

**U.S. District Court  
Western District of Wisconsin (Madison)  
CIVIL DOCKET FOR CASE #: 3:11-cv-00626-bbc**

Freedom From Religion Foundation, Inc. et al v. Geithner, Timothy et al	Date Filed: 09/12/2011
Assigned to: District Judge Barbara B. Crabb	Date Terminated: 01/06/2015
Referred to: Magistrate Judge Stephen L. Crocker	Jury Demand: None
Case in other court: Seventh Circuit, 14-01152	Nature of Suit: 440 Civil Rights: Other
Cause: 28:1331 Federal Question: Other Civil Rights	Jurisdiction: Federal Question

**Plaintiff****Freedom From Religion Foundation, Inc.**

represented by **Richard L. Bolton**  
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**Plaintiff****Annie Laurie Gaylor**

represented by **Richard L. Bolton**  
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**Plaintiff****Anne Nicol Gaylor**  
*TERMINATED: 06/18/2013*

represented by **Richard L. Bolton**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff****Dan Barker**

represented by **Richard L. Bolton**  
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V.

**Defendant****Timothy Geithner**  
*Secretary of the United States Department  
of the Treasury*  
*TERMINATED: 11/07/2011*

represented by **Erin Healy Gallagher**  
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**Defendant**

**Douglas Shulman**  
*Commissioner of the Internal Revenue  
Service*  
*TERMINATED: 11/07/2011*

represented by **Erin Healy Gallagher**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard Adam Schwartz**  
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**Defendant**

**United States of America**

represented by **Erin Healy Gallagher**  
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**Richard Adam Schwartz**  
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**Defendant**

**Timothy Geithner**  
*in his official capacity as Secretary of the  
Department of the Treasury*

represented by **Erin Healy Gallagher**  
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**Richard Adam Schwartz**

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**Defendant**

**Douglas Shulman**

*in his official capacity as the Commissioner  
of the Internal Revenue Service*

represented by **Erin Healy Gallagher**

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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/13/2011	<a href="#"><u>1</u></a>	COMPLAINT against Timothy Geithner, Douglas Shulman. ( Filing fee \$ 350 receipt number 0758-836319.), filed by Freedom From Religion Foundation, Inc., Annie Laurie Gaylor, Dan Barker, Anne Nicol Gaylor. (Attachments: # <a href="#"><u>1</u></a> JS-44 Civil Cover Sheet, # <a href="#"><u>2</u></a> Summons) (Bolton, Richard) (Entered: 09/13/2011)
09/14/2011		Case randomly assigned to Magistrate Judge Stephen L. Crocker. (krj) (Entered: 09/14/2011)
09/14/2011		Standard attachments for Magistrate Judge Stephen L. Crocker required to be served on all parties with summons or waiver of service: <a href="#">Briefing Guidelines</a> , <a href="#">Corporate Disclosure Statement</a> , <a href="#">Order Regarding Assignment of Civil Cases</a> , <a href="#">Notice of Assignment to a Magistrate Judge and Consent/Request for Reassignment</a> , <a href="#">Order on Dispositive Motions</a> . (krj) (Entered: 09/14/2011)
09/14/2011	<a href="#"><u>2</u></a>	Summons Issued as to Timothy Geithner, Douglas Shulman. (krj) (Entered: 09/14/2011)
09/19/2011	<a href="#"><u>3</u></a>	Corporate Disclosure Statement by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor (Bolton, Richard) (Entered: 09/19/2011)

