

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-01597-ESH**

AIRSYS ATM, INC. v. FAA, et al
Assigned to: Judge Ellen S. Huvelle
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 07/05/2000
Date Terminated: 03/07/2001
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

AIRSYS ATM, INC.

represented by **Daniel C. Schwartz**
BRYAN CAVE LLP
1155 F Street, NW
Suite 700
Washington, DC 20004
(202) 508-6000
Fax: (202) 220-7325
Email: dcschwartz@bryancave.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott M. Badami
FOX ROTHSCHILD LLP
PO BOX 3001
10 Sentry Parkway
Suite 200
Blue Bell, PA 19422
(610) 397-7974
Fax: (610) 397-0450
Email: sbadami@foxrothschild.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**FEDERAL AVIATION
ADMINISTRATION**

represented by **Rudolph Contreras**
US ATTORNEYS OFFICE
Judiciary Center Building
555 Fourth Street, NW
Room E-4226
Washington, DC 20530
(202) 514-7151
Fax: (202) 514-8780
Email: rudolph.contreras@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

RODNEY E. SLATER
*Secretary of the Department of
Transportation*

represented by **Rudolph Contreras**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**DEPARTMENT OF
TRANSPORTATION**

represented by **Rudolph Contreras**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/05/2000	1	COMPLAINT filed by plaintiff AIRSYS ATM, INC. (bm) (Entered: 07/07/2000)
07/05/2000		SUMMONS (3) issued to federal party federal defendant RODNEY E. SLATER , and non-parties: U.S. Attorney and U.S. General. (bm) (Entered: 07/07/2000)
07/05/2000	2	LCvR 26.1 Certificate of disclosure of corporate affiliations and financial interests by plaintiff AIRSYS ATM, INC. (bm) (Entered: 07/07/2000)
07/05/2000	3	MOTION filed by plaintiff AIRSYS ATM, INC. for preliminary injunction ; exhibits (6) (bm) (Entered: 07/07/2000)
07/11/2000		SUMMONS (2) issued to federal party(s) federal defendant FAA, federal defendant DOT , and non-parties: U.S. Attorney and U.S. Attorney General. (bjsp) (Entered: 07/11/2000)
07/18/2000	<u>4</u>	SCHEDULING ORDER by Judge Ellen S. Huvelle denying motion as moot for preliminary injunction [3-1] by AIRSYS ATM, INC. cross motions due 9/5/00 ; response to cross motions due 9/22/00 reply to cross motions due 10/6/00 ; motion for summary judgment due 8/21/00 ; response to motion for summary judgment due 9/5/00 reply motion for summary judgment due 9/22/00 ; (N) (gdf) (Entered: 07/19/2000)
07/21/2000	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 7/10/00 (bjsp) (Entered: 07/26/2000)
07/21/2000	7	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/11/00 upon federal defendant RODNEY E. SLATER (bjsp) (Entered: 07/26/2000)
07/21/2000	8	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/11/00 upon federal defendant FAA (bjsp) (Entered: 07/26/2000)
07/21/2000	9	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/11/00 upon federal defendant DOT (bjsp) (Entered: 07/26/2000)
07/24/2000	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 7/5/00 (bjsp) (Entered: 07/25/2000)
08/01/2000	10	MOTION (UNOPPOSED) filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT to extend time to to answer complaint [1-1] (bjsp) (Entered: 08/02/2000)
08/02/2000	<u>11</u>	ORDER by Judge Ellen S. Huvelle: granting motion to extend time to to answer complaint [1-1] [10-1] by federal defendants; FURTHER ORDERED that the defendants need not file an answer to plaintiff's complaint, if necessary, until 30 days after the resolution of the dispositive motions to be filed pursuant to this Court's order of 7/18/00. (N) (gdf) (Entered: 08/04/2000)
08/18/2000	12	MOTION filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT to amend the briefing schedule [4-2] (ab) (Entered: 08/21/2000)
08/22/2000	<u>13</u>	ORDER by Judge Ellen S. Huvelle : granting motion to amend the briefing schedule [4-2] [12-1] by DOT, RODNEY E. SLATER, FAA cross motions due 9/12/00 ; response to cross motions due 9/29/00 ; reply to cross motions due 10/13/00 ; motion for summary judgment due 8/28/00 ; response to motion for summary judgment due 9/12/00 reply motion for summary judgment due 9/29/00 ; (N) (gdf) (Entered: 08/22/2000)
08/28/2000	14	MOTION filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT for an enlargement of time amending the briefing schedule (bjsp) (Entered: 08/29/2000)

