

**U.S. District Court
DISTRICT OF ARIZONA (Tucson Division)
CIVIL DOCKET FOR CASE #: 4:14-cv-02485-BGM**

Jacobson et al v. United States Department of Homeland
Security et al
Assigned to: Magistrate Judge Bruce G Macdonald
Case in other court: 9th CCA, 16-17199
Cause: 42:1983 Civil Rights Act

Date Filed: 11/20/2014
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

Leesa Jacobson

represented by **Christina E Dashe**
Covington & Burling LLP – San Diego,
CA
9191 Towne Centre Dr., Ste. 600
San Diego, CA 92122
858-678-1800
Fax: 858-678-1600
Email: cdashe@cov.com
TERMINATED: 05/26/2015
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Joseph Pochoda
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602-650-1854
Fax: 602-650-1376
Email: dpochoda@acluaz.org
TERMINATED: 04/04/2017
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ethan Forrest
Covington & Burling LLP – San
Francisco, CA
1 Front St., Ste. 35
San Francisco, CA 94111
415-591-6000
Fax: 415-591-6091
Email: eforrest@cov.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James Duff Lyall
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602-650-1854
Fax: 602-650-1376
Email: jlyall@acluaz.org
TERMINATED: 08/12/2016
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joel Edman
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602-773-6018
Email: jedman@acluaz.org

TERMINATED: 10/02/2015
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John David Loy
ACLU – San Diego & Imperial Counties
P.O. Box 87131
San Diego, CA 92138–7131
619–223–2121
Fax: 619–232–0036
Email: davidloy@aclusandiego.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mitra Ebadolahi
ACLU – San Diego & Imperial Counties
P.O. Box 87131
San Diego, CA 92138–7131
619–398–4187
Fax: 619–232–0036
Email: mebadolahi@aclusandiego.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah Guerrero
Covington & Burling LLP – San
Francisco, CA
1 Front St., Ste. 35
San Francisco, CA 94111
415–591–6000 7017
Fax: 415–591–6091
Email: sguerrero@cov.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah D Thompson
ACLU Foundation of San Diego &
Imperial Counties
P.O. Box 87131
P.O. Box 87131
San Diego, CA 92138–7131
619–232–2121
Email: sthompson@aclusandiego.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tracy Ebanks
Covington & Burling LLP – San
Francisco, CA
1 Front St., Ste. 35
San Francisco, CA 94111
415–591–6000
Fax: 415–591–6091
Email: tebanks@cov.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Victoria Lopez
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602–773–6011
Email: vlopez@acluaz.org
TERMINATED: 05/25/2016
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Winslow B Taub
Covington & Burling LLP – San
Francisco, CA
1 Front St., Ste. 35
San Francisco, CA 94111
415-591-6000
Fax: 415-591-6091
Email: wtaub@cov.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brenda Munoz Furnish
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602-650-1854
Email: bmfurnish@acluaz.org
ATTORNEY TO BE NOTICED

Kathleen E Brody
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602-650-1854
Fax: 602-650-1376
Email: kbrody@acluaz.org
ATTORNEY TO BE NOTICED

Neha Jaganathan
Covington & Burling LLP – San
Francisco, CA
1 Front St., Ste. 35
San Francisco, CA 94111
415-591-6000
Fax: 415-591-6091
Email: njaganathan@cov.com
ATTORNEY TO BE NOTICED

William Bradford Peard
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
520-256-5387
Email: bpeard@acluaz.org
ATTORNEY TO BE NOTICED

Plaintiff

Peter Ragan

represented by **Christina E Dashe**
(See above for address)
TERMINATED: 05/26/2015
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel Joseph Pochoda
(See above for address)
TERMINATED: 04/04/2017
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ethan Forrest
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

James Duff Lyall
(See above for address)
TERMINATED: 08/12/2016
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joel Edman
(See above for address)
TERMINATED: 10/02/2015
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John David Loy
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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

Sarah D Thompson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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

Victoria Lopez
(See above for address)
TERMINATED: 05/25/2016
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Winslow B Taub
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brenda Munoz Furnish
(See above for address)
ATTORNEY TO BE NOTICED

Kathleen E Brody
(See above for address)
ATTORNEY TO BE NOTICED

Neha Jaganathan
(See above for address)
ATTORNEY TO BE NOTICED

William Bradford Peard
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

United States Department of Homeland Security

represented by **Eric B Beckenhauer**
US Deptt of Justice
20 Massachusetts Ave. NW
Washington, DC 20530
202-514-3338
Email: eric.beckenhauer@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
US Dept of Justice
20 Massachusetts Ave. NW
Washington, DC 20001
202-305-8356
Email: emily.s.newton@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

