

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-01623-EGS**

MURRAY & JACOBS v. O'LEARY, et al
Assigned to: Judge Emmet G. Sullivan
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 07/11/1996
Date Terminated: 08/24/1998
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Defendant

Plaintiff

MURRAY & JACOBS
formerly known as
MURRAY, JACOBS & ABEL

represented by **Richard Murray**
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LEAD ATTORNEY
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V.

Defendant

HAZEL O'LEARY
Secretary Department of Energy

represented by **Alexander Daniel Shoaibi**
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Defendant

JOHN LAYTON
Inspector General, Department of Energy

represented by **Alexander Daniel Shoaibi**
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ATTORNEY TO BE NOTICED

Fred Elmore Haynes
(See above for address)
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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07/11/1996	1	COMPLAINT filed by plaintiff MURRAY & JACOBS; exhibits (5). (tth) (Entered: 07/15/1996)
07/11/1996		SUMMONS (8) issued to federal party(s) federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON , and non-parties: U.S. Attorney and U.S. Attorney General. (tth) (Entered: 07/15/1996)
07/15/1996		MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiff MURRAY & JACOBS . (tth) (Entered: 07/15/1996)
08/07/1996	2	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/22/96 upon federal defendant HAZEL O'LEARY (dam) (Entered: 08/09/1996)
08/07/1996	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/22/96 upon federal defendant JOHN LAYTON (dam) (Entered: 08/09/1996)
08/07/1996	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 7/22/96 (dam) (Entered: 08/09/1996)
08/07/1996	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 7/24/96 (dam) (Entered: 08/09/1996)
08/19/1996	6	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to extend time to 8/22/96 to answer complaint [1-1] (bjsp) (Entered: 08/20/1996)
08/19/1996	7	ATTORNEY APPEARANCE for federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON by Fred E. Haynes (bjsp) (Entered: 08/20/1996)
08/22/1996	8	ORDER by Judge Emmet G. Sullivan: granting motion to extend time to 8/22/96 to answer complaint [1-1] [6-1] by JOHN LAYTON, HAZEL O'LEARY (N) (kmk) (Entered: 08/22/1996)
08/22/1996	9	ANSWER TO COMPLAINT [1-1] by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON . (dam) (Entered: 08/23/1996)
09/09/1996		SCHEDULING NOTICE: Initial Status Conference set for 10:00 10/4/96 . Meet Confer Statement due 10/1/96 . before Judge Emmet G. Sullivan . (clv) (Entered: 09/10/1996)
09/24/1996	10	MOTION (CONSENT) filed by plaintiff MURRAY & JACOBS for a 30 day continuance of the 10/4/96 initial status conference , and to extend time to file Meet and Confer Statement (tth) (Entered: 09/25/1996)
10/07/1996	11	ORDER by Judge Emmet G. Sullivan : granting motion for a 30 day continuance of the 10/4/96 initial status conference [10-1] by MURRAY & JACOBS Initial Status Conference set for 9:30 11/13/96 . (N) (clv) (Entered: 10/07/1996)
11/13/1996		Initial Status Conference before Judge Emmet G. Sullivan ;; government's dispositive motion due by 12/13/96; defendant's response due by 1/13/97; government's reply due by 1/28/97; Reporter: Frank Rangus (clv) (Entered: 11/13/1996)
11/15/1996	12	ORDER by Judge Emmet G. Sullivan : motion for summary judgment due 12/13/96 ; response to motion for summary judgment due 1/13/96 reply motion for summary judgment due 1/28/97 ; (N) (clv) (Entered: 11/18/1996)
12/13/1996	13	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to extend time to 12/18/96 to file its dispositive motion (dam) (Entered: 12/17/1996)
12/18/1996	14	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 12/18/96 to file its dispositive motion [13-1] by JOHN LAYTON, HAZEL O'LEARY motion for summary judgment due by 12/18/96 ; response to motion for summary judgment due 1/3/97 ; (N) (clv) (Entered: 12/18/1996)
12/23/1996	15	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to extend time to 1/7/97 to file defendants' dispositive motion. (tth) (Entered: 12/24/1996)

