

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:17-cv-00485-TSC**

TRUSTEES OF PRINCETON UNIVERSITY v. UNITED STATES DEPARTMENT OF EDUCATION et al  
Assigned to: Judge Tanya S. Chutkan  
Case: [1:16-cv-02154-TSC](#)  
Cause: 05:702 Administrative Procedure Act

Date Filed: 03/17/2017  
Date Terminated: 07/31/2017  
Jury Demand: None  
Nature of Suit: 890 Other Statutory Actions  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**TRUSTEES OF PRINCETON UNIVERSITY**

represented by **Lindsay C. Harrison**  
JENNER & BLOCK LLP  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES DEPARTMENT OF EDUCATION**

represented by **Kevin Matthew Snell**  
U.S. DEPARTMENT OF JUSTICE  
Civil Division, Federal Programs Branch  
P.O. Box 883  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Daniel Patrick Schaefer**  
U.S. ATTORNEY'S OFFICE  
Civil Division  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2531  
Fax: (202) 252-2599  
Email: [Daniel.Schaefer@usdoj.gov](mailto:Daniel.Schaefer@usdoj.gov)  
**TERMINATED: 07/17/2017**

**Defendant**

**UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS**

represented by **Kevin Matthew Snell**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Daniel Patrick Schaefer**  
(See above for address)  
**TERMINATED: 07/17/2017**

V.

**Intervenor Defendant**

**STUDENTS FOR FAIR  
ADMISSIONS, INC.**

represented by **John Michael Connolly**  
 CONSOVOY MCCARTHY PARK, PLLC  
 3033 Wilson Avenue  
 Suite 700  
 Arlington, VA 22201  
 (703) 243-9423  
 Email: [mike@consovoymccarthy.com](mailto:mike@consovoymccarthy.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
03/17/2017	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS ( Filing fee \$ 400 receipt number 0090-4879326) filed by TRUSTEES OF PRINCETON UNIVERSITY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons, # <u>8</u> Summons)(Harrison, Lindsay) (Entered: 03/17/2017)
03/17/2017	<u>2</u>	NOTICE OF RELATED CASE by TRUSTEES OF PRINCETON UNIVERSITY. Case related to Case No. 16-cv-2154. (Harrison, Lindsay) (Entered: 03/17/2017)
03/17/2017		Case Assigned to Judge Tanya S. Chutkan. (md) (Entered: 03/17/2017)
03/17/2017	<u>3</u>	SUMMONS (2) Issued Electronically as to UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice of Consent) (md) (Entered: 03/17/2017)
03/30/2017	<u>4</u>	Consent MOTION to Intervene <i>and Consolidate</i> by STUDENTS FOR FAIR ADMISSIONS, INC. (Attachments: # <u>1</u> Proposed Answer, # <u>2</u> Text of Proposed Order)(Connolly, John). Added MOTION to Consolidate Cases on 4/7/2017 (zrdj). (Entered: 03/30/2017)
03/30/2017	<u>5</u>	Corporate Disclosure Statement by STUDENTS FOR FAIR ADMISSIONS, INC.. (Connolly, John) (Entered: 03/30/2017)
04/04/2017	<u>6</u>	NOTICE of Appearance by Daniel Patrick Schaefer on behalf of UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS (Schaefer, Daniel) (Entered: 04/04/2017)
05/09/2017		ORDER granting <u>4</u> Students for Fair Admissions, Inc.'s Motion to Intervene as a Defendant in this action and granting <u>4</u> the Consent Motion to Consolidate Cases. It is hereby ORDERED that cases No. 17-cv-0485-TSC and No. 16-cv-2154-TSC are CONSOLIDATED. Signed by Judge Tanya S. Chutkan on 5/9/2017. (lctsc2) (Entered: 05/09/2017)
05/09/2017		Case consolidated with Member Case no. 16-cv-2154 TSC. NO FILINGS ARE TO BE MADE IN THE MEMBER CASE NO.. ALL FILINGS ARE TO BE MADE IN THE LEAD NO. 17-CV-485 TSC ONLY. (td) Modified on 5/10/2017 (ztd). (Entered: 05/09/2017)
05/17/2017	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF EDUCATION served on 3/23/2017 (Harrison, Lindsay) (Entered: 05/17/2017)
05/17/2017	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/24/2017. Answer due for ALL FEDERAL DEFENDANTS by 5/23/2017. (Harrison, Lindsay) (Entered: 05/17/2017)
05/17/2017	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS served on 3/24/2017 (Harrison, Lindsay) (Entered: 05/17/2017)

