

CLOSED

U.S. District Court
United States District Court for the Western District of Washington (Seattle)
CIVIL DOCKET FOR CASE #: 2:09-cv-00642-RSL

American Civil Liberties Union of Washington v. US
Department of Justice
Assigned to: Judge Robert S. Lasnik
Cause: 05:552 Freedom of Information Act

Date Filed: 05/08/2009
Date Terminated: 09/21/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**American Civil Liberties Union of
Washington**

represented by **Dror Ladin**
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V.

Defendant

US Department of Justice

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| Date Filed | # | Docket Text |
|------------|-----------|--|
| 05/08/2009 | <u>1</u> | COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF against defendant US Department of Justice (Summons(es) issued)(Receipt # SEA26052), filed by American Civil Liberties Union of Washington. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Transmittal Email)(MKB) (Entered: 05/11/2009) |
| 05/14/2009 | <u>2</u> | APPLICATION OF ATTORNEY Michael J. Wishnie FOR LEAVE TO APPEAR PRO HAC VICE for Plaintiff American Civil Liberties Union of Washington (Fee Paid) Receipt No. 0981000000001751314. (Attachments: # <u>1</u> Appendix ECF Registration Form)(Williams, Harry) (Entered: 05/14/2009) |
| 05/14/2009 | <u>3</u> | APPLICATION OF ATTORNEY Eunice Lee FOR LEAVE TO APPEAR PRO HAC VICE for Plaintiff American Civil Liberties Union of Washington (Fee Paid) Receipt No. 0981000000001751321. (Attachments: # <u>1</u> Appendix ECF Registration Form)(Williams, Harry) (Entered: 05/14/2009) |
| 05/14/2009 | <u>4</u> | APPLICATION OF ATTORNEY Farrin Anello FOR LEAVE TO APPEAR PRO HAC VICE for Plaintiff American Civil Liberties Union of Washington (Fee Paid) Receipt No. 0981000000001751324. (Attachments: # <u>1</u> Appendix ECF Registration Form)(Williams, Harry) (Entered: 05/14/2009) |
| 05/14/2009 | <u>5</u> | APPLICATION OF ATTORNEY Lee Gelernt FOR LEAVE TO APPEAR PRO HAC VICE for Plaintiff American Civil Liberties Union of Washington (Fee Paid) Receipt No. 0981000000001751326. (Attachments: # <u>1</u> Appendix ECF Registration Form)(Williams, Harry) (Entered: 05/14/2009) |
| 05/14/2009 | 6 | ORDER re <u>2</u> Application for Leave to Appear Pro Hac Vice. The Court ADMITS Attorney Michael J. Wishnie for American Civil Liberties Union of Washington, by Bruce Rifkin. (No document associated with this docket entry, text only.)(DS) (Entered: 05/14/2009) |
| 05/14/2009 | 7 | ORDER re <u>3</u> Application for Leave to Appear Pro Hac Vice. The Court ADMITS Attorney Eunice Lee for American Civil Liberties Union of Washington, by Bruce Rifkin. (No document associated with this docket entry, text only.)(DS) (Entered: 05/14/2009) |
| 05/14/2009 | 8 | ORDER re <u>4</u> Application for Leave to Appear Pro Hac Vice. The Court ADMITS Attorney Farrin Anello for American Civil Liberties Union of Washington, by Bruce Rifkin. (No document associated with this docket entry, text only.)(DS) (Entered: 05/14/2009) |
| 05/14/2009 | 9 | ORDER re <u>5</u> Application for Leave to Appear Pro Hac Vice. The Court ADMITS Attorney Lee Gelernt for American Civil Liberties Union of Washington, by Bruce Rifkin. (No document associated with this docket entry, text only.)(DS) (Entered: 05/14/2009) |
| 08/28/2009 | <u>10</u> | SERVICE OF SUMMONS and Complaint returned executed upon defendant US Department of Justice on 8/25/2009 (KL) (Entered: 08/31/2009) |
| 08/31/2009 | <u>11</u> | AFFIDAVIT of Mailing of Summons and Complaint to Department of Justice on 8/25/2009, filed by Plaintiff American Civil Liberties Union of Washington. (Williams, Harry) (Entered: 08/31/2009) |
| 08/31/2009 | <u>12</u> | AFFIDAVIT of Mailing of Summons and Complaint to Eric H. Holder on 8/25/2009, filed by Plaintiff American Civil Liberties Union of Washington. (Williams, Harry) (Entered: 08/31/2009) |

