

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:98-cv-01682-RWR**

SUMMERS v. CIA, et al
Assigned to: Judge Richard W. Roberts
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 07/02/1998
Date Terminated: 06/06/2001
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

ANTHONY SUMMERS
*Still Point, Dromore, Aglish, Cappoquin,
Co. Waterford, Ireland*

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V.

Defendant

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Defendant

U.S. DEPARTMENT OF JUSTICE

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Defendant

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NATIONAL SECURITY AGENCY

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Date Filed	#	Docket Text
07/02/1998	1	COMPLAINT filed by plaintiff ANTHONY SUMMERS; Attachments (4). (lkn) (Entered: 07/06/1998)
07/02/1998		SUMMONS(4) issued to federal party(s) federal defendant CIA, federal defendant DOJ , and non-parties: U.S. Attorney and U.S. Attorney General. (lkn) (Entered: 07/06/1998)
07/22/1998	2	AMENDED COMPLAINT by plaintiff ANTHONY SUMMERS adding federal defendant NATL SECURITY AGENCY, and amending complaint [1-1] . (st) (Entered: 07/23/1998)
07/29/1998		REASSIGNMENT OF CIVIL CASE from Judge Thomas F. Hogan to Judge Richard W. Roberts by direction of the Calendar Committee. Emergency matters will continue to be handled by Judge Thomas F. Hogan until Judge Richard W. Roberts takes the oath of office. (N) (lkn) (Entered: 07/30/1998)
08/10/1998	3	ANSWER TO AMENDED COMPLAINT [2-1] by federal defendant CIA, federal defendant DOJ, federal defendant NATL SECURITY AGENCY; exhibit (1) (tw) Modified on 08/11/1998 (Entered: 08/11/1998)
02/11/1999	4	STATUS REPORT by plaintiff ANTHONY SUMMERS, federal defendant CIA, federal defendant DOJ, federal defendant NATL SECURITY AGENCY (tb)

