

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:14-cv-00262-RJL**

PAUL et al v. OBAMA et al
Assigned to: Judge Richard J. Leon

Cases: [1:13-cv-00851-RJL](#)
[1:11-cv-02214-RCL](#)

Case in other court: USCA, 14-05212
Cause: 28:2201 Constitutionality of State Statute(s)

Date Filed: 02/18/2014
Date Terminated: 02/08/2019
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

RAND PAUL

*on behalf of himself and all others
similarly situated*

represented by **Earl N. Mayfield , III**
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ATTORNEY TO BE NOTICED

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Kenneth Thomas Cuccinelli , II
CUCCINELLI & ASSOCIATES, LLC
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(804) 286-2550
PRO HAC VICE
ATTORNEY TO BE NOTICED

Plaintiff

FREEDOMWORKS, INC.

*on behalf of itself, its members, and all
others similarly situated*

represented by **Earl N. Mayfield , III**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael P. Lewis
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kenneth Thomas Cuccinelli , II
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Defendant

BARACK HUSSEIN OBAMA, II
*in his official capacity as President of the
United States*

represented by **James J. Gilligan**
U.S. DEPARTMENT OF JUSTICE
Civil Division, Federal Programs Branch
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

JAMES R. CLAPPER, JR.
*in his official capacity as Director of
National Intelligence*

represented by **James J. Gilligan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Julia Alexandra Heiman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rodney Patton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

KEITH B. ALEXANDER
*in his official capacity as Director of the
National Security Agency and Chief of the
Central Security Service*

represented by **James J. Gilligan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Julia Alexandra Heiman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rodney Patton

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

JAMES B. COMEY
*in his official capacity as Director of the
Federal Bureau of Investigation*

represented by **James J. Gilligan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Julia Alexandra Heiman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rodney Patton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

DAVID ANDREW CHRISTENSON
TERMINATED: 07/30/2014

represented by **DAVID ANDREW CHRISTENSON**
P.O. Box 9063
Miramar Beach, FL 32550
PRO SE

| Date Filed | # | Docket Text |
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| 02/18/2014 | <u>1</u> | MOTION To List Non-Residential Address In Complaint Caption by FREEDOMWORKS, INC., RAND PAUL (jf,) (Entered: 02/21/2014) |
| 02/18/2014 | <u>2</u> | ORDER granting <u>1</u> MOTION To List Non-Residential Address In Complaint Caption. Signed by Chief Judge Richard W. Roberts on 02/18/2014. (jf,) (Entered: 02/21/2014) |
| 02/18/2014 | <u>3</u> | COMPLAINT against KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (Filing fee \$ 400, receipt number 4616062201) filed by RAND PAUL, FREEDOMWORKS, INC.. (Attachments: # <u>1</u> Civil Cover Sheet)(jf,) (Entered: 02/21/2014) |
| 02/18/2014 | | SUMMONS Not Issued as to KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (jf,) (Entered: 02/21/2014) |
| 02/18/2014 | <u>4</u> | NOTICE OF RELATED CASE by FREEDOMWORKS, INC., RAND PAUL. Case related to Case No. 13-0851. (jf,) (Entered: 02/21/2014) |
| 02/18/2014 | <u>5</u> | LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by FREEDOMWORKS, INC. identifying Other Affiliate FREEDOMWORKS FOUNDATION, INC. for FREEDOMWORKS, INC.. (jf,) (Entered: 02/21/2014) |
| 02/18/2014 | <u>6</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Kenneth Thomas Cuccinelli, II, :Address- 10560 Main Street, Suite 218, Fairfax, Virginia, 22030. Phone No. - (804) 286-2550. by FREEDOMWORKS, INC., RAND PAUL (jf,) (Entered: 02/21/2014) |
| 02/20/2014 | | SUMMONS (5) Issued as to KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II, U.S. Attorney (jf,) (Entered: 02/21/2014) |
| 02/24/2014 | <u>7</u> | STANDING ORDER. Signed by Judge Richard J. Leon on 2/24/2014. (lcrj11,) (Entered: 02/24/2014) |
| 02/24/2014 | | MINUTE ORDER granting <u>6</u> Motion for Leave to Appear Pro Hac Vice. It is hereby ORDERED that the motion is GRANTED, and it is further ORDERED that Kenneth T. Cuccinelli, II, is admitted pro hac vice in this proceeding. Signed by Judge Richard |