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| 09/01/2009 | <u>13</u> | NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Eunice Lee for Plaintiff American Civil Liberties Union of Washington. (Anello, Farrin) (Entered: 09/01/2009) |
| 09/24/2009 | <u>14</u> | STIPULATION AND PROPOSED ORDER <i>for Extension of Time to File Answer</i> by parties. (Kipnis, Brian) (Entered: 09/24/2009) |
| 09/25/2009 | <u>15</u> | NOTICE of Appearance by attorney Brian C Kipnis on behalf of Defendant US Department of Justice. (Kipnis, Brian) (Entered: 09/25/2009) |
| 09/25/2009 | | Attorney Marcia Kay Sowles for US Department of Justice added. (ELS) (Entered: 09/25/2009) |
| 09/30/2009 | <u>16</u> | STIPULATION AND ORDER FOR EXTENSION OF TIME TO FILE ANSWER by Judge Robert S. Lasnik. (RS) (Entered: 09/30/2009) |
| 10/01/2009 | <u>17</u> | ORDER REGARDING INITIAL DISCLOSURES, JOINT STATUS REPORT AND EARLY SETTLEMENT Joint Status Report due by 11/12/2009, by Judge Robert S. Lasnik. (KERR) (Entered: 10/01/2009) |
| 10/09/2009 | <u>18</u> | ANSWER to <u>1</u> Complaint, by US Department of Justice. (Attachments: # <u>1</u> Exhibit A – C)(Sowles, Marcia Kay) (Entered: 10/09/2009) |
| 11/12/2009 | <u>19</u> | JOINT STATUS REPORT signed by all parties estimated Trial Days: 0.. (Anello, Farrin) (Entered: 11/12/2009) |
| 11/19/2009 | <u>20</u> | MOTION for Leave to File Excess Pages <i>Memorandum in Support of Motion to Stay Proceedings pursuant to 5 U.S.C. 552(a)(6)(C)</i> by Defendant US Department of Justice. (Attachments: # <u>1</u> Proposed Order) Noting Date 11/19/2009, (Sowles, Marcia Kay) (Entered: 11/19/2009) |
| 11/23/2009 | <u>21</u> | ORDER granting dft's <u>20</u> Motion for Leave to File Excess Pages by Judge Robert S. Lasnik.(RS) (Entered: 11/23/2009) |
| 11/24/2009 | <u>22</u> | MOTION to Stay <i>Proceedings, pursuant to 5 U.S.C. 552(a)(6)(C), to Allow the FBI Additional Time Complete its Proceesing of Plaintiff's FOIA Request</i> by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit Declaration of David M. Hardy, # <u>2</u> Proposed Order) Noting Date 12/11/2009, (Sowles, Marcia Kay) (Entered: 11/24/2009) |
| 12/07/2009 | <u>23</u> | RESPONSE, by Plaintiff American Civil Liberties Union of Washington, to <u>22</u> MOTION to Stay <i>Proceedings, pursuant to 5 U.S.C. 552(a)(6)(C), to Allow the FBI Additional Time Complete its Proceesing of Plaintiff's FOIA Request</i> MOTION to Stay <i>Proceedings, pursuant to 5 U.S.C. 552(a)(6)(C), to Allow the FBI Additional Time Complete its Proceesing of Plaintiff's FOIA Request.</i> (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Exhibit Declaration, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Proposed Order)(Anello, Farrin) (Entered: 12/07/2009) |
| 12/11/2009 | <u>24</u> | REPLY, filed by Defendant US Department of Justice, TO RESPONSE to <u>22</u> MOTION to Stay <i>Proceedings, pursuant to 5 U.S.C. 552(a)(6)(C), to Allow the FBI Additional Time Complete its Proceesing of Plaintiff's FOIA Request</i> MOTION to Stay <i>Proceedings, pursuant to 5 U.S.C. 552(a)(6)(C), to Allow the FBI Additional Time Complete its Proceesing of Plaintiff's FOIA Request</i> (Sowles, Marcia Kay) (Entered: 12/11/2009) |
| 12/15/2009 | <u>25</u> | NOTICE of Filing of Status Report regarding the processing of Plaintiff's FOIA request ; filed by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit First Status Declaration of David M. Hardy)(Sowles, Marcia Kay) (Entered: 12/15/2009) |
| 01/19/2010 | <u>26</u> | CASE MANAGEMENT ORDER; Joinder of Parties deadline set for 1/28/2010, Dispositive motions due by 4/15/2010, Oppositions to dispositive motions due by 5/28/2010 and Replies to dispositive motions due by 6/18/2010 (KERR) (Entered: 01/19/2010) |
| 01/19/2010 | <u>27</u> | ORDER denying dft's <u>22</u> Motion for an Open America Stay by Judge Robert S. Lasnik.(RS) (Entered: 01/19/2010) |

