

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:92-cv-02636-LFO**

BURKA v. HHS, et al
Assigned to: Judge Louis F. Oberdorfer
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 11/23/1992
Date Terminated: 04/01/1995
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

ROBERT A. BURKA
an individual

represented by **ROBERT A. BURKA**
Suite 500
FOLEY & LARDNER
3000 K Street, NW
Washington, DC 20007
(202) 672-5300
Fax: AREA CODE (202)
PRO SE

V.

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**

represented by **John Robert Munich**
U.S. ATTORNEY'S OFFICE/MO
Supreme Court Building
P.O. Box 899
Jefferson City, MO 65102
(573) 751-3321
TERMINATED: 06/11/1993
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Joseph Ryan
U.S. ATTORNEY'S OFFICE
Civil Division
555 Fourth Street, NW
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LEAD ATTORNEY
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Susan Ann Nellor
U.S. ATTORNEY'S OFFICE
Judiciary Center Building
555 Fourth Street, NW
Room 10-845
Washington, DC 20530
(202) 514-0065
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

PUBLIC HEALTH SERVICE

represented by **John Robert Munich**
(See above for address)
TERMINATED: 06/11/1993
LEAD ATTORNEY

Michael Joseph Ryan
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Susan Ann Nellor
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LEAD ATTORNEY

Defendant

**NATIONAL INSTITUTES OF
 HEALTH**

represented by **John Robert Munich**
 (See above for address)
TERMINATED: 06/11/1993
LEAD ATTORNEY

Michael Joseph Ryan
 (See above for address)
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Susan Ann Nellor
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Defendant

NATIONAL CANCER INSTITUTE

represented by **John Robert Munich**
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TERMINATED: 06/11/1993
LEAD ATTORNEY

Michael Joseph Ryan
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Susan Ann Nellor
 (See above for address)
LEAD ATTORNEY

Date Filed	#	Docket Text
11/23/1992	1	COMPLAINT filed (sm) Modified on 11/27/1992 (Entered: 11/27/1992)
11/23/1992		SUMMONSES issued (6) for defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST., U.S. Attorney General, U.S. Attorney (sm) (Entered: 11/27/1992)
12/10/1992	2	AFFIDAVIT OF SERVICE of summons and complaint 11/23/92 upon the U.S. Attorney General by Special Process Server (sm) (Entered: 12/14/1992)
12/10/1992	3	AFFIDAVIT OF SERVICE of summons and complaint upon defendant NIH 11/28/92 by Special Process Server (sm) (Entered: 12/14/1992)
12/10/1992	4	AFFIDAVIT OF SERVICE of summons and complaint upon defendant PUBLIC HEALTH SERVIC 11/23/92 by Special Process Server (sm) (Entered: 12/14/1992)
12/10/1992	5	AFFIDAVIT OF SERVICE of summons and complaint upon defendant NATL. CANCER INST. 11/28/92 by Special Process Server (sm) (Entered: 12/14/1992)
12/10/1992	6	AFFIDAVIT OF SERVICE of summons and complaint 11/23/92 upon the U.S. Attorney by Special Process Server (sm) (Entered: 12/14/1992)

