

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00504-JEB**

BUTT v. U.S. DEPARTMENT OF JUSTICE et al
Assigned to: Judge James E. Boasberg
Case: 1:19-cv-00155-JEB
Cause: 05:552 Freedom of Information Act

Date Filed: 02/25/2019
Date Terminated: 10/08/2020
Jury Demand: None
Nature of Suit: 555 Prisoner Petition:
Prison Condition (Other)
Jurisdiction: U.S. Government Defendant

Plaintiff

BABAR JAVED BUTT

represented by **BABAR JAVED BUTT**
3604 Bright Star Way
Plano, TX 75074
PRO SE

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Matthew Evan Kahn**
U.S. DEPARTMENT OF JUSTICE
Fraud Section
1400 New York Ave. NW
Washington, DC 20005
(202) 305-1648
Email: Matthew.Kahn2@usdoj.gov
TERMINATED: 10/21/2019
LEAD ATTORNEY

Robert Aaron Caplen
UNITED STATES ATTORNEY'S
OFFICE
555 4th Street, NW
Washington, DC 20530
(202) 252-2523
Email: robert.caplen@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2536
Fax: (202) 252-2599
Email: mark.nebeker@usdoj.gov
TERMINATED: 03/09/2020

Defendant

**EXECUTIVE OFFICE FOR THE
UNITED STATES ATTORNEYS AT
WASHINGTON, D.C.
("EOUSA")**

represented by **Matthew Evan Kahn**
(See above for address)
TERMINATED: 10/21/2019
LEAD ATTORNEY

Robert Aaron Caplen
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
(See above for address)
TERMINATED: 03/09/2020

Defendant

**OFFICE OF INFORMATION
POLICY**
("OIP")

represented by **Matthew Evan Kahn**
(See above for address)
TERMINATED: 10/21/2019
LEAD ATTORNEY

Robert Aaron Caplen
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
(See above for address)
TERMINATED: 03/09/2020

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 02/25/2019 | | Initiating Pleading & IFP Application Received on 2/25/2019. A copy of the docket sheet has been mailed to the address of record for the pro se party. (zmd) (Entered: 02/28/2019) |
| 02/25/2019 | <u>1</u> | COMPLAINT against EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE filed by BABAR JAVED BUTT. (Attachments: # <u>1</u> Exhibit 1 Through 6) (zmd) (Unsealed pursuant to Minute Order filed on 3/18/2020); Modified on 3/19/2020 (zth). (Entered: 02/28/2019) |
| 02/25/2019 | <u>2</u> | MOTION for Leave to Proceed in forma pauperis by BABAR JAVED BUTT. (zmd) (Entered: 02/28/2019) |
| 02/25/2019 | <u>3</u> | PRISONER TRUST FUND ACCOUNT STATEMENT for period of six months by BABAR JAVED BUTT. (zmd) (Entered: 02/28/2019) |
| 02/25/2019 | <u>4</u> | MOTION to Seal Exhibits by BABAR JAVED BUTT. (zmd) (Entered: 02/28/2019) |
| 02/25/2019 | <u>5</u> | MOTION to Issue Summons by BABAR JAVED BUTT. (zmd) (Entered: 02/28/2019) |
| 03/13/2019 | <u>6</u> | ORDER directing an initial partial filing fee in the amount of \$47.59 from Prison Account of BABAR JAVED BUTT and granting MOTION for Leave to Proceed In Forma Pauperis (see order for full details). Pro Se party has been notified by first class mail. Signed by Judge Trevor N. McFadden on 3/12/2019. (zmd) (Entered: 03/15/2019) |
| 03/13/2019 | <u>7</u> | ORDER granting <u>4</u> Motion to seal complaint exhibits; denying <u>5</u> Motion to Issue Summons. Signed by Judge Trevor N. McFadden on 3/12/2019. (zmd) (Entered: 03/15/2019) |
| 03/15/2019 | <u>8</u> | NOTICE OF RELATED CASE by BABAR JAVED BUTT. Case related to Case No. 19-cv-155. (zmd) (Entered: 03/15/2019) |
| 03/15/2019 | | Case Reassigned to Judge James E. Boasberg. Unassigned is no longer assigned to the case. (zmd) (Entered: 03/15/2019) |
| 03/18/2019 | | MINUTE ORDER: The Court ORDERS that the Clerk's Office shall direct the U.S. Marshals Service to effect service on Defendants. So ORDERED by Judge James E. Boasberg on 3/18/2019. (lcjeb1) (Entered: 03/18/2019) |
| 03/29/2019 | <u>10</u> | NOTICE of Change of Address by BABAR JAVED BUTT. (tth) (Entered: 04/03/2019) |

