

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-00535-HHK**

HORNER v. EPA
Assigned to: Judge Henry H. Kennedy
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 03/13/2000
Date Terminated: 05/20/2004
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

CHRISTOPHER C. HORNER
*Esquire, Cooler Heads Colition and
Competitive Enterprise Institute*

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V.

Defendant

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AGENCY**

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Date Filed	#	Docket Text
03/13/2000	1	COMPLAINT filed by plaintiff CHRISTOPHER C. HORNER; attachments (9) (bm) (Entered: 03/14/2000)
03/13/2000		SUMMONS (3) issued to federal party federal defendant EPA , and non-parties: U.S. Attorney and U.S. Attorney General. (bm) (Entered: 03/14/2000)
04/07/2000	4	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 4/7/00 (dam) (Entered: 04/28/2000)
04/17/2000	2	MOTION filed by federal defendant EPA to extend time to 06/16/00 to answer complaint [1-1] (tb) (Entered: 04/19/2000)
04/19/2000	<u>3</u>	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 06/16/00 to answer complaint [1-1] [2-1] by EPA ; Answer extended to 6/16/00 for EPA (N) (dcn) (Entered: 04/20/2000)
05/12/2000	5	MOTION filed by plaintiff CHRISTOPHER C. HORNER to clarification of court's order granting defendant more time to respond ; affidavit (1) (tb) (Entered: 05/13/2000)
05/25/2000	6	RESPONSE by federal defendant EPA in opposition to motion to clarification of court's order granting defendant more time to respond [5-1] by CHRISTOPHER C. HORNER . (tb) (Entered: 05/25/2000)
06/02/2000	7	REPLY by plaintiff CHRISTOPHER C. HORNER to response to motion for clarification [5-1] by CHRISTOPHER C. HORNER (bm) (Entered: 06/05/2000)
06/12/2000	<u>8</u>	ORDER by Judge Henry H. Kennedy : granting motion to clarification of court's order granting defendant more time to respond [5-1] by CHRISTOPHER C. HORNER (N) (dcn) (Entered: 06/12/2000)
06/17/2000	9	MOTION (CONSENT) filed by federal defendant EPA to stay proceedings for sixty days (tb) (Entered: 06/19/2000)
06/20/2000	<u>10</u>	ORDER by Judge Henry H. Kennedy : granting motion to stay proceedings for sixty days [9-1] by EPA (N) (dcn) (Entered: 06/21/2000)
08/15/2000	11	ANSWER TO COMPLAINT [1-1] by federal defendant EPA . (tb) (Entered: 08/16/2000)
08/24/2000	<u>12</u>	SCHEDULING ORDER by Judge Henry H. Kennedy Meet Confer hearing set for 2:45 10/6/00 . (N) (dcn) (Entered: 08/24/2000)
09/05/2000	13	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 16.3 filed by plaintiff CHRISTOPHER C. HORNER, federal defendant EPA . (dcn) (Entered: 09/07/2000)

09/07/2000	14	MOTION (UNOPPOSED) filed by plaintiff CHRISTOPHER C. HORNER to extend time to 9/14/00 to file dispositive motion (tb) (Entered: 09/09/2000)
09/12/2000	<u>15</u>	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 9/14/00 to file dispositive motion [14-1] by CHRISTOPHER C. HORNER dispositive motions due by 9/14/00 ; (N) (dcn) (Entered: 09/12/2000)
09/14/2000	16	MOTION filed by plaintiff CHRISTOPHER C. HORNER for summary judgment ; Affidavit (1); Exhibits (5). (ks) (Entered: 09/15/2000)
10/02/2000	17	MOTION filed by federal defendant EPA to extend time to 10/6/00 to file cross-motion for summary judgment and an opposition to plaintiff's motion for summary judgment (bm) (Entered: 10/03/2000)
10/02/2000		SCHEDULING NOTICE: Meet Confer hearing reset for 10:00 12/22/00 . before Judge Henry H. Kennedy . (dcn) (Entered: 12/22/2000)
10/06/2000	18	MOTION (CONSENT) filed by federal defendant EPA to extend time to 10/11/00 to file cross-motion for summary judgment (tb) (Entered: 10/07/2000)
10/06/2000	19	RESPONSE by federal defendant EPA in opposition to motion for summary judgment [16-1] by CHRISTOPHER C. HORNER . (tb) (Entered: 10/07/2000)
10/11/2000	20	MOTION (CONSENT) filed by federal defendant EPA to extend time to 10/18/00 to file cross motion for summary judgment and opposition to plaintiff's motion for summary judgment (tb) (Entered: 10/12/2000)
10/17/2000	<u>21</u>	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 10/11/00 to file cross-motion for summary judgment [18-1] by EPA cross motions due by 10/11/00 ; response to motion for summary judgment due 10/11/00 ; reply to cross motions due by 10/21/00 ; reply to motion for summary judgment due by 10/29/00 ; (N) (dcn) (Entered: 10/17/2000)
10/18/2000	22	MOTION filed by federal defendant EPA for summary judgment ; Exhibits (7) (ks) (Entered: 10/19/2000)
10/18/2000	23	RESPONSE by federal defendant EPA in opposition to motion for summary judgment [16-1] by CHRISTOPHER C. HORNER; Exhibits (7). (ks) (Entered: 10/19/2000)
10/19/2000	24	ERRATA by federal defendant EPA to correct the Certificate of Service and signature blocks in its cross-motion for summary judgment; attachment (1) (bm) (Entered: 10/20/2000)
10/27/2000	25	REPLY by plaintiff CHRISTOPHER C. HORNER to defendant's opposition to to motion for summary judgment [16-1]; attachments (1) (jf) (Entered: 10/31/2000)
10/27/2000	26	RESPONSE by plaintiff CHRISTOPHER C. HORNER in opposition to motion for summary judgment [22-1] by EPA; attachments (3) . (jf) (Entered: 10/31/2000)
11/13/2000	27	REPLY memorandum by federal defendant EPA to response in opposition to motion for summary judgment [22-1] by EPA; exhibits (2) (cdw) (Entered: 11/14/2000)
12/22/2000		STATUS HEARING before Judge Henry H. Kennedy : plaintiffs counsel not present Reporter: Dolores Byers (dcn) (Entered: 12/22/2000)
11/13/2001	28	NOTICE by federal defendant EPA to Court concerning mail service at US Attorney's Office (cdw) (Entered: 11/16/2001)
01/11/2002	29	SUBSTITUTION OF COUNSEL for federal defendant EPA , substituting Scott Sutherland Harris for attorney Heather Jean Kelly for EPA (cdw) (Entered: 02/14/2002)
05/21/2002	30	SUBSTITUTION OF COUNSEL for federal defendant EPA , substituting Gordon Michael Harvey for attorney Scott Sutherland Harris for EPA (cdw) (Entered: 05/22/2002)
02/12/2003	<u>31</u>	MEMORANDUM OPINION by Judge Henry H. Kennedy (N) (dcn) (Entered: 02/12/2003)