12/10/1992	7	AFFIDAVIT OF SERVICE of summons and complaint upon defendant HHS 11/23/92 by Special Process Server (sm) (Entered: 12/14/1992)
12/23/1992	8	ANSWER for defendants (sm) (Entered: 12/28/1992)
12/23/1992		CALENDARED (sm) (Entered: 12/28/1992)
12/24/1992		SCHEDULING NOTICE: status hearing set for 9:30 2/12/93 ; (jwd) (Entered: 12/24/1992)
12/31/1992	9	MOTION filed by plaintiff(s) ROBERT A. BURKA for summary judgment ; Affidavit; Exhibits (15) (sm) (Entered: 12/31/1992)
01/11/1993	10	MOTION filed by defendants to extend time to 2/8/93 in which to respond to motion for summary judgment (sm) Modified on 01/15/1993 (Entered: 01/12/1993)
01/14/1993	11	MEMORANDUM by plaintiff(s) ROBERT A. BURKA in opposition to motion to extend time to 2/28/93 in which to respond to motion for summary judgment [10-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS (sm) (Entered: 01/15/1993)
01/15/1993	12	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 2/8/93 in which to respond to motion for summary judgment [10-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS (N) (jwd) (Entered: 01/15/1993)
01/15/1993	13	REPLY by defendants to response to motion for extension of time [10-1] (sm) (Entered: 01/19/1993)
02/08/1993	14	SECOND MOTION filed by defendants to extend time to 2/16/93 to respond to plaintiff's motion for summary judgement (ted) Modified on 02/09/1993 (Entered: 02/09/1993)
02/09/1993	16	MEMORANDUM by plaintiff(s) ROBERT A. BURKA in opposition to motion to extend time to 2/16/93 to respond to plaintiff's motion for summary judgement [14-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS (sm) (Entered: 02/10/1993)
02/10/1993	15	ORDER by Judge George H. Revercomb : granting motion to extend time to 2/16/93 to respond to plaintiff's motion for summary judgement [14-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS; and there will be no further continuances. (N) (jwd) (Entered: 02/10/1993)
02/10/1993	17	REPLY by defendants to response to motion to extend time to respond to motion for summary judgment [14-1] by defendants (sm) (Entered: 02/11/1993)
02/12/1993		STATUS HEARING before Judge George H. Revercomb : plaintiff to file a reply to defendant's oppositon by 3/1/93; defendant to file their reply by f3/8/93; summary judgment hearing set for 9:00 4/2/93 ; Reporter: N/R (jwd) Modified on 02/12/1993 (Entered: 02/12/1993)
02/12/1993	18	ORDER by Judge George H. Revercomb : for non-filing of discovery and directing discovery materials shall not be filed except by leave of court (N) (jwd) (Entered: 02/12/1993)
02/12/1993	19	ORDER BY JUDGE GEORGE H. REVERCOMB: plaintiff reply in support of his motion for summary judgment, and plaintiff's opposition to defendants' cross-motion for summary judgment, both shall be filed on or before 3/1/93; defendants' reply in support of their cross-motion for summary judgment shall be filed on or before 3/8/93; oral argument on the cross-motions for summary judgment shall be heard at 9:00 a.m. on 4/2/93.(N) (jwd) Modified on 02/23/1993 (Entered: 02/12/1993)
02/12/1993	20	NOTICE OF CHANGE OF ADDRESS by plaintiff ROBERT A. BURKA New address: FOLEY & LARDNER, 3000 K Street, N.W., Suite 500, Washington, DC 20007-5109, (202) 672-5300. (kk) (Entered: 02/16/1993)
02/16/1993	21	MOTION filed by defendants for summary judgment ; Declarations (2) (sm) (Entered: 02/17/1993)
02/16/1993	24	MEMORANDUM by defendants in opposition to motion for summary judgment [9-1] by ROBERT A. BURKA; Declarations (2) (sm) (Entered: 03/02/1993)

