

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00404-TNM**

ALVAREZ et al v. TRUMP et al
Assigned to: Judge Trevor N. McFadden
Cases: [1:19-cv-00408-TNM](#)
[1:19-cv-00720-TNM](#)
[1:19-cv-00969-TNM](#)

Date Filed: 02/15/2019
Date Terminated: 04/23/2019
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Cause: 28:1331 Federal Question: Other Civil Rights

Plaintiff

NAYDA ALVAREZ

represented by **Allison Marcy Zieve**
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Plaintiff

LEONEL ROMEO ALVAREZ

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Plaintiff

YVETTE GAYTAN

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Plaintiff

FRONTERA AUDUBON SOCIETY

represented by **Allison Marcy Zieve**
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V.

Defendant

DONALD J. TRUMP
President of the United States

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Defendant

PATRICK M. SHANAHAN
*in his official capacity as Acting
Secretary of Defense*

represented by **Andrew I. Warden**
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LEAD ATTORNEY
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Kathryn Celia Davis
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LEAD ATTORNEY
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Defendant

UNITED STATES OF AMERICA

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Movant

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Date Filed	#	Docket Text
02/15/2019	<u>1</u>	COMPLAINT against ALL DEFENDANTS (Filing fee \$ 400 receipt number 0090-5952154) filed by FRONTERA AUDUBON SOCIETY, NAYDA ALVAREZ, YVETTE GAYTAN, LEONEL ROMEO ALVAREZ. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons to Donald Trump, # <u>3</u> Summons to Patrick Shanahan, # <u>4</u> Summons to Attorney General, # <u>5</u> Summons to U.S. Attorney)(Kirkpatrick, Michael) (Entered: 02/15/2019)
02/15/2019	<u>2</u>	NOTICE of Appearance by Allison Marcy Zieve on behalf of All Plaintiffs (Zieve, Allison) (Entered: 02/15/2019)
02/15/2019	<u>3</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by FRONTERA AUDUBON SOCIETY (Kirkpatrick, Michael) (Entered: 02/15/2019)
02/19/2019		Case Assigned to Judge Trevor N. McFadden. (zmd) (Entered: 02/19/2019)
02/19/2019	<u>4</u>	SUMMONS (4) Issued Electronically as to PATRICK M. SHANAHAN, DONALD J. TRUMP, UNITED STATES OF AMERICA, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 02/19/2019)
02/19/2019	<u>5</u>	STANDING ORDER establishing procedures for cases before Judge Trevor N. McFadden. The parties are ORDERED to read and strictly comply with the directives in the attached order. Signed by Judge Trevor N. McFadden on 2/19/2019. (lctnm3) (Entered: 02/19/2019)
02/21/2019	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/19/2019. Answer due for ALL FEDERAL DEFENDANTS by 4/20/2019. (Zieve, Allison) (Entered: 02/21/2019)
04/02/2019	<u>7</u>	NOTICE of Appearance by Andrew I. Warden on behalf of PATRICK M. SHANAHAN, DONALD J. TRUMP, UNITED STATES OF AMERICA (Warden, Andrew) (Entered: 04/02/2019)
04/02/2019	<u>8</u>	MOTION to Dismiss by PATRICK M. SHANAHAN, DONALD J. TRUMP, UNITED STATES OF AMERICA (Attachments: # <u>1</u> Exhibit 1 – Flossman Decl., # <u>2</u> Exhibit 2 – Second Flossman Decl., # <u>3</u> Exhibit 3 – Rapuano Decl., # <u>4</u> Text of Proposed Order)(Davis, Kathryn) (Entered: 04/02/2019)
04/02/2019	<u>9</u>	NOTICE of Appearance by Kathryn Celia Davis on behalf of PATRICK M. SHANAHAN, DONALD J. TRUMP, UNITED STATES OF AMERICA (Davis, Kathryn) (Entered: 04/02/2019)
04/04/2019	<u>11</u>	MOTION to Intervene by ROBERT A. HEGHMANN. (tth) (Entered: 04/08/2019)
04/08/2019	<u>10</u>	MOTION for Extension of Time to File Response/Reply as to <u>8</u> MOTION to Dismiss by LEONEL ROMEO ALVAREZ, NAYDA ALVAREZ, FRONTERA AUDUBON SOCIETY, YVETTE GAYTAN (Attachments: # <u>1</u> Text of Proposed Order)(Zieve, Allison) (Entered: 04/08/2019)
04/08/2019		MINUTE ORDER granting in part Plaintiffs' <u>10</u> Motion for Extension of Time. Plaintiffs shall respond to Defendants' <u>8</u> Motion to Dismiss on or before April 22, 2019. Defendants may reply to Plaintiffs' Opposition on or before May 1, 2019. Signed by Judge Trevor N. McFadden on 4/8/2019. (lctnm1) (Entered: 04/08/2019)
04/08/2019		Set/Reset Deadlines: Plaintiffs' response to Defendants' Motion to Dismiss due by 4/22/2019. Defendants' reply due by 5/1/2019. (hmc) (Entered: 04/08/2019)
04/09/2019	<u>12</u>	Unopposed MOTION for Leave to File <i>Amicus Memo of Law</i> by Andy Barr (Attachments: # <u>1</u> Memorandum in Support Proposed Amicus Brief, # <u>2</u> Text of

		Proposed Order Proposed Order)(Joseph, Lawrence) (Entered: 04/09/2019)
04/12/2019	<u>13</u>	NOTICE of Filing Supplemental Declaration by PATRICK M. SHANAHAN, DONALD J. TRUMP, UNITED STATES OF AMERICA (Attachments: # <u>1</u> Exhibit 1 – Suppl. Flossman Decl.)(Davis, Kathryn) (Entered: 04/12/2019)
04/18/2019	<u>14</u>	Memorandum in opposition to re <u>11</u> MOTION to Intervene filed by PATRICK M. SHANAHAN, DONALD J. TRUMP, UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Text of Proposed Order)(Davis, Kathryn) (Entered: 04/18/2019)
04/18/2019		MINUTE ORDER granting the <u>12</u> Unopposed Motion for Leave to File Amicus Brief. Signed by Judge Trevor N. McFadden on 4/18/2019. (lctnm3) (Entered: 04/18/2019)
04/18/2019	<u>15</u>	AMICUS BRIEF by ANDY BARR. (tth) (Entered: 04/19/2019)
04/22/2019	<u>16</u>	NOTICE of Voluntary Dismissal by All Plaintiffs (Zieve, Allison) (Entered: 04/22/2019)
04/23/2019		MINUTE ORDER: Upon consideration of the Plaintiffs' <u>16</u> Notice of Voluntary Dismissal, this case is hereby DISMISSED without prejudice. The Clerk of the Court shall close the case. Signed by Judge Trevor N. McFadden on 4/23/2019. (lctnm3) (Entered: 04/23/2019)