08/29/2000	<u>15</u>	ORDER by Judge Ellen S. Huvelle : granting motion for an enlargement of time amending the briefing schedule [14-1] by DOT, RODNEY E. SLATER, FAA cross motions due by 9/18/00 ; response to cross motions due by 10/5/00 ; reply to cross motions due by 10/19/00 ; motion for summary judgment due by 9/1/00 ; response to motion for summary judgment due 9/18/00 ; reply to motion for summary judgment due by 10/5/00 ; (N) (gdf) (Entered: 08/30/2000)
09/01/2000	16	MOTION (UNOPPOSED) filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT for an enlargement of time amending the briefing schedule (bjsp) (Entered: 09/06/2000)
09/05/2000	17	MOTION filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT for summary judgment ; exhibits (9) (cjp) (Entered: 09/06/2000)
09/05/2000	<u>18</u>	ORDER by Judge Ellen S. Huvelle : granting motion for an enlargement of time amending the briefing schedule [16-1] by DOT, RODNEY E. SLATER, FAA cross motions due by 9/20/00 ; response to cross motions due by 10/10/00 ; reply to cross motions due by 10/24/00 ; motion for summary judgment due by 9/5/00 ; response to motion for summary judgment due 9/20/00 ; reply to motion for summary judgment due by 10/10/00 ; (N) (gdf) (Entered: 09/06/2000)
09/18/2000	19	MOTION (CONSENT) filed by plaintiff AIRSYS ATM, INC. to extend time to 10/9/00 to file a cross motion/opposition brief to defendant's motion for summary judgment (jf) (Entered: 09/20/2000)
09/20/2000	<u>20</u>	ORDER by Judge Ellen S. Huvelle : granting motion to extend time to 10/9/00 to file a cross motion/opposition brief to defendant's motion for summary judgment [19-1] by AIRSYS ATM, INC. cross motions due by 10/9/00 ; response to cross motions due by 10/30/00 ; reply to cross motions due by 11/14/00 ; response to motion for summary judgment due 10/9/00 ; reply to motion for summary judgment due by 10/30/00 ; (N) (gdf) (Entered: 09/20/2000)
10/10/2000	21	MOTION filed by plaintiff AIRSYS ATM, INC. for summary judgment ; exhibits (15) (ag) (Entered: 10/11/2000)
10/30/2000	22	MOTION (UNOPPOSED) filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT to extend time to amend the briefing scheudle (bjsp) (Entered: 10/31/2000)
11/01/2000	<u>23</u>	ORDER by Judge Ellen S. Huvelle: granting motion to extend time to amend the briefing scheudle [22-1] by DOT, RODNEY E. SLATER, FAA response to cross motions due by 11/6/00 ; reply to cross motions due by 11/21/00 ; reply to motion for summary judgment due by 11/6/00 ; (N) (gdf) (Entered: 11/03/2000)
11/06/2000	24	MOTION (UNOPPOSED) filed by federal defendant FAA, federal defendant RODNEY E. SLATER, federal defendant DOT to extend time amending the briefing schedule (bjsp) (Entered: 11/07/2000)
11/07/2000	<u>25</u>	ORDER by Judge Ellen S. Huvelle : granting motion to extend time amending the briefing schedule [24-1] by DOT, RODNEY E. SLATER, FAA response to cross motions due by 11/8/00 ; reply to cross motions due by 11/27/00 ; reply to motion for summary judgment due by 11/8/00 ; (N) (gdf) (Entered: 11/09/2000)
11/08/2000	26	MOTION (UNOPPOSED) filed by federal defendants FAA, RODNEY E. SLATER, and DOT to extend time to amend briefing schedule (ag) (Entered: 11/09/2000)
11/09/2000	<u>27</u>	ORDER by Judge Ellen S. Huvelle : granting motion to extend time to amend briefing schedule [26-1] by DOT, RODNEY E. SLATER, FAA response to cross motions due by 11/13/00 ; reply to cross motions due by 11/29/00 ; reply to motion for summary judgment due by 11/13/00 ; (N) (gdf) (Entered: 11/09/2000)
11/13/2000	28	MOTION (FINAL) filed by federal defendants FAA, RODNEY E. SLATER, and DOT to extend time to amend brifing schedule (ag) (Entered: 11/14/2000)
11/14/2000	29	REPLY by plaintiff AIRSYS ATM, INC. in support of motion for summary judgment [21-1]; Exhibits (8); Declarartions (2) (ag) (Entered: 11/15/2000)

