/1994	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff(s) CC DISTRIBUTORS,INC. (pm) (Entered: 06/27/1994)
06/17/1994	3	MOTION filed by plaintiff(s) CC DISTRIBUTORS,INC. for temporary restraining order exhibits (6) (pm) (Entered: 06/27/1994)
06/17/1994	4	MOTION filed by plaintiff(s) CC DISTRIBUTORS,INC. for preliminary injunction (pm) (Entered: 06/27/1994)
06/24/1994	5	ATTORNEY APPEARANCE for defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL by Susan Ann Nellor (adc) (Entered: 06/28/1994)
06/29/1994	6	STIPULATION filed and fiated by Judge Norma H. Johnson regarding briefing schedule; administrative record and defendants' motion for summary judgment to be filed on or before 8/15/94; plaintiff is to file cross motion for summary judgment and opposition to defendants' motion for summary judgment on or before 9/15/94; defendants will file opposition to plaintiff's cross motion for summary judgment and reply to plaintiff's opposition to defendants' motion for summary judgment on or before 10/6/94; plaintiff will file its reply to defendants' opposition to plaintiff's cross motion for summary judgment on or before 10/20/94. (N) (adc) (Entered: 06/30/1994)
07/01/1994		MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiff(s) CC DISTRIBUTORS,INC. . (cjp) (Entered: 07/01/1994)
07/18/1994	7	MOTION filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 07/22/94 to answer complaint [1-1] (jeb) (Entered: 07/19/1994)
07/20/1994	8	ORDER by Judge Norma H. Johnson : granting motion to extend time to 07/22/94 to answer complaint [1-1] [7-1] by defendantss (N) (adc) (Entered: 07/21/1994)
07/22/1994	9	ANSWER TO COMPLAINT [1-1] by defendants KAY E. KINZINGER, DOUGLAS R. WALTON, and SHEILA WIDNALL . (tth) (Entered: 07/25/1994)
07/25/1994		MAILED ADR brochure and Meet and Confer list to defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL . (tth) (Entered: 07/25/1994)
08/09/1994	10	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiff CC DISTRIBUTORS,INC., defendants KAY E. KINZINGER, DOUGLAS R. WALTON, and SHEILA WIDNALL . (tth) (Entered: 08/10/1994)
08/15/1994	11	MOTION filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 9/15/94 to file defendants' motion for summary judgment (tth) (Entered: 08/16/1994)
08/31/1994	12	ORDER by Judge Norma H. Johnson : granting motion to extend time to 9/15/94 to file defendants' motion for summary judgment [11-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER response to motion for summary judgment due 9/15/94 ; (N) (lpp) (Entered: 09/01/1994)
09/15/1994	13	MOTION (UNOPPOSED) filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 10/3/94 to file defendants' motion for summary judgment (tth) (Entered: 09/16/1994)
09/19/1994	14	ORDER by Judge Norma H. Johnson : granting motion to extend time to 10/3/94 to file defendants' motion for summary judgment [13-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 09/20/1994)
09/19/1994	15	RETURN OF SERVICE/AFFIDAVIT executed on upon defendant DOUGLAS R. WALTON; green card attached (signed but not dated) (tth) (Entered: 09/21/1994)
09/19/1994	16	RETURN OF SERVICE/AFFIDAVIT executed upon J. Ramsey Johnson on 6/21/94; by certified mail. (tth) (Entered: 09/21/1994)

09/19/1994	17	RETURN OF SERVICE/AFFIDAVIT executed on 6/20/94 upon defendant SHEILA WIDNALL by certified mail; green card attached. (tth) (Entered: 09/21/1994)
09/19/1994	18	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney General on 6/20/94 by certified mail; green card attached. (tth) (Entered: 09/21/1994)
09/19/1994	19	RETURN OF SERVICE/AFFIDAVIT executed on 6/20/94 upon defendant KAY E. KINZINGER by certified mail; green card attached. (tth) (Entered: 09/21/1994)
