CLOSED, TYPE-I

# U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:93-cv-00037-HHG

CANNING v. DOJ

Assigned to: Harold H. Greene

Demand: \$0

Cause: 05:552 Freedom of Information Act

Date Filed: 01/07/1993 Date Terminated: 05/13/1998

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

## **Plaintiff**

**GEORGE CANNING** 

represented by **GEORGE CANNING** 

60 Sycolin Road Leesburg, VA 20175 (703) 434–1904 PRO SE

V.

### **Defendant**

U.S. DEPARTMENT OF JUSTICE

represented by John J. Bartus

U.S. ATTORNEY'S OFFICE Judiciary Center Building 555 Fourth Street, NW Room 4813 Washington, DC 20530 (202) 307–0258 LEAD ATTORNEY ATTORNEY TO BE NOTICED

**Kimberly Tarver Mason** 

PAUL, WEISS, RIFKIND, WHARTON & GARRISON, LLOP 1285 Avenue of the Americas New York, NY 10019 (212) 373–3029 LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### **Robert Lawrence Shapiro**

Duane Morris LLP 505 9th Street, NW Suite 1000 Washington, DC 20004 (202) 776–7867 Fax: (202) 330–5260

Email: RShapiro@duanemorris.com

TERMINATÊD: 08/23/1994 LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/18/1939	11	REPLY by plaintiff GEORGE CANNING regarding defendant's request in part for enlargement of time to file any further opposition [10–1] by DOJ; attachment. (bm) (Entered: 05/20/1993)
01/07/1993	1	COMPLAINT filed; exhibits (10) (dmb) (Entered: 01/08/1993)

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01/07/1993		SUMMONS issued (3) for defendant DOJ, USA, USAG (dmb) (Entered: 01/08/1993)
01/21/1993	2	AFFIDAVIT OF SERVICE of summons and complaint upon defendant DOJ 1/11/93 by certified mail; upon U.S. Attorney's Office on 1/7/93, personally (Iola Jenkins); (dcn) (Entered: 01/22/1993)
02/08/1993	3	ANSWER for defendant DOJ (dmb) (Entered: 02/09/1993)
02/09/1993		CALENDARED (dmb) (Entered: 02/09/1993)
04/09/1993	4	MOTION filed by plaintiff(s) GEORGE CANNING to compel processing of FBI Headquarters and Office of Origin Records Declaration (1) (lpp) (Entered: 04/12/1993)
04/22/1993	5	MOTION filed by plaintiff(s) GEORGE CANNING for disclosure of information identifying FBI source Elizabeth Sexton, and information provided by her ;declaration: BULKY (dmb) (Entered: 04/23/1993)
04/22/1993	6	RESPONSE by defendant DOJ to motion to compel processing of FBI Headquarters and Office of Origin Records [4–1] by GEORGE CANNING (dmb) (Entered: 04/26/1993)
04/28/1993	7	ORDER by Judge Harold H. Greene: finding motion to compel processing of FBI Headquarters and Office of Origin Records by GEORGE CANNING [4–1] moot (N) (dcn) (Entered: 04/29/1993)
05/05/1993	8	MOTION filed by plaintiff GEORGE CANNING for reconsideration of Court's Order of 4/28/93; attachments (2) (bm) (Entered: 05/06/1993)
05/07/1993	9	RESPONSE by defendant DOJ in opposition to motion for disclosure of information identifying FBI source Elizabeth Sexton, [5–1] by GEORGE CANNING, motion information provided by her [5–2] by GEORGE CANNING .; attachment (1) (dmb) (Entered: 05/10/1993)
05/14/1993	10	REQUEST by defendant DOJ to extend time to 5/21/93 to file opposition to plaintiff's motion for reconsideration of the court's order of 4/28/93 (dmb) (Entered: 05/17/1993)
05/21/1993	12	Shapiro (lpp) (Entered: 05/24/1993)
05/21/1993	13	MOTION filed by defendant DOJ to extend time to 5/28/93, to file its opposition to plaintiff's motion for reconsideration of the Court's Order of 4/28/93 (lpp) (Entered: 05/24/1993)
05/24/1993	14	MOTION filed by plaintiff(s) GEORGE CANNING for leave to file an amended complaint exhibit (amended complaint) (jeb) (Entered: 05/26/1993)
05/28/1993	15	RESPONSE by defendant DOJ in opposition to motion for reconsideration of Court's Order of 4/28/93 [8–1] by GEORGE CANNING . (dmb) (Entered: 06/01/1993)
06/07/1993	17	RESPONSE by defendant DOJ to motion for leave to file an amended complaint [14–1] by GEORGE CANNING (dmb) (Entered: 06/11/1993)
06/08/1993	16	ORDER by Judge Harold H. Greene: granting motion to extend time to 5/28/93, to file its opposition to plaintiff's motion for reconsideration of the Court's Order of 4/28/93 [13–1] by DOJ (N) (bjl) (Entered: 06/10/1993)
06/14/1993	18	REPLY by plaintiff(s) GEORGE CANNING to response to motion for reconsideration of Court's Order of 4/28/93 [8–1] by GEORGE CANNING; attachments (2) (dcn) Modified on 06/16/1993 (Entered: 06/16/1993)
07/08/1993	19	ORDER by Judge Harold H. Greene: granting motion for leave to file an amended complaint [14–1] by GEORGE CANNING (N) (dcn) (Entered: 07/08/1993)
07/08/1993	25	AMENDED COMPLAINT by plaintiff(s) GEORGE CANNING adding amending complaint [1–1], Exhibits: (12) (lpp) (Entered: 09/02/1993)
07/19/1993	20	MOTION filed by plaintiff GEORGE CANNING to compel disclosure of information identifying FBI source Elizabeth Sexton, and/or information provided by her. (bm) (Entered: 07/20/1993)

