

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:93-cv-01074-RMU**

COMPUTER PROFESSION. v. NAT. SEC. AGENCY, et al
Assigned to: Judge Ricardo M. Urbina
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 05/28/1993
Date Terminated: 07/14/1997
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**COMPUTER PROFESSIONALS FOR
SOCIAL RESPONSIBILITY**

represented by **David L. Sobel**
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V.

Defendant

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Defendant

NATIONAL SECURITY COUNCIL

represented by **Marina Utgoff Braswell**
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TERMINATED: 02/26/1997
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Date Filed	#	Docket Text
05/28/1993	1	COMPLAINT filed (tth) (Entered: 06/02/1993)
05/28/1993		SUMMONS issued to federal party(s) defendant NATIONAL SECURITY, defendant NATL. SECURITY CNSL. , and non-parties: U.S. Attorney and U.S. Attorney General. (tth) (Entered: 06/02/1993)
06/28/1993	2	ANSWER to the complaint for defendant NATL. SEC. AGENCY, defendant NATL. SEC. COUNCIL (dot) (Entered: 06/29/1993)
06/28/1993		CALENDARED (dot) (Entered: 06/29/1993)
07/23/1993		SCHEDULING NOTICE: status hearing set for 9:45 8/4/93 ; (emh) (Entered: 07/23/1993)
08/10/1993	3	MOTION filed by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to stay proceedings ; declarations (2) (dot) (Entered: 08/11/1993)
08/20/1993	4	MOTION filed by plaintiff COMPUTER PROFESSIONALS to extend time to respond to defendants' motion to stay proceedings, pending discovery (kk) (Entered: 08/23/1993)
08/20/1993	5	FIRST SET OF INTERROGATORIES filed by plaintiff COMPUTER PROFESSIONALS to defendant NATL. SEC. COUNCIL and defendant NATL. SEC. AGENCY (kk) (Entered: 08/23/1993)
09/03/1993	6	MOTION filed by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to extend time to 9/7/93 within which to oppose plaintiff's motion for extension of time pending discovery and file a motion for a protective order (dot) (Entered: 09/07/1993)
09/07/1993	7	MOTION filed by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY for protective order (dot) (Entered: 09/09/1993)
09/15/1993	8	ORDER by Judge Stanley S. Harris : granting motion to extend time to 9/7/93 within which to oppose plaintiff's motion for extension of time pending discovery and file a motion for a protective order [6-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL (N) (mal) (Entered: 09/15/1993)
09/17/1993	9	RESPONSE by plaintiff(s) COMPUTER PROFESSION. in opposition to motion for protective order [7-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL . (dot) (Entered: 09/23/1993)
09/17/1993	10	REPLY by plaintiff(s) COMPUTER PROFESSION. in support of motion to extend time to respond to defendants' motion stay proceedings, pending discovery [4-1] (dot) (Entered: 09/23/1993)
09/29/1993	11	MOTION filed by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to extend time to 10/15/93 to reply to plaintiff's memorandum in opposition to defendants' motion for a protective order (dot) (Entered: 09/30/1993)
10/15/1993	12	REPLY by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to response to motion to stay proceedings [3-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL (pob) (Entered: 10/19/1993)
10/20/1993	13	ORDER by Judge Stanley S. Harris : granting motion to extend time to 10/15/93 to reply to plaintiff's memorandum in opposition to defendants' motion for a protective order [11-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL (N) (emh) (Entered: 10/20/1993)
11/09/1993	14	ORDER by Judge Stanley S. Harris : granting motion for protective order [7-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL, denying motion to extend time to respond to defendants' motion to stay proceedings, pending discovery [4-1]; directing plaintiff to respond to defendants' motion to stay proceedings within 10 days. (N) (emh) (Entered: 11/09/1993)

