

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:98-cv-01426-JR**

ROZET v. HUD
Assigned to: Judge James Robertson
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 06/05/1998
Date Terminated: 07/03/2001
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**A. BRUCE ROZET**

represented by **Jon W. Van Horne**
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V.

Defendant**DEPARTMENT OF HOUSING
& URBAN DEVELOPMENT**

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| Date Filed | # | Docket Text |
|------------|---|--|
| 06/05/1998 | 1 | COMPLAINT filed by plaintiff A. BRUCE ROZET ; exhibits (10) (JMF) (Entered: 06/15/1998) |
| 06/05/1998 | | SUMMONS (3) issued to federal party(s) federal defendant HUD , and non-parties: U.S. Attorney and U.S. Attorney General. (JMF) (Entered: 06/15/1998) |
| 07/02/1998 | 2 | ANSWER TO COMPLAINT [1-1] by federal defendant HUD . (JMF) (Entered: 07/06/1998) |

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| 07/08/1998 | 3 | ORDER by Judge James Robertson : defendant to file dispositive motions or alternatively to file a report setting forth the production of documents schedule due within 30 days of this order <date not set> ; (N) (jeb) (Entered: 07/09/1998) |
| 08/05/1998 | 4 | JOINT MOTION by plaintiff A. BRUCE ROZET, federal defendant HUD to stay case indefinitely (mlp) (Entered: 08/06/1998) |
| 08/05/1998 | | ORDER by Judge Collen Kollar-Kotelly for Judge James Robertson granting joint motion to stay case indefinitely [4-1] by HUD, A. BRUCE ROZET (fiat) (N) (mlp) (Entered: 08/06/1998) |
| 09/24/1998 | 5 | ORDER by Judge James Robertson: directing the parties to file a joint status report due by 11/5/98 (N) (jeb) (Entered: 09/24/1998) |
| 11/05/1998 | 6 | JOINT STATUS REPORT by plaintiff A. BRUCE ROZET, federal defendant HUD (lkn) (Entered: 11/06/1998) |
| 11/12/1998 | 7 | ORDER by Judge James Robertson : staying case for a period of ninety days , and status hearing set for 4:30 2/9/99 ; (N) (jeb) (Entered: 11/12/1998) |
| 12/09/1998 | 8 | MOTION filed by plaintiff A. BRUCE ROZET to lift the say of proceedings , and for order to schedule processing of its Freedom of Information Act request , and for other purposes ; Exhibits (15). (lkn) (Entered: 12/10/1998) |
| 12/21/1998 | 9 | MOTION filed by federal defendant HUD to extend time to 12/23/98 to file opposition to plaintiff's motion to lift stay of proceedings , and for order to schedule processing of its freedom of information act request (jf) (Entered: 12/23/1998) |
| 12/23/1998 | 10 | MOTION filed by federal defendant HUD to extend time to 12/24/98 to file opposition to motion to lift stay of proceedings , and for order to schedule processing of FOIA request (jf) (Entered: 12/28/1998) |
| 12/29/1998 | 11 | MOTION (UNOPPOSED) filed by federal defendant HUD to extend time to 1/5/99 to file opposition to plaintiff's motion to lift stay of proceedings , and for order to schedule processing FOIA request (jf) (Entered: 12/30/1998) |
| 01/04/1999 | 12 | ORDER by Judge James Robertson : granting motion to extend time to 12/23/98 to file opposition to plaintiff's motion to lift stay of proceedings [9-1] by HUD (N) (gew) (Entered: 01/04/1999) |
| 01/05/1999 | 13 | ORDER by Judge James Robertson : granting nunc pro tunc motion to extend time to 12/24/98 to file opposition to motion to lift stay of proceedings [10-1] by HUD; response to motion(s) due by 12/24/98 ; (N) (jaw) (Entered: 01/05/1999) |
| 01/05/1999 | 14 | ORDER by Judge James Robertson : granting nunc pro tunc motion to extend time to 1/5/99 to file opposition to plaintiff's motion to lift stay of proceedings [11-1] by HUD response to due by 12/29/98 ; (N) (jaw) (Entered: 01/05/1999) |
| 01/05/1999 | 15 | ORDER by Judge James Robertson : extending time nunc pro tunc for deft. to response to motion of pltf. to lift the stay of proceedings due 1/5/99 (N) (jaw) (Entered: 01/05/1999) |
| 01/05/1999 | 16 | MOTION filed by federal defendant HUD to extend time to 1/6/99 to file opposition to plaintiff's motion to lift the stay of proceedings , and for order to schedule processing of FOIA act request (jf) (Entered: 01/06/1999) |
| 01/06/1999 | 17 | MOTION filed by federal defendant HUD to extend time to 1/8/99 to file its opposition to plaintiff's motion to lift the stay of proceedings and for an order to schedule processing of its FOIA request,and for othe purposes (lkn) (Entered: 01/07/1999) |
| 01/11/1999 | 18 | MOTION filed by federal defendant HUD to extend time to 1/12/99 to file ist opposition to plaintiff's motion to lift the stay of proceedings and for an order to schedule processing of its freedom of information act request, and for other purposes. (tw) (Entered: 01/12/1999) |
| 01/12/1999 | 19 | RESPONSE by federal defendant HUD in opposition to motion to lift the say of proceedings [8-1]; for order to schedule processing of its Freedom of Information Act request [8-2]; and for other purposes [8-3] by A. BRUCE ROZET; Exhibits |

