

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:93-cv-02577-EGS

WEISS v. HUD
Assigned to: Judge Emmet G. Sullivan
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 12/16/1993
Date Terminated: 01/31/1997
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

MARK S. WEISS
*on behalf of the ASSOCIATION FOR
REGULATORY REFORM, a Delaware
Non-Stock Corporation*

represented by **Mark Steven Weiss**
4343-A Ridgewood Center Drive
Woodbridge, VA 22192
(703) 583-1045
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**DEPARTMENT OF HOUSING &
URBAN DEVELOPMENT**

represented by **June Marie Jeffries**
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Date Filed	#	Docket Text
12/16/1993	1	COMPLAINT filed; exhibits (6) (bm) (Entered: 12/17/1993)
12/16/1993		SUMMONS (3) issued to federal party defendant HUD , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 12/17/1993)
01/21/1994	2	ATTORNEY APPEARANCE for defendant HUD by Robert Lawrence Shapiro (ks) (Entered: 01/24/1994)
01/21/1994	3	MOTION filed by defendant HUD to dismiss , or in the alternative for summary judgment ; Exhibit (1) (ks) (Entered: 01/24/1994)
01/31/1994	4	MOTION filed by plaintiff MARK S. WEISS for a vaughn index (ks) (Entered: 02/01/1994)
02/03/1994	5	RESPONSE by defendant HUD in opposition to motion for a vaughn index [4-1] by MARK S. WEISS . (ks) (Entered: 02/04/1994)

02/04/1994	6	MOTION filed by plaintiff MARK S. WEISS to extend time to 2/11/94 to respond to defendant's motion to dismiss (ks) Modified on 02/07/1994 (Entered: 02/07/1994)
02/08/1994	7	ORDER by Judge Thomas F. Hogan : granting Plaintiff's motion to extend time to 2/11/94 to respond to defendant's motion to dismiss, or in the alternative for Summary Judgment. [6-1] by MARK S. WEISS; (N) (jjc) (Entered: 02/08/1994)
02/14/1994	8	RESPONSE by plaintiff MARK S. WEISS in opposition to motion to dismiss [3-1] by HUD, motion for summary judgment [3-2] by HUD; attachments (3); affidavit of Mark S. Weiss . (bm) (Entered: 02/15/1994)
02/25/1994	9	REPLY by defendant HUD to response to motion to dismiss [3-1] by HUD, or in the alternative for summary judgment [3-2] by HUD (ks) (Entered: 02/28/1994)
03/04/1994	10	MEMORANDUM by plaintiff MARK S. WEISS in opposition to motion to dismiss [3-1] or in the alternative for summary judgment [3-2] by HUD (ks) (Entered: 03/07/1994)
03/09/1994	11	MEMORANDUM by defendant HUD in further support of motion to dismiss [3-1] or alternatively, for summary judgment [3-2] by HUD (ks) (Entered: 03/10/1994)
03/30/1994	12	MEMORANDUM by plaintiff MARK S. WEISS in opposition to motion to dismiss [3-1] by HUD (ks) (Entered: 03/31/1994)
03/31/1994	13	MEMORANDUM OPINION by Judge Thomas F. Hogan (N) (ks) (Entered: 03/31/1994)
03/31/1994	14	ORDER by Judge Thomas F. Hogan : denying motion to dismiss [3-1] and denying motion for summary judgment [3-2] by HUD and that this matter be stayed while the plaintiff exhausts his administrative remedies; and that within ten days of exhausting his administrative remedies, the plaintiff will notify the Court of the result of his administrative appeal and indicate whether he intends to continue (N) (ks) (Entered: 03/31/1994)
05/27/1994	15	NOTICE OF FILING by plaintiff MARK S. WEISS: copy of the decision rendered by the defendant in connection with the administrative appeal referred to in this Court's Order of March 31, 1994. (tth) (Entered: 05/31/1994)
06/03/1994	16	NOTICE OF FILING by plaintiff MARK S. WEISS, in accordance with the Court's opinion and Order of 3/31/94, plaintiff hereby requests that the Court lift its stay in this action and consider plaintiff's motion for a Vaughn index. (tth) (Entered: 06/06/1994)
06/14/1994	17	ORDER by Judge Thomas F. Hogan : that the stay in this matter is Lifted; and that the defendant's supplemental opposition to plaintiff's motion for a Vaughn index due 6/27/94; plaintiff's reply due 7/8/94 (N) (ks) (Entered: 06/15/1994)
06/27/1994	18	ANSWER TO COMPLAINT [1-1] by defendant HUD . (tth) (Entered: 06/28/1994)
06/27/1994		CALENDARED (tth) (Entered: 06/28/1994)
06/27/1994	19	MEMORANDUM by defendant HUD in response to plaintiff's motion for vaughn index. (tth) (Entered: 06/28/1994)
07/01/1994	20	REASSIGNMENT OF CIVIL CASE from Judge Hogan to Judge Emmet G. Sullivan by direction of the Calendar Committee. Emergency matters will continue to be handled by Judge Hogan until Judge Sullivan takes the oath of office. (N) (tth) (Entered: 07/05/1994)
07/05/1994	21	SUPPLEMENTAL MEMORANDUM to motion for a vaughn index [4-1] by MARK S. WEISS (ks) (Entered: 07/06/1994)
07/19/1994	22	MOTION filed by defendant HUD to extend time to 8/5/94 to file a Vaughn Index (ks) (Entered: 07/20/1994)
07/22/1994	23	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 8/5/94 to file a Vaughn Index [22-1] by HUD (N) (ks) (Entered: 07/25/1994)
08/04/1994	24	MOTION filed by defendant HUD for summary judgment ; Declaration (1); Exhibits (19) (ks) (Entered: 08/09/1994)