02/22/1993	22	NOTICE OF CHANGE OF ADDRESS by ROBERT A. BURKA representing plaintiff(s) ROBERT A. BURKA . New address: FOLEY & LARDNER 3000 K Street, Suite 500, NW Washington DC 20007-5109 (202) 672-5300. (sm) (Entered: 02/22/1993)
03/01/1993	23	MEMORANDUM by plaintiff(s) ROBERT A. BURKA in opposition to motion for summary judgment [21-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS; Exhibits (3) (sm) (Entered: 03/02/1993)
03/01/1993	25	REPLY by plaintiff(s) ROBERT A. BURKA to response to motion for summary judgment [9-1] by ROBERT A. BURKA; Exhibits (3) (sm) (Entered: 03/02/1993)
03/02/1993	26	NOTICE OF FILING by plaintiff(s) ROBERT A. BURKA of corrected page of affidavit; attachment (sm) (Entered: 03/03/1993)
03/08/1993	27	REPLY by defendant to response to motion for summary judgment [21-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS; attachment; Declarations (1) (sm) (Entered: 03/09/1993)
03/17/1993		SCHEDULING NOTICE: summary judgment hearing set for 9:00 4/2/93 ; (jwd) (Entered: 03/17/1993)
04/16/1993		SCHEDULING NOTICE: summary judgment hearing set for 9:30 6/14/93 ; (jwd) (Entered: 04/16/1993)
06/11/1993	28	SUBSTITUTION OF COUNSEL for defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. , substituting Susan Ann Nellor for attorney John Robert Munich for NATL. CANCER INST., attorney John Robert Munich for NIH, attorney John Robert Munich for PUBLIC HEALTH SERVIC, attorney John Robert Munich for HHS (sm) (Entered: 06/14/1993)
06/14/1993	32	SUPPLEMENTAL STATEMENT to motion for summary judgment [9-1] by ROBERT A. BURKA; exhibits (2); third affidavit of Robert A. Burka (dot) (Entered: 08/13/1993)
06/21/1993	33	SUPPLEMENTAL MEMORANDUM supporting theird motion for summary judgment [21-1] by HHS, PUBLIC HEALTH SERVIC, NIH, NATL. CANCER; exhibit (1); second declaration of Dr. Edward J. Sondik (dot) (Entered: 08/13/1993)
06/21/1993	34	RESPONSE by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. in opposition to motion for summary judgment [9-1] by ROBERT A. BURKA . (dot) (Entered: 08/13/1993)
06/22/1993	29	STIPULATED ORDER by Judge George H. Revercomb : approving schedule directing plaintiff to file surreply by 6/14/93 and defendant to file response by 6/21/93 brief due 6/14/93 ; response to brief due 6/21/93 ; (N) (sm) (Entered: 06/22/1993)
07/08/1993	30	NOTICE OF FILING by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. of decision in Sonneborn v. Assistant Secretary of Health, 92-1223 (D.D.C, June 16, 1993); Attachment (sm) (Entered: 07/09/1993)
07/20/1993	31	RESPONSE by plaintiff(s) ROBERT A. BURKA to notice [30-1] of filing by HHS, PUBLIC HEALTH SERVIC, NIH, NATL. CANCER INST. (sm) (Entered: 07/22/1993)
08/10/1993		CASE REASSIGNED to Judge Louis F. Oberdorfer (sm) (Entered: 08/11/1993)
08/19/1993	35	MOTION filed by plaintiff(s) ROBERT A. BURKA for expedited action (dot) (Entered: 08/20/1993)
08/26/1993	36	RESPONSE (OPPOSITIONS) by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. to motion for expedited action [35-1] by ROBERT A. BURKA (dot) (Entered: 08/27/1993)
08/30/1993	37	REPLY by plaintiff(s) ROBERT A. BURKA to response to motion for expedited action [35-1] by ROBERT A. BURKA (dot) (Entered: 08/31/1993)
09/08/1993	38	ORDER by Judge Thomas F. Hogan : summary judgment hearing set for 9:30 10/6/93 ; (N) (mon) (Entered: 09/09/1993)