| | | |
|------------|-----------|---|
| 04/03/2019 | <u>9</u> | SUMMONS (5) Issued as to EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (zsb) (Entered: 04/03/2019) |
| 04/08/2019 | <u>11</u> | Mail Returned as Undeliverable; Sent to BABAR JAVED BUTT; Type of Document Returned: <u>6</u> Order. (zsb) (Entered: 04/10/2019) |
| 04/08/2019 | <u>12</u> | Mail Returned as Undeliverable; Sent to WARDEN PRAIRIELAND DETENTION CENTER ; Type of Document Returned: Order filed 03/13/2019. (zsb) (Entered: 04/11/2019) |
| 04/11/2019 | | Partial Filing Fee Received from BABAR JAVED BUTT in the amount of \$47.59, receipt number: 4616097566. (zrdj) (Entered: 05/06/2019) |
| 04/11/2019 | | ENTERED IN ERROR.....Partial Filing Fee Received from BABAR JAVED BUTT in the amount of \$47.59, receipt number: 4616097565. (zrdj) Modified on 5/7/2019 (zrdj). (Entered: 05/06/2019) |
| 05/07/2019 | | NOTICE OF CORRECTED DOCKET ENTRY: re Partial Filing Fee Received was entered in error and refiled in correct case. (zrdj) (Entered: 05/07/2019) |
| 06/10/2019 | <u>13</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/29/2019. (Answer due for ALL FEDERAL DEFENDANTS by 6/28/2019.) RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 5/29/2019. RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C. served on 5/29/2019; OFFICE OF INFORMATION POLICY served on 5/29/2019; U.S. DEPARTMENT OF JUSTICE served on 5/29/2019. (tth) (Entered: 06/13/2019) |
| 06/27/2019 | <u>14</u> | NOTICE of Appearance by Matthew Evan Kahn on behalf of All Defendants (Kahn, Matthew) (Entered: 06/27/2019) |
| 06/27/2019 | <u>15</u> | ANSWER to <u>1</u> Complaint by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE.(Kahn, Matthew) (Entered: 06/27/2019) |
| 07/01/2019 | | MINUTE ORDER: The Court ORDERS that each party shall submit a proposed briefing schedule by July 22, 2019. So ORDERED by Judge James E. Boasberg on 7/1/2019. (lcjeb1) (Entered: 07/01/2019) |
| 07/01/2019 | | Set/Reset Deadlines: Proposed Briefing Schedule due by 7/22/2019. (znbn) (Entered: 07/01/2019) |
| 07/15/2019 | <u>16</u> | MOTION for Summary Judgment by BABAR JAVED BUTT. (tth) (Entered: 07/18/2019) |
| 07/22/2019 | <u>17</u> | STATUS REPORT by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Kahn, Matthew) (Entered: 07/22/2019) |
| 07/23/2019 | | MINUTE ORDER ADOPTING Defendants' <u>17</u> Status Report. The Court ORDERS that Defendants shall submit a further status report by August 21, 2019. So ORDERED by Judge James E. Boasberg on 7/23/2019. (lcjeb2) (Entered: 07/23/2019) |
| 07/23/2019 | | Set/Reset Deadlines: Status Report due by 8/21/2019. (znbn) (Entered: 07/23/2019) |
| 08/16/2019 | <u>18</u> | STATUS REPORT by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Kahn, Matthew) (Entered: 08/16/2019) |
| 08/19/2019 | | MINUTE ORDER: The Court ADOPTS the Defendants' <u>18</u> Status Report and ORDERS that Defendants shall submit a further Status Report by September 21, 2019. So ORDERED by Judge James E. Boasberg on 08/19/2019. (lcjeb1) (Entered: 08/19/2019) |