11/22/1993	15	RESPONSE by plaintiff(s) COMPUTER PROFESSION. in opposition to motion to stay proceedings [3-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL . (dot) (Entered: 11/23/1993)
11/24/1993	16	REPLY by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to response in opposition to motion to stay proceedings [15-1] by COMPUTER PROFESSION. (mlp) (Entered: 11/26/1993)
12/01/1993	17	ORDER by Judge Stanley S. Harris : granting motion to stay proceedings [3-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL; staying proceedings until 7/29/94; directing parties to submit a status report by 8/29/94. (N) (mal) (Entered: 12/01/1993)
07/01/1994	18	REASSIGNMENT OF CIVIL CASE from Judge Harris to Judge Ricardo M. Urbina by direction of the Calendar Committee. Emergency matters will continue to be handled by Judge Harris until Judge Urbina takes the oath of office. (N) (erd) (Entered: 07/05/1994)
07/29/1994	19	MOTION filed by defendant NATL. SEC. AGENCY for nine month extension to 3/31/95 of stay of proceedings under "Open America" ; Supplemental Declaration (kk) (Entered: 08/01/1994)
07/29/1994	20	MOTION filed by defendant NATL. SEC. COUNCIL to stay proceedings as to defendant NATL. SEC. COUNCIL ; Exhibits (2) (kk) (Entered: 08/01/1994)
08/04/1994		SCHEDULING NOTICE: status hearing set for 9/1/94 at 9:30 AM (kk) (Entered: 08/04/1994)
08/10/1994	21	UNOPPOSED MOTION filed by plaintiff(s) COMPUTER PROFESSION. to extend time to 8/23/94 in which to respond to defendant NSA's motion for nine-month extension of stay of proceedings and defendant NSC's motion to stay proceedings (dbw) (Entered: 08/11/1994)
08/11/1994	22	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to 8/23/94 in which to respond to defendant NSA's motion for nine-month extension of stay of proceedings and defendant NSC's motion to stay proceedings [21-1] by COMPUTER PROFESSION. (N) (jwd) (Entered: 08/12/1994)
08/23/1994	23	RESPONSE by plaintiff COMPUTER PROFESSIONALS in opposition to motion by defendant NATL. SEC. COUNCIL to stay proceedings as to defendant NATL. SEC. COUNCIL [20-1] (kk) (Entered: 08/24/1994)
08/23/1994	24	RESPONSE by plaintiff COMPUTER PROFESSIONALS to motion by defendant NATL. SEC. AGENCY for nine month extension to 3/31/95 of stay of proceedings under "Open America" [19-1] (kk) (Entered: 08/24/1994)
08/29/1994	25	STATUS REPORT TO THE COURT by defendant NATL. SEC. COUNCIL and defendant NATL. SEC. AGENCY (kk) (Entered: 08/30/1994)
09/01/1994		MOTION HEARING before Judge Ricardo M. Urbina denied motion to stay proceedings as to defendant NATL. SEC. COUNCIL [20-1] by NATL. SEC. COUNCIL, granted motion for nine month extension to 3/31/95 of stay of proceedings under "Open America" [19-1] by NATL. SEC. AGENCY; defendant N.S.A. to file vaughn index and motion for summary judgment due by 7/31/95 ; plaintiff to file response to motion for summary judgment by N.S.A and file a cross-motion for summary judgment by 9/8/95; parties will attempt to resolve the issues relating to N.S.C., and if not a joint motion for a status hearing will be filed Reporter: William McAllister (jwd) (Entered: 09/01/1994)
09/01/1994	26	ORDER by Judge Ricardo M. Urbina : denying Nationsl Security Council's Motion to Stay Proceeding. (N) (jwd) (Entered: 09/01/1994)
09/01/1994	27	ORDER by Judge Ricardo M. Urbina : granting NSA's motion to stay action until 3/31/95 (N) (jwd) (Entered: 09/01/1994)
09/02/1994	28	ORDER by Judge Ricardo M. Urbina :granting defendant National Security Agency's Motin to Stay Proceedings for Nine Months; staying proceedings until 3/31/95; denying defendantNational Security Council's Motion to Stay Proceedings (N) (jwd) (Entered: 09/02/1994)

