

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:94-cv-00137-PLF**

NICASTRO v. FBP, et al
Assigned to: Judge Paul L. Friedman
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 01/27/1994
Date Terminated: 10/31/1994
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

WILLIAM M. NICASTRO

represented by **WILLIAM M. NICASTRO**
R39466-066
ALLENWOOD UNITED STATES
PENITENTIARY
High Security
P.O. Box 3500
White Deer, PA 17887
PRO SE

V.

Defendant

FEDERAL BUREAU OF PRISONS

represented by **William Mark Nebeker**
U.S. ATTORNEY'S OFFICE
Civil Division
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2536
Fax: (202) 514-8780
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

WILLIAM LINGENFELSER
Unit Manager, U.S.P. Leavenworth, KS

represented by **William Mark Nebeker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

REARDEN
*Associate Warden, U.S.P. Leavenworth,
KS*

represented by **William Mark Nebeker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

HARTELL
Ex-Associate, U.S.P. Leavenworth, KS

represented by **William Mark Nebeker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

KRUNJUNDA
Ex-Associate, U.S.P. Lompoc, CA

represented by **William Mark Nebeker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/27/1994	1	COMPLAINT filed; jury demand. (bm) (Entered: 01/28/1994)
01/27/1994		SUMMONS (7) issued to federal party(s) defendants FBP, WILLIAM LINGENFELSER, ASSOC WARDEN REARDEN, EX-ASSOC HARRTELL, EX-ASSOC KRUNJUNDA , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 01/28/1994)
01/27/1994	2	APPLICATION by plaintiff WILLIAM M. NICASTRO to proceed in forma pauperis (bm) (Entered: 01/28/1994)
01/27/1994		ORDER by Judge John H. Pratt granting motion to proceed in forma pauperis [2-1] by WILLIAM M. NICASTRO (fiat) (N) (bm) (Entered: 01/28/1994)
02/16/1994	3	RETURN OF SERVICE/AFFIDAVIT executed upon defendant FBP on 2/10/94 by certified mail (ks) (Entered: 02/17/1994)
02/16/1994	4	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney on 2/7/94 personally (ks) (Entered: 02/17/1994)
02/16/1994	5	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney General on 2/7/94 personally (ks) (Entered: 02/17/1994)
02/28/1994	6	RETURN OF SERVICE/AFFIDAVIT unexecuted as to defendant EX-ASSOC KRUNJUNDA . (bm) (Entered: 03/01/1994)
03/02/1994		SUMMONS REISSUED (1) for defendant EX-ASSOC KRUNJUNDA . (Second Request) (bm) (Entered: 03/03/1994)
03/10/1994	7	REQUEST by plaintiff WILLIAM M. NICASTRO to defendants for production of documents (ks) (Entered: 03/11/1994)
03/11/1994	8	INTERROGATORIES filed by plaintiff WILLIAM M. NICASTRO to defendants (ks) (Entered: 03/14/1994)
04/07/1994	9	ATTORNEY APPEARANCE for all defendants by William Mark Nebeker (ks) (Entered: 04/08/1994)
04/07/1994	10	MOTION filed by defendants to extend time to 4/26/94 to respond to the complaint (ks) (Entered: 04/08/1994)
04/08/1994	11	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 4/26/94 to respond to the complaint [10-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (N) (ks) (Entered: 04/08/1994)
04/08/1994	12	NOTICE OF CHANGE OF ADDRESS by WILLIAM M. NICASTRO . New address: P.O. Box 3000, White Deer, PA. 17887 . (ks) (Entered: 04/11/1994)
04/19/1994	13	RETURN OF SERVICE/AFFIDAVIT executed on 3/28/94 upon defendant KRUNJUNDA by certified mail (ks) (Entered: 04/20/1994)
04/19/1994	14	RETURN OF SERVICE/AFFIDAVIT unexecuted as to defendant KRUNJUNDA on 3/2/94 (ks) (Entered: 04/20/1994)
04/26/1994	15	MOTION filed by defendants to extend time to 5/17/94 to respond to the complaint (ks) (Entered: 04/28/1994)
04/28/1994	16	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 5/17/94 to respond to the complaint [15-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (N) (ks) (Entered: 04/29/1994)
05/17/1994	17	MOTION filed by defendants to extend time to answer to 6/21/94 to complaint [1-1] (ks) (Entered: 05/18/1994)
05/19/1994	19	LETTER dated 5/5/94 to Judge Hogan from plaintiff William M. Nicastro; Attachment "Let this be filed" (fiat) JUDGE HOGAN (ks) (Entered: 05/24/1994)