| | | |
|------------|-----------|---|
| 08/19/2019 | | Set/Reset Deadlines: Status Report due by 9/21/2019 (lsj) (Entered: 08/19/2019) |
| 09/19/2019 | <u>19</u> | MOTION for Extension of Time to <i>File Status Report</i> by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE (Kahn, Matthew) (Entered: 09/19/2019) |
| 09/19/2019 | | MINUTE ORDER GRANTING Defendants' <u>19</u> Motion for Extension of Time. The Court ORDERS that Defendants shall file their Status Report by September 27, 2019. So ORDERED by Judge James E. Boasberg on 09/19/2019. (lcjeb1) (Entered: 09/19/2019) |
| 09/19/2019 | | Set/Reset Deadlines: Status Report due by 9/27/2019. (znbn) (Entered: 09/19/2019) |
| 09/27/2019 | <u>20</u> | STATUS REPORT by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Kahn, Matthew) (Entered: 09/27/2019) |
| 09/27/2019 | | MINUTE ORDER: Pursuant to Defendants' <u>20</u> Status Report, the Court ORDERS that Plaintiff shall by October 23, 2019, file a Notice indicating whether he will or will not challenge Defendants' withholdings, following which Defendants shall within 7 days file a status report. So ORDERED by Judge James E. Boasberg on 09/27/2019. (lcjeb1) (Entered: 09/27/2019) |
| 09/27/2019 | | Set/Reset Deadlines: Plaintiff shall file notice by 10/23/2019. (nbn) (Entered: 09/30/2019) |
| 10/01/2019 | | MINUTE ORDER: Given the Government's processing and production, <u>see</u> ECF No. 20 (Status Report), the Court ORDERS that Plaintiff's <u>16</u> Motion for Summary Judgment is DENIED WITHOUT PREJUDICE as moot. So ORDERED by Judge James E. Boasberg on 10/1/2019. (lcjeb1) (Entered: 10/01/2019) |
| 10/21/2019 | <u>21</u> | NOTICE OF SUBSTITUTION OF COUNSEL by William Mark Nebeker on behalf of EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE Substituting for attorney Matthew E. Kahn (Nebeker, William) (Entered: 10/21/2019) |
| 10/22/2019 | <u>22</u> | RESPONSE TO ORDER OF THE COURT re Order, filed by BABAR JAVED BUTT. "Leave to file GRANTED" by Judge James E. Boasberg on 10/22/19. (ztth) (Entered: 10/25/2019) |
| 10/28/2019 | <u>23</u> | MOTION to Accept Late Filed Status Report by BABAR JAVED BUTT. (Attachment: # <u>1</u> Exhibits) (ztth) (Entered: 10/30/2019) |
| 10/30/2019 | | MINUTE ORDER: The Court ORDERS that Plaintiff's <u>23</u> Motion to Accept Late Filed Status Report is GRANTED. Given Plaintiff's position, the Court ORDERS that the Government shall by November 6, 2019, file a status report regarding briefing on the withholdings. So ORDERED by Judge James E. Boasberg on 10/30/2019. (lcjeb1) (Entered: 10/30/2019) |
| 10/30/2019 | <u>24</u> | STATUS REPORT by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Nebeker, William) (Entered: 10/30/2019) |
| 10/30/2019 | | Set/Reset Deadlines: Government Status Report due by 11/6/2019. (znbn) (Entered: 11/01/2019) |
| 10/31/2019 | | MINUTE ORDER: The Court ADOPTS the Defendants' <u>24</u> Status Report and ORDERS that they shall file a further status report by November 21, 2019. So ORDERED by Judge James E. Boasberg on 10/31/2019. (lcjeb1) (Entered: 10/31/2019) |
| 10/31/2019 | | Set/Reset Deadlines: Status Report due by 11/21/2019. (znbn) (Entered: 11/01/2019) |
| 11/21/2019 | <u>25</u> | STATUS REPORT by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Nebeker, William) (Entered: 11/21/2019) |

