

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:98-cv-03097-ESH**

SOLID WASTE TRANSFER, et al v. RENO, et al
Assigned to: Judge Ellen S. Huvelle
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 12/18/1998
Date Terminated: 01/22/2001
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**SOLID WASTE TRANSFER
RECYCLING, INC.**
TERMINATED: 05/08/2000

represented by **Squire Padgett**
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ATTORNEY TO BE NOTICED

Plaintiff

HAROLD MARTIN
TERMINATED: 05/08/2000

represented by **Squire Padgett**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

LATHAL PONDER

represented by **Squire Padgett**
(See above for address)
LEAD ATTORNEY
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V.

Defendant

JANET RENO
United States Attorney General

represented by **Thomas Patrick Hester , Jr.**
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Defendant**US ATTORNEY FOR THE DISTRICT
OF COLUMBIA****Defendant****U.S. DEPARTMENT OF JUSTICE****Defendant****FEDERAL BUREAU OF
INVESTIGATION**

Date Filed	#	Docket Text
12/18/1998	1	COMPLAINT filed by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER (lkn) (Entered: 12/22/1998)
12/18/1998		SUMMONS (2) issued to federal party(s) federal defendant JANET RENO , and non-parties: U.S. Attorney and U.S. Attorney General. (lkn) (Entered: 12/22/1998)
12/18/1998	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff SOLID WASTE TRANSFER (lkn) (Entered: 12/22/1998)
03/12/1999	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 1/7/99 (lkn) (Entered: 03/15/1999)
03/12/1999	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 1/7/99 (lkn) (Entered: 03/15/1999)
03/25/1999	5	AFFIDAVIT in support of default by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER; Attachments. (lkn) (Entered: 03/25/1999)
03/25/1999	6	DEFAULT vs. federal defendant JANET RENO By Clerk (N) (lkn) (Entered: 03/25/1999)
04/05/1999	7	MOTION filed by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER for default judgment against JANET RENO (lkn) (Entered: 04/06/1999)
04/08/1999	8	(ENTERED IN ERROR)MOTION filed by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER to vacate default ; Attachments. (lkn) Modified on 05/05/1999 (Entered: 04/09/1999)
04/08/1999	11	MOTION filed by federal defendant JANET RENO to vacate default (lkn) (Entered: 05/05/1999)
04/16/1999	9	ATTORNEY APPEARANCE for federal defendant JANET RENO by Wyneva Johnson (jf) (Entered: 04/19/1999)
04/22/1999	10	RESPONSE by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER in opposition to motion to vacate default [8-1] by LATHAL PONDER, HAROLD MARTIN, SOLID WASTE TRANSFER . (jf) (Entered: 04/26/1999)
05/04/1999	12	REPLY by federal defendant JANET RENO to plaintiff's response to motion to vacate default [11-1] by JANET RENO (lkn) (Entered: 05/05/1999)
10/19/1999	13	ORDER by Judge Thomas F. Hogan : granting motion to vacate default [11-1] by JANET RENO (N) (jaw) (Entered: 10/19/1999)
12/22/1999		REASSIGNMENT OF CIVIL CASE from Judge Hogan to Judge Ellen S. Huvelle by direction of the Calendar Committee. Emergency matters will continue to be handled by Judge Hogan until Judge Huvelle takes the oath of office. (N) (jeb) (Entered: 12/22/1999)

