

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-02403-CKK**

HAYDEN v. DOJ
Assigned to: Judge Colleen Kollar-Kotelly
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 10/05/2000
Date Terminated: 02/14/2003
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

REGINALD EUGENE HAYDEN

represented by **REGINALD EUGENE HAYDEN**
R04519-084
ALLENWOOD FEDERAL
CORRECTIONAL INSTITUTION
Low Security
P.O. Box 1000
White Deer, PA 17887
PRO SE

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Kenneth Leonard Wainstein**
CADWALADER, WICKERSHAM
& TAFT, LLP
700 Sixth Street, NW
Washington, DC 20001
(202) 862-2474
Fax: (202) 862-2400
Email: kwainstein@omm.com
TERMINATED: 03/07/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark E. Nagle
MARRIOTT VACATIONS
WORLDWIDE CORPORATION
Vice Presidents & Assistant General
Counsel
6649 Westwood Boulevard
Orlando, FL 32821
(407) 529-2587
Fax: (407) 206-6420
Email: mark.nagle@mvmc.com
TERMINATED: 03/07/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robin M. Earnest
LAW OFFICE OF RON EARNEST
P.O. Box 102
Riverdale, MD 20738
(240) 463-4625
Fax: (240) 536-9194
Email: rearnes1@umd.edu
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sonia M. Orfield

U.S. DEPT. OF HEALTH & HUMAN
SERVICES
330 Independence Ave., SW
Room 5309 Cohen Building
Washington, DC 20201
(202) 401-7417
Fax: (202) 401-1405
TERMINATED: 06/11/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/05/2000	1	COMPLAINT filed by plaintiff REGINALD EUGENE HAYDEN; attachments (26) (bm) (Entered: 10/10/2000)
10/05/2000		SUMMONS (3) issued to federal party federal defendant DOJ , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 10/10/2000)
10/05/2000	2	APPLICATION by plaintiff REGINALD EUGENE HAYDEN to proceed in forma pauperis (bm) (Entered: 10/10/2000)
10/05/2000	3	TRUST FUND ACCOUNT filed by plaintiff REGINALD EUGENE HAYDEN attachment (1) (bm) (Entered: 10/10/2000)
10/05/2000	4	ORDER by Judge James Robertson : directing that monthly payments be made from the prisoner account of REGINALD EUGENE HAYDEN . granting motion to proceed in forma pauperis [2-1] by REGINALD EUGENE HAYDEN (N) (bm) (Entered: 10/10/2000)
10/05/2000		SUMMONS (3) issued to federal party(s) federal defendant DOJ , and non-parties: U.S. Attorney and U.S. Attorney General. (tb) (Entered: 10/20/2000)
10/18/2000	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 10/18/00 (ks) (Entered: 10/19/2000)
10/24/2000	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 10/19/00 upon federal defendant DOJ (bm) (Entered: 10/25/2000)
10/25/2000	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 10/19/00 (jf) (Entered: 10/27/2000)
11/17/2000	8	ANSWER TO COMPLAINT [1-1] by federal defendant DOJ . (cdw) (Entered: 11/20/2000)
11/29/2000	9	ORDER by Judge Colleen Kollar-Kotelly :defendant shall file dispositive motion or a report setting forth the schedule according to which it will complete production of documents to plaintiff by 1/16/01. (N) (dot) (Entered: 11/29/2000)
01/04/2001	12	RESPONSE by plaintiff REGINALD EUGENE HAYDEN to order dispositive motion or a report setting forth the schedule according to which it will complete production of documents to plaintiff by 1/16/01. [9-1], order [9-2] (tb) (Entered: 01/27/2001)
01/11/2001	10	MOTION filed by federal defendant DOJ to extend time to 3/13/01 to file a dispositive motion in response to complaint [1-1] (cdw) (Entered: 01/12/2001)
01/16/2001	<u>11</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time to 3/13/01 to file a dispositive motion in response to complaint [1-1] [10-1] by DOJ; dispositive motions due 3/13/01 (N) (dot) (Entered: 01/16/2001)
03/07/2001	13	SUBSTITUTION OF COUNSEL for federal defendant DOJ , substituting Sonia Orfield for attorney Robin M. Earnest for DOJ (cjp) (Entered: 03/08/2001)
03/07/2001	14	MOTION filed by federal defendant DOJ to extend time to 4/12/01 to file a dispositive motion in response to plaintiff's complaint. (hsj) (Entered: 03/08/2001)