| | | |
|------------|-----------|--|
| 11/22/2019 | | MINUTE ORDER: The Court ADOPTS Defendants' <u>25</u> Status Report and ORDERS that: 1) Plaintiff shall identify the remaining documents that were withheld in part or in full to be addressed in this litigation by December 23, 2019; 2) Defendants shall provide a Vaughn index of those documents to Plaintiff by January 27, 2020; 3) Plaintiff shall identify any records based upon the Vaughn Index that can be removed from briefing by February 12, 2020; 4) Defendants shall file any dispositive motions by March 9, 2020; 5) Plaintiff shall file any opposition by April 9, 2020; and 6) Defendants shall file any Reply by May 7, 2020. So ORDERED by Judge James E. Boasberg on 11/22/2019.(lcjeb1) (Entered: 11/22/2019) |
| 11/22/2019 | <u>26</u> | ERRATA by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE <u>25</u> Status Report filed by OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE, EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C.. (Attachments: # <u>1</u> Exhibit Attachment to status report)(Nebeker, William) (Entered: 11/22/2019) |
| 12/02/2019 | <u>27</u> | NOTICE of Change of Address by BABAR JAVED BUTT. (ztth) (Entered: 12/05/2019) |
| 12/23/2019 | <u>28</u> | STATUS REPORT by BABAR JAVED BUTT. (ztth) (Entered: 12/30/2019) |
| 01/06/2020 | <u>29</u> | STATUS REPORT by BABAR JAVED BUTT. (ztth) (Entered: 01/08/2020) |
| 02/10/2020 | <u>30</u> | STATUS REPORT by BABAR JAVED BUTT. (ztth) (Entered: 02/12/2020) |
| 03/06/2020 | <u>31</u> | NOTICE of Change of Address by BABAR JAVED BUTT(zsb) (Entered: 03/09/2020) |
| 03/09/2020 | <u>32</u> | NOTICE OF SUBSTITUTION OF COUNSEL by Robert Aaron Caplen on behalf of EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE Substituting for attorney W. Mark Nebeker (Caplen, Robert) (Entered: 03/09/2020) |
| 03/09/2020 | <u>33</u> | UNSEALED MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL filed by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit Motion for Summary Judgment, # <u>3</u> Exhibit Memorandum In Support of Motion for Summary Judgment, # <u>4</u> Exhibit Statement of Undisputed Material Facts, # <u>5</u> Exhibit Declaration of Ebony Griffin, # <u>6</u> Exhibit Attachment 1 to Griffin Declaration, # <u>7</u> Exhibit Attachment 2 to Griffin Declaration, # <u>8</u> Exhibit Attachment 3 to Griffin Declaration, # <u>9</u> Exhibit Attachment 4 to Griffin Declaration, # <u>10</u> Exhibit Attachment 5 to Griffin Declaration, # <u>11</u> Exhibit Attachment 6 to Griffin Declaration, # <u>12</u> Exhibit Attachment 7 to Griffin Declaration, # <u>13</u> Exhibit Attachment 8 to Griffin Declaration, # <u>14</u> Exhibit Attachment 9 to Griffin Declaration, # <u>15</u> Exhibit Attachment 10 to Griffin Declaration, # <u>16</u> Exhibit Attachment 11 to Griffin Declaration, # <u>17</u> Exhibit Text of Proposed Order)(Caplen, Robert) Modified on 3/19/2020 (ztth). (Unsealed pursuant to Minute Order filed on 3/19/2020). (Entered: 03/09/2020) |
| 03/18/2020 | | STRICKEN PURSUANT TO THE MINUTE ORDER FILED ON 3/19/2020.....MINUTE ORDER: Having reviewed the docket, the Court believes that items were improperly filed under seal. The Court, accordingly, ORDERS that Defendants' <u>33</u> Motion to File Under Seal is DENIED, and the other [1, 3] pleadings filed under seal shall be UNSEALED. So ORDERED by Judge James E. Boasberg on 3/18/2020. (lcjeb2) Modified on 3/19/2020 (znbn). (Entered: 03/18/2020) |
| 03/19/2020 | | MINUTE ORDER: The Court ORDERS that its Minute Order of March 18, 2020, is VACATED IN PART such that Plaintiff's <u>3</u> Prisoner Trust Fund Statement shall remain sealed. In addition, to erase any doubt, <u>33</u> Motion shall be UNSEALED. So ORDERED by Judge James E. Boasberg on 3/19/2020. (lcjeb3) (Entered: 03/19/2020) |
| 03/19/2020 | 37 | MOTION for Summary Judgment by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE (See docket entry <u>33</u> to view document) |