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| | | (6). (Bulky) (ks) (Entered: 01/19/1999) |
| 01/12/1999 | 21 | MOTION filed by federal defendant HUD for partial summary judgment ; exhibits (6) (jf) (Entered: 01/27/1999) |
| 01/12/1999 | 22 | SUPPLEMENTAL MEMORANDUM by federal defendant HUD in support of motion for partial summary judgment [21-1] (jf) (Entered: 01/27/1999) |
| 01/25/1999 | 20 | REPLY by plaintiff A. BRUCE ROZET to defendant's response to motion to extend time to 1/6/99 to file opposition to plaintiff's motion to lift the stay of proceedings [16-1] by HUD, motion for order to schedule processing of FOIA act request [16-2] by HUD (bjsp) (Entered: 01/26/1999) |
| 01/29/1999 | | SCHEDULING NOTICE: status hearing set for 9:00 2/23/99 ; before Judge James Robertson as posted on the first floor opposite the bank of elevators. (jeb) (Entered: 01/29/1999) |
| 02/01/1999 | 23 | MOTION filed by federal defendant HUD to extend time to 2/8/99 to file a reply to plaintiff's opposition to defendant's motion for summary judgment (jf) (Entered: 02/02/1999) |
| 02/05/1999 | 24 | ORDER by Judge James Robertson : granting motion to extend time to 2/8/99 to file a reply to plaintiff's opposition to defendant's motion for summary judgment [23-1] by HUD; reply to motion for summary judgment due by 2/8/99 ; (N) (jaw) (Entered: 02/05/1999) |
| 02/08/1999 | 25 | REPLY by federal defendant HUD to plaintiff's opposition to defendant's motion for partial summary judgment [21-1] by HUD (tw) (Entered: 02/09/1999) |
| 03/15/1999 | | MOTION HEARING before Judge James Robertson taken under advisement by HUD motion for partial summary judgment [21-1], granted motion to lift the stay of proceedings [8-1] by A. BRUCE ROZET; defendant to file additional pleadings within two weeks regarding the motion for summary judgment and plaintiff to respond two weeks thereafter; Court directs in the meantime that the defendant begin processing request. Reporter: Ed Hawkins (jeb) (Entered: 03/15/1999) |
| 03/18/1999 | 26 | TRANSCRIPT filed for date(s) of 03/15/99. Reporter: Edward N. Hawkins (lkn) (Entered: 03/18/1999) |
| 03/29/1999 | 27 | MOTION filed by federal defendant HUD to extend time to 4/2/99 to file submissions pursuant to Court's order dated 03/15/99 (jf) (Entered: 03/30/1999) |
| 04/02/1999 | 28 | SUPPLEMENTAL MEMORANDUM by federal defendant HUD in support of motion for partial summary judgment [21-1]; exhibits (3) (jf) (Entered: 04/06/1999) |
| 04/07/1999 | 29 | ORDER by Judge James Robertson: granting motion to extend time to 4/2/99 to file submissions pursuant to Court's order dated 03/15/99 [27-1] by HUD; plaintiff to respond in two weeks to defendant's submissions. (N) (jeb) (Entered: 04/07/1999) |
| 04/16/1999 | 30 | SUPPLEMENTAL MEMORANDUM by federal defendant HUD in support of motion for partial summary judgment [21-1] by HUD (jf) (Entered: 04/19/1999) |
| 04/16/1999 | 31 | MOTION filed by plaintiff A. BRUCE ROZET for leave to file statement fo genuine issues out of time ; EXHIBIT (statement) (jf) (Entered: 04/22/1999) |
| 04/16/1999 | 32 | REPLY by plaintiff A. BRUCE ROZET to defendant's supplemental brief in support of defendant's motion for partial summary judgment; exhibits (3) (jf) (Entered: 04/27/1999) |
| 04/27/1999 | 33 | ORDER by Judge James Robertson : granting motion for leave to file statement fo genuine issues out of time [31-1] by A. BRUCE ROZET (N) (jeb) (Entered: 04/27/1999) |
| 04/27/1999 | 35 | RESPONSE by plaintiff A. BRUCE ROZET in opposition to motion for partial summary judgment [21-1] by HUD . (jf) (Entered: 06/25/1999) |

