

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-01527-CKK**

WINDSONG, INC. v. US CUSTOMS SERVICE
Assigned to: Judge Colleen Kollar-Kotelly
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 06/27/2000
Date Terminated: 11/12/2003
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**WINDSONG, INC.**

represented by **Peter S. Herrick**
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V.

Defendant

US CUSTOMS SERVICE
an agency of the Department of the Treasury

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Date Filed	#	Docket Text
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06/27/2000	1	COMPLAINT filed by plaintiff WINDSONG, INC.; attachments (6) (bm) (Entered: 06/28/2000)
06/27/2000		SUMMONS (3) issued to federal party federal defendant US CUSTOMS SERVICE , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 06/28/2000)
08/04/2000	2	MOTION (CONSENT) filed by federal defendant US CUSTOMS SERVICE to extend time to 09/05/00 to answer complaint [1-1] (tb) (Entered: 08/07/2000)
08/10/2000	<u>3</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time to 09/05/00 to answer complaint [1-1] [2-1] by US CUSTOMS SERVICE; dispositive motions due 9/5/00 . An answer would be a waste of time. No extensions. (N) (dot) (Entered: 08/10/2000)
08/15/2000	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 6/29/00 (jf) (Entered: 08/16/2000)
09/05/2000	5	MOTION filed by federal defendant US CUSTOMS SERVICE to stay , or in the alternative for extension of time (clv) (Entered: 09/06/2000)
09/07/2000	<u>6</u>	ORDER by Judge Colleen Kollar-Kotelly : denying motion to stay [5-1] by US CUSTOMS SERVICE. Defendant shall have five (5) days from the date of this order in which to file a dispositive motion. (N) (dot) (Entered: 09/07/2000)
09/14/2000	7	MOTION filed by federal defendant US CUSTOMS SERVICE for summary judgment ; exhibits (1) (dam) (Entered: 09/17/2000)
10/06/2000	<u>8</u>	AMENDED ORDER by Judge Colleen Kollar-Kotelly : granting motion to stay [5-1] by US CUSTOMS SERVICE. The Court's Order docketed 9/7/00 is vacated. This case is stayed pending resolution of the Government's petition for rehearing in Maydak. That defendant notifies this Court promptly upon resolution of the question of rehearing in Maydak. (N) (dot) (Entered: 10/06/2000)
10/17/2000	9	RESPONSE by plaintiff WINDSONG, INC. in opposition to motion for summary judgment [7-1] by US CUSTOMS SERVICE . (pob) (Entered: 10/19/2000)
10/17/2000	10	OBJECTIONS by plaintiff WINDSONG, INC. to defendant's statement of material facts not in genuine dispute. Exhibits (7). (pob) (Entered: 10/19/2000)
10/20/2000	11	MOTION (UNOPPOSED) filed by federal defendant US CUSTOMS SERVICE to extension time to 10/27/00 to respond to plaintiff's opposition to defendant's motion for summary judgment (cdw) (Entered: 10/23/2000)
10/30/2000	<u>12</u>	ORDER by Judge Colleen Kollar-Kotelly :case was stayed by amended order of 10/6/00. (N) (dot) (Entered: 10/31/2000)
05/14/2001	<u>13</u>	ORDER by Judge Colleen Kollar-Kotelly : denying without prejudice motion for summary judgment [7-1] by US CUSTOMS SERVICE. Denying as moot, motion to extension time to 10/27/00 to respond to plaintiff's opposition to defendant's motion for summary judgment [11-1] by US CUSTOMS SERVICE. That, once Maydak has been resolved in a manner that affords precedential authority, defendant may amend and re-file its dispositive motion. (N) (dot) (Entered: 05/15/2001)
05/29/2001	14	ANSWER TO COMPLAINT [1-1] by federal defendant US CUSTOMS SERVICE . (hsj) (Entered: 06/05/2001)
09/30/2001		Case Reopened (dot) (Entered: 10/04/2001)
10/25/2001	<u>15</u>	ORDER by Judge Colleen Kollar-Kotelly : Initial Scheduling Conference hearing set for 9:00 12/10/01 . (N) (dot) (Entered: 10/25/2001)
11/13/2001	16	NOTICE by federal defendant US CUSTOMS SERVICE to Court concerning mail service at US Attorney's Office (cdw) (Entered: 11/16/2001)
12/07/2001	17	MOTION filed by plaintiff WINDSONG, INC. to continue scheduling conference until 12/10/01 (cas) (Entered: 12/10/2001)