| | | |
|------------|-----------|--|
| | | (zthh) (Entered: 05/06/2020) |
| 04/10/2020 | <u>34</u> | MOTION for Extension of Time to File Response/Reply re <u>33</u> UNSEALED MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL filed by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE by BABAR JAVED BUTT. (zthh); Modified on 4/13/2020 to add docket entry relationship (zthh). (Entered: 04/13/2020) |
| 04/13/2020 | | MINUTE ORDER: The Court GRANTS Plaintiff's <u>34</u> Motion for Extension of Time and ORDERS that he shall file his Opposition to Defendants' Motion for Summary Judgment by May 11, 2020. So ORDERED by Judge James E. Boasberg on 4/13/2020. (lcjeb1) (Entered: 04/13/2020) |
| 04/13/2020 | | Set/Reset Deadlines: Opposition due by 5/11/2020. (nbn) (Entered: 04/13/2020) |
| 04/13/2020 | <u>35</u> | MOTION for Extension of Time to File Response/Reply <i>in support of</i> <u>33</u> Motion for Summary Judgment by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Caplen, Robert) (Entered: 04/13/2020) |
| 04/13/2020 | | Set/Reset Deadlines: Reply to Motion for Summary Judgment due by 6/10/2020. (nbn) (Entered: 04/14/2020) |
| 04/14/2020 | | MINUTE ORDER: The Court GRANTS Defendants' <u>35</u> Motion for Extension of Time and ORDERS that they shall file their Reply in support of their Motion for Summary Judgment by June 10, 2020. So ORDERED by Judge James E. Boasberg on 4/14/2020. (lcjeb1) (Entered: 04/14/2020) |
| 05/04/2020 | <u>36</u> | MOTION for Extension of Time to File Response/Reply <u>37</u> MOTION for Summary Judgment by BABAR JAVED BUTT. (zthh); Modified on 5/6/2020 to add docket entry relationship. (zthh). (Entered: 05/05/2020) |
| 05/06/2020 | | MINUTE ORDER: The Court GRANTS Plaintiff's <u>36</u> Motion for Extension of Time and ORDERS that: 1) Plaintiff shall file his opposition to Defendants' Motion for Summary Judgment by June 10, 2020; and 2) Defendants shall file their Reply by July 10, 2020. So ORDERED by Judge James E. Boasberg on 5/6/2020 (lcjeb1) (Entered: 05/06/2020) |
| 05/06/2020 | | Set/Reset Deadlines: Response to Motion for Summary Judgment due by 6/10/2020. Reply to Motion for Summary Judgment due by 7/10/2020. (znbn) (Entered: 05/08/2020) |
| 06/10/2020 | <u>38</u> | Memorandum in opposition to <u>37</u> MOTION for Summary Judgment filed by BABAR JAVED BUTT. (zthh) (Entered: 06/10/2020) |
| 06/10/2020 | <u>39</u> | CROSS MOTION for Summary Judgment by BABAR JAVED BUTT. (See Docket Entry <u>38</u> to view document) (zthh) (Entered: 06/10/2020) |
| 07/10/2020 | <u>40</u> | REPLY to opposition to motion re <u>37</u> MOTION for Summary Judgment filed by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit 1 (Suppl. Decl. Ninfa Salazar), # <u>2</u> Exhibit 2 (Suppl. Decl. Ebony Griffin), # <u>3</u> Text of Proposed Order)(Caplen, Robert) (Entered: 07/10/2020) |
| 07/10/2020 | <u>41</u> | Memorandum in opposition to re <u>39</u> MOTION for Summary Judgment (<i>same as ECF 40</i>) filed by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit 1 (Suppl. Decl. Ninfa Salazar), # <u>2</u> Exhibit 2 (Suppl. Decl. Ebony Griffin), # <u>3</u> Text of Proposed Order)(Caplen, Robert) (Entered: 07/10/2020) |
| 07/23/2020 | | MINUTE ORDER: The Court ORDERS that by July 27, 2020, the Government shall provide documents Bates numbered 108–12 and 235–40 to the Court for in camera review. The Government may make arrangements to submit such documents to chambers via email if it prefers. So ORDERED by Judge James E. Boasberg on |