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| 01/22/2010 | <u>28</u> | NOTICE of Appearance by attorney Melody Rose Spidell on behalf of Plaintiff American Civil Liberties Union of Washington. (Spidell, Melody) (Entered: 01/22/2010) |
| 01/25/2010 | <u>29</u> | NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Harry Williams, IV for Plaintiff American Civil Liberties Union of Washington. (Dunne, Sarah) (Entered: 01/25/2010) |
| 03/15/2010 | <u>30</u> | STIPULATION AND PROPOSED ORDER <i>for Extension of Time to Complete Production of Seventy-three pages which required consultation with other federal agencies and/or other components of the DOJ</i> by parties re <u>27</u> Order on Motion to Stay. (Sowles, Marcia Kay) (Entered: 03/15/2010) |
| 03/16/2010 | <u>31</u> | STIPULATION AND ORDER for extension of time to complete production by Judge Robert S. Lasnik. (RS) (Entered: 03/17/2010) |
| 04/01/2010 | <u>32</u> | MOTION for Extension of Time <i>to File Motion for Summary Judgment and for Leave to File Vaughn Index Based upon a Representative Sample</i> by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit A -- Declaration of Dennis J. Argall, # <u>2</u> Exhibit B -- Email from Farrin Anello, # <u>3</u> Proposed Order) Noting Date 4/12/2010, (Sowles, Marcia Kay) (Entered: 04/01/2010) |
| 04/02/2010 | <u>33</u> | MINUTE ORDER RE-NOTING <u>32</u> MOTION for Extension of Time <i>to File Motion for Summary Judgment and for Leave to File Vaughn Index Based upon a Representative Sample</i> ; Noting Date 4/9/2010 (KERR) (Entered: 04/02/2010) |
| 04/07/2010 | <u>34</u> | RESPONSE, by Plaintiff American Civil Liberties Union of Washington, to <u>32</u> MOTION for Extension of Time <i>to File Motion for Summary Judgment and for Leave to File Vaughn Index Based upon a Representative Sample</i> . (Spidell, Melody) (Entered: 04/07/2010) |
| 04/12/2010 | <u>35</u> | STIPULATION AND PROPOSED ORDER by parties re <u>32</u> MOTION for Extension of Time <i>to File Motion for Summary Judgment and for Leave to File Vaughn Index Based upon a Representative Sample</i> . (Attachments: # <u>1</u> Exhibit Exhibit A to Stipulation and Proposed Order)(Spidell, Melody) (Entered: 04/12/2010) |
| 04/14/2010 | <u>36</u> | STIPULATION AND ORDER for Extension of Time to File Motion for Summary Judgment and for Leave to File Vaughn Index Based upon a Representative Sample by Judge Robert S. Lasnik. (RS) (Entered: 04/14/2010) |
| 06/14/2010 | <u>37</u> | MOTION for Leave to File Excess Pages by Defendant US Department of Justice. Noting Date 6/18/2010, (Sowles, Marcia Kay) (Entered: 06/14/2010) |
| 06/15/2010 | <u>38</u> | ORDER Granting Pltf's Unopposed <u>37</u> Motion to File Overlength Memorandum by Judge Robert S. Lasnik.(TF) (Entered: 06/16/2010) |
| 06/18/2010 | <u>39</u> | MOTION for Summary Judgment by Defendant US Department of Justice. Oral Argument Requested. (Attachments: # <u>1</u> Exhibit Declaration of David Hardy -- Part 1 of 4, # <u>2</u> Exhibit Declaration of David Hardy -- Part 2 of 4, # <u>3</u> Exhibit Declaration of David Hardy -- Part 3 of 4, # <u>4</u> Exhibit Declaration of David Hardy -- Part 4 of 4, # <u>5</u> Exhibits A - N to Declaration of David Hardy, # <u>6</u> Exhibit O (Part 1) to Declaration of David Hardy, # <u>7</u> Exhibit O (Part 2) to Declaration of David Hardy, # <u>8</u> Exhibit O (Part 3) to Declaration of David Hardy, # <u>9</u> Exhibit Declaration of Margaret P. Grafeld) Noting Date 8/20/2010, (Sowles, Marcia Kay) (Entered: 06/18/2010) |
| 07/30/2010 | <u>40</u> | RESPONSE, by Plaintiff American Civil Liberties Union of Washington, to <u>39</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit Declaration of F. Anello and Exhibits, # <u>2</u> Exhibit Declaration of S. Khader and Exhibits)(Anello, Farrin) (Entered: 07/30/2010) |
| 08/11/2010 | <u>41</u> | MOTION for Extension of Time <i>to File Reply in Support of Motion for Summary Judgment</i> by Defendant US Department of Justice. Noting Date 8/11/2010, (Sowles, Marcia Kay) (Entered: 08/11/2010) |
| 08/12/2010 | <u>42</u> | ORDER granting dft's <u>41</u> Motion for Extension of Time;dft has until 8/31/10 to reply; clerk renoted <u>39</u> MOTION for Summary Judgment : Noting Date 9/3/2010, by Judge Robert S. Lasnik.(RS) (Entered: 08/12/2010) |