09/07/1994	29	STIPULATED ORDER by Judge Ricardo M. Urbina : plaintiff's cross motion for summary judgment due 9/8/95; NSA's opposition to cross motion for summary judgment due 10/6/95; plaintiff's reply to NSA's opposition due 11/6/95; NSA's Vaughn Index and motion for summary judgment due 7/31/95; plaintiff's opposition to motion for summary judgment due 9/8/95; NSA's reply to plaintiff's opposition due 10/6/95 (N) (dbw) (Entered: 09/08/1994)
09/09/1994	30	NOTICE OF FILING by defendant NATL. SEC. COUNCIL and defendant NATL. SEC. AGENCY of order filed in CA: 92-2178 (TPJ) "McKone v. NSC" (kk) Modified on 09/12/1994 (Entered: 09/12/1994)
09/20/1994	31	STIPULATION filed and fiated by Judge Ricardo M. Urbina that on or before 10/3/94, defendant NSC will respondo to plaintiff's letter dated 4/16/93, requesting records under the FOIA; plaintiff's counsel will inform defendants' counsel no later than 10/11/94, which records not disclosed by NSC plaintiff intends to challenge; or or before 10/21/94, if the parties have reached an agreement as to a briefing schedule, they will file with the Court a stipulation setting forth the agreed upon schedule; if they have not reached an agreement, the parties will file a joint motion requesting the Court to set a status conference; defendant NSC's position is that it is not an agency subject to the FOIA; nothing in this stipulation shall be treated as a waiver by NSC of its right to move the Court at any time to dismiss this action on that ground; plaintiff's counsel informed defendants' counsel that she may sign his name to this stipulation (N) (jwd) (Entered: 09/20/1994)
10/25/1994	32	STIPULATION filed and fiated by Judge Ricardo M. Urbina . defendant NSC will fie a dispositive motion 60 days aft District Judge Charles R. Richey issues a ruling on defendant's Motion to Dismiss or, in the Alternative, for Summary Judgment on National Security Council's Record keeping Claims, which was filed 3/25/94, in Armstrong v. Executive Office of the President, Civ. No. 89-0142 (D.D.C.); plaintiff's opposition to defendant NSC's dispositive motion (and if appropriate, plaintiff's dispositive motion) will be filed 30 days after service of defendant NSC's dispositive motion; defendant NSC's reply to plaintiff's opposition (and, if plaintiff files a dispositive motion, defendant NSC's opposition to plaintiff's dispositive motion) will be filed 30 days after service of plaintiff's submission; if plaintiff files a dispositive motin, plaintiff's reply to defendant NSC's opposition to that motion will be filed 21 days after service of defendant NSC's opposition, and any surreply by defendant NSC will be filed 10 days after service of plaintiff's reply (N) (jwd) Modified on 01/20/1995 (Entered: 10/25/1994)
04/14/1995	33	RENEWED MOTION filed by defendant NATL. SEC. COUNCIL to stay proceedings against defendant NATL. SEC. COUNCIL pending final appellate review ; Exhibits (2) (kk) (Entered: 04/17/1995)
05/01/1995	34	MOTION filed by plaintiff COMPUTER PROFESSION. to extend time to 5/16/95 in which to file its opposition to defendant NSC's renewed motion to stay proceedings (bjsp) (Entered: 05/01/1995)
05/10/1995	35	ORDER by Judge Ricardo M. Urbina: granting motion to extend time to 5/16/95 in which to file its opposition to defendant NSC's renewed motion to stay proceedings [34-1] by COMPUTER PROFESSION. (N) (jwd) (Entered: 05/10/1995)
05/16/1995	36	RESPONSE by plaintiff COMPUTER PROFESSION. in opposition to motion by defendant NATL. SEC. COUNCIL to stay proceedings against defendant NATL. SEC. COUNCIL pending final appellate review [33-1] (kk) (Entered: 05/17/1995)
05/26/1995	37	REPLY by defendant NATL. SEC. COUNCIL to plaintiff's opposition to NSC'S renewed motion to stay proceedings against defendant NATL. SEC. COUNCIL pending final appellate review [33-1] (bjsp) (Entered: 05/30/1995)
06/20/1995	38	NOTICE OF FILING by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to the Court a copy of an order granting stay filed on 6/7/95, in case number 95-461 staying all action in this case pending resolution in case number 89-142 (D.D.C.) and 95-5057 (D.C. Cir.) (bjsp) (Entered: 06/21/1995)
08/14/1995	39	MOTION filed by defendant NATL. SEC. AGENCY for summary judgment ; declarations (2) (bjsp) (Entered: 08/15/1995)