United States Customs and Border Protection

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

United States Office of Border Patrol

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Jeh Johnson
Secretary, United States Department of Homeland Security, in his official capacity

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

R Gil Kerlikowske
Commissioner, United States Customs & Border Protection, in his official capacity

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Michael J Fisher
Chief of the United States Border Patrol, in his official capacity

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Jeffrey Self
*Commander, Arizona Joint Field
Command, in his official capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Manuel Padilla, Jr.
*Chief Patrol Agent–Tucson Sector, in his
official capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Roger San–Martin
*Agent in Charge–Tucson Border Patrol
Station, in his official capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Lloyd Easterling
*Assistant Agent in Charge–Tucson
Border Patrol Station, in his official
capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

J Joyner
*Border Patrol Agent, in his official
capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Rosalinda Huey
*Border Patrol Agent, in her official
capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

N Ballistrea
*Border Patrol Agent, in her official
capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

S Spencer
*Border Patrol Agent, in his official
capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

K Riden
*Border Patrol Agent, in her official
capacity*

represented by **Eric B Beckenhauer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Emily Sue Newton
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/20/2014	<u>1</u>	COMPLAINT. Filing fee received: \$ 400.00, receipt number 0970-11084747 filed by Peter Ragan, Leesa Jacobson. (Lyll, James) (Attachments: # <u>1</u> Civil Cover Sheet, # <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)(DLC) (Entered: 11/20/2014)
11/20/2014	<u>2</u>	SUMMONS Submitted by Leesa Jacobson, Peter Ragan. (Lyll, James) (Attachments: # <u>1</u> Summons, # <u>2</u> Summons)(DLC) (Entered: 11/20/2014)
11/20/2014	<u>3</u>	Filing fee paid, receipt number 0970-11084747. This case has been assigned to the Honorable Bruce G. Macdonald. All future pleadings or documents should bear the correct case number: 4:14-CV-02485-TUC-BGM. Magistrate Election form attached. (DLC) (Entered: 11/20/2014)
11/20/2014	<u>4</u>	Summons Issued as to United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons)(DLC). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 11/20/2014)
11/20/2014	<u>5</u>	SUMMONS Submitted by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Summons Rosalinda Huey, # <u>2</u> Summons Roger San-Martin, # <u>3</u> Summons R. Gil Kerlikowske, # <u>4</u> Summons N. Ballistrea, # <u>5</u> Summons Michael J. Fisher, # <u>6</u> Summons Manuel Padilla, Jr., # <u>7</u> Summons Lloyd Easterling, # <u>8</u> Summons K. Riden, # <u>9</u> Summons Jeh Johnson, # <u>10</u> Summons Jeffrey Self, # <u>11</u> Summons J. Joyner)(Lyll, James) (Entered: 11/20/2014)