		(Entered: 02/12/1999)
02/22/1999	5	ORDER by Judge Richard W. Roberts : motions to dismiss due 2/26/99 ; response or request for continuance to seek discovery due 3/19/99 ; reply and opposition to request due 4/2/99 ; motion for summary judgment due 5/14/99 ; response to motion for summary judgment due 6/4/99 reply motion for summary judgment due 6/18/99 ; , motion to stay due 2/26/99 ; response to motion due 3/19/99 ; reply to motion due 4/2/99 ; (N) (lin) (Entered: 02/22/1999)
02/25/1999	7	MOTION filed by federal defendant DOJ for an open america stay (st) (Entered: 03/01/1999)
02/26/1999	6	MOTION filed by federal defendant CIA to dismiss amended complaint [2-1] , or, in the alternative for summary judgment regarding second cause of action ; exhibits (5) (tb) (Entered: 03/01/1999)
03/16/1999		SCHEDULING NOTICE: status hearing reset for 4:45 4/22/99 ; before Judge Richard W. Roberts; Courtroom number will be posted in main elevator hallway. (mon) (Entered: 03/16/1999)
03/19/1999	8	ORDER by Judge Richard W. Roberts : status hearing set for 4:45 4/22/99 ; (N) (lin) (Entered: 03/19/1999)
03/25/1999	9	MOTION (unopposed) filed by plaintiff ANTHONY SUMMERS for leave to file opposition defendant FBI's motion for an open america stay and defendant CENTRAL INTELEGENGE AGENCY's motion to dismiss or for summary judgment, time having expired. (tw) (Entered: 03/26/1999)
03/25/1999	10	RESPONSE by plaintiff ANTHONY SUMMERS in opposition to defendant's motion for an open america stay [7-1]; declaration (1) (tw) Modified on 03/26/1999 (Entered: 03/26/1999)
03/25/1999	11	MOTION filed by plaintiff ANTHONY SUMMERS to extend time to respond to defendant CENTRAL INTELEGENGE AGENCY's motion to dismiss or for summary judgment pending completion of discovery ; declaration (1); attachments (14) (tw) (Entered: 03/26/1999)
04/01/1999	12	MOTION (UNOPPOSED) filed by federal defendant CIA, federal defendant DOJ to extend time to 4/9/99 to reply to motion for stay (st) (Entered: 04/02/1999)
04/02/1999	13	ORDER by Judge Richard W. Roberts : granting motion for leave to file opposition defendant FBI's motion for an open america stay and defendant CENTRAL INTELEGENGE AGENCY's motion to dismiss or for summary judgment, time having expired. [9-1] by ANTHONY SUMMERS each deadline of 3/19/99 and 4/2/99 in this court's order dated 2/19/99 is extended 30 days (N) (st) (Entered: 04/08/1999)
04/14/1999	14	REPLY by federal defendant DOJ to response to motion for an open america stay [7-1] by DOJ; Exhibits (6) (tth) (Entered: 04/15/1999)
04/22/1999		STATUS HEARING before Judge Richard W. Roberts : status hearing set for 4:00 7/8/99 ; Reporter: Vernell Marshall (mon) (Entered: 04/26/1999)
04/26/1999	15	SUPPLEMENTAL MEMORANDUM by plaintiff ANTHONY SUMMERS in support of motion to extend time to respond to defendant CENTRAL INTELEGENGE AGENCY's motion to dismiss or for summary judgment pending completion of discovery [11-1] by ANTHONY SUMMERS (st) (Entered: 04/28/1999)
04/26/1999	16	SUPPLEMENTAL MEMORANDUM by plaintiff ANTHONY SUMMERS in opposition to motion for an open america stay [7-1] by DOJ (st) (Entered: 05/05/1999)
05/03/1999	18	ORDER by Judge Richard W. Roberts : brief due 4/26/99 ; response to brief due 4/30/99 ; motion for summary judgment due 5/28/99 ; response to motion for summary judgment due 6/18/99 reply motion for summary judgment due 7/2/99 ; status hearing set for 4:00 7/8/99 ; , motion due 4/26/99 ; response to motion due 5/7/99 ; (N) (lin) (Entered: 05/10/1999)

