

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-02234-EGS**

TRULOCK v. DOJ, et al
Assigned to: Judge Emmet G. Sullivan
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 09/18/2000
Date Terminated: 03/31/2003
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

NOTRA TRULOCK, III

represented by **Larry E. Klayman**
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V.

Defendant

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Defendant

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Defendant

**EXECUTIVE OFFICE OF THE
PRESIDENT**

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Date Filed	#	Docket Text
09/18/2000	1	COMPLAINT filed by plaintiff NOTRA TRULOCK III.; exhibits (9) (dam) (Entered: 09/20/2000)
09/18/2000		SUMMONS (6) issued to federal party(s) federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES , and non-parties: U.S. Attorney and U.S. Attorney General. (dam) (Entered: 09/20/2000)
10/20/2000	2	MOTION (UNOPPOSED) filed by federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES to extend time to 11/20/00 to answer complaint [1-1] (cas) (Entered: 10/23/2000)
10/27/2000	<u>3</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 11/20/00 to answer complaint [1-1] [2-1] by federal defendantsss ; Answer extended to 11/20/00 for EXCEC OFFICE/PRES, for CIA, for DOE, for DOJ (N) (dam) (Entered: 10/28/2000)
11/21/2000	4	MOTION filed by federal defendant EXCEC OFFICE/PRES to dismiss complaint [1-1] ; exhibits (5) (aet) (Entered: 11/29/2000)
11/21/2000	5	ANSWER TO COMPLAINT [1-1] by federal defendant DOJ, federal defendant DOE, federal defendant CIA.; exhibits (3) (aet) (Entered: 11/29/2000)
12/07/2000	6	MOTION filed by plaintiff NOTRA TRULOCK III for leave to file opposition to defendants' motion to dismiss out of time. (td) (Entered: 12/12/2000)
12/12/2000	<u>7</u>	ORDER by Judge Emmet G. Sullivan : granting motion for leave to file opposition to defendants' motion to dismiss out of time. [6-1] by NOTRA TRULOCK III; opposition due by 12/18/00; (N) (clv) (Entered: 12/12/2000)
12/18/2000	8	RESPONSE by plaintiff NOTRA TRULOCK III in opposition to motion to dismiss complaint [1-1] [4-1] by EXCEC OFFICE/PRES; exhibits (5) (cdw) (Entered: 12/20/2000)
12/21/2000	9	MOTION (UNOPPOSED) filed by federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES to extend time to 1/12/01 to submit defendants' reply in support of motion to dismiss the complaint. (hsj) Modified on 01/08/2001 (Entered: 12/22/2000)
12/28/2000	<u>10</u>	ORDER by Judge Emmet G. Sullivan: granting motion to extend time to 1/12/01 to submit defendants' reply in support of moton to dismiss the complaint. [9-1] by EXCEC OFFICE/PRES, CIA, DOE, DOJ reply to motion due 1/12/01 ; (N) (dam) (Entered: 12/28/2000)
01/12/2001	11	MOTION (SECOND) filed by federal defendant to extend time to 1/22/01 to submit reply in support of motion to dismiss (aet) (Entered: 01/16/2001)