		09/19/2011)
11/07/2011	<a href="#">4</a>	Joint Motion to Substitute Party by Defendants Timothy Geithner, Douglas Shulman. Response due 11/14/2011. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Healy Gallagher, Erin) (Entered: 11/07/2011)
11/07/2011	<a href="#">5</a>	Unopposed Motion for Extension of Time to File Answer re <a href="#">1</a> Complaint, by Defendants Timothy Geithner, Douglas Shulman. Response due 11/14/2011. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Healy Gallagher, Erin) (Entered: 11/07/2011)
11/07/2011	6	** TEXT ONLY ORDER ** ORDER granting <a href="#">4</a> Motion to Substitute Party. United States of America added. Timothy Geithner and Douglas Shulman terminated. Signed by Magistrate Judge Stephen L. Crocker on 11/7/11. (krj) (Entered: 11/07/2011)
11/07/2011	7	** TEXT ONLY ORDER ** ORDER granting <a href="#">5</a> Motion for Extension of Time to Answer. United States of America answer due 12/23/2011. Signed by Magistrate Judge Stephen L. Crocker on 11/7/11. (krj) (Entered: 11/07/2011)
11/07/2011		Set Telephone Pretrial or Status Conference: Telephone Pretrial Conference set for 11/29/2011 at 02:00 PM before Magistrate Judge Stephen L. Crocker. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5153. [ <a href="#">Standing Order Governing Preliminary Pretrial Conference</a> attached] (krj) (Entered: 11/07/2011)
11/08/2011		Case randomly reassigned to District Judge Barbara B. Crabb and Magistrate Judge Stephen L. Crocker. (lak) (Entered: 11/08/2011)
11/22/2011	<a href="#">8</a>	Notice of Appearance filed by Richard Adam Schwartz for Defendant United States of America (Schwartz, Richard) (Entered: 11/22/2011)
11/23/2011	<a href="#">9</a>	Preliminary Pretrial Conference Report by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor, Defendant United States of America (Bolton, Richard) (Entered: 11/23/2011)
11/29/2011		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference held on 11/29/2011 [:10] (cak) (Entered: 11/29/2011)
12/01/2011	<a href="#">10</a>	Pretrial Conference Order - Amendments to Pleadings due 2/3/2012. Dispositive Motions due 9/7/2012. Settlement Letters due 12/21/2012. Court Trial set for 2/4/2013 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 11/30/11. (krj) (Entered: 12/01/2011)
12/23/2011	<a href="#">11</a>	<b>MOTION TO DISMISS</b> by Defendant United States of America. Brief in Opposition due 1/13/2012. Brief in Reply due 1/23/2012. (Healy Gallagher, Erin) (Entered: 12/23/2011)
12/23/2011	<a href="#">12</a>	Brief in Support of <a href="#">11</a> Motion to Dismiss by Defendant United States of America (Healy Gallagher, Erin) (Entered: 12/23/2011)
01/13/2012	<a href="#">13</a>	AMENDED COMPLAINT against United States of America, filed by Freedom From Religion Foundation, Inc., Annie Laurie Gaylor, Dan Barker, Anne Nicol Gaylor. (Bolton, Richard) (Entered: 01/13/2012)
01/18/2012	<a href="#">14</a>	Motion for Extension of Time <i>to Answer or Otherwise Respond to the Amended Complaint</i> by Defendant United States of America. Motions referred to Magistrate Judge Stephen L. Crocker. Response due 1/25/2012. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Healy Gallagher, Erin) (Entered: 01/18/2012)
01/20/2012	15	** TEXT ONLY ORDER ** ORDER granting <a href="#">14</a> Motion for Extension of Time. Response to amended complaint due

