

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:93-cv-01925-PLF**

STRAUSS ERBEN TRUST v. SEC, et al
Assigned to: Judge Paul L. Friedman
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 09/15/1993
Date Terminated: 12/09/1994
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**WEINGUETER BARON K. S. VON
STRAUSS ERBEN TRUST**

represented by **WEINGUETER BARON K. S. VON
STRAUSS ERBEN TRUST**
Hacienda Las Chapas
Marbella (Malaga)
Spain
Fax: 34-52-831691
PRO SE

V.

Defendant

**SECURITIES AND EXCHANGE
COMMISSION**

represented by **John H. Heinz**
SECURITIES & EXCHANGE
COMMISSION
450 Fifth Street, NW
Mail Stop 6-6
Washington, DC 20549-0808
(202) 504-2171
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

R. M. HUMES

Defendant

SUSAN MACDONALD

Defendant

KELLY ROWE

Defendant

LEWIS MENDELSON

Date Filed	#	Docket Text
09/15/1993	1	COMPLAINT filed (tth) (Entered: 09/17/1993)
09/15/1993		SUMMONS (7) issued to federal party(s) defendant SEC, defendant R. M. HUMES, defendant SUSAN MACDONALD, defendant KELLY ROWE, defendant LEWIS MENDELSON , and non-parties: U.S. Attorney and U.S. Attorney General. (tth) (Entered: 09/17/1993)
10/05/1993	2	NOTICE OF FILING by plaintiff(s) STRAUSS ERBEN TRUST affidavits of mailing copy of summons and complaint by certified mail to defendants SECURITIES AND EXCHANGE COMMISSION, LEWIS MENDELSON, R.M. HUMES, U.S. ATTORNEY, U.S. ATTORNEY GENERAL, KELLY ROWE, and SUSAN

		MACDONALD on 9/29/93; attachments (7) (mlp) (Entered: 10/06/1993)
11/10/1993	3	MOTION filed by defendant SEC to extend time to 11/19/93 to respond to plaintiff's complaint ; attachment (declaration of John H. Heinz) (mlp) (Entered: 11/12/1993)
11/17/1993	4	ORDER by Judge Royce C. Lamberth : granting motion to extend time to 11/19/93 to respond to plaintiff's complaint [3-1] by SEC dispositive motions due by 11/19/93 ; (N) (fle) (Entered: 11/17/1993)
11/19/1993	5	MOTION filed by defendants SEC, R. M. HUMES, SUSAN MACDONALD, KELLY ROWE, and LEWIS MENDELSON to dismiss case as to defendants, or, alternatively, for summary judgment ; declaration of Gayla D. Sessoms, exhibits (6) (mlp) (Entered: 11/22/1993)
11/26/1993	6	ORDER by Judge Royce C. Lamberth : advising plaintiff that it must respond to defendants' motion to dismiss or in the alternative for summary judgment within fourteen days. If plaintiff does not respond the court will treat the motion as conceded and dismiss the complaint. (N) (fle) (Entered: 11/26/1993)
12/13/1993	7	RESPONSE by defendants in opposition to plaintiff's motion to deny the defendants' motion to dismiss the complaint or obtain a summary judgment; supplemental declaration of Gayla D. Sessoms, exhibits (2). (mlp) (Entered: 12/14/1993)
12/13/1993	8	RESPONSE (OPPOSITIONS) by plaintiff STRAUSS ERBEN TRUST to motion to dismiss case as to defendants, [5-1] by defendants, motion for summary judgment [5-2] by defendants; attachment. "Let this be filed as of date lodged, 12/13/93." (fiat) Judge Lamberth, 2/14/94. (mlp) (Entered: 02/17/1994)
02/14/1994	9	RESPONSE by plaintiff STRAUSS ERBEN TRUST in opposition to motion to dismiss case as to defendants, [5-1] by defendants, motion for summary judgment [5-2] by defendants; attachments (2). "Let this be filed with all attachments. Clerk shall send one complete copy to counsel for defendants, 2/14/94." (fiat) LAMBERTH, J. (Complete copy forwarded to counsel for defendants on 2/18/94 by Clerk) (mlp) Modified on 08/02/1994 (Entered: 08/02/1994)
02/14/1994	9	ENTERED INCORRECTLY ---- MOTION filed by plaintiff STRAUSS ERBEN TRUST for denial of the motion by defendants to dismiss the complaint or obtain a summary judgment ; attachments (2). "Let this be filed with all attachments. Clerk shall send one complete copy to counsel for defendants." (fiat) Judge Lamberth, 2/14/94. (Complete copy forwarded to counsel for defendants on 2/18/94 by Clerk) (mlp) Modified on 08/02/1994 (Entered: 02/17/1994)
04/04/1994	10	REPLY by plaintiff STRAUSS ERBEN TRUST to response to motion for denial of the motion by defendants to dismiss the complaint or obtain a summary judgment [9-1] by STRAUSS ERBEN TRUST (mlp) (Entered: 04/05/1994)
07/01/1994	11	REASSIGNMENT OF CIVIL CASE from Judge Royce C. Lamberth to Judge Paul L. Friedman by direction of the Calendar Committee. Emergency matters will continue to be handled by Judge Royce C. Lamberth until Judge Paul L. Friedman takes the oath of office. (N) (dot) (Entered: 07/05/1994)
07/29/1994	12	ORDER by Judge Royce C. Lamberth : directing the Clerk to remove the pending motion entered on February 14, 1994 from the docket sheet and enter this filing as plaintiff's opposition to defendants' dispositive motion. (N) (fle) (Entered: 08/01/1994)
09/19/1994	13	ORDER by Judge Paul L. Friedman: defendants shall submit a written report to the Court by 10/21/94 with supporting affidavit(s) if appropriate, addressing the status of the enforcement proceedings upon which the Government relies for continuing nondisclosure of documents responsive to plaintiff's FOIA request; the status report should address the continuing validity of defendants' document categorizations and an estimate of the number of documents withheld in each category; in order to expedite the resolution of this matter, service of defendants' status report be made upon plaintiff by electronic facsimile transmission, if feasible, and proof thereof or a statement of reasons why service in manner was not made be filed with the Court. (N) (bm) (Entered: 09/19/1994)
10/21/1994	14	MOTION filed by defendant SEC to extend time to 11/21/94 to file their status report (ks) (Entered: 10/24/1994)

10/28/1994	15	ORDER by Judge Paul L. Friedman : granting motion to extend time to 11/21/94 to file their status report [14-1] by SEC (N) (bm) (Entered: 10/28/1994)
11/21/1994	16	STATUS REPORT by defendants; Declaration (1) (ks) (Entered: 11/22/1994)
12/09/1994	17	ORDER by Judge Paul L. Friedman: dismissing motion to dismiss [5-1] or, in the alternative, for summary judgment by defendants [5-2] as moot; remanding to the Securities and Exchange Commission's Freedom of Information Act Office for its consideration of what documents are now releasable and whether other FOIA exemptions apply to the withheld documents. (N) (bm) (Entered: 12/09/1994)
02/03/1995	18	ORDER by Judge Paul L. Friedman: directing plaintiff's attention to Local Rule 106(b); setting forth Local Rule 106(b); directing plaintiff that all communications with the Court must be appropriate pleading which must be submitted through proper procedures for filing documents; setting forth instructions to plaintiff. (N) (bm) (Entered: 02/03/1995)