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| 08/31/2010 | <u>43</u> | REPLY, filed by Defendant US Department of Justice, TO RESPONSE to <u>39</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Exhibit Exhibit 1 -- Supplemental Declaration of David Hardy, # <u>2</u> Exhibit Exhibits A and B to Supp. Declaraton of David Hardy, # <u>3</u> Exhibit Exhibit 2, # <u>4</u> Exhibit Exhibit 3, # <u>5</u> Exhibit Exhibit 4, # <u>6</u> Exhibit Exhibit 5, # <u>7</u> Exhibit Exhibit 6, # <u>8</u> Exhibit Exhibit 7, # <u>9</u> Exhibit Exhibit 8, # <u>10</u> Exhibit Exhibit 9, # <u>11</u> Exhibit Exhibit 10)(Sowles, Marcia Kay) (Entered: 08/31/2010) |
| 10/04/2010 | <u>44</u> | NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Farrin Anello for Plaintiff American Civil Liberties Union of Washington. (Gelernt, Lee) (Entered: 10/04/2010) |
| 03/10/2011 | <u>45</u> | ORDER granting in part dft's <u>39</u> Motion for Summary Judgment and ordering production or supplementation of Vaughn Index by Judge Robert S. Lasnik.(RS) (Entered: 03/11/2011) |
| 03/24/2011 | <u>46</u> | MOTION for Reconsideration re <u>45</u> Order on Motion for Summary Judgment by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit Declaration of Chrisopher M. Piehota, TSC, # <u>2</u> Exhibit Declaration of William E. Benner) Noting Date 3/24/2011, (Sowles, Marcia Kay) (Entered: 03/24/2011) |
| 03/24/2011 | <u>47</u> | MOTION to Stay re <u>45</u> Order on Motion for Summary Judgment by Defendant US Department of Justice. Noting Date 4/8/2011, (Sowles, Marcia Kay) (Entered: 03/24/2011) |
| 03/24/2011 | <u>48</u> | MOTION for Extension of Time <i>to Comply with Certain Provisions of Order dated March 10, 2011</i> by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit Declaration of David M. Hardy) Noting Date 4/1/2011, (Sowles, Marcia Kay) (Entered: 03/24/2011) |
| 03/25/2011 | <u>49</u> | ORDER FOR FURTHER BRIEFING; RE-NOTING <u>46</u> MOTION for Reconsideration re <u>45</u> Order on Motion for Summary Judgment ; Noting Date 4/8/2011, by Judge Robert S. Lasnik. (RS) (Entered: 03/25/2011) |
| 03/30/2011 | <u>50</u> | STIPULATION AND PROPOSED ORDER <i>for Stay of Order dated March 10, 2011</i> by parties re <u>45</u> Order on Motion for Summary Judgment. (Sowles, Marcia Kay) (Entered: 03/30/2011) |
| 03/30/2011 | <u>51</u> | APPLICATION OF ATTORNEY Katherine Desormeau FOR LEAVE TO APPEAR PRO HAC VICE for Plaintiff American Civil Liberties Union of Washington (Fee Paid) Receipt No. 0981-2381051. (Attachments: # <u>1</u> Certificate of Service)(Spidell, Melody) (Entered: 03/30/2011) |
| 03/30/2011 | <u>52</u> | ORDER re <u>51</u> Application for Leave to Appear Pro Hac Vice. The Court ADMITS Attorney Katherine Desormeau for American Civil Liberties Union of Washington, by William M. McCool. (No document associated with this docket entry, text only.)(DS) (Entered: 03/30/2011) |
| 04/04/2011 | <u>53</u> | STIPULATION FOR STAY OF ORDER by Judge Robert S. Lasnik.(RS) (Entered: 04/04/2011) |
| 04/04/2011 | <u>54</u> | RESPONSE, by Plaintiff American Civil Liberties Union of Washington, to <u>46</u> MOTION for Reconsideration re <u>45</u> Order on Motion for Summary Judgment MOTION for Reconsideration re <u>45</u> Order on Motion for Summary Judgment. (Desormeau, Katherine) (Entered: 04/04/2011) |
| 04/08/2011 | <u>55</u> | REPLY, filed by Defendant US Department of Justice, TO RESPONSE to <u>46</u> MOTION for Reconsideration re <u>45</u> Order on Motion for Summary Judgment MOTION for Reconsideration re <u>45</u> Order on Motion for Summary Judgment (Sowles, Marcia Kay) (Entered: 04/08/2011) |
| 04/11/2011 | <u>56</u> | NOTICE <i>of Filing Supplemental Vaughn Declarations</i> re <u>45</u> Order on Motion for Summary Judgment ; filed by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit A -- Second Supplemental Declaration of David M. Hardy, # <u>2</u> Exhibit B -- Second Declaration of Christopher M. Piehota)(Sowles, Marcia Kay) (Entered: 04/11/2011) |

