

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:99-cv-01896-RMU**

ZYKO v. DOD, et al
Assigned to: Judge Ricardo M. Urbina
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 07/14/1999
Date Terminated: 09/27/2002
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

EDDI Z. ZYKO

represented by **EDDI Z. ZYKO**
120 Fenn Road
Middlebury, CT 06762
(203) 758-8119
Fax: AREA CODE (203)
PRO SE

V.

Defendant

DEPARTMENT OF DEFENSE

represented by **Alexander Daniel Shoaibi**
U.S. ATTORNEY'S OFFICE
Judiciary Center Building
555 Fourth Street, NW
E-4218
Washington, DC 20530
(202) 514-7236
Email: alexander.d.shoaibi@usdoj.gov
TERMINATED: 08/06/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas M. Ray
U.S. ARMY LITIGATION DIVISION
901 North Stuart Street
Suite 400
Arlington, VA 22203
(703) 696-1605
Fax: (202) 514-8780
Email: thomas.ray2@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

DEPARTMENT OF THE ARMY

represented by **Alexander Daniel Shoaibi**
(See above for address)
TERMINATED: 08/06/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas M. Ray
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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07/14/1999	1	COMPLAINT filed by plaintiff EDDI Z. ZYKO; Exhibit (1). (rew) (Entered: 07/15/1999)
07/14/1999		SUMMONS NOT ISSUED. (rew) (Entered: 07/15/1999)
08/09/1999	2	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/15/99 upon federal defendant DEPARTMENT OF ARMY (bjsp) (Entered: 08/10/1999)
08/09/1999	3	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 7/20/99 (bjsp) (Entered: 08/10/1999)
08/09/1999	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 7/20/99 (bjsp) (Entered: 08/10/1999)
08/09/1999	5	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 7/20/99 upon federal defendant DOD (bjsp) (Entered: 08/12/1999)
08/17/1999	6	(ENTERED IN ERROR) RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 8/11/99 upon federal defendant DEPARTMENT OF ARMY (bjsp) Modified on 08/26/1999 (Entered: 08/18/1999)
08/17/1999	7	(ENTERED IN ERROR) RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 8/10/99 (bjsp) Modified on 08/26/1999 (Entered: 08/18/1999)
08/17/1999	8	(ENTERED IN ERROR) RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 8/9/99 (bjsp) Modified on 08/26/1999 (Entered: 08/18/1999)
08/18/1999	9	ATTORNEY APPEARANCE for federal defendant DOD, federal defendant DEPARTMENT OF ARMY by Alexander Daniel Shoaibi (bjsp) (Entered: 08/19/1999)
08/19/1999	10	MOTION (CONSENT) filed by federal defendant DOD, federal defendant DEPARTMENT OF ARMY to extend time to answer complaint [1-1] (bjsp) (Entered: 08/20/1999)
08/20/1999	11	(ENTERED IN ERROR) RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 8/16/99 upon plaintiff EDDI Z. ZYKO (st) Modified on 08/26/1999 (Entered: 08/23/1999)
08/23/1999	12	ORDER by Judge Ricardo M. Urbina : granting motion to extend time to answer complaint [1-1] [10-1] by DEPARTMENT OF ARMY, DOD ; Answer extended to 9/20/99 for DEPARTMENT OF ARMY, for DOD (N) (jwd) (Entered: 08/23/1999)
09/20/1999	13	MOTION filed by federal defendant DOD, federal defendant DEPARTMENT OF ARMY to extend time to answer complaint [1-1] (tw) (Entered: 09/22/1999)
09/29/1999	14	ORDER by Judge Ricardo M. Urbina : denying motion to extend time to answer complaint [1-1] [13-1] by DEPARTMENT OF ARMY, DOD (N) (jwd) (Entered: 09/29/1999)
10/01/1999	15	MOTION (CONSENT) filed by federal defendant DOD, federal defendant DEPARTMENT OF ARMY for leave to file answer out of time EXHIBIT(answer) (st) Modified on 10/04/1999 (Entered: 10/04/1999)
10/05/1999	16	ORDER by Judge Ricardo M. Urbina : granting motion for leave to file answer out of time [15-1] by DEPARTMENT OF ARMY, DOD (N) (jwd) (Entered: 10/05/1999)
10/05/1999	17	ANSWER TO COMPLAINT [1-1] by federal defendant DOD, federal defendant DEPARTMENT OF ARMY . (bjsp) (Entered: 10/06/1999)
08/06/2001	18	SUBSTITUTION OF COUNSEL for federal defendant DOD, federal defendant DEPARTMENT OF ARMY , substituting Thomas M. Ray for attorney Alexander Daniel Shoaibi for DEPARTMENT OF ARMY, attorney Alexander Daniel Shoaibi for DOD (td) (Entered: 08/07/2001)