05/07/1999	17	RESPONSE by federal defendant CIA in opposition to motion to extend time to respond to defendant CENTRAL INTELLIGENCE AGENCY's motion to dismiss or for summary judgment pending completion of discovery [11-1] by ANTHONY SUMMERS .; exhibits (2) (st) Modified on 05/10/1999 (Entered: 05/10/1999)
05/28/1999	19	MOTION filed by federal defendant NATL SECURITY AGENCY to dismiss complaint [1-1] , or in the alternative for summary judgment (st) (Entered: 06/01/1999)
06/18/1999	20	MOTION (unopposed) filed by plaintiff ANTHONY SUMMERS to extend time to 7/2/99 within to file response to motion of defendant National Security Agency to dismiss or, in the alternative, for summary judgment. (tw) Modified on 06/22/1999 (Entered: 06/22/1999)
06/28/1999	21	NOTICE OF CHANGE OF ADDRESS by James Hiram Lesar representing plaintiff ANTHONY SUMMERS . New address: 1003 K Street NW, Suite 204 Washington, DC 20001 (202) 393-1921. (tw) (Entered: 06/29/1999)
07/02/1999	<u>22</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 7/2/99 within to file response to motion of defendant National Security Agency to dismiss or, in the alternative, for summary judgment. [20-1] by ANTHONY SUMMERS response to motion(s) due by 7/2/99 ; (N) (lin) (Entered: 07/02/1999)
07/08/1999		STATUS HEARING before Judge Richard W. Roberts : taken under advisement by ANTHONY SUMMERS motion to extend time to respond to defendant CENTRAL INTELLIGENCE AGENCY's motion to dismiss or for summary judgment pending completion of discovery [11-1] Reporter: V.Marshall (lin) (Entered: 07/09/1999)
07/08/1999	23	MOTION (unopposed) filed by plaintiff ANTHONY SUMMERS to extend time to 7/13/99 within which to respond to the motion of defendant National Security Agent to dismiss or for summary judgment. (tw) (Entered: 07/09/1999)
07/15/1999	<u>24</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 7/13/99 within which to respond to the motion of defendant National Security Agent to dismiss or for summary judgment. [23-1] by ANTHONY SUMMERS response to dispositive motions due by 7/13/99 ; reply to dispositive motions due by 7/27/99 ; (N) (lin) (Entered: 07/16/1999)
07/19/1999	25	MOTION (unopposed) filed by plaintiff ANTHONY SUMMERS for leave to file motion for continuance to take discovery out of time ; EXHIBIT (motion) (tw) (Entered: 07/20/1999)
07/26/1999	26	MEMORANDUM AND ORDER by Judge Richard W. Roberts : granting motion for an open america stay unti; 1/1/00; directing that status reports be filed every 45 days until stay is lifted [7-1] by DOJ (N) (N) (lin) (Entered: 07/26/1999)
07/29/1999	27	MOTION (UNOPPOSED) filed by federal defendant NATL SECURITY AGENCY to extend time to 8/5/99 to respond to motion to continue plaintiff's time to respond to motion to dismiss or summary judgment (st) (Entered: 07/30/1999)
08/06/1999	28	ORDER by Judge Richard W. Roberts : granting motion for leave to file motion for continuance to take discovery out of time [25-1] by ANTHONY SUMMERS (N) (bh) (Entered: 08/06/1999)
08/06/1999	29	ORDER by Judge Richard W. Roberts : granting motion, nunc pro tunc, to extend time to 8/5/99 to respond to motion to continue plaintiff's time to respond to motion to dismiss or summary judgment [27-1] by NATL SECURITY AGENCY (N) (bh) (Entered: 08/06/1999)
08/06/1999	36	RESPONSE (OPPOSITIONS) (NUNC PRO TUNC) by federal defendant NATL SECURITY AGENCY to motion to extend time to 7/13/99 within which to respond to the motion of defendant National Security Agent to dismiss or for summary judgment. [23-1] by ANTHONY SUMMERS (jf) (Entered: 04/13/2000)
08/06/1999	54	MOTION filed by plaintiff ANTHONY SUMMERS to continue plaintiff's time to respond to defendant NSA's motion to dismiss or for summary judgment pending completion of discovery (jf) (Entered: 07/18/2001)