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| 04/11/2011 | <u>57</u> | ORDER granting dft's <u>48</u> Motion for Extension of Time to Comply with Disclosure Provisions in 3/10/11 Order by Judge Robert S. Lasnik.(RS) (Entered: 04/11/2011) |
| 05/04/2011 | <u>58</u> | NOTICE of Filing of Corrected Exhibit B re <u>56</u> Notice–Other, ; filed by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit Corrected Exhibit B)(Sowles, Marcia Kay) (Entered: 05/04/2011) |
| 05/06/2011 | <u>59</u> | STIPULATION AND PROPOSED ORDER FOR EXTENSION OF TIME by parties. (Desormeau, Katherine) (Entered: 05/06/2011) |
| 05/11/2011 | <u>60</u> | STIPULATION AND ORDER for extension of time by Judge Robert S. Lasnik. (RS) (Entered: 05/11/2011) |
| 05/19/2011 | <u>61</u> | ORDER granting in part and denying in part dft's <u>46</u> Motion for Reconsideration by Judge Robert S. Lasnik.(RS) (Entered: 05/19/2011) |
| 05/24/2011 | <u>62</u> | NOTICE of Filing Supplemental Vaughn Declarations pursuant to Order dated May 19, 2011 re <u>61</u> Order on Motion for Reconsideration ; filed by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit A – Third Declaration of Christopher M. Piehota, # <u>2</u> Exhibit B – Supplemental Declaration of William Benner, Jr., # <u>3</u> Exhibit C – Letter from David Hardy)(Sowles, Marcia Kay) (Entered: 05/24/2011) |
| 05/24/2011 | <u>63</u> | MOTION for Reconsideration re <u>61</u> Order on Motion for Reconsideration by Defendant US Department of Justice. (Attachments: # <u>1</u> Proposed Order) Noting Date 5/24/2011, (Sowles, Marcia Kay) (Entered: 05/24/2011) |
| 05/25/2011 | <u>64</u> | ORDER FOR FURTHER BRIEFING; RE–NOTING <u>63</u> MOTION for Reconsideration re <u>61</u> Order on Motion for Reconsideration ; Noting Date 6/3/2011, pltf's response due 6/1/11 by Judge Robert S. Lasnik. (RS) (Entered: 05/26/2011) |
| 05/26/2011 | <u>65</u> | STIPULATION AND PROPOSED ORDER for Stay of Order by parties re <u>61</u> Order on Motion for Reconsideration, <u>53</u> Order on Motion to Stay. (Sowles, Marcia Kay) (Entered: 05/26/2011) |
| 05/31/2011 | <u>66</u> | STIPULATION AND PROPOSED ORDER TO CONSOLIDATE BRIEFING by parties. (Desormeau, Katherine) (Entered: 05/31/2011) |
| 06/01/2011 | <u>67</u> | RESPONSE, by Plaintiff American Civil Liberties Union of Washington, to <u>63</u> MOTION for Reconsideration re <u>61</u> Order on Motion for Reconsideration. (Desormeau, Katherine) (Entered: 06/01/2011) |
| 06/02/2011 | <u>68</u> | STIPULATION AND PROPOSED ORDER Stipulation for Extension of Time to File Reply in Support of Second Motion for Reconsideration by parties re <u>63</u> MOTION for Reconsideration re <u>61</u> Order on Motion for Reconsideration. (Kipnis, Brian) (Entered: 06/02/2011) |
| 06/02/2011 | <u>69</u> | STIPULATION AND ORDER TO CONSOLIDATE BRIEFING by Judge Robert S. Lasnik. (RS) (Entered: 06/03/2011) |
| 06/03/2011 | <u>70</u> | STIPULATION AND ORDER FOR STAY OF ORDER by Judge Robert S. Lasnik. (RS) (Entered: 06/03/2011) |
| 06/06/2011 | <u>71</u> | ORDER EXTENDING TIME FOR REPLY, by Judge Robert S. Lasnik. The Clerk of Court is directed to re–note defendant's "Notice of Motion and Second Motion for Reconsideration" (Dkt. # <u>63</u>) on the Court's calendar for June 10, 2011.Reply due 6/7/2011. (CL) (Entered: 06/06/2011) |
| 06/07/2011 | <u>72</u> | REPLY, filed by Defendant US Department of Justice, TO RESPONSE to <u>63</u> MOTION for Reconsideration re <u>61</u> Order on Motion for Reconsideration (Sowles, Marcia Kay) (Entered: 06/07/2011) |
| 06/20/2011 | <u>73</u> | ORDER granting dft's <u>63</u> Second Motion for Reconsideration by Judge Robert S. Lasnik.(RS) (Entered: 06/20/2011) |
| 06/22/2011 | <u>74</u> | NOTICE of Filing Supplemental Vaughn Declarations re <u>45</u> Order on Motion for Summary Judgment ; filed by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit A --- Fourth Declaration of Christopher Piehota, # <u>2</u> Exhibit B --- |