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| 06/22/1999 | 34 | MOTION filed by plaintiff A. BRUCE ROZET to hold defendant in contempt for failing to comply with the Court's order of March 15, 1999 ; exhibits (2) (jf) (Entered: 06/23/1999) |
| 07/06/1999 | 36 | MOTION (UNOPPOSED) filed by federal defendant HUD to extend time to 7/13/99 to file its opposition to plaintiff's motion dated June 22, 1999 (lkn) (Entered: 07/07/1999) |
| 07/07/1999 | 37 | ORDER by Judge James Robertson : granting motion to extend time to 7/13/99 to file its opposition to plaintiff's motion dated June 22, 1999 [36-1] by HUD (N) (gew) (Entered: 07/08/1999) |
| 07/13/1999 | 38 | MEMORANDUM by Judge James Robertson. (N) (jaw) (Entered: 07/14/1999) |
| 07/13/1999 | 39 | ORDER by Judge James Robertson : denying motion for partial summary judgment [21-1] by HUD; denying motion to extend time to 1/12/99 to file ist opposition to plaintiff's motion to lift the stay of proceedings and for an order to schedule processing of its freedom of information act request, and for other purposes. [18-1] by HUD; denying motion to hold defendant in contempt for failing to comply with the Court's order of March 15, 1999 [34-1] by A. BRUCE ROZET (N) (jaw) (Entered: 07/14/1999) |
| 07/13/1999 | 40 | MOTION filed by federal defendant HUD to extend time to 7/15/99 to file a opposition to plaintiff's motion dated June 22, 1999 (jf) (Entered: 07/14/1999) |
| 11/01/1999 | <u>41</u> | ORDER by Judge James Robertson : Status Report setting forth what remains to be decided due: within 30 days <date not set> for HUD, for A. BRUCE ROZET (N) (jeb) (Entered: 11/02/1999) |
| 11/23/1999 | 42 | MOTION filed by federal defendant HUD to extend time to 12/6/99 to file status report (jf) (Entered: 11/29/1999) |
| 11/29/1999 | <u>43</u> | ORDER by Judge James Robertson : granting motion to extend time to 12/6/99 to file status report [42-1] by HUD (N) (jeb) (Entered: 11/29/1999) |
| 12/06/1999 | 44 | JOINT STATUS REPORT by plaintiff A. BRUCE ROZET, federal defendant HUD (tb) (Entered: 12/07/1999) |
| 02/18/2000 | 45 | MOTION filed by federal defendant HUD to extend time to 3/27/00 to file vaughn index , and for summary judgment (tb) (Entered: 02/22/2000) |
| 05/19/2000 | <u>46</u> | ORDER by Judge James Robertson: that either party show cause within 30 days from the date of this order why this case should not now be dismissed for want of prosecution. (N) (kmk) (Entered: 05/21/2000) |
| 06/19/2000 | 47 | MOTION filed by plaintiff A. BRUCE ROZET for a scheduling order (ab) (Entered: 06/20/2000) |
| 06/22/2000 | <u>48</u> | ORDER by Judge James Robertson: granting motion for a scheduling order [47-1] by A. BRUCE ROZET; granting motion to extend time to file vaughn index [45-1] by HUD; deft. to serve on pltf. by 7/5/00, Vaughn Declaration; pltf. to serve on deft. by 7/12/00, its informal comments on the deft.'s Vaughn Declaration for the purpose of narrowing contested issues; motion for summary judgment due by 7/19/00; the order to show cause issued 5/19/00 is discharged. (N) (mlp) (Entered: 06/22/2000) |
| 07/05/2000 | 49 | MOTION filed by federal defendant HUD to extend time to 7/7/00 to file Vaughn declaration (tth) (Entered: 07/06/2000) |
| 07/07/2000 | <u>50</u> | ORDER by Judge James Robertson : granting motion to extend time to 7/7/00 to file Vaughn declaration [49-1] by HUD. (N) (mlp) (Entered: 07/07/2000) |
| 07/07/2000 | 51 | NOTICE OF FILING OF VAUGHN DECLARATION of Geoffrey L. Patton, by federal defendant HUD (tth) (Entered: 07/10/2000) |
| 07/20/2000 | 52 | MOTION (UNOPPOSED) filed by federal defendant HUD to extend time to 7/25/00 to file a motion for summary judgment (jf) (Entered: 07/21/2000) |
| 07/21/2000 | 53 | ORDER by Judge James Robertson : granting motion to extend time to 7/25/00 to file a motion for summary judgment [52-1] by HUD (N) (gew) (Entered: 07/21/2000) |