08/19/1994	25	MOTION filed by plaintiff MARK S. WEISS to extend time to 9/8/94 to respond to defendant's motion for summary judgment (ks) (Entered: 08/22/1994)
08/29/1994	26	ORDER by Judge Royce C. Lamberth : granting motion to extend time to 9/8/94 to respond to defendant's motion for summary judgment [25-1] by MARK S. WEISS (N) (ks) (Entered: 08/30/1994)
09/09/1994	27	MOTION filed by plaintiff MARK S. WEISS to extend time to 9/16/94u to respond to defendant's motion for summary judgment (ks) (Entered: 09/12/1994)
09/13/1994	28	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 9/16/94 to respond to defendant's motion for summary judgment [27-1] by MARK S. WEISS ; (N) (gew) (Entered: 09/14/1994)
09/23/1994	29	CROSS MOTIONS by plaintiff MARK S. WEISS for partial summary judgment ; affidavit (1); attachments (13) BULKY PLEADING (tth) Modified on 09/26/1994 (Entered: 09/26/1994)
09/23/1994	30	RESPONSE by plaintiff MARK S. WEISS in opposition to motion for summary judgment [24-1] by HUD . BULKY PLEADING (tth) Modified on 09/26/1994 (Entered: 09/26/1994)
10/03/1994	31	REPLY by defendant HUD to response to motion for summary judgment [24-1] by HUD (ks) (Entered: 10/04/1994)
10/03/1994	32	RESPONSE by defendant HUD in opposition to cross motion for partial summary judgment [29-1] by MARK S. WEISS . (ks) (Entered: 10/04/1994)
03/23/1995		SCHEDULING NOTICE: status hearing set for 10:45 3/31/95 ; (clv) (Entered: 03/24/1995)
03/28/1995		SCHEDULING NOTICE: status hearing set for 10:00 4/24/95 ; (clv) (Entered: 03/28/1995)
03/30/1995	33	NOTICE OF CHANGE OF ADDRESS by Mark Steven Weiss representing plaintiff MARK S. WEISS. New address: ROBERTS & WEISS, 1308 Devils Reach Road, Suite 300, Woodbridge, VA 22192, (703) 491-7070. (tth) (Entered: 03/31/1995)
04/24/1995		STATUS HEARING held before Judge Emmet G. Sullivan : parties are discussing settlement; OTBP; Reporter: Frank Rangus (clv) (Entered: 04/24/1995)
05/03/1995	34	ORDER by Judge Emmet G. Sullivan : directing parties to file any supplemental authority to the pending motions by no later than 30 days from the date of this order; parties shall have 14 days to respond to any supplemental authority offered by the other party; (N) (clv) (Entered: 05/03/1995)
06/05/1995	35	SUPPLEMENTAL MEMORANDUM of Points & Authorities in opposition to defendant's Motion for Summary Judgment [30-1] by MARK S. WEISS; attachment (1). (tth) Modified on 06/06/1995 (Entered: 06/06/1995)
06/05/1995	36	REPLY by plaintiff MARK S. WEISS in support of his cross motion for summary judgment [29-1]. (tth) (Entered: 06/06/1995)
06/16/1995	37	REPLY by defendant HUD to plaintiff's supplemental memorandum [35-1]. (tth) (Entered: 06/19/1995)
02/14/1996	38	ATTORNEY APPEARANCE for defendant HUD by June M. Jeffries (tth) (Entered: 02/15/1996)
09/03/1996		SCHEDULING NOTICE: status hearing set for 10:00 9/12/96 ; before Judge Emmet G. Sullivan . (clv) (Entered: 09/03/1996)
09/12/1996		STATUS HEARING before Judge Emmet G. Sullivan : status hearing set for 11/15/96 ; Reporter: Frank Rangus (clv) (Entered: 09/12/1996)
09/13/1996	39	ORDER by Judge Emmet G. Sullivan: directing the defendant to provide the Court with a copy of each withheld document by 10/15/96, to enable the Court to conduct an in camera review in conjunction with the Court's consideration of the parties' pending cross-motions for summary judgment and in the event the Court determines a need for oral argument on these pending motions, the Court will notify the parties by no later