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| | | Third Supplemental Declaration of David M. Hardy)(Sowles, Marcia Kay) (Entered: 06/22/2011) |
| 06/22/2011 | <u>75</u> | STIPULATION AND PROPOSED ORDER <i>to Extend Deadlines for Plaintiff to file Supplemental Memorandum and for Defendant to submit documents for in camera review</i> by parties re <u>69</u> Stipulation and Order, <u>61</u> Order on Motion for Reconsideration. (Sowles, Marcia Kay) (Entered: 06/22/2011) |
| 06/27/2011 | <u>76</u> | STIPULATION AND ORDER for an extension of time by Judge Robert S. Lasnik. (RS) (Entered: 06/28/2011) |
| 07/06/2011 | <u>77</u> | NOTICE of Submission of Documents for In Camera Review ; filed by Defendant US Department of Justice. (Attachments: # <u>1</u> Exhibit A – Chart of Documents Submitted In Camera, # <u>2</u> Exhibit B – Part 1 (redacted version of documents submitted In Camera), # <u>3</u> Exhibit B – Part 2 (redacted version of documents submitted In Camera), # <u>4</u> Exhibit B – Part 3 (redacted version of documents submitted In Camera))(Sowles, Marcia Kay) (Entered: 07/06/2011) |
| 07/06/2011 | <u>78</u> | MEMORANDUM <i>to Assist the Court in Its In Camera Review</i> by Plaintiff American Civil Liberties Union of Washington. (Desormeau, Katherine) (Entered: 07/06/2011) |
| 05/10/2012 | <u>79</u> | NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Melody Rose Spidell for Plaintiff American Civil Liberties Union of Washington. (Dunne, Sarah) (Entered: 05/10/2012) |
| 09/21/2012 | <u>80</u> | ORDER FOLLOWING IN CAMERA REVIEW by Judge Robert S. Lasnik. (RS) (Entered: 09/21/2012) |
| 09/26/2012 | <u>81</u> | JUDGMENT BY COURT is hereby entered (RS) (Entered: 09/26/2012) |
| 10/01/2012 | <u>82</u> | MOTION for Reconsideration re <u>80</u> Order, Terminated Case by Defendant US Department of Justice. Noting Date 10/1/2012, (Sowles, Marcia Kay) (Entered: 10/01/2012) |
| 10/01/2012 | <u>83</u> | NOTICE of Lodging of In Camera, Ex Parte Classified Declaration of David M. Hardy re <u>82</u> MOTION for Reconsideration re <u>80</u> Order, Terminated Case ; filed by Defendant US Department of Justice. (Sowles, Marcia Kay) (Entered: 10/01/2012) |
| 10/01/2012 | <u>84</u> | STIPULATION AND PROPOSED ORDER <i>Regarding Court's Order Dated September 21, 2012</i> by parties re <u>80</u> Order, Terminated Case. (Sowles, Marcia Kay) (Entered: 10/01/2012) |
| 10/09/2012 | <u>85</u> | ORDER FOR FURTHER BRIEFING; RE–NOTING <u>82</u> MOTION for Reconsideration re <u>80</u> Order, Terminated Case ; Noting Date 10/19/2012, by Judge Robert S. Lasnik. (RS) (Entered: 10/09/2012) |
| 10/09/2012 | <u>86</u> | STIPULATION AND ORDER re court's order dated 9/21/12 by Judge Robert S. Lasnik. (RS) (Entered: 10/10/2012) |
| 10/12/2012 | <u>87</u> | APPLICATION OF ATTORNEY Dror Ladin FOR LEAVE TO APPEAR PRO HAC VICE for Plaintiff American Civil Liberties Union of Washington (Fee Paid) Receipt No. 0981–2978273. (Dunne, Sarah) (Entered: 10/12/2012) |
| 10/12/2012 | 88 | ORDER re <u>87</u> Application for Leave to Appear Pro Hac Vice. The Court ADMITS Attorney Dror Ladin for American Civil Liberties Union of Washington, by William M. McCool. (No document associated with this docket entry, text only.)(DS) (Entered: 10/12/2012) |
| 10/16/2012 | <u>89</u> | RESPONSE, by Plaintiff American Civil Liberties Union of Washington, to <u>82</u> MOTION for Reconsideration re <u>80</u> Order, Terminated Case . (Gelernt, Lee) (Entered: 10/16/2012) |
| 10/19/2012 | <u>90</u> | REPLY, filed by Defendant US Department of Justice, TO RESPONSE to <u>82</u> MOTION for Reconsideration re <u>80</u> Order, Terminated Case (Sowles, Marcia Kay) (Entered: 10/19/2012) |
| 11/20/2012 | <u>91</u> | ORDER Granting Third <u>82</u> Motion for Reconsideration by Judge Robert S. Lasnik.(TF) (Entered: 11/20/2012) |