03/23/2001	<u>15</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time to 4/12/01 to file a dispositive motion in response to plaintiff's complaint. [14-1] by DOJ (N) (dot) (Entered: 03/23/2001)
03/28/2001	16	MOTION filed by plaintiff REGINALD EUGENE HAYDEN to allow co-litigant legal assistance for unlearned in law indigent inmate pro se litigant Reginald Eugene Hayden (cdw) (Entered: 03/29/2001)
04/12/2001	17	MOTION filed by federal defendant DOJ for summary judgment ; exhibits (29), declarations (1) (cdw) Modified on 04/13/2001 (Entered: 04/13/2001)
04/27/2001	18	MOTION filed by plaintiff REGINALD EUGENE HAYDEN to extend time for filing a traverse to defendant's motion for summary judgment (cdw) (Entered: 04/30/2001)
05/03/2001	<u>19</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time for filing a traverse to defendant's motion for summary judgment [18-1] by REGINALD EUGENE HAYDEN. Plaintiff shall respond to defendant's previously filed motion no later than 6/11/01. If th plaintiff does not respond, the Court will treat the motion as conceded and dismiss the complaint. (N) (dot) (Entered: 05/03/2001)
05/11/2001	<u>20</u>	ORDER by Judge Colleen Kollar-Kotelly : denying motion to allow co-litigant legal assistance for unlearned in law indigent inmate pro se litigant Reginald Eugene Hayden [16-1] by REGINALD EUGENE HAYDEN (N) (dot) (Entered: 05/11/2001)
06/11/2001	21	SUBSTITUTION OF COUNSEL for federal defendant DOJ , substituting Robin M. Earnest for attorney Sonia Orfield for DOJ (td) (Entered: 06/12/2001)
06/14/2001	<u>22</u>	ORDER by Judge Colleen Kollar-Kotelly: striking plaintiff Traverse accompanying documents the opposition to Government's motion for summary judgment. (N) (jwd) (Entered: 06/15/2001)
07/02/2001	23	RESPONSE by plaintiff REGINALD EUGENE HAYDEN in opposition to motion for summary judgment [17-1] by DOJ; exhibits (18) (cdw) (Entered: 07/10/2001)
03/25/2002	<u>24</u>	MEMORANDUM OPINION by Judge Colleen Kollar-Kotelly (N) (dot) (Entered: 03/25/2002)
03/25/2002	<u>25</u>	ORDER by Judge Colleen Kollar-Kotelly : denying without prejudice motion for summary judgment [17-1] by DOJ. Within 45 days of the date of this Order, defendant shall supplement the record as to each component with (1) a Vaughn index specifically describing each document located that was responsive of plaintiff'S FOIA requests; the date(s) on which plaintiff was advised of the action taken on the document; whether the document was released, released in part, or withheld, and which exemption was relied on for each portion of the document that was witheld; (2) a detailed description of its search for records responsive to plaintiff's FOIA requests, prepared by the person who conducted the search; (3) a list of all public records released to plaintiff and the date(s) of such release(s). If necessary and for good cause shown defendant may submit the documents for in camera review. If appropriate, defendant shall renew its motion for summary judgment. (N) (dot) (Entered: 03/25/2002)
05/31/2002	26	MOTION filed by federal defendant DOJ to extend time to 7/31/02 to file a renewed dispositive motion (aet) (Entered: 06/05/2002)
06/05/2002	<u>27</u>	ORDER by Judge Colleen Kollar-Kotelly :granting defendant's 5/31/02, motion for enlargement of time. Defendant may file a renewed dispositive motions by 7/15/02 (N) (dot) (Entered: 06/07/2002)
06/13/2002	28	RESPONSE by plaintiff REGINALD EUGENE HAYDEN in opposition to motion to extend time to 7/31/02 to file a renewed dispositive motion [26-1] by DOJ . (aet) (Entered: 06/15/2002)
06/14/2002		DEPOSIT by plaintiff of \$150.00 filing fee paid (cjp) (Entered: 06/17/2002)
06/18/2002	29	ORDER by Magistrate Judge Alan Kay : directing that plaintiff has now paid the filing fee in full and nothing further shall be deducted from plaintiff's prison