05/23/1994	18	ORDER by Judge Thomas F. Hogan : granting motion to extend time to answer to 6/21/94 to complaint [1-1] [17-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (N) (ks) (Entered: 05/24/1994)
05/27/1994	20	MOTION filed by plaintiff WILLIAM M. NICASTRO for summary judgment ; affidavit of plaintiff William M. Nicastro (1) (tth) Modified on 06/02/1994 (Entered: 05/31/1994)
05/27/1994	21	RESPONSE by plaintiff WILLIAM M. NICASTRO to motion to extend time to answer to 6/21/94 to complaint [1-1] [17-1] by defendants KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (tth) Modified on 06/02/1994 (Entered: 05/31/1994)
06/08/1994	22	MEMORANDUM by defendants in opposition to motion for summary judgment [20-1] by WILLIAM M. NICASTRO; Exhibits (5) (ks) (Entered: 06/09/1994)
06/13/1994	23	MOTION filed by defendants for protective order preventing all discovery in this matter until after the Court rules on defendants' anticipated motion to dismiss. (tth) Modified on 06/14/1994 (Entered: 06/14/1994)
06/21/1994	24	MOTION filed by defendants to extend time to 6/28/94 to answer complaint [1-1] . (ks) (Entered: 06/22/1994)
06/23/1994	25	OBJECTIONS by plaintiff WILLIAM M. NICASTRO to motion for protective order preventing all discovery in this matter until after the Court rules on defendants' anticipated motion to dismiss. [23-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (ks) (Entered: 06/24/1994)
06/23/1994	26	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 6/28/94 to answer complaint [1-1] . [24-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (N) (ks) (Entered: 06/24/1994)
06/28/1994	27	MOTION filed by defendants to extend time to 7/6/94 to answer complaint [1-1] (ks) (Entered: 06/29/1994)
06/30/1994	29	REPLY by plaintiff WILLIAM M. NICASTRO to response to motion for summary judgment [20-1] by WILLIAM M. NICASTRO (tth) (Entered: 07/05/1994)
07/01/1994	28	REASSIGNMENT OF CIVIL CASE from Judge Hogan to Judge Paul L. Friedman by direction of the Calendar Committee. Emergency matters will continue to be handled by Judge Hogan until Judge Friedman takes the oath of office. (N) (bm) (Entered: 07/05/1994)
07/06/1994	30	MOTION filed by defendants FBP, WILLIAM LINGENFELSER, REARDEN, HARRTELL, and KRUNJUNDA to extend time to 7/7/94 to answer complaint [1-1]. (bm) (Entered: 07/07/1994)
07/07/1994	31	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 7/6/94 to answer complaint [1-1] [27-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (N) (bm) (Entered: 07/07/1994)
07/07/1994	32	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 7/7/94 to answer complaint [1-1]. [30-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP (N) (bm) (Entered: 07/07/1994)
07/07/1994	33	MOTION filed by defendants to dismiss complaint [1-1] . , or in the alternative, for summary judgment ; exhibits (3); declaration (1). (tth) (Entered: 07/08/1994)
07/08/1994	34	MOTION filed by plaintiff WILLIAM M. NICASTRO to compel production of documents with sanctions (ks) (Entered: 07/11/1994)
07/11/1994	35	MOTION filed by plaintiff WILLIAM M. NICASTRO to compel first set of interrogatories , with sanctions (ks) (Entered: 07/13/1994)
07/14/1994	36	MEMORANDUM by defendants in opposition to motion to compel production of documents with sanctions [34-1] by WILLIAM M. NICASTRO (ks) (Entered: 07/15/1994)
07/21/1994	37	MEMORANDUM by defendants in opposition to motion to compel first set of interrogatories [35-1] by WILLIAM M. NICASTRO (ks) (Entered: 07/22/1994)

08/05/1994	38	NOTICE OF FILING by defendants of original declaration of William Lingenfelter to their motion to dismiss or for summary judgment; Declaration (1) (ks) (Entered: 08/08/1994)
08/25/1994	39	ORDER by Judge Paul L. Friedman: granting motion for protective order preventing all discovery in this matter until after the Court rules on defendants' anticipated motion to dismiss. [23-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP; to stay case pending order of the Court ; denying plaintiff's motion for objection to defendants' motion for protective order; denying motion to compel production of documents with sanctions [34-1] by WILLIAM M. NICASTRO; denying motion to compel first set of interrogatories [35-1] by WILLIAM M. NICASTRO; denying sanctions [35-2] by WILLIAM M. NICASTRO; plaintiff's response to defendants' motion to dismiss, or in the alternative, for summary judgment due 9/9/94 (N) (bm) (Entered: 08/25/1994)
08/25/1994	40	ORDER by Judge Paul L. Friedman : denying motion for summary judgment [20-1] by WILLIAM M. NICASTRO (N) (bm) (Entered: 08/25/1994)
09/13/1994	41	ORDER by Judge Paul L. Friedman: plaintiff's response to dispositive motion due 9/28/94; if plaintiff does not respond, the Court will treat the motion as granted and enter judgment in favor of the defendant. (N) (bm) (Entered: 09/14/1994)
09/23/1994	42	MOTION filed by plaintiff WILLIAM M. NICASTRO to voluntary withdraw his action (ks) (Entered: 09/26/1994)
09/26/1994	43	RESPONSE by defendants to motion to voluntary withdraw his action [42-1] by WILLIAM M. NICASTRO (ks) (Entered: 09/27/1994)
10/31/1994	44	ORDER by Judge Paul L. Friedman : granting motion to voluntary withdraw his action [42-1] by WILLIAM M. NICASTRO; motion to dismiss complaint [1-1] by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP [33-1] moot, finding motion for summary judgment by KRUNJUNDA, HARRTELL, REARDEN, WILLIAM LINGENFELSER, FBP [33-2] moot dismissing complaint [1-1] without prejudice (N) (bm) (Entered: 11/01/1994)