		2/24/12. Signed by Magistrate Judge Stephen L. Crocker on 1/19/12. (krj) (Entered: 01/20/2012)
02/24/2012	<a href="#">16</a>	<b>MOTION TO DISMISS <i>Amended Complaint</i></b> by Defendant United States of America. Brief in Opposition due 3/16/2012. Brief in Reply due 3/26/2012. (Healy Gallagher, Erin) (Entered: 02/24/2012)
02/24/2012	<a href="#">17</a>	Brief in Support of <a href="#">16</a> Motion to Dismiss <i>Amended Complaint</i> by Defendant United States of America (Healy Gallagher, Erin) (Entered: 02/24/2012)
03/23/2012	<a href="#">18</a>	Unopposed Motion for Extension of Time <i>for Leave to File Response Brief</i> by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor. Motions referred to Magistrate Judge Stephen L. Crocker. (Bolton, Richard) (Entered: 03/23/2012)
03/23/2012	19	** TEXT ONLY ORDER ** ORDER granting <a href="#">18</a> Motion for Extension of Time. Brief in Opposition due 3/29/2012. Brief in Reply due 4/9/2012. Signed by Magistrate Judge Stephen L. Crocker on 3/23/12. (krj) (Entered: 03/23/2012)
03/29/2012	<a href="#">20</a>	Brief in Opposition by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">16</a> Motion to Dismiss filed by United States of America (Bolton, Richard) (Entered: 03/29/2012)
04/04/2012	<a href="#">21</a>	Unopposed Motion for Extension of Time <i>to Reply in Further Support of its Motion to Dismiss Plaintiffs' Amended Complaint</i> by Defendant United States of America. Motions referred to Magistrate Judge Stephen L. Crocker. (Healy Gallagher, Erin) (Entered: 04/04/2012)
04/05/2012	22	** TEXT ONLY ORDER ** ORDER granting <a href="#">21</a> Motion for Extension of Time. Brief in Reply due 4/20/2012. Signed by Magistrate Judge Stephen L. Crocker on 4/4/2012. (lak) (Entered: 04/05/2012)
04/20/2012	<a href="#">23</a>	Brief in Reply by Defendant United States of America in Support of <a href="#">16</a> Motion to Dismiss <i>Amended Complaint</i> (Healy Gallagher, Erin) (Entered: 04/20/2012)
06/28/2012	<a href="#">24</a>	ORDER that plaintiffs have until 7/16/12 to show cause why case should not be dismissed on ground that 5 U.S.C. 702 does not waive defendant's sovereign immunity; defendant response due 7/23/12. Signed by District Judge Barbara B. Crabb on 6/28/12. (krj) (Entered: 06/28/2012)
07/16/2012	<a href="#">25</a>	Declaration of Richard L. Bolton filed by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">24</a> Order, (Attachments: # <a href="#">1</a> Exhibit A - IRS Website Material) (Bolton, Richard) Modified exhibit on 7/17/2012 (mmo). (Entered: 07/16/2012)
07/16/2012	<a href="#">26</a>	Motion to Amend and Response to <a href="#">24</a> Order by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor. (Bolton, Richard) Modified event text on 7/17/2012 (mmo). (Entered: 07/16/2012)
07/18/2012		Set/Reset Briefing Deadlines as to <a href="#">26</a> Motion to Amend and response to <a href="#">24</a> order. Response due 7/23/2012. (krj) (Entered: 07/18/2012)
07/23/2012	<a href="#">27</a>	Response to Order to Show Cause by Defendant United States of America (Healy Gallagher, Erin) (Entered: 07/23/2012)
08/03/2012	<a href="#">28</a>	Unopposed Motion to Stay <i>Deadlines Pending Decision on Motion to Dismiss</i> by Defendant United States of America. (Schwartz, Richard) Modified on 8/6/2012 (krj). (Entered: 08/03/2012)