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07/22/1993	21	MOTION filed by defendant DOJ to establish a briefing schedule (dmb) (Entered: 07/26/1993)
07/26/1993	22	ANSWER by defendant DOJ to amended complaint (pob) (Entered: 07/27/1993)
07/26/1993	23	ORDER by Judge Harold H. Greene: granting motion to establish a briefing schedule [21–1] by DOJ defendants to file a Vaughn declaration and motion for summary judgment for any documents addressed in amended complain that claims are exempt from disclosure by 9/3/93; plaintiff to file any opposition and cross motion for summary judgment by 9/17/93; defendant to file its reply and opposition by 10/1/93 (N) (dcn) (Entered: 07/27/1993)
08/04/1993	24	NOTICE OF FILING by plaintiff(s) GEORGE CANNING of material filed by defendant in another FOIA lawsuit pending in this district, which concerns FBI records (dmb) (Entered: 08/05/1993)
09/02/1993	26	MOTION filed by defendant DOJ for summary judgment; declaration (1), exhibits (1) BULKY PLEADING (dmb) (Entered: 09/03/1993)
09/16/1993	27	MOTION filed by plaintiff(s) GEORGE CANNING to extend time to 10/1/93 within which to file his response to defendant's motion for summary judgment (dmb) (Entered: 09/17/1993)
10/04/1993	28	MOTION filed by plaintiff(s) GEORGE CANNING to compel processing of office of origin files exhibits (1–19) BULKY PLEADING (dmb) Modified on 10/08/1993 (Entered: 10/05/1993)
10/08/1993	29	ORDER by Judge Harold H. Greene: granting motion to extend time within which to file his response to defendant's motion for summary judgment [27–1] by GEORGE CANNING; response to motion for summary judgment due 10/1/93; reply to motion for summary judgment due by 10/15/93; (N) (dcn) (Entered: 10/08/1993)
10/15/1993	30	MOTION filed by defendant DOJ to extend time to 10/22/93 to file its reply on its motion for summary judgment and to oppose plaintiff's motions for a further search of the New Haven file and for processing of the Boston file. (bm) (Entered: 10/18/1993)
10/21/1993	31	REPLY by defendant DOJ in support of motion for summary judgment [26–1] by DOJ; attachment (gdf) (Entered: 10/26/1993)
10/21/1993	33	RESPONSE by defendant DOJ in opposition to plaintiff's motions for processing of office of origin files and for a further search of the new haven file . (dmb) (Entered: 11/01/1993)
10/29/1993	32	ORDER by Judge Harold H. Greene: granting motion to extend time to 10/22/93 to file its reply on its motion for summary judgment and to oppose plaintiff's motions for a further search of the New Haven file and for processing of the Boston file. [30–1] by DOJ (N) (jeb) (Entered: 10/29/1993)
11/03/1993	34	REPLY by plaintiff(s) GEORGE CANNING to defendant's response to plaintiff's motion to compel; attachments (7) (dmb) (Entered: 11/05/1993)
11/05/1993	35	NOTICE OF FILING by plaintiff(s) GEORGE CANNING of his fourth declaration as a correction and supplement to certain material stated in his third declaration; attachment,(fourth declaration w/exhibits (1–11)); BULKY PLEADING (dmb) (Entered: 11/08/1993)
11/08/1993	36	NOTICE OF FILING by plaintiff(s) GEORGE CANNING of Sur–Reply attachments (2), fiated by Judge Harold H. Greene on 11/8/93 (dmb) Modified on 11/15/1993 (Entered: 11/12/1993)
03/07/1994	37	NOTICE OF FILING by plaintiff GEORGE CANNING of copy of a stipulation which was executed and filed in New York Supreme Court in Manhattan; exhibits (4) (dmb) Modified on 03/09/1994 (Entered: 03/08/1994)
08/23/1994	38	SUBSTITUTION OF COUNSEL for defendant DOJ, substituting Kimberly Nickelson Tarver for attorney Robert Lawrence Shapiro for DOJ (tth) (Entered: 08/24/1994)

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05/11/1998	39	MEMORANDUM AND ORDER by Judge Harold H. Greene: granting motion for summary judgment [26–1] by DOJ, ORDERED that all other pending motions in this case be and are hereby denied as moot, ORDERED dismissing complaint [1–1] with prejudice (N) (N) (gdf) (Entered: 05/13/1998)
05/11/1998	40	JUDGMENT by the Clerk in favor of defendant DOJ against plaintiff GEORGE CANNING. (N) (gdf) (Entered: 05/13/1998)