09/17/1993	39	MOTION filed by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. to reschedule hearing on motion for summary judgment (dot) (Entered: 09/20/1993)
09/22/1993	40	ORDER by Judge Louis F. Oberdorfer : granting motion to reschedule hearing on motion for summary judgment [39-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS summary judgment hearing set for 9:30 10/21/93 ; (N) (mon) (Entered: 09/22/1993)
10/21/1993		Text not available. (Entered: 10/21/1993)
10/21/1993		MOTION HEARING before Judge Louis F. Oberdorfer by HHS, PUBLIC HEALTH SERVIC, NIH, NATL. CANCER INST. motion for summary judgment [21-1] taken under advisement, by ROBERT A. BURKA motion for summary judgment [9-1] taken under advisement Reporter: Harry Deutsch (mon) (Entered: 10/21/1993)
10/21/1993	41	NOTICE OF FILING by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. of unpublished Memorandum and Order in Rush Franklin Publishing, Inc. v. NASA, C.A. No. 90-CV-2855, cited by defendants' counsel during oral argument on 10/21/93; attachment (1) (mlp) (Entered: 10/22/1993)
10/26/1993	42	ORDER by Judge Louis F. Oberdorfer : Plaintiff's supplemental brief on summary judgment motions due 10/28/93 ;defendants' response to supplemental brief due 11/4/93 ; (N) (mon) (Entered: 10/26/1993)
10/28/1993	43	POST-ARGUMENT MEMORANDUM by plaintiff(s) ROBERT A. BURKA (mlp) (Entered: 10/29/1993)
11/04/1993	44	NOTICE OF FILING by defendant HHS, defendant NATL. CANCER INST. post-argument memorandum; declarations (2) (dot) (Entered: 11/05/1993)
11/30/1993	45	NOTICE OF FILING by defendants, pursuant to the Court's request on 10/21/93, the "contract" and attachments (dot) (Entered: 12/01/1993)
12/13/1993	46	MEMORANDUM OPINION by Judge Louis F. Oberdorfer (N) (mon) (Entered: 12/13/1993)
12/13/1993	47	ORDER by Judge Louis F. Oberdorfer : granting motion for summary judgment [21-1] by HHS, PUBLIC HEALTH SERVIC, NIH, NATL. CANCER INST., denying motion for summary judgment [9-1] by ROBERT A. BURKA; dismissing action pursuant to Fed R. Civ. P. 56. (N) (mon) (Entered: 12/13/1993)
12/28/1993	48	NOTICE OF APPEAL by plaintiff ROBERT A. BURKA from order dated 12/13/93 [47-1], entered on: 12/13/93. \$5.00 filing fee and \$100.00 docketing fee paid. Copies mailed to Susan A. Nellor, John D. Bates, Jay B. Stephens, and Richard M. Friedman. (mlp) (Entered: 01/03/1994)
01/03/1994		TRANSMITTED PRELIMINARY RECORD on appeal [48-1] by ROBERT A. BURKA to U.S. Court of Appeals (mlp) (Entered: 01/03/1994)
01/07/1994		USCA # 94-5003 assigned for appeal [48-1] by ROBERT A. BURKA (dot) (Entered: 01/10/1994)
04/11/1994	49	TRANSCRIPT filed of motions hearing before Judge Oberdorfer for date(s) of 10/21/93. Reporter: Harry Deutsch (dot) (Entered: 04/12/1994)
06/15/1994		Case Reopened (mon) (Entered: 06/28/1994)
06/30/1994	50	ORDER by Judge Louis F. Oberdorfer : status hearing set for 10:00 7/26/94 ; (N) (mon) (Entered: 06/30/1994)
07/15/1994	51	NOTICE OF FILING by plaintiff(s) ROBERT A. BURKA of status conference memorandum (mlp) (Entered: 07/18/1994)
07/26/1994		STATUS HEARING before Judge Louis F. Oberdorfer : Reporter: Robert Weber (mon) (Entered: 07/26/1994)
07/27/1994	52	NOTICE OF FILING by plaintiff ROBERT A. BURKA of copy of motion of appellant for leave to supplement record on appeal and certificate of service filed in