02/07/2000	<u>14</u>	ORDER by Judge Ellen S. Huvelle: directing that unless proof of service is filed within 20 days of the of this order, the Court will dismiss this case, without prejudice, for failure to prosecute, pursuant to Rule 4(m) of the Federal Rules of Civil Procedure. (N) (gdf) (Entered: 02/09/2000)
02/28/2000		SUMMONS REISSUED (2) to federal defendant JANET RENO, and non-party: U.S. Attorney (tb) (Entered: 02/28/2000)
02/28/2000	15	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 2/28/00 upon federal defendant JANET RENO (tb) (Entered: 02/29/2000)
02/28/2000	16	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 2/28/00 (tb) (Entered: 02/29/2000)
03/22/2000	17	ATTORNEY APPEARANCE for federal defendant JANET RENO by Thomas Patrick Hester Jr. (tb) (Entered: 03/23/2000)
03/29/2000	18	ANSWER TO COMPLAINT [1-1] by federal defendant JANET RENO . (tb) (Entered: 03/30/2000)
03/31/2000	19	ORDER by Judge Ellen S. Huvelle : initial scheduling conference set for 10:30 4/28/00 (N) (jaw) (Entered: 04/03/2000)
04/24/2000	20	JOINT MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 16 filed by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER, federal defendant JANET RENO . (bjsp) (Entered: 04/25/2000)
04/28/2000		STATUS HEARING before Judge Ellen S. Huvelle : motion for summary judgment due 7/31/00 ; response to motion for summary judgment due 8/31/00 reply motion for summary judgment due 9/21/00 ; Reporter: Beverly Byrne (gdf) (Entered: 04/28/2000)
04/28/2000	<u>21</u>	ORDER by Judge Ellen S. Huvelle: directing that, if parties are unable to reach settlement, defendant will file its motion for summary judgment on or before 7/31/00; opposition on or before 8/31/00; reply on or before 9/21/00 (N) (see order for detail) (gdf) (Entered: 05/02/2000)
05/04/2000	22	NOTICE OF CHANGE OF ADDRESS by Squire Padgett representing plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER . New address: LAW OFFICES OF SQUIRE PADGETT, 816 CONNECTICUT AVE, NW, SUITE 100, WASHINGTON, DC 20006 (202) 296-2266. (bjsp) (Entered: 05/05/2000)
05/04/2000	23	MOTION filed by plaintiff SOLID WASTE TRANSFER, plaintiff HAROLD MARTIN, plaintiff LATHAL PONDER for leave to file amended complaint EXHIBIT (amended complaint) (bjsp) Modified on 05/05/2000 (Entered: 05/05/2000)
05/08/2000	<u>24</u>	ORDER by Judge Ellen S. Huvelle : granting motion for leave to file amended complaint [23-1] by LATHAL PONDER, HAROLD MARTIN, SOLID WASTE TRANSFER (N) (gdf) (Entered: 05/08/2000)
05/08/2000	25	AMENDED COMPLAINT by plaintiff LATHAL PONDER adding federal defendant U S ATTY/DC, DOJ, FBI, and amending complaint [1-1] . (bjsp) (Entered: 05/08/2000)
05/15/2000	26	ANSWER TO AMENDED COMPLAINT [25-1] by federal defendant JANET RENO, federal defendant U S ATTY/DC, federal defendant DOJ, federal defendant FBI (cjp) (Entered: 05/16/2000)
07/25/2000	27	MOTION (UNOPPOSED) filed by federal defendant JANET RENO to extend time to file motion for summary judgment , and to modify briefing schedule (bjsp) (Entered: 07/26/2000)
07/26/2000	<u>28</u>	ORDER by Judge Ellen S. Huvelle : granting motion to extend time to file motion for summary judgment [27-1] by JANET RENO motion for summary judgment due by 8/31/00 ; response to motion for summary judgment due 10/2/00 ; reply to motion for summary judgment due by 10/23/00 ;, granting motion to modify

		briefing schedule [27-2] by JANET RENO (N) (gdf) (Entered: 07/27/2000)
08/28/2000	29	MOTION (UNOPPOSED) filed by federal defendant's to extend time and for modification of briefing schedule (bjsp) Modified on 08/29/2000 (Entered: 08/29/2000)
08/29/2000	<u>30</u>	ORDER by Judge Ellen S. Huvelle: granting motion to extend time and for modification of briefing schedule [29-1] by JANET RENO; ORDERED that if parties are unable to settle this lawsuit, defendant shall file its motion for summary judgment on or before 9/14/00; plaintiff shall file an opposition on or before 10/16/00; and defendant shall file its reply on or before 11/6/00 (N) (gdf) (Entered: 08/30/2000)
09/14/2000	31	MOTION filed by federal defendant for summary judgment (bjsp) (Entered: 09/15/2000)
09/14/2000	32	MEMORANDUM by federal defendants in support of motion for summary judgment [31-1] by JANET RENO ; declaration (1) ; exhibits (9) (bjsp) Modified on 09/15/2000 (Entered: 09/15/2000)
10/16/2000	33	MOTION filed by plaintiff LATHAL PONDER to extend time to file its response to the defendants Motion for Summary Judgment (tth) (Entered: 10/17/2000)
10/24/2000	<u>34</u>	ORDER by Judge Ellen S. Huvelle: granting motion to extend time to file its response to the defendants Motion for Summary Judgment on or before 10/30/00 [33-1] by LATHAL PONDER (N) (gdf) (Entered: 10/24/2000)
10/25/2000	35	RESPONSE by plaintiff LATHAL PONDER in opposition to motion for summary judgment [31-1] by JANET RENO; attachments (3) (ag) Modified on 10/31/2000 (Entered: 10/26/2000)
11/02/2000	36	MOTION (UNOPPOSED) filed by federal defendant JANET RENO, federal defendant U S ATTY/DC, federal defendant DOJ, federal defendant FBI for enlargement of time to file its reply to plaintiff's opposition on or before Tuesday 11/21/00 , and for modification of briefing schedule (cas) (Entered: 11/06/2000)
11/03/2000	<u>37</u>	ORDER by Judge Ellen S. Huvelle: granting motion for enlargement of time to file its reply to plaintiff's opposition on or before Tuesday 11/21/00 [36-1] by FBI, DOJ, U S ATTY/DC, JANET RENO, granting motion for modification of briefing schedule [36-2] by FBI, DOJ, U S ATTY/DC, JANET RENO (N) (gdf) (Entered: 11/09/2000)
11/17/2000	38	REPLY by federal defendant JANET RENO in support of motion for summary judgment [31-1] by JANET RENO (ag) (Entered: 11/20/2000)
01/22/2001	<u>39</u>	MEMORANDUM OPINION by Judge Ellen S. Huvelle (N) (gdf) (Entered: 01/25/2001)
01/22/2001	<u>40</u>	ORDER by Judge Ellen S. Huvelle: granting motion for summary judgment [31-1] by JANET RENO dismissing complaint [1-1] with prejudice (N) (gdf) (Entered: 01/25/2001)