08/20/1999	30	MOTION (UNOPPOSED) filed by federal defendant FBI to extend time to 9/17/99 to file its first status report (st) (Entered: 08/23/1999)
09/03/1999	<u>31</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 9/17/99 to file its first status report, with second and third reports due 10/25/99 and 12/9/99 respectively [30-1] by FBI (N) (lin) (Entered: 09/03/1999)
09/17/1999	32	STATUS (FIRST) REPORT by federal defendant FBI regarding processing of plaintiff's FOIA request (st) (Entered: 09/20/1999)
09/29/1999	33	SUPPLEMENTAL MEMORANDUM (BRIEF) by federal defendant NATL SECURITY AGENCY to motion to dismiss complaint [1-1] [19-1] by NATL SECURITY AGENCY, motion for summary judgment [19-2] by NATL SECURITY AGENCY (tth) (Entered: 09/30/1999)
10/25/1999	34	STATUS REPORT (second) by federal defendant FBI ; declaration (1) (tw) (Entered: 10/26/1999)
12/09/1999	35	STATUS REPORT (THIRD) by federal defendant FBI regarding Processing of Plaintiff's FOIA Request; Exhibit (1). (tth) (Entered: 12/10/1999)
04/19/2000	<u>37</u>	ORDER by Judge Richard W. Roberts : Status Report due: 5/1/00 (N) (lin) (Entered: 04/19/2000)
04/27/2000		SCHEDULING NOTICE: status hearing set for 11:00 5/8/00 ; before Judge Richard W. Roberts . (lin) (Entered: 04/27/2000)
05/01/2000	38	STATUS REPORT (FOURTH) by federal defendant FBI ; exhibit (1) (bjsp) (Entered: 05/02/2000)
05/08/2000		STATUS HEARING before Judge Richard W. Roberts : Reporter: V. Marshall (lin) (Entered: 05/10/2000)
06/09/2000	39	MOTION (UNOPPOSED) filed by federal defendant FBI to extend time to 7/25/00 to file a motion for summary judgment (jf) (Entered: 06/12/2000)
06/14/2000	<u>40</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 7/25/00 to file a motion for summary judgment [39-1] by FBI motion for summary judgment due by 7/25/00 ; (N) (rew) (Entered: 06/15/2000)
07/25/2000	41	MOTION (unopposed) filed by federal defendant FBI to extend time to 8/4/00 to file its motion for summary judgment. (td) (Entered: 07/28/2000)
08/04/2000	<u>42</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 8/4/00 to file its motion for summary judgment. [41-1] by FBI motion for summary judgment due by 8/4/00 ; response to motion for summary judgment due 9/5/00 ; (N) (lin) (Entered: 08/04/2000)
08/04/2000	43	MOTION (UNOPPOSED) filed by federal defendant FBI to extend time to 8/18/00 to file a motion for summary judgment (jf) (Entered: 08/08/2000)
08/08/2000	<u>44</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 8/18/00 to file a motion for summary judgment [43-1] by FBI motion for summary judgment due by 8/18/00 ; response to motion for summary judgment due 9/20/00 ; (N) (lin) (Entered: 08/08/2000)
08/18/2000	45	MOTION filed by federal defendant FBI to extend time to 8/22/00 to file motion for summary judgment (ab) (Entered: 08/21/2000)
08/22/2000	46	MOTION filed by federal defendant for summary judgment ; exhibits (4) (bjsp) (Entered: 08/23/2000)
08/28/2000	47	ERRATA by federal defendants to the Court RE: the filing of defendant's memorandum in support of defendant's motion for summary judgment; exhibit (1) (bjsp) (Entered: 08/29/2000)
08/31/2000	<u>48</u>	ORDER, nunc pro tunc, by Judge Richard W. Roberts: granting motion to extend time to 8/22/00 [45-1] by FBI motion for summary judgment; response to motion for summary judgment due 9/25/00. (N) (mlp) (Entered: 08/31/2000)

09/21/2000	49	MOTION (UNOPPOSED) filed by plaintiff ANTHONY SUMMERS to extend time to 10/11/00 to respond to defendant's motion for summary judgment (bjsp) (Entered: 09/22/2000)
09/26/2000	<u>50</u>	ORDER by Judge Richard W. Roberts : granting motion to extend time to 10/11/00 to respond to defendant's motion for summary judgment [49-1] by ANTHONY SUMMERS response to motion for summary judgment due 10/11/00 ; (N) (lin) (Entered: 09/27/2000)
06/06/2001	<u>51</u>	MEMORANDUM OPINION by Judge Richard W. Roberts (N) (lin) (Entered: 06/06/2001)
06/06/2001	<u>52</u>	ORDER by Judge Richard W. Roberts : granting motion for summary judgment [46-1] by CIA, granting motion to dismiss complaint [1-1] [19-1] by NATL SECURITY AGENCY, granting motion for summary judgment [19-2] by NATL SECURITY AGENCY, granting motion to dismiss amended complaint [2-1] [6-1] by CIA, granting motion for summary judgment regarding second cause of action [6-2] by CIA (N) (lin) (Entered: 06/06/2001)
07/12/2001	53	SUBSTITUTION OF COUNSEL for federal defendant CIA, federal defendant DOJ, federal defendant NATL SECURITY AGENCY, federal defendant FBI , substituting William Mark Nebeker for attorney Eric Mark Jaffe for FBI, attorney Eric Mark Jaffe for NATL SECURITY AGENCY, attorney Eric Mark Jaffe for DOJ (cjp) (Entered: 07/13/2001)