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| | | J. Leon on 2/24/2014. (lcrjl1,) (Entered: 02/24/2014) |
| 02/26/2014 | <u>8</u> | REQUEST FOR SUMMONS TO ISSUE by RAND PAUL, FREEDOMWORKS, INC. filed by RAND PAUL, FREEDOMWORKS, INC..(Lewis, Michael) (Entered: 02/26/2014) |
| 02/26/2014 | <u>9</u> | REQUEST FOR SUMMONS TO ISSUE <i>James B. Comey, Jr.</i> by RAND PAUL, FREEDOMWORKS, INC. filed by RAND PAUL, FREEDOMWORKS, INC..(Lewis, Michael) (Entered: 02/26/2014) |
| 02/26/2014 | <u>10</u> | REQUEST FOR SUMMONS TO ISSUE <i>James Clapper</i> by RAND PAUL, FREEDOMWORKS, INC. filed by RAND PAUL, FREEDOMWORKS, INC..(Lewis, Michael) (Entered: 02/26/2014) |
| 02/26/2014 | <u>11</u> | REQUEST FOR SUMMONS TO ISSUE <i>Gen. Keith B. Alexander</i> by RAND PAUL, FREEDOMWORKS, INC. filed by RAND PAUL, FREEDOMWORKS, INC..(Lewis, Michael) (Entered: 02/26/2014) |
| 02/26/2014 | <u>13</u> | MOTION to Join, MOTION to Intervene by DAVID ANDREW CHRISTENSON (rdj) (Entered: 03/06/2014) |
| 02/27/2014 | <u>12</u> | ELECTRONIC SUMMONS (6) Re-Issued as to KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II, U.S. Attorney and U.S. Attorney General (znmw,) (Entered: 02/27/2014) |
| 03/07/2014 | <u>14</u> | NOTICE <i>Regarding Order of the Foreign Intelligence Surveillance Court</i> by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Dearinger, Bryan) (Entered: 03/07/2014) |
| 03/19/2014 | <u>15</u> | LEAVE TO FILE DENIED– Motion to file amicus brief This document is unavailable as the Court denied its filing. "Leave to file Denied" Signed by Judge Richard J. Leon on 03/19/2014 (jf,) (Entered: 03/20/2014) |
| 03/24/2014 | <u>16</u> | ENTERED IN ERROR.....AMENDED COMPLAINT against All Defendants filed by RAND PAUL, FREEDOMWORKS, INC.. (Attachments: # <u>1</u> Exhibit)(Lewis, Michael) Modified on 3/25/2014 (znmw,). (Entered: 03/24/2014) |
| 03/25/2014 | | NOTICE OF ERROR re <u>16</u> Amended Complaint; emailed to mlewis@lewis-firm.com, cc'd 2 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect event used, 2. Please refile document, 3. Entered in Error: Refile as a Motion to Amend. (znmw,) (Entered: 03/25/2014) |
| 03/26/2014 | <u>17</u> | AMENDED COMPLAINT against All Defendants filed by RAND PAUL, FREEDOMWORKS, INC..(Lewis, Michael) (Entered: 03/26/2014) |
| 04/01/2014 | <u>18</u> | MOTION to Certify Class by FREEDOMWORKS, INC., RAND PAUL (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order)(Lewis, Michael) (Entered: 04/01/2014) |
| 04/08/2014 | <u>19</u> | LEAVE TO FILE DENIED– DAVID ANDREW CHRISTENSON, Motion for Emergency Stay This document is unavailable as the Court denied its filing. "Leave to file Denied". Signed by Judge Richard J. Leon. (zrdj) (Entered: 04/08/2014) |
| 04/18/2014 | <u>20</u> | Unopposed MOTION for Extension of Time to <i>Respond to Plaintiffs' First Amended Complaint and to Plaintiffs' Motion for Class Certification</i> by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (Attachments: # <u>1</u> Text of Proposed Order)(Gilligan, James) (Entered: 04/18/2014) |
| 04/23/2014 | <u>21</u> | MOTION to Stay (<i>Motion for Stay of Proceedings Pending Appeal of the Preliminary Injunction in Klayman v. Obama</i>) by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (Attachments: # <u>1</u> Text of Proposed Order)(Gilligan, James) (Entered: 04/23/2014) |
| 04/23/2014 | | MINUTE ORDER granting <u>20</u> Unopposed Motion for an Extension of Time to Respond to Plaintiffs' First Amended Complaint and to Plaintiffs' Motion for Class Certification. It is hereby ORDERED that the motion is GRANTED; it is further ORDERED that defendants shall have until 5/2/2014 to file their response to <u>17</u> |