| | | |
|------------|-----------|---|
| | | 7/23/2020. (lcjeb1) (Entered: 07/23/2020) |
| 07/23/2020 | | Set/Reset Deadlines: Government shall provide documents Bates numbered 108–12 and 235–40 to the Court for in camera review by 7/27/2020. (znbn) (Entered: 07/24/2020) |
| 07/27/2020 | <u>42</u> | MOTION for Extension of Time to <i>Submit Documents for In Camera Review</i> by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Caplen, Robert) (Entered: 07/27/2020) |
| 07/28/2020 | | MINUTE ORDER GRANTING Defendant's <u>42</u> Motion for Extension of Time. The Court ORDERS that Defendant shall provide documents Bates numbered 108–12 and 235–40 to the Court for in camera review by July 31, 2020. So ORDERED by Judge James E. Boasberg on 7/28/2020. (lcjeb1) (Entered: 07/28/2020) |
| 07/28/2020 | | Set/Reset Deadlines: In–Camera Submission due by 7/31/2020. (znbn) (Entered: 07/28/2020) |
| 07/29/2020 | <u>43</u> | NOTICE <i>re July 28, 2020, Minute Order</i> by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE (Caplen, Robert) (Entered: 07/29/2020) |
| 08/03/2020 | <u>44</u> | ORDER: The Court ORDERS that: 1) Defendants' Cross–Motion for Summary Judgment is GRANTED IN PART and DENIED IN PART; 2) Plaintiff's Cross–Motion for Summary Judgment is GRANTED IN PART and DENIED IN PART; and 3) by August 24, 2020, Defendants shall submit a declaration either memorializing the search of Patrick Ryan's records or explaining why they need not do so. Signed by Judge James E. Boasberg on 8/3/2020. (lcjeb1) (Entered: 08/03/2020) |
| 08/03/2020 | <u>45</u> | MEMORANDUM OPINION <i>re 44</i> Order on Cross–Motions for Summary Judgment. Signed by Judge James E. Boasberg on 8/3/2020. (lcjeb1) (Entered: 08/03/2020) |
| 08/03/2020 | | Set/Reset Deadlines: Defendants shall submit a declaration either memorializing the search of Patrick Ryan's records or explaining why they need not do so by 8/24/2020. (znbn) (Entered: 08/04/2020) |
| 08/20/2020 | <u>46</u> | NOTICE by EXECUTIVE OFFICE FOR THE UNITED STATES ATTORNEYS AT WASHINGTON, D.C., OFFICE OF INFORMATION POLICY, U.S. DEPARTMENT OF JUSTICE <i>re 44</i> Order on Motion for Summary Judgment,, (Attachments: # <u>1</u> Declaration of Ebony Griffin, # <u>2</u> Exhibit A to Declaration of Ebony Griffin)(Caplen, Robert) (Entered: 08/20/2020) |
| 08/20/2020 | | MINUTE ORDER: The Court ORDERS that by September 10, 2020, Plaintiff shall show cause why, given Defendants' <u>46</u> Notice, summary judgment should not be granted in their favor. So ORDERED by Judge James E. Boasberg on 08/20/2020. (lcjeb3) (Entered: 08/20/2020) |
| 08/20/2020 | | Set/Reset Deadlines: Show Cause by 9/10/2020. (znbn) (Entered: 08/21/2020) |
| 09/08/2020 | <u>47</u> | MOTION for Extension of Time by BABAR JAVED BUTT (eg) (Entered: 09/10/2020) |
| 09/10/2020 | | MINUTE ORDER GRANTING Plaintiff's <u>47</u> Motion for Extension of Time. The Court ORDERS that by September 24, 2020, Plaintiff shall show cause why, given Defendants' <u>46</u> Notice, summary judgment should not be granted in their favor. So ORDERED by Judge James E. Boasberg on 9/10/2020. (lcjeb1) (Entered: 09/10/2020) |
| 09/10/2020 | | Set/Reset Deadlines: Show Cause due by 9/24/2020. (znbn) (Entered: 09/11/2020) |
| 09/22/2020 | <u>48</u> | MOTION for Extension of Time to File Response <i>re</i> MINUTE ORDER by BABAR JAVED BUTT (zrdj) (Entered: 09/22/2020) |
| 09/23/2020 | | MINUTE ORDER GRANTING Plaintiff's <u>48</u> Motion for Extension of Time. The Court ORDERS that by October 8, 2020, Plaintiff shall show cause why, given Defendants' <u>46</u> Notice, summary judgment should not be granted in their favor. So ORDERED by Judge James E. Boasberg on 9/23/2020. (lcjeb1) (Entered: 09/23/2020) |

| | | |
|------------|-----------|---|
| 09/23/2020 | | Set/Reset Deadlines: Show Cause by 10/8/2020. (znbn) (Entered: 09/23/2020) |
| 10/07/2020 | <u>49</u> | NOTICE of Change of Address by BABAR JAVED BUTT (zrdj) (Entered: 10/07/2020) |
| 10/08/2020 | <u>50</u> | WAIVER OF OBJECTIONS by BABAR JAVED BUTT (zrdj) (Entered: 10/08/2020) |
| 10/08/2020 | | MINUTE ORDER: Given Plaintiff's <u>50</u> Waiver and Defendants' <u>46</u> Notice, the Court ORDERS that summary judgment is ENTERED in favor of Defendants. So ORDERED by Judge James E. Boasberg on 10/8/2020. (lcjeb1) (Entered: 10/08/2020) |