01/17/2001	12	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 1/22/01 to submit reply in support of motion to dismiss [11-1] by EXCEC OFFICE/PRES, CIA, DOE, DOJ (N) (clv) (Entered: 01/17/2001)
01/22/2001	13	REPLY MEMORANDUM by federal defendants in support of motion to dismiss complaint [1-1] [4-1] by EXCEC OFFICE/PRES (aet) (Entered: 01/23/2001)
03/02/2001	14	NOTICE OF FILING by federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES of the memorandum opinion in Sculimbrene v. Reno, et al. (td) (Entered: 03/12/2001)
09/18/2001	<u>15</u>	MEMORANDUM AND ORDER by Judge Emmet G. Sullivan : granting motion to dismiss complaint [1-1] [4-1] by EXCEC OFFICE/PRES with respect to Counts I and II; Count II against defendants DOJ, DOE, and CIA is dismissed without prejudice; plaintiff's amended complaint due by 9/28/01; response due by 10/12/01; Meet Confer Statement due 10/26/01 . (N) (clv) (Entered: 09/18/2001)
09/28/2001	16	MOTION (unopposed) filed by plaintiff NOTRA TRULOCK III to extend time to file amended complaint. (td) (Entered: 10/02/2001)
10/03/2001	<u>17</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to file amended complaint. [16-1] by NOTRA TRULOCK III; amended complaint due by 10/8/01; responsive pleading due by 10/22/01; Meet Confer Statement due 10/26/01 . (N) (clv) (Entered: 10/03/2001)
10/26/2001	18	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 16 filed by plaintiff NOTRA TRULOCK III, federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES . (aet) (Entered: 10/30/2001)
11/09/2001		STATUS HEARING before Judge Emmet G. Sullivan : status hearing set for 11:00 12/7/01 ; Reporter: Wm. McAllister (clv) (Entered: 11/09/2001)
11/09/2001	19	SCHEDULING ORDER by Judge Emmet G. Sullivan; setting forth instruction to counsel; (N) (clv) (Entered: 11/09/2001)
12/07/2001		STATUS HEARING before Judge Emmet G. Sullivan : Reporter: Gordon Slodysko (clv) (Entered: 12/07/2001)
01/10/2002	20	MOTION filed by federal defendant CIA to revise the briefing schedule ; declaration (1) (td) (Entered: 01/11/2002)
01/14/2002	21	MOTION filed by federal defendant to dismiss complaint pursuant to Federal Rule of Civil Procedure 12(b)(1)[1-1] ; attachments (5) (td) (Entered: 01/16/2002)
02/01/2002	22	NOTICE OF FILING by federal defendant DOE of correction to memorandum in support of motion to dismiss and notice of filing of second declaration of Abel Lopez (jf) (Entered: 02/10/2002)
02/11/2002	23	MOTION (unopposed) filed by plaintiff NOTRA TRULOCK III to extend time in which to serve its opposition to motion to dismiss. (td) (Entered: 02/13/2002)
02/14/2002	<u>24</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 2/25/02 in which to serve its opposition to motion to dismiss. [23-1] by NOTRA TRULOCK III; reply due by 3/11/02; (N) (clv) (Entered: 02/14/2002)
02/25/2002	25	RESPONSE by plaintiff NOTRA TRULOCK III in opposition to motion to dismiss complaint pursuant to Federal Rule of Civil Procedure 12(b)(1)[1-1] [21-1]; attachments (4) (td) (Entered: 02/26/2002)
03/04/2002	27	MOTION filed by federal defendant DOJ to revise the briefing schedule ; attachments (2) (bm) (Entered: 03/07/2002)
03/04/2002	28	MOTION filed by federal defendant DOE to extend time to 3/18/02 to file a reply to motion to dismiss which will address the request for a fee waiver (bm) (Entered: 03/07/2002)
03/06/2002	<u>26</u>	ORDER by Judge Emmet G. Sullivan :granting defendant's motion for extension of time to 3/18/02 to reply to its motion to dismiss and to move for summary judgment; plaintiff shall respond to the motion by 4/8/02; defendant shall reply by