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| | | Plaintiffs' First Amended Complaint; and it is further ORDERED that defendants shall have until 5/2/2014 to file their opposition to <u>18</u> Plaintiffs' Motion for Class Certification. Signed by Judge Richard J. Leon on 4/23/2014. (lcrjl1,) (Entered: 04/23/2014) |
| 05/02/2014 | <u>22</u> | MOTION to Dismiss <i>Plaintiffs' First Amended Complaint</i> by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Text of Proposed Order)(Gilligan, James) (Entered: 05/02/2014) |
| 05/02/2014 | <u>23</u> | Memorandum in opposition to re <u>18</u> MOTION to Certify Class filed by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II. (Attachments: # <u>1</u> Text of Proposed Order)(Berman, Julia) (Entered: 05/02/2014) |
| 05/06/2014 | <u>24</u> | Memorandum in opposition to re <u>21</u> MOTION to Stay (<i>Motion for Stay of Proceedings Pending Appeal of the Preliminary Injunction in Klayman v. Obama</i>) filed by FREEDOMWORKS, INC., RAND PAUL. (Lewis, Michael) (Entered: 05/06/2014) |
| 05/12/2014 | <u>25</u> | REPLY to opposition to motion re <u>18</u> MOTION to Certify Class filed by FREEDOMWORKS, INC., RAND PAUL. (Lewis, Michael) (Entered: 05/12/2014) |
| 05/16/2014 | <u>26</u> | REPLY to opposition to motion re <u>21</u> MOTION to Stay (<i>Motion for Stay of Proceedings Pending Appeal of the Preliminary Injunction in Klayman v. Obama</i>) filed by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II. (Patton, Rodney) (Entered: 05/16/2014) |
| 05/19/2014 | <u>27</u> | Memorandum in opposition to re <u>22</u> MOTION to Dismiss <i>Plaintiffs' First Amended Complaint</i> filed by FREEDOMWORKS, INC., RAND PAUL. (Attachments: # <u>1</u> Exhibit Exhibit A)(Lewis, Michael) (Entered: 05/19/2014) |
| 05/28/2014 | <u>28</u> | Unopposed MOTION for Extension of Time to <i>File Reply in Support of Motion to Dismiss</i> by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II (Attachments: # <u>1</u> Text of Proposed Order)(Gilligan, James) (Entered: 05/28/2014) |
| 05/30/2014 | | MINUTE ORDER granting, nunc pro tunc, <u>28</u> Motion for Extension of Time to File Reply in Support of Motion to Dismiss. It is hereby ORDERED that the motion is GRANTED nunc pro tunc; and it is further ORDERED that Defendants shall file their reply brief in support of <u>22</u> Motion to Dismiss on or before 6/5/2014. Signed by Judge Richard J. Leon on 5/30/2014. (lcrjl1,) (Entered: 05/30/2014) |
| 05/30/2014 | | Set/Reset Deadlines: Reply due by 6/5/2014. (tb,) (Entered: 05/30/2014) |
| 06/05/2014 | <u>29</u> | REPLY to opposition to motion re <u>22</u> MOTION to Dismiss <i>Plaintiffs' First Amended Complaint</i> filed by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit (Exh. 9 part 1), # <u>10</u> Exhibit (Exh. 9 part 2), # <u>11</u> Exhibit (Exh. 9 part 3))(Gilligan, James) (Entered: 06/06/2014) |
| 06/09/2014 | <u>30</u> | ERRATA by KEITH B. ALEXANDER, JAMES R. CLAPPER, JR, JAMES B. COMEY, BARACK HUSSEIN OBAMA, II <u>29</u> Reply to opposition to Motion, filed by JAMES B. COMEY, KEITH B. ALEXANDER, BARACK HUSSEIN OBAMA, II, JAMES R. CLAPPER, JR.. (Attachments: # <u>1</u> Exhibit Corrected Exhibit 4 to Defendants' Reply in Support of Motion to Dismiss)(Gilligan, James) (Entered: 06/09/2014) |
| 06/17/2014 | <u>31</u> | MOTION for Order <i>for Oral Argument</i> by FREEDOMWORKS, INC., RAND PAUL (Lewis, Michael) (Entered: 06/17/2014) |
| 06/18/2014 | | NOTICE OF ERROR re <u>31</u> Motion for Order; emailed to mlewis@lewis-firm.com, cc'd 5 associated attorneys -- The PDF file you docketed contained errors: 1. Motion title does not match requested relief; Please file an errata with correct title of motion. (znmw,) (Entered: 06/18/2014) |