02/12/2003	32	ORDER by Judge Henry H. Kennedy : denying motion for summary judgment [22-1] by EPA, denying motion for summary judgment [16-1] by CHRISTOPHER C. HORNER (N) (dcn) (Entered: 02/12/2003)
03/25/2003	33	MOTION (CONSENT) filed by federal defendant EPA to extend time to 5/30/03 to comply with this court's 2/15/03 memorandum opinion and order (bcs) (Entered: 03/27/2003)
04/02/2003	<u>34</u>	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 5/30/03 to comply with this court's 2/15/03 memorandum opinion and order [33-1] by EPA (N) (dcn) (Entered: 04/02/2003)
05/30/2003	35	MOTION (RENEWED) filed by federal defendant EPA for summary judgment ; exhibits (2) (mpt) (Entered: 06/02/2003)
06/02/2003	36	SUBSTITUTION OF COUNSEL for federal defendant EPA , substituting Sherri Evans Harris for attorney Gordon Michael Harvey for EPA (mpt) (Entered: 06/03/2003)
06/12/2003	37	MOTION filed by plaintiff CHRISTOPHER C. HORNER to extend time to 7/14/03 to respond to motion for summary judgment (mpt) (Entered: 06/13/2003)
06/19/2003	<u>38</u>	ORDER by Judge Henry H. Kennedy : granting motion to extend time to 7/14/03 to respond to motion for summary judgment [37-1] by CHRISTOPHER C. HORNER response to motion for summary judgment due 7/14/03 ; (N) (dcn) (Entered: 06/30/2003)
07/14/2003	39	RESPONSE by plaintiff CHRISTOPHER C. HORNER to (renewed) motion for summary judgment [35-1] by EPA and plaintiff's statement regarding attorney fees and related issues; attachment (1) (mpt) Modified on 07/15/2003 (Entered: 07/15/2003)
07/23/2003	40	REPLY by federal defendant EPA to response in opposition to renewed motion for summary judgment [35-1] by EPA (bcs) (Entered: 07/24/2003)
09/15/2003	<u>41</u>	ORDER by Judge Henry H. Kennedy : granting motion for summary judgment [35-1] by EPA dismissing complaint [1-1] with prejudice (N) (dcn) (Entered: 09/16/2003)
11/06/2003	<u>42</u>	STIPULATION of Settlement and Voluntary Dismissal by ENVIRONMENTAL PROTECTION AGENCY. (Harris, Sherri) (Entered: 11/06/2003)
03/31/2004	<u>43</u>	STIPULATION (Corrected) of Settlement and Voluntary Dismissal by ENVIRONMENTAL PROTECTION AGENCY, CHRISTOPHER C. HORNER. (Harris, Sherri) (Entered: 03/31/2004)
04/23/2004	<u>44</u>	ENTERED IN ERROR.....Joint MOTION for Settlement to Re-Open Case and Approve Stipulation of Dismissal by ENVIRONMENTAL PROTECTION AGENCY. (Harris, Sherri) Modified on 4/26/2004 (bcs,). (Entered: 04/23/2004)
04/26/2004		"NOTICE OF CORRECTED DOCKET ENTRIES. Document No. 44 was entered in error and counsel was instructed to re-file the joint motion." (bcs,) (Entered: 04/26/2004)
04/26/2004	<u>45</u>	MOTION for Settlement (Corrected) JOINT MOTION TO RE-OPEN CASE AND APPROVE STIPULATION OF DISMISSAL by ENVIRONMENTAL PROTECTION AGENCY. (Harris, Sherri) (Entered: 04/26/2004)
05/20/2004		MINUTE ORDER: granting <u>45</u> Joint Motion to Re-Open Case and Approve Stipulation of Dismissal in part. The case has been reopened and the parties' stipulation of Dismissal is "SO ORDERED." (Kennedy, Henry) (Entered: 05/20/2004)