10/03/1994	20	MOTION (UNOPPOSED) filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 10/11/94 within which to file defendants' motion for summary judgment (adc) (Entered: 10/05/1994)
10/05/1994	21	ORDER by Judge Norma H. Johnson : granting motion to extend time to 10/11/94 within which to file defendants' motion for summary judgment [20-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 10/06/1994)
10/11/1994	22	MOTION filed by defendants KAY E. KINZINGER, DOUGLAS R. WALTON, and SHEILA WIDNALL to extend time to 10/12/94 to file defendants' motion for summary judgment (tth) (Entered: 10/12/1994)
10/12/1994	23	MOTION filed by defendants KAY E. KINZINGER, DOUGLAS R. WALTON, and SHEILA WIDNALL to dismiss in part the complaint , and for summary judgment (tth) (Entered: 10/13/1994)
10/12/1994	24	NOTICE OF FILING by defendants KAY E. KINZINGER, DOUGLAS R. WALTON, and SHEILA WIDNALL of an Index to the Admin. Record, and a copy of the correspondence pertaining to the Air Force's decision to disclose the entire contract awarded to CC Distributors under Solicitation No F24604-94-B0002 in response to a Freedom of Information Act request; attachments (2). (tth) (Entered: 10/13/1994)
10/12/1994	26	MOTION filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL for leave to file the administrative record under seal, EXHIBIT: ADINISTRATIVE RECORD (lpp) (Entered: 11/03/1994)
10/28/1994	25	ORDER by Judge Norma H. Johnson : granting motion to extend time to 10/12/94 to file defendants' motion for summary judgment [22-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 11/01/1994)
11/02/1994	27	ORDER by Judge Norma H. Johnson : granting motion for leave to file the administrative record under seal, [26-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 11/03/1994)
11/02/1994	32	ADMINISTRATIVE RECORD by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL (FILED UNDER SEAL IN ROOM 1800 PURSUANT TO ORDER OF 11/2/94) (ted) (Entered: 12/19/1994)
11/04/1994	28	MOTION (UNOPPOSED) filed by plaintiff CC DISTRIBUTORS,INC. to extend time to 12/7/94 to file its response to defendant's motion to dismiss and motion for summary judgement (ted) (Entered: 11/08/1994)
11/07/1994		RECEIPT and acknowledgment of transfer documents by USDC for the Eastern District of Texas at Tyler on 10/28/94. Other Court Case No.: CA5:94cv111. (lpp) (Entered: 11/10/1994)
11/09/1994	29	ORDER by Judge Norma H. Johnson : granting motion to extend time to 12/7/94 to file its response to defendant's motion to dismiss and motion for summary judgement [28-1] by CC DISTRIBUTORS,INC.; plaintiff's cross motions for summary judgment due by 12/7/94 ; response to motion to dismiss in part and motion for summary judgment are due 12/7/94 (N) (adc) (Entered: 11/10/1994)
11/16/1994	30	ATTORNEY APPEARANCE for plaintiff CC DISTRIBUTORS,INC. by John W. Fowler Jr. (ted) (Entered: 11/17/1994)
12/15/1994	31	STIPULATION (JOINT) filed and fiated by Judge Norma H. Johnson regarding extended briefing schedule; motion for summary judgment due 1/7/95; the response by defendants to plaintiff's motion for summary judgment on or before 2/7/95; plaintiff's

		reply brief to defendants' response will be due on or before 2/27/95. (N) (adc) (Entered: 12/16/1994)
01/09/1995	33	CROSS MOTIONS by plaintiff CC DISTRIBUTORS,INC. for summary judgment ; Exhibit (ted) (Entered: 01/10/1995)
01/09/1995	34	RESPONSE by plaintiff CC DISTRIBUTORS,INC. in opposition to motion to dismiss in part the complaint [23-1], motion for summary judgment [23-2] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER .; Exhibit (ted) (Entered: 01/10/1995)