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| 06/19/2014 | <u>32</u> | NOTICE of Errata by FREEDOMWORKS, INC., RAND PAUL re <u>27</u> Memorandum in Opposition, <u>22</u> MOTION to Dismiss <i>Plaintiffs' First Amended Complaint</i> , <u>31</u> MOTION for Order for Oral Argument, <u>29</u> Reply to opposition to Motion, Notice of QC, (Attachments: # <u>1</u> Errata Corrected Motion for Oral Argument)(Lewis, Michael) (Entered: 06/19/2014) |
| 07/30/2014 | | MINUTE ORDER denying <u>13</u> Motion to Join and/or Motion to Intervene by DAVID ANDREW CHRISTENSON. It is hereby ORDERED that the motion is DENIED. Signed by Judge Richard J. Leon on 7/30/2014. (lcrj11,) (Entered: 07/30/2014) |
| 08/22/2014 | <u>33</u> | NOTICE OF APPEAL as to Minute Order on Motion for Joinder, Order on Motion to Intervene, Order on Motion for Joinder, Order on Motion to Intervene by DAVID ANDREW CHRISTENSON. Fee Status: No Fee Paid. Parties have been notified. "Leave to file Granted" signed by Judge Richard J. Leon on 08/21/2014 (jf,) (Entered: 08/27/2014) |
| 08/27/2014 | <u>34</u> | Transmission of the Notice of Appeal, Order Appealed, and Docket Sheet to US Court of Appeals. The Fee remains to be paid and another notice will be transmitted when the fee has been paid in the District Court re <u>33</u> Notice of Appeal,. (jf,) (Entered: 08/27/2014) |
| 09/03/2014 | | USCA Case Number 14-5212 for <u>33</u> Notice of Appeal, filed by DAVID ANDREW CHRISTENSON. (kb) (Entered: 09/03/2014) |
| 09/08/2014 | <u>35</u> | MOTION for Leave to Appeal in forma pauperis by DAVID ANDREW CHRISTENSON (jf,) (Entered: 09/11/2014) |
| 09/22/2014 | | MINUTE ORDER granting <u>21</u> Government Defendants' Motion for Stay of Proceedings Pending Appeal of Preliminary Injunction. It is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that all proceedings against the Government Defendants in the above-captioned action are hereby STAYED pending the Government Defendants' appeal to the United States Court of Appeals for the District of Columbia Circuit from this Court's December 16, 2013, preliminary injunction in Case No. 13-cv-851. Signed by Judge Richard J. Leon on 9/22/2014. (lcrj11) (Entered: 09/22/2014) |
| 10/21/2014 | <u>36</u> | ORDER of USCA as to <u>33</u> Notice of Appeal, filed by DAVID ANDREW CHRISTENSON ; ORDERED, on the court's own motion, that this case be held in abeyance pending the district court's resolution of Appellant's motion for leave to proceed on appeal in forma pauperis. USCA Case Number 14-5212. (md,) (Entered: 10/21/2014) |
| 05/27/2015 | <u>37</u> | MANDATE of USCA (certified copy) as to <u>33</u> Notice of Appeal, filed by DAVID ANDREW CHRISTENSON. ORDERED that the motions be denied and, on the court's own motion, the appeal be dismissed as frivolous pursuant to 28 U.S.C. § 1915(e)(2)(8). That this court's order filed October 20, 2014, be vacated as moot. USCA Case Number 14-5212. (rd) (Entered: 05/28/2015) |
| 03/05/2018 | <u>38</u> | ORDER that plaintiffs shall within 30 days of this order, show cause in writing why this action should not be dismissed for the same reasons as stated in the memorandum opinion in <i>Klayman</i> , 2017 WL 5635668. SO ORDERED. Signed by Judge Richard J. Leon on 3/5/2018. (see order for complete details). (jth) (Entered: 03/05/2018) |
| 02/07/2019 | <u>39</u> | ORDER. Plaintiffs Rand Paul and Freedomworks, Inc. filed their amended complaint in the instant action on March 26, 2014, and filed a motion to certify a class of all others similarly situated on April 1, 2014. Defendants filed a motion to dismiss the first amended complaint and an opposition to class certification on May 2, 2014. This case was stayed pending the appeal of this court's order in a related case, Civil Action No. 13-cv-851, which was resolved on June 8, 2016. Since there had been no motion to lift the stay or other activity for nearly two years, this Court issued an Order on March 5, 2018, requiring plaintiff to show cause in writing, by April 4, 2018, as to why this case should not be dismissed for want of prosecution. Because the plaintiff has failed to respond to the Court's Order to Show Cause within the time prescribed, and upon due consideration of the entire record herein, it is hereby ORDERED that plaintiff's case is dismissed without prejudice pursuant to Local Civil Rule 83.23; and it is further ORDERED that the Clerk, in addition to electronic notice, shall mail a paper copy of this Order to plaintiff's counsel of record with a return receipt requested, and shall mail a copy directly to plaintiffs at their address of record. SO ORDERED. |

Signed by Judge Richard J. Leon on 2/5/2019. (jth) (Entered: 02/07/2019)