		account for payment of the filing fee for this case. (N) (glb) (Entered: 06/18/2002)
07/15/2002	30	MOTION (RENEWED) filed by federal defendant DOJ to dismiss complaint [1-1] , or, in the alternative, for summary judgment ; exhibits (12) (aet) (Entered: 07/17/2002)
08/13/2002	<u>31</u>	ORDER by Judge Colleen Kollar-Kotelly : plaintiff shall respond to the renewed motion for summary judgment by 9/13/02. (N) (adc) (Entered: 08/14/2002)
08/19/2002	32	MOTION filed by plaintiff REGINALD EUGENE HAYDEN for preliminary injunction , and for temporary restraining order (aet) (Entered: 08/22/2002)
08/27/2002	33	LETTER dated 8/16/02 by Reginald Hayden supplementing motion for injunction and restraining order; Fiated by Judge Kollar-Kotelly (aet) Modified on 08/27/2002 (Entered: 08/27/2002)
08/28/2002	34	MOTION filed by federal defendant DOJ to extend time to 9/20/02 to file an opposition to plaintiff's motion for preliminary injunction and for TRO filed 8/19/02 and to plaintiff's supplement file 8/27/02 (cdw) (Entered: 08/29/2002)
08/30/2002	<u>35</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time to 9/20/02 to file an opposition to plaintiff's motion for preliminary injunction and for TRO filed 8/19/02 and to plaintiff's supplement file 8/27/02 [34-1] by DOJ (N) (dot) (Entered: 08/30/2002)
09/20/2002	36	RESPONSE by federal defendant DOJ in opposition to motion for temporary restraining order [32-2] by REGINALD EUGENE HAYDEN . (bm) (Entered: 09/23/2002)
10/07/2002	<u>37</u>	ORDER by Judge Colleen Kollar-Kotelly : that within 21 days of the date of this Order, plaintiff shall advise the Court whether his motion for injunction is his opposition to the renewed motion for summary judgment. If plaintiff desires to submit any additional response, such response should be filed within 30 days of the date of this Order. If plaintiff does not respond by that date, the Court will resolve the motions on the pleadings already filed. (N) (dot) (Entered: 10/07/2002)
11/01/2002	38	RESPONSE by plaintiff REGINALD EUGENE HAYDEN in opposition to motion for summary judgment [30-2] by DOJ; attachments (2) . (mpt) (Entered: 11/04/2002)
02/14/2003	<u>39</u>	MEMORANDUM OPINION by Judge Colleen Kollar-Kotelly (N) (dot) (Entered: 02/19/2003)
02/14/2003	<u>40</u>	FINAL JUDGMENT by Judge Colleen Kollar-Kotelly : denying motion for preliminary injunction [32-1] by REGINALD EUGENE HAYDEN. Denying motion for temporary restraining order [32-2] by REGINALD EUGENE HAYDEN. Denying motion to dismiss complaint [1-1] [30-1] by DOJ. Granting motion for summary judgment [30-2] by DOJ. This case is dismissed with prejudice. This is a final appealable order. Rule 4(a), Fed.R.App.P. (N) (dot) (Entered: 02/19/2003)
03/05/2003	41	NOTICE OF APPEAL by plaintiff REGINALD EUGENE HAYDEN from order [40-1] , entered on: 2/19/03. No fees paid. Copies sent. (aet) Modified on 03/12/2003 (Entered: 03/12/2003)
03/12/2003		TRANSMITTED PRELIMINARY RECORD on appeal [41-1] by REGINALD EUGENE HAYDEN to U.S. Court of Appeals (aet) (Entered: 03/12/2003)
03/14/2003		USCA # 03-5078 assigned for appeal [41-1] by REGINALD EUGENE HAYDEN (aet) (Entered: 03/14/2003)
04/16/2003		USDC appeal fee of \$5.00 and USCA docketing fee of \$100.00 received, for appeal [41-1] by REGINALD EUGENE HAYDEN , by plaintiff REGINALD EUGENE HAYDEN . USCA notified. (nmr) (Entered: 04/17/2003)
04/17/2003		TRANSMITTED supplemental record on appeal [41-1] by REGINALD EUGENE HAYDEN USCA No.: 03-5078. (nmr) (Entered: 04/17/2003)

10/06/2003	<u>42</u>	CERTIFIED COPY of ORDER filed in USCA dated 10/06/2003, on appeal 41 , affirming the decision of USDC. USCA #03-5078 (lnw,) (Entered: 12/09/2003)
------------	-----------	--