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| | | 07/24/2000) |
| 07/26/2000 | 54 | MOTION (SECOND) filed by federal defendant HUD to extend time to 8/8/00 to file a motion for summary judgment (tth) (Entered: 07/26/2000) |
| 07/26/2000 | <u>55</u> | ORDER by Judge Ellen S. Huvelle : granting motion to extend time to 8/8/00 to file a motion for summary judgment [54-1] by HUD motion for summary judgment due by 8/8/00 ; (N) (gdf) (Entered: 07/27/2000) |
| 08/08/2000 | 56 | MOTION filed by federal defendant HUD to extend time to 8/22/00 to file motion for partial summary judgment and memorandum in support thereof (lin) (Entered: 08/09/2000) |
| 08/08/2000 | 57 | WITHDRAWN PURSUANT TO COURT ORDER DATED 9/21/00 ---- MOTION filed by federal defendant HUD for partial summary judgment (lin) Modified on 09/21/2000 (Entered: 08/09/2000) |
| 08/10/2000 | <u>58</u> | ORDER by Judge Ricardo M. Urbina for Judge James Robertson : granting motion to extend time to 8/22/00 to file motion for partial summary judgment and memorandum in support thereof [56-1] by HUD. (N) (mlp) (Entered: 08/10/2000) |
| 08/22/2000 | 59 | MEMORANDUM by plaintiff A. BRUCE ROZET in opposition to motion for partial summary judgment [57-1] by HUD; Attachment (1); Exhibits (3) (tth) (Entered: 08/23/2000) |
| 08/22/2000 | 60 | MOTION filed by federal defendant HUD for partial summary judgment ; Exhibit (1) (tth) (Entered: 08/23/2000) |
| 08/29/2000 | 61 | MOTION (UNOPPOSED) filed by federal defendant HUD to extend time to 9/15/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment (bjsp) (Entered: 08/31/2000) |
| 09/06/2000 | 62 | MEMORANDUM by plaintiff A. BRUCE ROZET in opposition to motion for partial summary judgment [60-1] by HUD; exhibits (8) (cjp) (Entered: 09/07/2000) |
| 09/11/2000 | <u>63</u> | ORDER by Judge James Robertson: granting unopposed motion to extend time to 9/15/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment [61-1] by HUD. (N) (mlp) (Entered: 09/12/2000) |
| 09/15/2000 | 64 | REPLY by federal defendant HUD to plaintiff's opposition to motion for partial summary judgment [57-1] (jf) (Entered: 09/19/2000) |
| 09/19/2000 | 65 | MOTION (UNOPPOSED) filed by federal defendant HUD to extend time to 9/26/00 to reply to plaintiff's opposition to defendant's Motion for Partial Summary Judgment (tth) (Entered: 09/20/2000) |
| 09/21/2000 | <u>66</u> | ORDER by Judge James Robertson: granting motion to extend time to 9/26/00 to reply to plaintiff's opposition to defendant's Motion for Partial Summary Judgment [65-1] by HUD. (N) (mlp) (Entered: 09/21/2000) |
| 09/21/2000 | <u>67</u> | ORDER by Judge James Robertson: withdrawing by HUD motion for partial summary judgment [57-1]. (N) (mlp) (Entered: 09/21/2000) |
| 09/26/2000 | 68 | MOTION (second) filed by federal defendant HUD to extend time to 10/4/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgement (ag) (Entered: 09/27/2000) |
| 09/29/2000 | <u>69</u> | ORDER by Judge James Robertson: granting motion to extend time to 10/4/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment [68-1] by HUD. (N) (mlp) (Entered: 09/30/2000) |
| 10/04/2000 | 70 | MOTION filed by federal defendant HUD to extend time to 10/11/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment (ag) (Entered: 10/05/2000) |
| 10/10/2000 | <u>71</u> | ORDER by Judge James Robertson : granting motion to extend time to 10/11/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment [70-1] by HUD; no further extensions will be granted. (N) (mlp) |