08/06/2012	29	<b>** TEXT ONLY ORDER **</b> The parties' agreed motion to stay deadlines pending a decision on the motion to dismiss <a href="#">28</a> is granted. If further scheduling is needed after the court decides the motion, then the court will convene a telephonic scheduling conference. Signed by Magistrate Judge Stephen L. Crocker on 8/6/12. (krj) (Entered: 08/06/2012)
08/29/2012	<a href="#">30</a>	ORDER granting <a href="#">26</a> Motion to Amend Caption of complaint; denying <a href="#">16</a> Motion to Dismiss. Signed by District Judge Barbara B. Crabb on 8/29/12. (krj) (Entered: 08/29/2012)
08/29/2012		Set/Reset Hearings: Telephone Scheduling Conference set for 9/20/2012 at 02:30 PM before Magistrate Judge Stephen L. Crocker. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5153. (krj) (Entered: 08/29/2012)
09/10/2012	<a href="#">31</a>	Unopposed Motion for Extension of Time to File Answer re <a href="#">30</a> Order on Motion to Amend/Correct, Order on Motion to Dismiss, <a href="#">13</a> Amended Complaint by Defendants Timothy Geithner, Timothy Geithner, Douglas Shulman, Douglas Shulman, United States of America. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Schwartz, Richard) (Entered: 09/10/2012)
09/11/2012	32	<b>** TEXT ONLY ORDER **</b> ORDER granting <a href="#">31</a> Motion for Extension of Time to Answer. Answer due 9/21/2012. Signed by Magistrate Judge Stephen L. Crocker on 9/11/12. (krj) (Entered: 09/11/2012)
09/20/2012		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Scheduling Conference held on 9/20/2012 [:10] (cak) (Entered: 09/20/2012)
09/21/2012	<a href="#">33</a>	AMENDED Scheduling Order: Dispositive Motions due 6/28/2013. Settlement Letters due 11/22/2013. Court Trial set for 1/6/2014 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 9/20/12. (krj) (Entered: 09/21/2012)
09/21/2012	<a href="#">34</a>	ANSWER to Amended Complaint by Defendants Timothy Geithner, Douglas Shulman, United States of America. (Schwartz, Richard) Modified docket text on 9/21/2012 (mmo). (Entered: 09/21/2012)
06/17/2013	<a href="#">35</a>	Disregard - refiled as entry <a href="#">36</a> ; Modified on 6/17/2013; wrong caption/case number on document. (mmo). (Entered: 06/17/2013)
06/17/2013	<a href="#">36</a>	STIPULATION of Dismissal [ <i>of Plaintiff Anne Nicol Gaylor - Corrected</i> ] by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor, Defendants Timothy Geithner, Timothy Geithner, Douglas Shulman, Douglas Shulman, United States of America. (Bolton, Richard) (Entered: 06/17/2013)
06/18/2013		Party Anne Nicol Gaylor terminated pursuant to Fed. R. Civ. P. 41(a)(1) without further order of the court. (krj) (Entered: 06/18/2013)
06/28/2013	<a href="#">37</a>	Deposition of Annie Laurie Gaylor taken on Apr. 23, 2013 (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">38</a>	Deposition of Dan Barker taken on Apr. 23, 2013 (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">39</a>	Deposition of Freedom From Religion Foundation, Inc. (30(b)(6)) taken on Apr. 24, 2013 (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">40</a>	<b>MOTION FOR SUMMARY JUDGMENT</b> by Defendants Timothy Geithner, Douglas Shulman, United States of America. Brief in Opposition due 7/19/2013. Brief in Reply due 7/29/2013. (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">41</a>	Proposed Findings of Fact filed by Defendants Timothy Geithner, Douglas Shulman,

