

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:99-cv-03024-TFH**

IN DEFENSE/ANIMALS v. DEPARTMENT OF HEALTH
Assigned to: Judge Thomas F. Hogan
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 11/15/1999
Date Terminated: 09/28/2001
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**IN DEFENSE OF ANIMALS**

represented by **Eric Robert Glitzenstein**
MEYER GLITZENSTEIN & CRYSTAL
1601 Connecticut Avenue, NW
Suite 700
Washington, DC 20009
(202) 588-5206 x 13
Fax: (202) 588-5049
Email: eglitzenstein@meyerglitz.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**
Office for Protection from Research Risks

represented by **David J. Ball, Jr.**
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON, L.L.P.
2001 K Street, NW
Fifth Floor
Washington, DC 20006
(202) 223-7352
Fax: (202) 223-7420
Email: dball@paulweiss.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/15/1999	1	COMPLAINT filed by plaintiff IN DEFENSE/ANIMALS (dam) (Entered: 11/16/1999)
11/15/1999		SUMMONS (3) issued to federal party(s) federal defendant DEPARTMENT OF HEALTH, and non-parties: U.S. Attorney and U.S. Attorney General. (dam) (Entered: 11/16/1999)
11/15/1999	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff IN DEFENSE/ANIMALS (dam) (Entered: 11/16/1999)
12/15/1999	3	ANSWER TO COMPLAINT [1-1] by federal defendant DEPARTMENT OF HEALTH . (dam) (Entered: 12/16/1999)
12/21/1999	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed (date unknown) upon federal defendant DEPARTMENT OF HEALTH (dam) (Entered: 12/22/1999)
12/21/1999	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 11/17/99 (dam) (Entered: 12/22/1999)
12/21/1999	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 11/15/99 (dam) (Entered: 12/22/1999)

01/12/2000	7	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 16 filed by plaintiff IN DEFENSE/ANIMALS, federal defendant DEPARTMENT OF HEALTH . (dam) (Entered: 01/13/2000)
01/18/2000	8	SCHEDULING ORDER by Judge Thomas F. Hogan Defendant's motion for summary judgment and Vaughn Index due 3/3/00 ; Plaintiff's response to motion for summary judgment due 4/4/00; Defendant's reply motion for summary judgment due 4/24/00 ; directing plaintiff to file it's reply in support of the cross motion by 5/8/00 ; (N) (gew) (Entered: 01/18/2000)
03/03/2000	9	MOTION (UNOPPOSED) filed by federal defendant DEPARTMENT OF HEALTH to extend time to 4/7/00 to file their motion for summary judgment (cjp) (Entered: 03/06/2000)
03/07/2000	<u>10</u>	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 4/7/00 to file their motion for summary judgment [9-1] by DEPARTMENT OF HEALTH (N) (gew) (Entered: 03/13/2000)
04/07/2000	11	MOTION (UNOPPOSED) filed by federal defendant DEPARTMENT OF HEALTH to extend time to 4/21/00 to file their motion for summary judgment (dam) (Entered: 04/10/2000)
04/10/2000	<u>12</u>	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 4/21/00 to file their motion for summary judgment [11-1] by DEPARTMENT OF HEALTH (N) (gew) (Entered: 04/13/2000)
04/21/2000	13	MOTION (UNOPPOSED) filed by federal defendant DEPARTMENT OF HEALTH to extend time to 5/5/00 to file a motion for summary judgment and vaughn index (jf) (Entered: 04/24/2000)
04/25/2000	14	ORDER by Judge Thomas F. Hogan: granting motion to extend time to 5/5/00 to file a motion for summary judgment and vaughn index [13-1] by DEPARTMENT OF HEALTH motion for summary judgment due by 5/5/00; (N) (kmk) (Entered: 04/25/2000)
05/05/2000	15	MOTION filed by federal defendant DEPARTMENT OF HEALTH for summary judgment ; exhibits (15) (bjsp) (Entered: 05/08/2000)
05/11/2000	16	MOTION (UNOPPOSED) filed by plaintiff IN DEFENSE/ANIMALS to extend time to 6/5/00 to file plaintiff's opposition to defendant's motion for summary judgment and cross motion for summary judgment (bjsp) (Entered: 05/12/2000)
05/17/2000	<u>17</u>	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 6/5/00 to file plaintiff's opposition to defendant's motion for summary judgment and cross motion for summary judgment [16-1] by IN DEFENSE/ANIMALS cross motions due by 6/5/00 ; response to motion for summary judgment due 6/5/00 ; reply to motion for summary judgment due by 6/16/00 ; (N) (lin) (Entered: 05/17/2000)
06/05/2000	18	CROSS MOTIONS by plaintiff IN DEFENSE/ANIMALS for partial summary judgment ; exhibits (39) (bjsp) (Entered: 06/06/2000)
06/13/2000	19	MOTION (UNOPPOSED) filed by federal defendant DEPARTMENT OF HEALTH to extend time to 6/16/00 for filing its reply in support of its motion for summary judgment in this FOIA case (cjp) (Entered: 06/14/2000)
06/19/2000	<u>20</u>	ORDER by Judge Thomas F. Hogan : granting defendant's motion to extend time to 6/30/00 for filing its reply in support of its motion for summary judgment in this FOIA case [19-1] by DEPARTMENT OF HEALTH plaintiff's reply to motion due 7/14/00 ; (N) (gew) (Entered: 06/19/2000)
06/30/2000	21	MOTION (UNOPPOSED) filed by federal defendant DEPARTMENT OF HEALTH to extend time to 7/10/00 to further enlarge deadline for filing defendant's summary judgment reply (cjp) (Entered: 07/03/2000)
07/07/2000	<u>22</u>	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 7/10/00 to further enlarge deadline for filing defendant's summary judgment reply [21-1] by DEPARTMENT OF HEALTH; reply to cross motion for summary judgment due by 7/25/00 ; (N) (gew) (Entered: 07/10/2000)