05/17/2017	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 03/24/2017. (Harrison, Lindsay) (Entered: 05/17/2017)
05/17/2017	<u>11</u>	Joint MOTION for Briefing Schedule by STUDENTS FOR FAIR ADMISSIONS, INC. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Connolly, John) (Entered: 05/17/2017)
05/17/2017		MINUTE ORDER granting <u>11</u> Joint Motion for Briefing Schedule. Defendant's Answer is due by 5/26/2017. Defendant shall certify and transmit the administrative record and file a certified list of the contents of the record by 6/16/2017. Plaintiff's motion for summary judgment is due by 7/17/2017. Amicus briefs in support of Plaintiff's motion are due by 7/24/2017. Defendant's and Defendant-Intervenor's Combined Oppositions and Cross-Motions are due by 9/1/2017. Amicus briefs in support of Cross-Motions are due by 9/8/2017. Plaintiff's Combined Reply and Opposition is due by 9/22/2017. Defendant's and Defendant-Intervenor's Replies are due by 10/20/2017. Copy of the administrative record cited by parties is due to the court by 11/3/2017. Signed by Judge Tanya S. Chutkan on 5/17/2017. (lctsc2) (Entered: 05/17/2017)
05/18/2017		Set/Reset Deadlines: Administrative Record due by 6/16/2017. Answer due by 5/26/2017. Summary Judgment motion due by 7/17/2017. Response/Cross Motion due by 9/1/2017. Response/Reply to Cross Motion due by 9/22/2017. Reply to Cross Motion due by 10/20/2017. Copy of administrative record cited by parties is due to the court by 11/3/2017. (tb) (Entered: 05/18/2017)
05/26/2017	<u>12</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS.(Schaefer, Daniel) (Entered: 05/26/2017)
06/16/2017	<u>13</u>	ADMINISTRATIVE RECORD ( <i>Certified Index</i> ) by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS. (Schaefer, Daniel) (Entered: 06/16/2017)
06/26/2017	<u>14</u>	MOTION to Supplement the Administrative Record by STUDENTS FOR FAIR ADMISSIONS, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Connolly, John) (Entered: 06/26/2017)
07/05/2017		MINUTE ORDER: To the extent the Trustees of Princeton University or the Defendants object to the Motion to Supplement the Administrative Record <u>14</u> filed by STUDENTS FOR FAIR ADMISSIONS, INC., they shall file a response by 7/10/17 of no more than ten pages. Signed by Judge Tanya S. Chutkan on 7/5/17. (DJS) (Entered: 07/05/2017)
07/07/2017	<u>15</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>14</u> MOTION to Supplement the Administrative Record by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 07/07/2017)
07/07/2017		MINUTE ORDER: Granting in part and denying in part <u>15</u> Consent Motion for Extension of Time to File Response/Reply. Defendants and Plaintiff shall file their response (not to exceed 10 pages) to Defendant-Intervenor's Motion to Supplement the Administrative Record <u>14</u> by July 17, 2017. Once the court rules on the pending motion the parties may submit a proposed briefing schedule for summary judgment motions. Signed by Judge Tanya S. Chutkan on 7/7/17. (DJS) (Entered: 07/07/2017)
07/10/2017		Set/Reset Deadlines: Responses due by 7/17/2017. (tb) Modified on 7/10/2017 (tb). (Entered: 07/10/2017)
07/17/2017	<u>16</u>	Memorandum in opposition to re <u>14</u> MOTION to Supplement the Administrative Record filed by TRUSTEES OF PRINCETON UNIVERSITY. (Harrison, Lindsay) (Entered: 07/17/2017)
07/17/2017	<u>17</u>	NOTICE of Proposed Order by TRUSTEES OF PRINCETON UNIVERSITY re <u>16</u> Memorandum in Opposition (Harrison, Lindsay) (Entered: 07/17/2017)

07/17/2017	<u>18</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Kevin Matthew Snell on behalf of All Defendants Substituting for attorney Daniel Schaefer Associated Cases: 1:17-cv-00485-TSC, 1:16-cv-02154-TSC(Snell, Kevin) (Entered: 07/17/2017)
07/17/2017	<u>19</u>	RESPONSE re <u>14</u> MOTION to Supplement the Administrative Record filed by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS. (Attachments: # <u>1</u> Text of Proposed Order)(Snell, Kevin) (Entered: 07/17/2017)
07/17/2017	<u>20</u>	Unopposed MOTION to Remand <i>and Stay</i> by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS (Attachments: # <u>1</u> Text of Proposed Order)(Snell, Kevin) (Entered: 07/17/2017)
07/25/2017		MINUTE ORDER: Defendants' Unopposed <u>20</u> Motion is hereby GRANTED. This action and the consolidated case (16-cv-2154-TSC) are hereby STAYED. Both proceedings are hereby REMANDED to the agency for further proceedings. Defendants shall file a status report by 9/25/17, and every 30 days thereafter until the proceedings on remanded are finished. In light of the remand, the Court hereby STAYS this case along with the consolidated case (16-cv-2154-TSC) until Defendants notify the Court that they have made their determinations as to whether the documents that Plaintiff challenges are exempt from production. Defendant-Intervenors <u>14</u> Motion to Supplement the Administrative Record as hereby denied as moot. Signed by Judge Tanya S. Chutkan on 7/25/17. (DJS) (Entered: 07/25/2017)
07/27/2017		MINUTE ORDER: In light of the 7/25/17 order remanding and staying this action and consolidated case 16-cv-2154-TSC, the Clerk of the Court is hereby directed to Administratively Close this case and the consolidated case. However, the parties shall continue to file their Status Reports as required by the 7/25/17 Minute Order. Upon resolution of the proceedings on remand, the parties may file a motion to return both cases to the court's active docket. Any such motion shall contain a proposed order for moving forward with the cases. Signed by Judge Tanya S. Chutkan on 7/27/17. (DJS) (Entered: 07/27/2017)
09/25/2017	<u>21</u>	STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS. (Snell, Kevin) (Entered: 09/25/2017)
10/25/2017	<u>22</u>	STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS. (Snell, Kevin) (Entered: 10/25/2017)
11/24/2017	<u>23</u>	STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS. (Snell, Kevin) (Entered: 11/24/2017)
12/08/2017	<u>24</u>	STIPULATION of Dismissal ( <i>Joint</i> ) by TRUSTEES OF PRINCETON UNIVERSITY. (Harrison, Lindsay) (Entered: 12/08/2017)
12/11/2017	<u>25</u>	ORDER OF DISMISSAL: Converting Administrative Dismissal to a dismissal without prejudice. Signed by Judge Tanya S. Chutkan on 12/11/17. (DJS) (Entered: 12/11/2017)