12/24/1996	16	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 1/7/97 to file defendants' dispositive motion. [15-1] by JOHN LAYTON, HAZEL O'LEARY motion for summary judgment due by 1/7/97 ; response to motion for summary judgment due 2/7/97 ; (N) (clv) (Entered: 12/27/1996)
01/07/1997	17	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to extend time to 1/24/97 to file defendants' dispositive motion in this case (tth) (Entered: 01/08/1997)
01/10/1997	18	ORDER by Judge Emmet G. Sullivan : denying motion to extend time to 1/24/97 to file defendants' dispositive motion in this case [17-1] by JOHN LAYTON, HAZEL O'LEARY (N) (clv) (Entered: 01/10/1997)
02/05/1997	19	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON for leave to file lodged Motion for Summary Judgment ; EXHIBIT (MOTION FOR SUMMARY JUDGMENT) (tth) Modified on 02/20/1997 (Entered: 02/06/1997)
02/05/1997	20	[ENTERED IN ERROR] MOTION filed by federal defendant HAZEL O'LEARY for summary judgment ; exhibits (2); attachments (2) (tth) Modified on 02/20/1997 (Entered: 02/07/1997)
02/11/1997	21	RESPONSE by plaintiff MURRAY & JACOBS in opposition to motion for leave to file lodged Motion for Summary Judgment [19-1] by JOHN LAYTON, HAZEL O'LEARY . (tth) (Entered: 02/13/1997)
02/20/1997	22	ORDER by Judge Emmet G. Sullivan : denying motion for leave to file lodged Motion for Summary Judgment [19-1] by JOHN LAYTON, HAZEL O'LEARY and the opposition; (N) (clv) (Entered: 02/20/1997)
04/24/1997	23	ORDER by Judge Emmet G. Sullivan : motion due 5/1/97 ; response to motion due 5/12/97 ; reply to motion due 5/15/97 ; (N) (clv) (Entered: 04/24/1997)
04/30/1997	24	MOTION filed by plaintiff MURRAY & JACOBS to extend time to 5/1/97 to file motions (clv) (Entered: 04/30/1997)
04/30/1997	25	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 5/8/97 to file motions [24-1] by MURRAY & JACOBS motion(s) due by 5/8/97 ; response to motion(s) due by 5/19/97 ; reply to motion(s) due by 5/22/97 ; (N) (clv) (Entered: 05/01/1997)
05/01/1997	26	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON for summary judgment ; exhibits (4) with attachments (clv) (Entered: 05/02/1997)
05/08/1997	27	MOTION filed by plaintiff MURRAY & JACOBS to compel document production , and to strike motion for summary judgment [26-1] ; attachment (1) (tw) (Entered: 05/09/1997)
05/09/1997	28	MOTION filed by plaintiff MURRAY & JACOBS to compel the supplementation of interrogatory responses. (tw) (Entered: 05/12/1997)
05/19/1997	29	MEMORANDUM by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON in opposition to the motion to strike the defendants' summary judgment and in opposition to the motions to compel responses to plaintiff's discovery requests [28-1], [27-1], [26-1] [27-2] (tw) (Entered: 05/20/1997)
05/19/1997	30	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON for leave to file motion for protective order and motion for protective order with supporting memorandum. (tw) (Entered: 05/20/1997)
06/05/1997	31	RESPONSE by plaintiff MURRAY & JACOBS in opposition to motion for leave to file motion for protective order and motion for protective order with supporting memorandum. [30-1] by JOHN LAYTON, HAZEL O'LEARY . (tw) (Entered: 06/06/1997)
06/09/1997	32	REPLY by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON in support of motion for leave to file motion for protective order and motion for protective order with supporting memorandum. [30-1] by JOHN LAYTON, HAZEL

		O'LEARY (tw) (Entered: 06/11/1997)
06/18/1997	33	ORDER by Judge Emmet G. Sullivan : granting motion for leave to file motion for protective order and motion for protective order with supporting memorandum. [30-1] by JOHN LAYTON, HAZEL O'LEARY discovery is stayed ; (N) (clv) (Entered: 06/19/1997)
08/07/1997	34	ORDER by Judge Emmet G. Sullivan : referring for a report and recommendatio on the dispositive motions, and for resolution of discovery disputes to a Magistrate Judge (N) (clv) (Entered: 08/07/1997)
08/07/1997		CASE REFERRED to Mag. Judge Deborah A. Robinson for report and recommendation on the dispositive motions , and for resolution of the discovery disputes (cjp) (Entered: 08/08/1997)
11/13/1997		SCHEDULING NOTICE: status hearing set for 2:00 11/18/97 ; before Mag. Judge Deborah A. Robinson Courtroom 27 (N) (bh) (Entered: 11/13/1997)
11/18/1997		STATUS HEARING before Mag. Judge Deborah A. Robinson : Reporter: RS97-162, 4541-6390 (bh) (Entered: 11/18/1997)
11/18/1997	35	ORDER by Mag. Judge Deborah A. Robinson : staying motion to compel the supplementation of interrogatory responses. [28-1], staying motion to compel document production [27-1], denying motion to strike motion for summary judgment [26-1] [27-2] by MURRAY & JACOBS; allowing plaintiff to 1/12/98 to file opposition to Defendants' Renewed Motion for Summary Judgment, as well as its cross-motion for summary judgment; allowing defendants until 1/28/98 to file their reply to plaintiff's opposition, as well as their opposition to plaintiff's motion for summary judgment; allowing plaintiff until 2/6/98 to file its reply to defendants' opposition (N)(bh) (Entered: 11/21/1997)
01/09/1998	36	RESPONSE by plaintiff MURRAY & JACOBS in opposition to motion for summary judgment [26-1] by JOHN LAYTON, HAZEL O'LEARY . (tw) (Entered: 01/12/1998)
01/09/1998	37	CROSS MOTIONS by plaintiff MURRAY & JACOBS for summary judgment (tw) (Entered: 01/12/1998)
01/21/1998	38	ORDER by Judge Emmet G. Sullivan : denying motion to compel the supplementation of interrogatory responses. [28-1] by MURRAY & JACOBS, denying motion to compel document production [27-1] by MURRAY & JACOBS; referral to U.S. Magistrate Judge Robinson, for a report and recommendation on the dispositive motions, be continued; status hearing set for 10:00 5/5/98 ; (N) (clv) (Entered: 01/21/1998)
01/27/1998	39	MOTION filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to extend time in which to file their reply to plaintiff's opposition and their opposition to plaintiff's motion for summary judgment. (tw) (Entered: 01/28/1998)
01/30/1998	40	ORDER by Judge Emmet G. Sullivan : granting motion to extend time in which to file their reply to plaintiff's opposition and their opposition to plaintiff's motion for summary judgment. [39-1] by JOHN LAYTON, HAZEL O'LEARY; response and reply due 2/11/98 (N) (jaw) (Entered: 01/30/1998)
02/11/1998	41	RESPONSE (OPPOSITIONS) by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to plaintiff's cross motion for summary judgment [37-1] by MURRAY & JACOBS (tw) (Entered: 02/12/1998)
02/23/1998	42	REPLY by plaintiff MURRAY & JACOBS to defendant's opposition to plaintiff's cross motion for summary judgment [37-1] by MURRAY & JACOBS (tw) (Entered: 02/24/1998)
05/18/1998	43	ORDER by Mag. Judge Deborah A. Robinson (MJ) : directing defendant produce for in camera inspection all documents withheld in responding to plaintiff's FOIA request by 4:00 5/21/98; staying further consideration of parties' dispositive motions pending review (N) (bh) (Entered: 05/20/1998)