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| | | (Entered: 10/11/2000) |
| 10/11/2000 | 72 | MOTION (THIRD) filed by federal defendant HUD to extend time to 10/16/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment (ag) Modified on 10/13/2000 (Entered: 10/13/2000) |
| 10/12/2000 | 73 | MOTION (UNOPPOSED) filed by federal defendant HUD for leave to file its reply to plaintiff's opposition to defendant's motion for partial summary judgment ; exhibits (1) (ag) Modified on 10/13/2000 (Entered: 10/13/2000) |
| 10/12/2000 | 74 | REPLY by federal defendant HUD to response to motion for partial summary judgment [60-1] by HUD; Exhibit (1) (tth) (Entered: 10/13/2000) |
| 10/13/2000 | 75 | MOTION filed by plaintiff A. BRUCE ROZET for Order setting a schedule for the completion of this case or in the alternative issue an Order setting a hearing for such purpose (tth) (Entered: 10/17/2000) |
| 10/24/2000 | <u>77</u> | ORDER by Judge James Robertson : granting motion for leave to file its reply to plaintiff's opposition to defendant's motion for partial summary judgment [73-1] by HUD, denying motion to extend time to 10/16/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment [72-1] by HUD. (N) (mlp) (Entered: 11/06/2000) |
| 10/30/2000 | 76 | RESPONSE by federal defendant HUD in opposition to motion for Order setting a schedule for the completion of this case or in the alternative issue an Order setting a hearing for such purpose [75-1] by A. BRUCE ROZET . (ag) (Entered: 10/31/2000) |
| 11/08/2000 | 78 | MOTION filed by federal defendant HUD for partial summary judgment (hsj) (Entered: 11/15/2000) |
| 11/21/2000 | 80 | MOTION filed by plaintiff A. BRUCE ROZET to extend time to 11/29/00 to file opposition to defendant's motion for partial summary judgment (jf) (Entered: 11/29/2000) |
| 11/24/2000 | <u>79</u> | ORDER by Judge James Robertson: granting pltf.'s motion for enlargement of time to respond to motion for summary judgment; response due 11/29/00. (N) (mlp) (Entered: 11/24/2000) |
| 11/29/2000 | 81 | MEMORANDUM by plaintiff A. BRUCE ROZET in opposition to motion for summary judgment [78-1] by HUD; exhibits (14) (cas) (Entered: 11/30/2000) |
| 12/11/2000 | 82 | MOTION (UNOPPOSED) filed by federal defendant HUD to extend time to 12/18/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment (cas) (Entered: 12/12/2000) |
| 12/14/2000 | <u>83</u> | ORDER by Judge James Robertson : granting motion to extend time to 12/18/00 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment [82-1] by HUD. (N) (mlp) (Entered: 12/14/2000) |
| 12/18/2000 | 84 | MOTION (SECOND) (UNOPPOSED) filed by federal defendant HUD to extend time to 12/21/00 to file reply to plaintiffs opposition to defendants motion for partial summary judgment (bjsp) (Entered: 12/19/2000) |
| 12/20/2000 | <u>85</u> | ORDER by Judge James Robertson : granting motion to extend time to 1/4/01 to file reply to plaintiffs opposition to defendants motion for partial summary judgment [84-1] by HUD reply to motion for summary judgment due by 1/4/01 ; (N) (lin) (Entered: 12/20/2000) |
| 01/04/2001 | 86 | MOTION (THIRD) filed by federal defendant HUD to extend time to 1/5/01 to file reply to plaintiff's opposition to defendant's motion for partial summary judgment (cas) (Entered: 01/05/2001) |
| 01/05/2001 | 87 | REPLY by federal defendant HUD to plaintiff's opposition to defendant's motion for partial summary judgment [81-1] by A. BRUCE ROZET; exhibits (2) (cas) (Entered: 01/08/2001) |
| 01/08/2001 | <u>88</u> | ORDER, nunc pro tunc, by Judge James Robertson: granting motion to extend time to 1/5/01 to file reply to plaintiff's opposition to defendant's motion for partial |