07/10/2000	23	REPLY by federal defendant DEPARTMENT OF HEALTH in support of its motion for summary judgment [15-1]; exhibits (6) (cjp) (Entered: 07/12/2000)
07/10/2000	24	RESPONSE by federal defendant DEPARTMENT OF HEALTH in opposition to cross motion for partial summary judgment [18-1] by IN DEFENSE/ANIMALS . (cjp) (Entered: 07/12/2000)
07/10/2000	26	MOTION filed by federal defendant HHS for leave to file declarations ex parte and under seal for in camera review EXHIBIT (DECLARATIONS FILED UNDER SEAL IN ROOM 1800) (bjsp) (Entered: 07/13/2000)
07/12/2000	<u>25</u>	ORDER by Judge Thomas F. Hogan : granting motion of defendant for Leave to File Declarations Ex Parte and Under Seal for In Camera Review. (N) (gew) (Entered: 07/13/2000)
07/13/2000	27	NOTICE OF FILING by federal defendant HHS to the Court RE: the filing of declarations under seal (FILED UNDER SEAL IN ROOM 1800) ; declarations (7) (bjsp) Modified on 07/13/2000 (Entered: 07/13/2000)
07/14/2000	28	ERRATA (NOTICE OF FILING) by federal defendant HHS to the Court RE: the filing of a redacted copy of declarations filed ex parte and under seal for in camera review ; declarations (7) (bjsp) (Entered: 07/17/2000)
07/19/2000	29	RESPONSE AND MEMORANDUM by plaintiff IN DEFENSE/ANIMALS in partial opposition to motion for leave to file declarations ex parte and under seal for in camera review [26-1] by HHS (bjsp) (Entered: 07/20/2000)
07/19/2000	30	MOTION (UNOPPOSED) filed by plaintiff IN DEFENSE/ANIMALS to extend time to 8/11/00 to file a reply in support of cross motion for summary judgment (jf) (Entered: 07/20/2000)
07/26/2000	<u>31</u>	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 8/11/00 to file a reply in support of cross motion for summary judgment [30-1] by IN DEFENSE/ANIMALS (N) (gew) (Entered: 07/27/2000)
07/28/2000	32	REPLY by federal defendant HHS in support of their motion for leave to file declarations ex parte and under seal for in camera review [26-1] by HHS ; declaration (1) (bjsp) (Entered: 07/31/2000)
08/11/2000	33	REPLY by plaintiff IN DEFENSE/ANIMALS in support of their cross motion for partial summary judgment [18-1] by IN DEFENSE/ANIMALS ; exhibits (24) (bjsp) (Entered: 08/14/2000)
08/30/2000	<u>34</u>	ORDER by Judge Royce C. Lamberth for Judge Thomas F. Hogan : granting motion for leave to file declarations ex parte and under seal for in camera review [26-1] by HHS (N) (jeb) (Entered: 08/30/2000)
09/28/2001	<u>35</u>	MEMORANDUM OPINION by Chief Judge Thomas F. Hogan (N) (jf) (Entered: 10/01/2001)
09/28/2001	<u>36</u>	ORDER by Chief Judge Thomas F. Hogan : granting in part, denying in part motion for summary judgment [15-1]; granting in part, denying in part cross motion for partial summary judgment [18-1]; further ordered, denying plaintiff's alternative request for discovery. (N) (jf) (Entered: 10/01/2001)
10/12/2001	37	MOTION filed by plaintiff IN DEFENSE/ANIMALS to extend time to 12/11/01 to file application for attorney's fees and costs (nmr) (Entered: 10/15/2001)
10/16/2001	<u>38</u>	ORDER by Chief Judge Thomas F. Hogan : granting motion to extend time to 12/11/01 to file application for attorney's fees and costs [37-1] by IN DEFENSE/ANIMALS; brief due by 12/11/01 ; (N) (jf) (Entered: 10/17/2001)
11/08/2001	39	STATEMENT filed by federal defendant HHS, regarding: mail service at U.S. Attorney's Office; C/M 11/8/01. (nmr) (Entered: 11/09/2001)
12/10/2001	40	MOTION filed by plaintiff IN DEFENSE/ANIMALS to extend time to 1/15/02 to file application for attorney's fees and costs (nmr) (Entered: 12/11/2001)
12/13/2001	<u>41</u>	ORDER by Chief Judge Thomas F. Hogan : granting motion to extend time to 1/15/02 to file application for attorney's fees and costs [40-1] by IN

		DEFENSE/ANIMALS; application due by 1/15/02 ; (N) (jf) (Entered: 12/14/2001)
01/17/2002	<u>42</u>	STIPULATION AND AGREEMENT OF SETTLEMENT by Chief Judge Thomas F. Hogan with consent of both parties: (N) (jf) (Entered: 01/22/2002)