09/27/1995	40	ORDER by Judge Ricardo M. Urbina: granting motion to stay proceedings against defendant NATL. SEC. COUNCIL pending final appellate review [33-1] by NATL. SEC. COUNCIL; parties' shall file a joint status report within 30 days of the D.C. Circuit's decision; denying as moot parties' joint stipulation to revise the briefing schedule (N) (jwd) (Entered: 09/27/1995)
10/03/1995	41	CROSS MOTIONS by plaintiff COMPUTER PROFESSION. for partial summary judgment ; exhibits (8) (tw) (Entered: 10/04/1995)
10/18/1995	42	NOTICE OF FILING by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY the submission to the Court of a briefing Stipulation addressing plaintiff's Freedom of Information Act; attachment (1) (tw) (Entered: 10/19/1995)
10/25/1995	43	STIPULATION by Judge Ricardo M. Urbina : revising briefing schedule: defendant NSA's reply to plaintiff's opposition and defendant NSA's opposition to plaintiff's cross-motion for summary judgment will be filed no later than 10/31/95 ; plaintiff's reply to defendant NSA's opposition will be filed no later than 12/1/95; plaintiff's counsel informed defendant's counsel that she may file this stipulation on his behalf (N) (jwd) (Entered: 10/25/1995)
10/31/1995	44	REPLY by defendant NATL. SEC. AGENCY to plaintiff's opposition to defendant's motion for summary judgment [39-1] by NATL. SEC. AGENCY (tw) (Entered: 11/01/1995)
10/31/1995	45	RESPONSE by defendant NATL. SEC. AGENCY opposition to plaintiff's cross motion for partial summary judgment [41-1] (tw) (Entered: 11/01/1995)
12/01/1995	46	REPLY by plaintiff COMPUTER PROFESSION. to defendant NSA's opposition to plaintiff's cross motion for partial summary judgment [41-1] (tw) (Entered: 12/04/1995)
08/30/1996	47	(JOINT) STATUS REPORT by defendants, plaintiff (tw) (Entered: 09/03/1996)
02/10/1997	48	ORDER by Judge Ricardo M. Urbina: directing the defendants provide this court with a classified and more detailed supplemental declaration on or before 3/5/97 (N) (jwd) (Entered: 02/11/1997)
02/26/1997	49	SUBSTITUTION OF COUNSEL for defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY , substituting Marina Utgoff Braswell for attorney Susan Ann Nellor for NATL. SEC. AGENCY, attorney Susan Ann Nellor for NATL. SEC. COUNCIL (tw) (Entered: 02/27/1997)
02/26/1997	50	MOTION (UNOPPOSED) filed by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY to extend time to 4/7/97 within which to submit to the Court on an in camera basis a supplemental declaration as ordered by this Court on February 10, 1997. (tw) (Entered: 02/27/1997)
03/03/1997	51	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to 4/7/97 within which to submit to the Court on an in camera basis a supplemental declaration as ordered by this Court on February 10, 1997. [50-1] by NATL. SEC. AGENCY, NATL. SEC. COUNCIL (N) (jwd) (Entered: 03/03/1997)
05/27/1997	52	NOTICE OF FILING by defendant NATL. SEC. COUNCIL, defendant NATL. SEC. AGENCY of a redacted copy of the Supplemental In Camera, Classified, Ex Parte Declaration of James P. Cananaugh. (tw) (Entered: 05/28/1997)
07/14/1997	53	MEMORANDUM AND ORDER by Judge Ricardo M. Urbina : granting NSC's motion for summary judgment; granting NSA's motion for summary judgment; denying plaintiff's motion for summary judgment; entering judgment in favor of defendants NSA and NSC (N) (N) (jwd) (Entered: 07/14/1997)