		United States of America re: <a href="#">40</a> Motion for Summary Judgment (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">42</a>	Declaration of Barbara Cantrell filed by Defendants Timothy Geithner, Douglas Shulman, United States of America re: <a href="#">40</a> Motion for Summary Judgment (Attachments: # <a href="#">1</a> Exhibit 3 - Plaintiffs Annie Laurie Gaylor and Dan Barker's Answers to Defendant United States of America's First Set of Written Interrogatories, # <a href="#">2</a> Exhibit 5 - Plaintiff Freedom From Religion Foundation Inc.'s Answers to Defendant United States of America's First Set of Written Interrogatories, # <a href="#">3</a> Exhibit 30 - Publication 1828: Tax Guide for Churches and Religious Organizations: Benefits and Responsibilities Under the Federal Tax Law, # <a href="#">4</a> Exhibit 31 - Ministers Audit Techniques Guide, # <a href="#">5</a> Exhibit 32 - Publication 517: Social Security and Other Information for Members of the Clergy and Religious Workers, # <a href="#">6</a> Exhibit 33 - Form 4361: Application for Exemption From Self-Employment Tax for Use by Ministers, Members of Religious Orders and Christian Science Practitioners, # <a href="#">7</a> Exhibit 34 - I.R.M. § 4.19.6: Examining Process/Liability Determination/SSA Correspondence, Minister Waivers, and Application for Exemption from Social Security, # <a href="#">8</a> Exhibit 36 - I.R.M. § 1.11.6, Using and Researching the Internal Revenue Manual (IRM), # <a href="#">9</a> Exhibit 37 - I.R.M. § 4.76.7: Examining Process/Exempt Organizations Examination Guidelines/Church Tax Inquiries and Examinations - IRC § 7611, # <a href="#">10</a> Exhibit 38 - I.R.M. § 7.25.3: Rulings and Agreements/Exempt Organizations Determinations Manual/Religious, Charitable, Educational, Etc. Organizations, # <a href="#">11</a> Exhibit 40 - I.R.M. § 4.76.6: Examining Process/Exempt Organizations Examination Guidelines/Religious Organizations, # <a href="#">12</a> Exhibit 41 - Solstice Tribute, # <a href="#">13</a> Exhibit 42 - Losing Faith In Faith: From Preacher To Atheist, # <a href="#">14</a> Exhibit 43 - Faith-free Clergy Struggle to Escape Pulpit, # <a href="#">15</a> Exhibit 44 - DeBaptismal Certificate, # <a href="#">16</a> Exhibit 45 - Just Pretend: A Freethought Book for Children, # <a href="#">17</a> Exhibit 46 - Friendly Neighborhood Atheist 2 CD Album, # <a href="#">18</a> Exhibit 47 - Beware of Dogma CD, # <a href="#">19</a> Exhibit 48 - Adrift on a Star: Irreverent Songs by Dan Barker, # <a href="#">20</a> Exhibit 49 - Dan Barker's Ordination Certificate, # <a href="#">21</a> Exhibit 50 - In Defense of "Godlessness", # <a href="#">22</a> Exhibit 51 - Secular Memorials and Funerals Without God, # <a href="#">23</a> Exhibit 52 - "Let's Dispense with Christian Funerals") (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">43</a>	Declaration of Dean James Hudnut-Beumler filed by Defendants Timothy Geithner, Douglas Shulman, United States of America re: <a href="#">40</a> Motion for Summary Judgment (Attachments: # <a href="#">1</a> Exhibit A - CV, # <a href="#">2</a> Exhibit B - Publications, # <a href="#">3</a> C - Bibliography) (Healy Gallagher, Erin) (Entered: 06/28/2013)
06/28/2013	<a href="#">44</a>	Brief in Support of <a href="#">40</a> Motion for Summary Judgment by Defendants Timothy Geithner, Douglas Shulman, United States of America (Healy Gallagher, Erin) (Entered: 06/28/2013)
07/17/2013	<a href="#">45</a>	Unopposed Motion for Extension of Time <i>for Plaintiffs To Respond To Defendants' Motion For Summary Judgment</i> by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor. Motions referred to Magistrate Judge Stephen L. Crocker. (Bolton, Richard) (Entered: 07/17/2013)
07/18/2013	46	** TEXT ONLY ORDER **