12/10/2001		MEET AND CONFER STATUS HEARING before Judge Colleen Kollar-Kotelly : Vaughn Index and motion due 1/24/02; opposition due 2/7/02; reply due 2/21/02. Reporter: Edward Hawkins (dot) (Entered: 12/10/2001)
12/10/2001	<u>18</u>	SCHEDULING ORDER by Judge Colleen Kollar-Kotelly dispositive motions and Vaughn Index due 1/24/02 ; response to dispositive motions due 2/7/02 ; reply to dispositive motions due 2/21/02. See order for further details (N) (dot) (Entered: 12/10/2001)
01/08/2002	19	SUBSTITUTION OF COUNSEL for federal defendant US CUSTOMS SERVICE, substituting Edith M. Shine for attorney Heather Jean Kelly (cdw) (Entered: 01/10/2002)
01/24/2002	20	MOTION filed by federal defendant US CUSTOMS SERVICE to extend time to 3/25/02 to file a Vaughn Index and motion for summary judgment (bm) (Entered: 01/25/2002)
01/25/2002	<u>21</u>	ORDER by Judge Colleen Kollar-Kotelly : granting nunc pro tunc motion to extend time to 3/25/02 to file a Vaughn Index and motion for summary judgment [20-1] by US CUSTOMS SERVICE (N) (dot) (Entered: 01/25/2002)
03/25/2002	22	MOTION (UNOPPOSED) filed by federal defendant US CUSTOMS SERVICE to extend time to 4/4/02 to file Vaughn Index and renewed motion for summary judgment (cdw) (Entered: 03/27/2002)
03/28/2002	<u>23</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time to 4/4/02 to file Vaughn Index and renewed motion for summary judgment [22-1] by US CUSTOMS SERVICE; response to dispositive motions due by 4/22/02 ; reply to dispositive motions due by 5/6/02 (N) (dot) (Entered: 03/28/2002)
04/04/2002	24	MOTION (RENEWED) filed by federal defendant US CUSTOMS SERVICE for summary judgment ; declarations (2); exhibits (14) (bcs) (Entered: 04/08/2002)
04/29/2002	25	RESPONSE by plaintiff WINDSONG, INC. in opposition to motion for summary judgment [24-1] by US CUSTOMS SERVICE.; declaration (1); exhibits (3) (bcs) (Entered: 04/30/2002)
05/06/2002	26	REPLY by federal defendant US CUSTOMS SERVICE to response in opposition to motion for summary judgment [24-1] by US CUSTOMS SERVICE (bcs) (Entered: 05/08/2002)
08/22/2003	<u>27</u>	MEMORANDUM OPINION by Judge Colleen Kollar-Kotelly (N) (dot) (Entered: 08/26/2003)
08/22/2003	<u>28</u>	ORDER by Judge Colleen Kollar-Kotelly : granting in part, denying in part motion for summary judgment [24-1]. Defendant's motion is granted in regard to defendant's Vaughn Indices, documents withheld pursuant to FOIA EXEMPTIONS 7(C) and 7(E), and segregability. Defendant's motion is denied without prejudice in regard to the adequacy of defendant's search. Defendant shall either conduct a more exhaustive search for documents or further explain why such a search is not necessary. Such a filing shall either be in the form of a praecipe or a renewed motion for summary judgment; motion for summary judgment due 9/22/03; response to motion for summary judgment due 10/6/03; reply motion for summary judgment due 10/15/03. If a praecipe is filed, it shall include a date certain by which a search for relevant records will be completed. (N) (dot) (Entered: 08/26/2003)
09/17/2003	29	MOTION (CONSENT) filed by federal defendant US CUSTOMS SERVICE to extend time to 10/16/03 to file renewed motion for summary judgment (bjsp) (Entered: 09/24/2003)
10/02/2003	<u>30</u>	ORDER by Judge Colleen Kollar-Kotelly : granting nunc pro tunc motion to extend time to 10/16/03 to file renewed motion for summary judgment [29-1] by US CUSTOMS SERVICE (N) (dot) (Entered: 10/08/2003)
10/15/2003	31	MOTION filed by federal defendant US CUSTOMS SERVICE to extend time to 10/23/03 to file its renewed motion for summary judgment (bm) (Entered: 10/16/2003)

10/20/2003	<u>32</u>	ORDER by Judge Colleen Kollar-Kotelly : granting motion to extend time to 10/23/03 to file its renewed motion for summary judgment [31-1] by US CUSTOMS SERVICE (N) (dot) (Entered: 10/20/2003)
10/23/2003	<u>33</u>	MOTION for Extension of Time to and until November 10, 2003, to file praecipe or a renewed motion for summary judgment by US CUSTOMS SERVICE. (jf,) (Entered: 10/26/2003)
10/27/2003		MINUTE ENTRY: ORDERED that Defendant's unopposed Motion for Extension of Time <u>33</u> is GRANTED; it is further ORDERED that unless notified before November 10, 2003, that the parties stipulate to dismissing this case, Defendant shall have up to and including November 10, 2003, to file a Praecipe or renewed motion for summary judgment. Signed by Judge Colleen Kollar-Kotelly on October 27, 2003.(lcckk1) (Entered: 10/27/2003)
11/10/2003	<u>34</u>	STIPULATION <i>Dismissal of Cause of Action</i> by US CUSTOMS SERVICE. (Attachments: # <u>1</u> Text of Proposed Order)(Shine, Edith) (Entered: 11/10/2003)
11/12/2003		MINUTE ENTRY: ORDERED that the parties' Unopposed Stipulation to Dismiss <u>34</u> is APPROVED. Signed by Judge Colleen Kollar-Kotelly on November 12, 2003. (lcckk1) (Entered: 11/12/2003)