		the U.S. Court of Appeals for the District of Columbia Circuit in Robert A. Burka v. U.S. Dept. of Health and Human Services, C.A. No. 94-5003 (5/10/94) and appellees' response to appellant's motion for leave to supplement record on appeal; attachment (mlp) (Entered: 07/28/1994)
08/01/1994	53	ORDER by Judge Louis F. Oberdorfer : response to plaintiff's motion to supplement the record on appeal motion due 8/26/94 ; reply to motion due 9/6/94 ; (N) (mon) (Entered: 08/01/1994)
08/26/1994	54	MOTION filed by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. to extend time to 8/30/94 to file opposition to plaintiff's motion for leave to supplement the record (dot) (Entered: 08/29/1994)
08/30/1994	56	RESPONSE by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. in opposition to plaintiff's motion for leave to supplement record; declaration (1); appendix. (dot) (Entered: 09/01/1994)
08/30/1994	57	CERTIFIED COPY of Order filed in USCA dated 6/15/94, on appeal [48-1] , remanding case to USDC for consideration of appellant's request to supplement the record. USCA 94-5003 (mbd) (Entered: 09/09/1994)
09/01/1994	55	ORDER by Judge Charles R. Richey for Judge Louis Oberdorfer : granting motion to extend time to 8/30/94 to file opposition to plaintiff's motion for leave to supplement the record [54-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS; plaintiff to file his reply to defendants' opposition due by 9/12/94 ; (N) (jeb) (Entered: 09/01/1994)
09/12/1994	58	REPLY by plaintiff(s) ROBERT A. BURKA in support of motion to supplement the record (mlp) (Entered: 09/13/1994)
09/28/1994	59	SURREPLY by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. opposing plaintiff's motion for leave to supplement record [52-1] by ROBERT A. BURKA. "Let this be filed" (fiat) OBERDORFER, J. (dot) (Entered: 09/29/1994)
10/20/1994	60	ORDER by Judge Joyce H. Green : motion hearing set for 10:00 12/21/94 ; (N) (mon) (Entered: 10/21/1994)
11/03/1994	61	MOTION filed by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. to reschedule hearing set for 12/21/94 (dot) (Entered: 11/04/1994)
11/23/1994	62	ORDER by Judge Louis F. Oberdorfer : granting motion to reschedule hearing set for 12/21/94 [61-1] by NATL. CANCER INST., NIH, PUBLIC HEALTH SERVIC, HHS summary judgment hearing set for 10:00 12/19/94 ; (N) (emh) (Entered: 11/25/1994)
12/19/1994		MOTION HEARING before Judge Louis F. Oberdorfer: motion of plaintiff to supplement record on appeal heard and taken under advisement. Reporter: Bob Weber (mon) (Entered: 12/19/1994)
01/10/1995	63	NOTICE OF FILING by defendant HHS, defendant PUBLIC HEALTH SERVIC, defendant NIH, defendant NATL. CANCER INST. of two articles referenced in paragraph 10 of the third declaration of William R. Lynn which was filed 8/30/94; attachments (2) (mlp) (Entered: 01/12/1995)
02/10/1995	64	MEMORANDUM AND ORDER by Judge Louis F. Oberdorfer : Granting motion of plaintiff to Supplement the Record on Appeal.(N) (mon) (Entered: 02/10/1995)
02/13/1995		NOTE TO THE FILE: copy of Memorandum and Order dated 2/10/95 directing that the record on appeal be supplemented, transmitted to Clerk, U.S.C.A. (mlp) (Entered: 02/13/1995)
02/17/1995		LETTER from Clerk, U.S.C.A., dated 2/16/95, stating that any subsequent action sought by the parties will have to commence with the filing of another notice of appeal and returning copy of 2/10/95 Memorandum and Order transmitted on 2/13/95; attachments (3) (mlp) (Entered: 02/21/1995)
02/17/1995	65	NOTICE OF APPEAL by plaintiff ROBERT A. BURKA from order dated 2/10/95 [64-1], and entered on: 2/10/95. \$5.00 filing fee and \$100.00 docketing fee paid by