		ORDER granting <a href="#">45</a> Motion for Extension of Time. Brief in Opposition due 7/26/2013. Brief in Reply due 8/12/2013. Signed by Magistrate Judge Stephen L. Crocker on 7/17/13. (krj) (Entered: 07/18/2013)
07/26/2013	<a href="#">47</a>	Declaration of Annie Laurie Gaylor filed by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">40</a> Motion for Summary Judgment (Attachments: # <a href="#">1</a> Exhibit 001, FFRF Bylaws, # <a href="#">2</a> Exhibit 002, FFRF 2012 Year In Review, # <a href="#">3</a> Exhibit 003, FFRF FAQ Page, # <a href="#">4</a> Exhibit 004, FFRF Website Page, # <a href="#">5</a> Exhibit 005, FFRF DeBaptismal Certificate) (Bolton, Richard) (Entered: 07/26/2013)
07/26/2013	<a href="#">48</a>	Declaration of Dan Barker filed by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">40</a> Motion for Summary Judgment (Attachments: # <a href="#">1</a> Exhibit 001, FFRF Bylaws, # <a href="#">2</a> Exhibit 002, FFRF Year In Review, # <a href="#">3</a> Exhibit 003, FFRF FAQ Page, # <a href="#">4</a> Exhibit 004, FFRF Website Page, # <a href="#">5</a> Exhibit 005, DeBaptismal Certificate) (Bolton, Richard) (Entered: 07/26/2013)
07/26/2013	<a href="#">49</a>	Response to Proposed Findings of Fact filed by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">40</a> Motion for Summary Judgment (Bolton, Richard) (Entered: 07/26/2013)
07/26/2013	<a href="#">50</a>	Proposed Findings of Fact by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Annie Laurie Gaylor (Bolton, Richard) (Entered: 07/26/2013)
07/26/2013	<a href="#">51</a>	Affidavit of Richard L. Bolton filed by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">40</a> Motion for Summary Judgment (Attachments: # <a href="#">1</a> Exhibit 001, Erwin Chemerinsky Article, # <a href="#">2</a> Exhibit 002, Texas Monthly Decision, # <a href="#">3</a> Exhibit 003, Report Staff of Joint Committee, # <a href="#">4</a> Exhibit 004, Crt. of Appeals 9th Cir. - Motion for Leave, # <a href="#">5</a> Exhibit 005, Lloyd Mayer Article, # <a href="#">6</a> Exhibit 006, Tax Court Decision, # <a href="#">7</a> Exhibit 007, Eighth Circuit Decision, # <a href="#">8</a> Exhibit 008, IRS Letter, # <a href="#">9</a> Exhibit 009, Rep. Mark Comments) (Bolton, Richard) Modified exhibit description on 7/29/2013 (mmo). (Entered: 07/26/2013)
07/26/2013	<a href="#">52</a>	Brief in Opposition by Plaintiffs Dan Barker, Freedom From Religion Foundation, Inc., Anne Nicol Gaylor, Annie Laurie Gaylor re: <a href="#">40</a> Motion for Summary Judgment filed by Douglas Shulman, Timothy Geithner, United States of America (Bolton, Richard) (Entered: 07/26/2013)
08/12/2013	<a href="#">53</a>	Brief in Reply by Defendants Timothy Geithner, Douglas Shulman, United States of America in Support of <a href="#">40</a> Motion for Summary Judgment (Healy Gallagher, Erin) (Entered: 08/12/2013)
08/12/2013	<a href="#">54</a>	Reply in Support of Proposed Findings of Fact filed by Defendants Timothy Geithner, Douglas Shulman, United States of America re: <a href="#">40</a> Motion for Summary Judgment (Healy Gallagher, Erin) (Entered: 08/12/2013)
08/12/2013	<a href="#">55</a>	Response to Proposed Findings of Fact filed by Defendants Timothy Geithner, Douglas