11/15/2000	<u>30</u>	ORDER by Judge Ellen S. Huvelle : granting motion to extend time to amend briefing schedule [28-1] by DOT, RODNEY E. SLATER, FAA response to cross motions due by 11/14/00 ; reply to cross motions due by 11/30/00 ; reply to motion for summary judgment due by 11/14/00 ; (N) (gdf) (Entered: 11/15/2000)
11/30/2000	31	REPLY by plaintiff AIRSYS ATM, INC. in support of motion for summary judgment [21-1]; Declarations (1) (ag) (Entered: 12/01/2000)
03/07/2001	<u>32</u>	ORDER by Judge Ellen S. Huvelle: denying motion for summary judgment [21-1] by AIRSYS ATM, INC., granting motion for summary judgment [17-1] by DOT, RODNEY E. SLATER, FAA dismissing complaint [1-1] with prejudice (N) (gdf) (Entered: 03/08/2001)
03/07/2001		MOTION HEARING before Judge Ellen S. Huvelle: granting defendants motion for summary judgment; denying plaintiffs' motion for summary judgment; dismissing complaint with prejudice. Reporter: Diana Farmer, Miller Reporting (gdf) (Entered: 03/12/2001)
03/14/2001	33	MOTION (CONSENT) filed by plaintiff AIRSYS ATM, INC. to seal the confidential and proprietary materials submitted contemporaneously with this motion (ag) (Entered: 03/15/2001)
03/15/2001	34	TRANSCRIPT of Motion Hearing filed for date(s) of 3/7/01. Reporter: Diana Farmer (ag) (Entered: 03/16/2001)
03/19/2001	<u>35</u>	ORDER by Judge Ellen S. Huvelle : granting motion to seal the confidential and proprietary materials submitted contemporaneously with this motion [33-1] by AIRSYS ATM, INC. (N) (gdf) (Entered: 03/19/2001)
03/19/2001	39	STATEMENT filed by plaintiff AIRSYS ATM, INC. , regarding: confidential & proprietary Business Information of Airsys ATM, Inc., exhibits (4) (FILED UNDER SEAL) (cjp) (Entered: 01/14/2002)
04/06/2001	36	NOTICE OF APPEAL by plaintiff AIRSYS ATM, INC. from order [32-2] , entered on: 3/8/01. Appeals fee paid \$105.00. Copies sent to all parties. (bjsp) (Entered: 04/09/2001)
04/09/2001		TRANSMITTED PRELIMINARY RECORD on appeal [36-1] by AIRSYS ATM, INC. to U.S. Court of Appeals (bjsp) (Entered: 04/09/2001)
04/09/2001		TRANSMITTED PRELIMINARY RECORD on appeal [36-1] by AIRSYS ATM, INC. to U.S. Court of Appeals (bjsp) (Entered: 04/09/2001)
04/13/2001		USCA # 01 5112 assigned for appeal [36-1] by AIRSYS ATM, INC. (bjsp) (Entered: 04/18/2001)
05/11/2001	<u>37</u>	STIPULATED ORDER re voluntary non-disclosure by Judge Ellen S. Huvelle : (N) (lin) (Entered: 05/11/2001)
12/21/2001	38	CERTIFIED COPY of order filed in USCA dated 12/21/01, on appeal [36-1] , dismissing appeal . USCA # 01-5112 (mmh) (Entered: 12/26/2001)