05/21/1998	44	NOTICE OF FILING by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to the Court RE: the filing of production of documents for in camera inspection (bjsp) (Entered: 05/22/1998)
06/02/1998	45	REPORT AND RECOMMENDATION of Mag. Judge Deborah A. Robinson (MJ) (N) (bh) (Entered: 06/02/1998)
06/02/1998		CASE referral ended Mag. Judge Deborah A. Robinson (MJ) (bh) (Entered: 06/15/1998)
06/15/1998	46	MOTION filed by plaintiff MURRAY & JACOBS to move the court to reconsider its Report and Recommendation [45-1]. (tw) (Entered: 06/16/1998)
06/15/1998	47	OBJECTIONS by plaintiff MURRAY & JACOBS to report & recommendation [45-1] (tw) (Entered: 06/16/1998)
06/29/1998	48	MOTION (CONSENT) filed by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON to extend time two (2) weeks to file opposition to plaintiff's motion for reconsideration and objections to the magistrate's report and recommendation (lkn) (Entered: 06/30/1998)
06/30/1998	49	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 7/13/98 to file opposition to plaintiff's motion for reconsideration and objections to the magistrate's report and recommendation [48-1] by JOHN LAYTON, HAZEL O'LEARY (N) (clv) (Entered: 07/01/1998)
07/09/1998	50	RESPONSE by federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON in opposition to motion to move the court to reconsider its Report and Recommendation [45-1]. [46-1] by MURRAY & JACOBS . (lkn) (Entered: 07/10/1998)
08/12/1998	51	ORDER by Judge Emmet G. Sullivan :directing defendant to produce all documents withheld in responding to plaintiff's FOIA request by 8/17/98 at 4:00 p.m. chambers (N) (clv) (Entered: 08/12/1998)
08/24/1998	52	ORDER by Judge Emmet G. Sullivan: adopting report and recommendation of the magistrate judge, denying motion to move the court to reconsider its Report and Recommendation [45-1]. [46-1] by MURRAY & JACOBS, denying cross motion for summary judgment [37-1] by MURRAY & JACOBS, granting motion for summary judgment [26-1] by JOHN LAYTON, HAZEL O'LEARY; dismissing complaint [1-1] with prejudice ; and directing the Clerk of the Court to enter final judgment for defendant and against plaintiff; documents produced in chambers shall be placed under seal. (N) (mlp) Modified on 08/24/1998 (Entered: 08/24/1998)
08/24/1998	53	FINAL JUDGMENT by the Clerk of the Court for federal defendant HAZEL O'LEARY against plaintiff MURRAY & JACOBS. (N) (mlp) (Entered: 08/24/1998)
08/24/1998	54	RESPONSE by federal defendant HAZEL O'LEARY to Court Order dated 8/12/98 [51-1]. (Filed under seal, pursuant to Court Order dated 8/24/98, and placed in the Vault, Room 1800) (mlp) (Entered: 08/24/1998)
08/27/1998	55	AMENDED FINAL JUDGMENT by Clerk of the Court for federal defendant HAZEL O'LEARY, federal defendant JOHN LAYTON against plaintiff MURRAY & JACOBS (N) (mlp) (Entered: 08/27/1998)