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| | | summary judgment [86-1] by HUD. (N) (mlp) (Entered: 01/09/2001) |
| 03/13/2001 | 89 | SUBSTITUTION OF COUNSEL for federal defendant HUD , substituting Peter David Blumberg for Michael Johnson. (jdm) (Entered: 03/14/2001) |
| 03/30/2001 | <u>90</u> | MEMORANDUM by Judge James Robertson. (N) (N) (mlp) (Entered: 03/30/2001) |
| 03/30/2001 | <u>91</u> | ORDER by Judge James Robertson : granting motion for partial summary judgment [78-1] by HUD, denying motion for order setting a schedule for the completion of this case or in the alternative issue an Order setting a hearing for such purpose [75-1] by A. BRUCE ROZET, granting in part, denying in part motion for partial summary judgment [60-1] (N) (mlp) (Entered: 03/30/2001) |
| 03/30/2001 | | Case Reopened (mlp) (Entered: 04/02/2001) |
| 07/03/2001 | <u>92</u> | ORDER by Judge James Robertson: granting joint motion to dismiss complaint [1-1] with prejudice; each party shall bear their own attorney's fees and costs. (N) (mlp) (Entered: 07/05/2001) |
| 07/03/2001 | 93 | MOTION filed by plaintiff A. BRUCE ROZET to dismiss complaint [1-1] with prejudice "Leave to file granted, 7/3/01." Robertson, J. (fiat) (mlp) (Entered: 07/05/2001) |