

**U.S. District Court
DISTRICT OF ARIZONA (Tucson Division)
CIVIL DOCKET FOR CASE #: 4:19-cv-00500-CKJ**

Adlerstein et al v. United States Customs and Border Protection
et al

Assigned to: Senior Judge Cindy K Jorgenson

Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 10/16/2019

Jury Demand: None

Nature of Suit: 440 Civil Rights: Other

Jurisdiction: U.S. Government Defendant

Plaintiff

Ana Adlerstein

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Plaintiff

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Plaintiff

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V.

Defendant

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Defendant

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Defendant

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Defendant

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Date Filed	#	Docket Text
10/16/2019	<u>1</u>	COMPLAINT. Filing fee received: \$ 400.00, receipt number 0970-17520395 filed by Alex Mensing, Jeff Valenzuela, Ana Adlerstein. (Lieberman, Martin) (Attachments: # <u>1</u> Civil Cover Sheet)(MCO) (Entered: 10/16/2019)
10/16/2019	<u>2</u>	SUMMONS Submitted by Ana Adlerstein, Alex Mensing, Jeff Valenzuela. (Lieberman, Martin) (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(MCO) (Entered: 10/16/2019)
10/16/2019	<u>3</u>	Filing fee paid, receipt number 0970-17520395. This case has been assigned to the Honorable Cindy K. Jorgenson. All future pleadings or documents should bear the correct case number: CV-19-500-TUC-CKJ. Notice of Availability of Magistrate Judge to Exercise Jurisdiction form attached. (MCO) (Entered: 10/16/2019)
10/16/2019	<u>4</u>	NOTICE TO THE PARTIES – The Court is participating in the Mandatory Initial Discovery Pilot (MIDP) and this case is subject to that pilot. The key features and deadlines are set forth in the attached Notice which includes General Order 17-08. Also attached is a checklist for use by the parties. All parties must respond to the mandatory initial discovery requests set forth in the General Order before initiating any further discovery in this case. Please note: The discovery obligations in the General Order supersede the disclosures required by Rule 26(a)(1). Any party seeking affirmative relief must serve a copy of the attached documents (Notice to Parties, including General Order 17-08 and MIDP Checklist) on each new party when the Complaint, Counterclaim, Crossclaim, or Third-Party Complaint is served. (MCO) (Entered: 10/16/2019)
10/16/2019	<u>5</u>	Summons Issued as to Matthew Albence, Federal Bureau of Investigation, Mark Morgan, United States Customs and Border Protection, United States Immigration and Customs Enforcement. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(MCO). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 10/16/2019)
10/16/2019	<u>6</u>	SUMMONS Submitted by Ana Adlerstein, Alex Mensing, Jeff Valenzuela. (Lieberman, Martin) (Entered: 10/16/2019)
10/17/2019	<u>7</u>	Summons Issued as to United States Immigration and Customs Enforcement. (LML). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 10/17/2019)
10/18/2019		Remark: Pro hac vice motion(s) granted for Mohammad Tajsar on behalf of Plaintiffs Ana Adlerstein, Alex Mensing, and Jeff Valenzuela. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 10/18/2019)
10/23/2019		Remark: Pro hac vice motion(s) granted for Ahilan Arulanantham on behalf of Plaintiffs Ana Adlerstein, Alex Mensing, Jeff Valenzuela. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 10/23/2019)
11/01/2019		Remark: Pro hac vice motion(s) granted for Robert Alexander Pilmer on behalf of Plaintiffs Ana Adlerstein, Alex Mensing, and Jeff Valenzuela. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 11/01/2019)
11/04/2019	<u>8</u>	SERVICE EXECUTED filed by Ana Adlerstein, Alex Mensing, Jeff Valenzuela: Proof of Service re: Summons & Complaint upon Defendants, Attorney General of the United States, United States Attorney for District of Arizona on October 17, 2019. (Tajsar, Mohammad) (Entered: 11/04/2019)
12/04/2019	<u>9</u>	NOTICE of Attorney Withdrawal <i>Marty Lieberman</i> filed by Molly Patricia Brizgys. (Brizgys, Molly) (Entered: 12/04/2019)
12/10/2019	<u>10</u>	NOTICE of Appearance by Robert Mark Norway on behalf of Matthew Albence, Federal Bureau of Investigation, Mark Morgan, United States Customs and Border Protection, United States Immigration and Customs Enforcement, Christopher Wray.

		(Norway, Robert) (Entered: 12/10/2019)
12/12/2019	<u>11</u>	Consent MOTION for Extension of Time to Respond to The Complaint , <i>from December 16, 2019, to and including February 10, 2020</i> , by Matthew Albence, Federal Bureau of Investigation, Mark Morgan, United States Customs and Border Protection, United States Immigration and Customs Enforcement, Christopher Wray. (Attachments: # <u>1</u> Proposed Order)(Norway, Robert) Modified on 12/13/2019 (BAR). (Entered: 12/12/2019)
12/18/2019	<u>12</u>	ORDER granting <u>11</u> Motion for Extension of Time to Answer to Complaint. Response to the Complaint extended to and including February 10, 2020. Signed by Senior Judge Cindy K Jorgenson on 12/17/2019. (BAR) (Entered: 12/18/2019)
01/15/2020	<u>13</u>	NOTICE of Appearance by Christine Keeyeh Wee on behalf of Ana Adlerstein, Alex Mensing, Jeff Valenzuela. (Wee, Christine) (Entered: 01/15/2020)
01/17/2020	<u>14</u>	NOTICE of Attorney Withdrawal <i>Molly Brizgys</i> filed by Molly Patricia Brizgys. (Brizgys, Molly) (Entered: 01/17/2020)
02/07/2020	<u>15</u>	Consent MOTION for Leave to File Excess Pages <i>for Defendants' Motion In Response to the Complaint and Plaintiffs' Opposition</i> by Matthew Albence, Federal Bureau of Investigation, Mark Morgan, United States Customs and Border Protection, United States Immigration and Customs Enforcement, Christopher Wray. (Attachments: # <u>1</u> Proposed Order)(Norway, Robert) (Entered: 02/07/2020)
02/10/2020	<u>16</u>	MOTION to Dismiss for Failure to State a Claim , MOTION to Dismiss for Lack of Jurisdiction , MOTION for Summary Judgment , <i>in the alternative on one claim</i> , by Matthew Albence, Federal Bureau of Investigation, Mark Morgan, United States Customs and Border Protection, United States Immigration and Customs Enforcement, Christopher Wray. (Attachments: # <u>1</u> Exhibit 1, Declaration of C. Campbell and Attachment, # <u>2</u> Exhibit 2, Declaration of D. Danisek and Attachments)(Norway, Robert) (Entered: 02/10/2020)
02/10/2020	<u>17</u>	STATEMENT OF FACTS re: <u>16</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction MOTION for Summary Judgment , <i>in the alternative on one claim</i> , by Defendants Matthew Albence, Federal Bureau of Investigation, Mark Morgan, United States Customs and Border Protection, United States Immigration and Customs Enforcement, Christopher Wray. (Attachments: # <u>1</u> Exhibit 1, Declaration of M. Williams and Attachments)(Norway, Robert) (Entered: 02/10/2020)
02/11/2020	<u>18</u>	ORDER granting <u>15</u> Consent Motion for Leave to File Excess Pages. It is further ordered that the page limit for Defendants' motion and Plaintiffs' response is enlarged to 30 pages. Signed by Senior Judge Cindy K Jorgenson on 2/10/2020. (ARC) (Entered: 02/11/2020)