		plaintiff. Copies submitted to Robert A. Burka and Susan Nellor. (mlp) (Entered: 02/22/1995)
02/22/1995		TRANSMITTED PRELIMINARY RECORD on appeal [65-1] by ROBERT A. BURKA to U.S. Court of Appeals (mlp) (Entered: 02/22/1995)
03/01/1995		USCA # 95-5058 assigned for appeal [65-1] by ROBERT A. BURKA and receipt by Clerk, USCA, dated 2/28/95 for preliminary record (mlp) (Entered: 03/02/1995)
11/18/1996	66	CERTIFIED COPY of judgment filed in USCA dated 7/2/96, on appeal [65-1] , reversing the judgment of USDC , and remanding for further proceedings. OPINION USCA # 95-5058 (cjp) (Entered: 11/18/1996)
01/06/1997	67	CONSENT JUDGMENT in favor of plaintiff ROBERT A. BURKA against defendants; defendants agree to provide certain information to plaintiff.(N) (mon) (Entered: 01/07/1997)
01/07/1997	68	ATTORNEY APPEARANCE for defendant HHS, defendant PUBLIC HEALTH SVC., defendant NIH, defendant NATL. CANCER INST. by Michael Joseph Ryan (st) (Entered: 01/08/1997)
01/17/1997	69	BILL OF COSTS by defendant HHS, defendant PUBLIC HEALTH SVC., defendant NIH, defendant NATL. CANCER INST. (st) (Entered: 01/21/1997)
02/06/1997	70	MOTION filed by plaintiff ROBERT A. BURKA for attorney fees (st) (Entered: 02/07/1997)
02/20/1997	71	RESPONSE by defendant HHS, defendant PUBLIC HEALTH SVC., defendant NIH, defendant NATL. CANCER INST. in opposition to motion for attorney fees [70-1] by ROBERT A. BURKA . (st) (Entered: 02/24/1997)
03/03/1997	72	REPLY by plaintiff ROBERT A. BURKA to defendants' opposition to plaintiff's motion for attorney fees [70-1] by ROBERT A. BURKA (st) (Entered: 03/04/1997)
03/21/1997	73	MEMORANDUM OPINION by Judge Louis F. Oberdorfer (N) (mon) (Entered: 03/21/1997)
03/21/1997	74	ORDER by Judge Louis F. Oberdorfer : denying motion for attorney fees [70-1] by ROBERT A. BURKA (N) (mon) (Entered: 03/21/1997)
05/15/1997	75	NOTICE OF APPEAL by plaintiff ROBERT A. BURKA from order [74-1] , entered on: 3/21/97. Filing fee paid \$100.00. Docketing fee \$5.00. Copies were sent out to Robert Burka, Susan Nellor and Michael Ryan. (ORIGINAL APPEAL WAS LOST) (bjsp) (Entered: 06/03/1997)
06/03/1997		REMARK ORIGINAL APPEAL NEVER REACHED MY DESK SO PLAINTIFF HAD A RECEIVED STAMP COPY SO THEY RESUBMITTED THIS PLEADING TO OUR OFFICE 6/3/97. (bjsp) (Entered: 06/03/1997)
06/03/1997		TRANSMITTED PRELIMINARY RECORD on appeal [75-1] by ROBERT A. BURKA to U.S. Court of Appeals (bjsp) (Entered: 06/03/1997)
06/09/1997		USCA # 97-5150 assigned for appeal [75-1] by ROBERT A. BURKA (tw) (Entered: 06/10/1997)
06/13/1997		REMARK Docketing fee paid for appeal. (bjsp) (Entered: 06/16/1997)
06/16/1997		TRANSMITTED supplemental record on appeal [75-1] by ROBERT A. BURKA USCA No.: . Appeal fee was paid on 6/16/97. (bjsp) (Entered: 06/16/1997)
07/14/1998	76	CERTIFIED COPY of judgment filed in USCA dated 5/8/98, on appeal [75-1] , affirming the judgment of USDC . OPINION USCA # 97-5150 (cjp) (Entered: 07/18/1998)
11/30/1998		BILL OF COSTS as taxed by the Clerk in favor of plaintiff ROBERT A. BURKA against defendants HHS, PUBLIC HEALTH SERV., NIH & NAT. CANCER INST. in the amount of: \$1175.00 (jwb) (Entered: 11/30/1998)