		than 11/1/96 and a status hearing is tentatively set for 11/15/96 at 2:00. (N) (mlp) (Entered: 09/16/1996)
10/15/1996	40	NOTICE OF FILING by defendant HUD of in camera submission. (tth) (Entered: 10/16/1996)
11/15/1996		STATUS HEARING before Judge Emmet G. Sullivan : plaintiff counsel did not appear; counsel for government to schedule a conference call for next week; Reporter: Frank Rangus (clv) (Entered: 11/15/1996)
12/23/1996		SCHEDULING NOTICE: motion hearing set for 10:00 1/7/97 ; before Judge Emmet G. Sullivan . (clv) (Entered: 12/23/1996)
01/07/1997		MOTION HEARING NOT HELD before Judge Emmet G. Sullivan; counsel for government did not appear, a ruling will be issued; Reporter: Frank Rangus (clv) (Entered: 01/07/1997)
01/31/1997	41	ORDER by Judge Emmet G. Sullivan: denying cross motion for partial summary judgment [29-1] by MARK S. WEISS, granting motion for summary judgment [24-1] by HUD dismissing complaint with prejudice [1-1] (N) (kmk) (Entered: 02/03/1997)
03/28/1997	42	NOTICE OF APPEAL by plaintiff MARK S. WEISS from order dismissing complaint with prejudice [1-1] [41-1], order [41-2], entered on: 01/31/97. FEES PAID. Attorney's to receive copies of appeal are June Jeffries, Robert Shapiro and Mark Weiss (dam) (Entered: 03/31/1997)
03/31/1997		TRANSMITTED PRELIMINARY RECORD on appeal [42-1] by MARK S. WEISS to U.S. Court of Appeals (dam) (Entered: 03/31/1997)
04/09/1997		USCA # 97-5090 assigned for appeal [42-1] by MARK S. WEISS (tth) (Entered: 04/10/1997)
07/22/1997	43	CERTIFIED COPY of order filed in USCA dated 7/21/97, on appeal [42-1] , dismissing appeal . USCA # 97-5090 (cjp) (Entered: 07/22/1997)