02/07/1995	35	MOTION filed by defendants to extend time to 3/6/95 to file defendants' reply to plaintiff's opposition to defendants' motion for summary judgment and opposition to plaintiff's cross-motion for summary judgment. (bjl) Modified on 02/08/1995 (Entered: 02/08/1995)
02/14/1995	36	ORDER by Judge Norma H. Johnson : granting motion to extend time to 3/6/95 to file defendants' reply to plaintiff's opposition to defendants' motion for summary judgment and opposition to plaintiff's cross-motion for summary judgment. [35-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 02/14/1995)
03/06/1995	37	MOTION filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 3/16/95 to reply to plaintiff's opposition to defendants' motion for summary judgment and to oppose plaintiff's motion for summary judgment (ted) (Entered: 03/07/1995)
03/08/1995	38	ORDER by Judge Norma H. Johnson : granting motion to extend time to 3/16/95 to reply to plaintiff's opposition to defendants' motion for summary judgment and to oppose plaintiff's motion for summary judgment [37-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 03/08/1995)
03/16/1995	39	MOTION filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 4/20/95 to file a reply to plaintiff's opposition to defendants' motion for summary judgment (ted) (Entered: 03/17/1995)
03/20/1995	40	ORDER by Judge Norma H. Johnson : granting motion to extend time to 4/20/95 to file a reply to plaintiff's opposition to defendants' motion for summary judgment [39-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 03/20/1995)
04/20/1995	41	MOTION filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to extend time to 4/27/95 to file reply to plaintiff's opposition to defendants' motion for summary judgment (ted) (Entered: 04/21/1995)
04/21/1995	42	ORDER by Judge Norma H. Johnson : granting motion to extend time to 4/27/95 to file reply to plaintiff's opposition to defendants' motion for summary judgment [41-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER (N) (adc) (Entered: 04/21/1995)
04/27/1995	43	REPLY by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL to plaintiff's opposition to defendants' motion to dismiss in part the complaint [23-1] and motion for summary judgment [23-2]; Exhibits(2) (ted) (Entered: 04/28/1995)
04/27/1995	44	RESPONSE by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL in opposition to cross motion for summary judgment [33-1] by CC DISTRIBUTORS,INC.; Exhibits(2) (ted) (Entered: 04/28/1995)
05/05/1995	45	MOTION filed by plaintiff CC DISTRIBUTORS,INC. to extend time to 5/22/95 to file a reply brief to the governments opposition to plaintiffs cross-motion for summary judgment (dcn) (Entered: 05/09/1995)
05/08/1995	46	ORDER by Judge Norma H. Johnson : granting motion to extend time to 5/22/95 to file a reply brief to the governments opposition to plaintiffs cross-motion for summary

		judgment [45-1] by CC DISTRIBUTORS,INC. (N) (ted) (Entered: 05/16/1995)
05/22/1995	47	REPLY by plaintiff CC DISTRIBUTORS,INC. to defendant's opposition to plaintiff's cross motion for summary judgment [33-1] (ted) (Entered: 05/23/1995)
06/28/1995	48	MEMORANDUM OPINION by Judge Norma H. Johnson (N) (adc) (Entered: 06/29/1995)
06/28/1995	49	ORDER AND JUDGMENT by Judge Norma H. Johnson : denying cross motion for summary judgment [33-1] by CC DISTRIBUTORS,INC., granting motion to dismiss in part the complaint [23-1] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER, granting motion for summary judgment [23-2] by SHEILA WIDNALL, DOUGLAS R. WALTON, KAY E. KINZINGER. This case be, and hereby s, closed. (N) (adc) (Entered: 06/29/1995)
08/08/1996		ADMINISTRATIVELY CLOSED ADMINISTRATIVE RECORD [32-1], [24-1] filed by defendant KAY E. KINZINGER, defendant DOUGLAS R. WALTON, defendant SHEILA WIDNALL filed under seal. (cjp) (Entered: 08/08/1996)