		4/22/02; (N) (clv) (Entered: 03/06/2002)
03/18/2002	29	MOTION filed by federal defendant DOE for summary judgment ; exhibits (1) (jf) (Entered: 03/20/2002)
04/04/2002	30	MOTION (UNOPPOSED) filed by plaintiff NOTRA TRULOCK III to extend time to 4/11/02 to file opposition to the Department of Energy's motion for summary judgment (bjsp) (Entered: 04/05/2002)
04/09/2002	<u>31</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 4/11/02 to file opposition to the Department of Energy's motion for summary judgment [30-1] by NOTRA TRULOCK III; defendant's reply due by 4/25/02; (N) (clv) (Entered: 04/09/2002)
04/10/2002	32	RESPONSE by plaintiff NOTRA TRULOCK III in opposition to motion for summary judgment [29-1] by DOE; attachments (6) (bm) (Entered: 04/12/2002)
04/10/2002	33	SECOND MOTION filed by federal defendant CIA to revise the briefing schedule (bm) (Entered: 04/12/2002)
04/16/2002	34	ORDER by Judge Emmet G. Sullivan : granting motion to revise the briefing schedule [33-1] by CIA, granting motion to revise the briefing schedule [27-1] by DOJ motion for summary judgment due 4/19/02 ; response to motion for summary judgment due 5/10/02 reply motion for summary judgment due 5/24/02 ; (N) (clv) (Entered: 04/16/2002)
04/19/2002	37	MOTION (third) filed by federal defendant CIA to revise the briefing schedule. (td) (Entered: 04/25/2002)
04/22/2002	36	MOTION filed by federal defendant CIA for partial summary judgment on counts I and II of the complaint ; declaration (1); exhibits (2) (td) (Entered: 04/24/2002)
04/23/2002	35	ORDER by Judge Emmet G. Sullivan : granting motion to revise the briefing schedule [20-1] by CIA motion for summary judgment due 4/22/02 ; response to motion for summary judgment due 5/13/02 reply motion for summary judgment due 5/27/02 ; (N) (clv) (Entered: 04/23/2002)
04/25/2002	38	OBJECTIONS by federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES to plaintiff's statement regarding genuine issues in support of plaintiff's opposition to defendant Department of Energy's motion for summary judgment. (td) (Entered: 04/29/2002)
04/25/2002	39	REPLY by federal defendants in support of motion for summary judgment [29-1] by DOE (td) (Entered: 04/29/2002)
05/13/2002	40	MOTION (unopposed) filed by plaintiff NOTRA TRULOCK III to extend time to file plaintiff's reply to defendant's motion for summary judgment. (td) (Entered: 05/15/2002)
05/16/2002	<u>41</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to file plaintiff's reply to defendant's motion for summary judgment. [40-1] by NOTRA TRULOCK III response to motion for summary judgment due 5/29/02 ; reply to motion for summary judgment due by 6/12/02 ; (N) (clv) (Entered: 05/16/2002)
05/29/2002	42	MOTION (unopposed) filed by plaintiff NOTRA TRULOCK III to extend time to 6/5/02 to file plaintiff's reply to defendant's motion for summary judgment. (td) (Entered: 06/03/2002)
06/04/2002	<u>43</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 6/5/02 to file plaintiff's reply to defendant's motion for summary judgment. [42-1] by NOTRA TRULOCK III; reply due by 6/19/02; (N) (clv) (Entered: 06/04/2002)
06/05/2002	44	MOTION filed by plaintiff NOTRA TRULOCK III to extend time to 6/7/02 to file an opposition to the DOJ's motion for summary judgment (jf) (Entered: 06/10/2002)
06/07/2002	45	RESPONSE by plaintiff NOTRA TRULOCK III in opposition to motion for partial summary judgment on counts I and II of the complaint [36-1] by CIA . (td) (Entered: 06/10/2002)