08/14/2001	<u>19</u>	ORDER by Judge Ricardo M. Urbina : status hearing set for 9:30 10/18/01 (N) (jwd) (Entered: 08/14/2001)
10/19/2001	<u>20</u>	SCHEDULING ORDER by Judge Ricardo M. Urbina dispositive motions due 11/19/01; oppositions to dispositive motions due 12/19/01; replies to dispositive motions due 1/9/01 (N) (jwd) (Entered: 10/19/2001)
11/19/2001	21	MOTION filed by federal defendant DOD, federal defendant DEPARTMENT OF ARMY for summary judgment in their favor on the grounds that no genuine issue of material fact exists ; attachments (75) (td) (Entered: 11/27/2001)
12/05/2001	22	ERRATA by federal defendants DOD, and DEPARTMENT OF ARMY; defendant's exhibit G w/attachments (8) to motion for summary judgment. (bm) (Entered: 12/06/2001)
12/05/2001	23	STATEMENT filed by federal defendants DOD, and DEPARTMENT OF ARMY to the Court concerning mail service at United States Attorney's Office (bm) (Entered: 12/06/2001)
02/05/2002	<u>24</u>	ORDER by Judge Ricardo M. Urbina : plaintiff shall file his opposition to the defendants' motion on or before 3/4/02 ; reply to dispositive motions due 3/20/02; the status conference scheduled for 3/11/02 is hereby vacated (N) (adc) (Entered: 02/06/2002)
02/13/2002	25	MOTION filed by plaintiff EDDI Z. ZYKO to stay. (td) (Entered: 02/15/2002)
02/27/2002	26	RESPONSE by federal defendant DOD, federal defendant DEPARTMENT OF ARMY in opposition to motion to stay. [25-1] by EDDI Z. ZYKO . (td) (Entered: 02/28/2002)
03/01/2002	<u>27</u>	ORDER by Judge Ricardo M. Urbina : denying motion to stay. [25-1] by EDDI Z. ZYKO; plaintiff shall have 15 day from the date of this order, to respond to defendants' motion for summary judgment or that motion may be treated as conceded; no further extensions of time will be granted (N) (jwd) (Entered: 03/01/2002)
03/15/2002	28	OBJECTIONS by plaintiff EDDI Z. ZYKO to motion for summary judgment in their favor on the grounds that no genuine issue of material fact exists [21-1] by DEPARTMENT OF ARMY, DOD (jf) (Entered: 03/26/2002)
03/15/2002	29	MOTION filed by plaintiff EDDI Z. ZYKO for summary judgment (jf) (Entered: 03/26/2002)
03/29/2002	30	MOTION filed by federal defendant DOD, federal defendant DEPARTMENT OF ARMY to extend time to reply to plaintiff's response to defendants' motion for summary judgment and to oppose plaintiff's motion for summary judgment. (td) (Entered: 04/02/2002)
04/18/2002	<u>31</u>	ORDER by Judge Ricardo M. Urbina : granting nunc pro tunc motion to extend time to reply to plaintiff's response to defendants' motion for summary judgment and to oppose plaintiff's for summary judgment. [30-1] by DEPARTMENT OF ARMY, DOD defendants reply to plaintiff's opposition to defendants' motion for summary judgment due by 4/5/02; defendants opposition to plaintiff's motion for summary judgment due 4/9/02 (N) (jwd) (Entered: 04/18/2002)
04/18/2002	32	REPLY by federal defendant DOD, federal defendant DEPARTMENT OF ARMY to plaintiff's consolidated opposition defendants' motion for summary judgment [21-1] by DEPARTMENT OF ARMY, DOD (td) (Entered: 05/19/2002)
04/18/2002	33	MOTION filed by federal defendant DOD, federal defendant DEPARTMENT OF ARMY for summary judgment (td) (Entered: 05/19/2002)
05/23/2002	<u>34</u>	ORDER by Judge Ricardo M. Urbina : referring motions for summary judgment to a Magistrate Judge for a Report and Recommendation to be issued by 9/1/02. (N) (jwd) (Entered: 05/23/2002)
05/23/2002		CASE REFERRED to Mag. Judge Deborah A. Robinson (MJ) for report and recommendation on motions for summary judgment (cp) (Entered: 05/24/2002)

09/06/2002	36	REPORT AND RECOMMENDATION of Mag. Judge Deborah A. Robinson (MJ) (glh) (Entered: 09/10/2002)
09/09/2002	<u>35</u>	ORDER by Judge Ricardo M. Urbina: directing that any objections, if there are any, to the Report and Recommendation issued on 9/6/02 shall be served electronically on the court and counsel no later than 9/17/02 at 4:00 p.m. and responses shall be served electronically on the court and counsel no later than 9/25/02 at 4:00 p.m. (N) (jwd) (Entered: 09/09/2002)
09/25/2002	38	RESPONSE by federal defendant DOD, federal defendant DEPARTMENT OF ARMY to plaintiff's objections to Magistrate Judge's report and recommendation (aet) (Entered: 09/27/2002)
09/26/2002		CASE referral ended Mag. Judge Deborah A. Robinson (MJ) (glh) (Entered: 10/08/2002)
09/27/2002	<u>37</u>	ORDER by Judge Ricardo M. Urbina : adopting report & recommendation submitted on 9/6/02 [36-1], overruling plaintiff's objection to the Report and Recommendation [28-1] by EDDI Z. ZYKO. This is a final judgment. (N) (adc) (Entered: 09/27/2002)