		Shulman, United States of America re: <a href="#">40</a> Motion for Summary Judgment (Healy Gallagher, Erin) (Entered: 08/12/2013)
11/22/2013	<a href="#">56</a>	ORDER granting in part and denying in part <a href="#">40</a> Motion for Summary Judgment by defendants Timothy Geithner and Douglas Schulman, now succeeded by Jacob Lew and Daniel Werfel. The motion is GRANTED with respect to plaintiffs' challenge to 26 U.S.C. § 107(1); plaintiffs' complaint is dismissed as to that claim for lack of standing. The motion is DENIED as to plaintiffs' challenge to 26 U.S.C. § 107(2). On the court's own motion, summary judgment is GRANTED to plaintiffs as to that claim. It is DECLARED that 26 U.S.C. § 107(2) violates the establishment clause of the First Amendment and defendants are ENJOINED from enforcing § 107(2). The injunction shall take effect at the conclusion of any appeals filed by the defendants. Signed by District Judge Barbara B. Crabb on 11/21/2013. (arw) (Entered: 11/22/2013)
11/26/2013	<a href="#">57</a>	JUDGMENT entered in favor of Defendants Jacob Lew and Daniel Werfel dismissing plaintiffs' claim challenging the constitutionality of 26 U.S.C. § 107(1); entered in favor of plaintiffs Annie Laurie Gaylor, Dan Barker and Freedom from Religion Foundation, Inc. on their claim challenging the constitutionality of 26 U.S.C. § 107(2). It is declared that 26 U.S.C. § 107(2) violates the establishment clause of the First Amendment. Defendants are enjoined from enforcing 26 U.S.C. § 107(2). The injunction shall take effect at the conclusion of any appeals filed by defendants or the expiration of defendants' appeal deadline. (BBC/LAK) (arw) (Entered: 11/26/2013)
01/24/2014	<a href="#">58</a>	NOTICE OF APPEAL by Defendants Timothy Geithner, Timothy Geithner, Douglas Shulman, Douglas Shulman, United States of America as to <a href="#">57</a> Judgment. Appeal filed by USA. Docketing Statement filed. (Attachments: # <a href="#">1</a> Docketing Statement) (Healy Gallagher, Erin) (Entered: 01/24/2014)
01/24/2014	<a href="#">59</a>	Appeal Information Packet. (krj) (Entered: 01/24/2014)
01/24/2014	<a href="#">60</a>	Transmission of Notice of Appeal, Docketing Statement, Appeal Information Sheet, Docket Sheet and Judgment to Seventh Circuit Court of Appeals re <a href="#">58</a> Notice of Appeal. (Attachments: # <a href="#">1</a> appeal information sheet, # <a href="#">2</a> docketing statement, # <a href="#">3</a> judgment, # <a href="#">4</a> docket sheet) (krj) (Entered: 01/24/2014)
01/24/2014		USCA Case Number 14-1152 for <a href="#">58</a> Notice of Appeal, filed by Douglas Shulman, Timothy Geithner, United States of America. (krj) (Entered: 01/24/2014)
01/31/2014	<a href="#">61</a>	Designation of Record on Appeal by Defendants Timothy Geithner, Timothy Geithner, Douglas Shulman, Douglas Shulman, United States of America re <a href="#">58</a> Notice of Appeal, (Healy Gallagher, Erin) (Entered: 01/31/2014)
01/31/2014	<a href="#">62</a>	Transcript Request Form by Defendants Timothy Geithner, Timothy Geithner, Douglas Shulman, Douglas Shulman, United States of America re <a href="#">58</a> Notice of Appeal, (Healy Gallagher, Erin) (Entered: 01/31/2014)
02/03/2014	<a href="#">63</a>	Court Reporter Certification of Seventh Circuit Transcript Information Sheet re <a href="#">58</a> Notice of Appeal, (jat) (Entered: 02/03/2014)
07/29/2014	<a href="#">64</a>	Certified and Transmitted Record on Appeal to US Court of Appeals re <a href="#">58</a> Notice of Appeal, (Attachments: # <a href="#">1</a> Certification) (lak) (Entered: 07/29/2014)
01/05/2015	<a href="#">65</a>	JUDGMENT from USCA vacating the judgment of the district court and remanding with instructions to dismiss the complaint for want of jurisdiction as to <a href="#">58</a> Notice of Appeal,

		filed by Douglas Shulman, Timothy Geithner, United States of America. No record to be returned. (Attachments: # <a href="#">1</a> Mandate, # <a href="#">2</a> Appellate Opinion, # <a href="#">3</a> Bill of Costs) (jat) (Entered: 01/05/2015)
01/06/2015	<a href="#">66</a>	ORDER: Judgment entered on November 24, 2013 is VACATED in its entirety and this case is DISMISSED without prejudice for lack of jurisdiction. Signed by District Judge Barbara B. Crabb on 1/6/15. (jat) (Entered: 01/06/2015)
01/06/2015	<a href="#">67</a>	AMENDED JUDGMENT dismissing the case without prejudice for lack of jurisdiction. (jat) (Entered: 01/06/2015)

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