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| 12/06/2012 | <u>92</u> | ORDER amending <u>80</u> Order following in camera review by Judge Robert S. Lasnik. (RS) (Entered: 12/06/2012) |
| 01/07/2013 | <u>93</u> | Stipulated MOTION <i>Regarding Time to File Fee Petition and Proposed Order</i> by Plaintiff American Civil Liberties Union of Washington. Noting Date 1/7/2013, (Desormeau, Katherine) (Entered: 01/07/2013) |
| 01/10/2013 | <u>94</u> | ORDER granting <u>93</u> Stipulated Motion re time to file fee petition by Judge Robert S. Lasnik.(RS) (Entered: 01/11/2013) |
| 02/19/2013 | <u>95</u> | STIPULATION AND PROPOSED ORDER <i>FOR EXTENSION OF BRIEFING SCHEDULE</i> by parties. (Ladin, Dror) (Entered: 02/19/2013) |
| 02/21/2013 | <u>96</u> | STIPULATION AND ORDER to extend briefing schedule for fee petition by Judge Robert S. Lasnik. (RS) (Entered: 02/22/2013) |
| 03/07/2013 | <u>97</u> | STIPULATION AND PROPOSED ORDER <i>for Compromise Settlement and Release of Claims</i> by parties. (Gelernt, Lee) (Entered: 03/07/2013) |
| 03/11/2013 | <u>98</u> | STIPULATION AND ORDER FOR COMPROMISE SETTLEMENT AND RELEASE OF CLAIMS by Judge Robert S. Lasnik. (RS) (Entered: 03/12/2013) |