06/20/2002	46	MOTION filed by federal defendant CIA to extend time to 7/12/02 to file reply in support of its motion for summary judgment (mpt) (Entered: 06/21/2002)
06/21/2002	<u>47</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 7/12/02 to file reply in support of its motion for summary judgment [46-1] by CIA reply to dispositive motions due by 7/12/02 (N) (jwd) (Entered: 06/25/2002)
07/12/2002	48	MOTION (second unopposed) filed by federal defendant CIA to extend time to 8/23/02 on its reply in support of its motion for summary judgment. (td) (Entered: 07/16/2002)
07/18/2002	<u>49</u>	ORDER by Judge Emmet G. Sullivan : granting motion to extend time to 8/23/02 on its reply in support of its motion for summary judgment. [48-1] by CIA (N) (clv) (Entered: 07/18/2002)
08/22/2002	51	MOTION filed by federal defendant DOJ, federal defendant DOE, federal defendant CIA, federal defendant EXCEC OFFICE/PRES to extend time to 8/30/02 in which to file a reply in support of its motion for summary judgment. (td) (Entered: 08/27/2002)
08/22/2002	52	SUBSTITUTION OF COUNSEL for federal defendant, substituting Mark T. Quinlivan for attorney Henry A. Azar Jr. for EXCEC OFFICE/PRES, attorney Anne L. Weismann for EXCEC OFFICE/PRES, attorney Anne L. Weismann for DOE, attorney Henry A. Azar Jr. for DOE, attorney Henry A. Azar Jr. for DOJ, attorney Anne L. Weismann for DOJ (td) (Entered: 08/27/2002)
08/27/2002	<u>50</u>	ORDER by Judge Emmet G. Sullivan : granting Central Intelligence Agency's unopposed third motion for enlargement of time to file reply to motion for summary judgment by 8/30/02 (N) (clv) (Entered: 08/27/2002)
08/30/2002	53	ERRATA by federal defendant amended statement of material facts in support of Central Intelligence Agency's motion for summary judgment. (td) (Entered: 09/03/2002)
08/30/2002	54	REPLY by federal defendant CIA in support of motion for partial summary judgment on counts I and II of the complaint [36-1]; attachments (3) (td) Modified on 09/04/2002 (Entered: 09/03/2002)
09/30/2002	<u>55</u>	ORDER by Judge Emmet G. Sullivan: denying without prejudice defendant Department of Energy's motion to dismiss [21-1] with respect to Counts I and II to consideration of arguments raised therein on resolution of defendant Department of Energy's motion for summary judgment. (N) (bm) (Entered: 09/30/2002)
11/25/2002	56	NOTICE OF CHANGE OF ADDRESS by Mark T. Quinlivan representing federal defendant. New address: US Department of Justice 20 Massachussets Avenue, NW Room 7128, Washington DC 20530 (202) 514-3346. (td) (Entered: 11/26/2002)
03/31/2003	57	ORDER by Judge Emmet G. Sullivan : granting motion for summary judgment [29-1] by DOE denying motion for partial summary judgment on counts I and II of the complaint [36-1] by CIA; CIA is to deliver copies of documents withheld to chambers by 4/30/03; (N) (clv) (Entered: 04/01/2003)
03/31/2003	<u>58</u>	ORDER by Judge Emmet G. Sullivan : granting Department of Energy's moiton for summary judgment; the Clerk shall enter final judgment in favor of the Department of Energy and against plaintiff; (N) (clv) (Entered: 04/02/2003)
03/31/2003	59	FINAL JUDGMENT by Judge Emmet G. Sullivan in favor of federal defendant DOE against plaintiff NOTRA TRULOCK III (clv) (Entered: 04/02/2003)
05/01/2003	60	ERRATA by federal defendants notice of filing of revised page to vaughn index. (td) (Entered: 05/19/2003)
10/27/2004	<u>61</u>	NOTICE of Appearance by Marcia Kay Sowles on behalf of all defendants (Sowles, Marcia) (Entered: 10/27/2004)
08/03/2005		MINUTE ORDER. On March 31, 2003 the Court directed defendant CIA "to submit all documents withheld in whole or in part for in camera review" to enable the Court to ascertain whether the CIA had properly withheld documents responsive to plaintiff Notra Trulock's FOIA and Privacy Act requests. The CIA

		<p>subsequently delivered to the Court over 300 documents, totaling more than 800 pages, that had been withheld in full or in part pursuant to five of the nine statutory exemptions set forth by the FOIA: 5 U.S.C. 552(b)(1)(National Security Information); (b)(2) (Internal Agency Procedures); (b)(3) (Material Exempted by Statute); (b)(5) (Civil Discovery Privileges); and (b)(6) (Personal Privacy). Upon careful in camera review of these documents, defendant's affidavits and Vaughn index, and due consideration of the FOIA statutory exemptions, the Court is satisfied that the documents were properly withheld under the claimed exemptions. Accordingly, it is hereby ORDERED that final judgment be entered in favor of defendant CIA. Defendant is further directed to contact chambers to arrange for return of the documents. Signed by Judge Emmet G. Sullivan on August 3, 2005. (lcegs2) (Entered: 08/03/2005)</p>
08/10/2005		<p>Remark: Notice of return of Vaughn Index documents to CIA on August 10, 2005. (lcegs2) (Entered: 08/10/2005)</p>