11/21/2014	<u>6</u>	Summons Issued as to N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, Roger San-Martin, Jeffrey Self. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons, # <u>8</u> Summons, # <u>9</u> Summons, # <u>10</u> Summons)(EGP). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 11/21/2014)
11/24/2014	<u>7</u>	Summons Issued as to Lloyd Easterling, S Spencer. (Attachments: # <u>1</u> Summons) ***These two summons were not issued in prior batch submitted on 11/20/2014***(KEP). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 11/24/2014)
12/04/2014	<u>8</u>	MOTION for Admission Pro Hac Vice as to attorney Winslow B Taub on behalf of plaintiffs Leesa Jacobson and Peter Ragan. (BAS) (Entered: 12/04/2014)
12/04/2014	<u>9</u>	MOTION for Admission Pro Hac Vice as to attorney Tracy Ebanks on behalf of plaintiffs Leesa Jacobson and Peter Ragan. (BAS) (Entered: 12/04/2014)
12/04/2014	<u>10</u>	MOTION for Admission Pro Hac Vice as to attorney Ethan Forrest on behalf of plaintiffs Leesa Jacobson and Peter Ragan. (BAS) (Entered: 12/04/2014)
12/04/2014		PRO HAC VICE FEE PAID. \$ 105, receipt number PHX153010 as to Winslow B Taub, Tracy Ebanks, Ethan Forrest. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 12/04/2014)
12/04/2014	<u>11</u>	ORDER pursuant to General Order 09-08 granting <u>8</u> Motion for Admission Pro Hac Vice; granting <u>9</u> Motion for Admission Pro Hac Vice; granting <u>10</u> Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 12/04/2014)
12/04/2014	<u>12</u>	Agreement to Magistrate Judge Jurisdiction. Party agrees to Magistrate Judge Jurisdiction. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (SGG) (Entered: 12/08/2014)
12/09/2014	<u>13</u>	MOTION for Admission Pro Hac Vice as to attorney Christina E Dashe on behalf of plaintiffs Leesa Jacobson, and Peter Ragan. (BAS) (Entered: 12/09/2014)
12/09/2014		PRO HAC VICE FEE PAID. \$ 35, receipt number PHX153217 as to Christina E Dashe. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 12/09/2014)
12/09/2014	<u>14</u>	ORDER pursuant to General Order 09-08 granting <u>13</u> Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 12/09/2014)
12/15/2014	<u>15</u>	MOTION for Admission Pro Hac Vice as to attorney Mitra Ebadolahi by Leesa Jacobson. (Ebadolahi, Mitra) (Entered: 12/15/2014)
12/17/2014	<u>16</u>	MOTION for Admission Pro Hac Vice as to attorney John David Loy on behalf of plaintiffs Leesa Jacobson, and Peter Ragan. (BAS) (Entered: 12/17/2014)
12/17/2014		PRO HAC VICE FEE PAID. \$ 35, receipt number PHX153494 as to John David Loy. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 12/17/2014)
12/17/2014	<u>17</u>	ORDER pursuant to General Order 09-08 granting <u>16</u> Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration

		to be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 12/17/2014)
12/18/2014	<u>18</u>	SERVICE EXECUTED filed by Leesa Jacobson, Peter Ragan: Affidavit of Process re: Summons, Complaint, Civil Cover Sheet and Consent Form re Magistrate Order upon US Department of Homeland Security c/o United States Attorney John S. Leonardo on November 26, 2014. (Lyll, James) (Entered: 12/18/2014)
12/18/2014	<u>19</u>	SERVICE EXECUTED filed by Leesa Jacobson, Peter Ragan: Affidavit of Service re: Summons, Complaint, Civil Cover Sheet and Consent Form re Magistrate Order upon Jeffrey Self on December 4, 2014. (Lyll, James) (Entered: 12/18/2014)
12/18/2014	<u>20</u>	SERVICE EXECUTED filed by Leesa Jacobson, Peter Ragan: Affidavit of Service re: Summons, Complaint, Civil Cover Sheet and Consent Form re Magistrate Order upon Manuel Padilla, Jr. on December 4, 2014. (Lyll, James) (Entered: 12/18/2014)
12/18/2014	<u>21</u>	SERVICE EXECUTED filed by Leesa Jacobson, Peter Ragan: Affidavit of Process re: Summons, Complaint, Civil Cover Sheet and Consent Form re Magistrate Order upon N. Ballistrea on December 4, 2014. (Lyll, James) (Entered: 12/18/2014)
12/18/2014	<u>22</u>	SERVICE EXECUTED filed by Leesa Jacobson, Peter Ragan: Affidavit of Service re: Summons, Complaint, Civil Cover Sheet and Consent Form re Magistrate Order upon Roger San-Martin on December 4, 2014. (Lyll, James) (Entered: 12/18/2014)
12/18/2014	<u>23</u>	SERVICE EXECUTED filed by Leesa Jacobson, Peter Ragan: Affidavit of Process re: Summons, Complaint, Civil Cover Sheet and Consent Form re Magistrate Order upon Rosalinda Huey on December 4, 2014. (Lyll, James) (Entered: 12/18/2014)
12/18/2014	<u>24</u>	Service Returned Unexecuted by Leesa Jacobson, Peter Ragan : Summons, Complaint, Consent Form re Magistrate Order as to LLoyd Easterling. (Lyll, James) (Entered: 12/18/2014)
12/19/2014		PRO HAC VICE FEE PAID. \$ 35, receipt number PHX153556 as to Mitra Ebadolahi. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 12/19/2014)
12/19/2014	<u>25</u>	ORDER pursuant to General Order 09-08 granting <u>15</u> Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 12/19/2014)
12/23/2014	<u>26</u>	MOTION for Leave to File Excess Pages for Motion for Preliminary Injunction and Supporting Memorandum of Law by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Lyll, James) (Entered: 12/23/2014)
12/23/2014	<u>27</u>	FILED at (Doc. <u>29</u>)- LODGED Proposed Plaintiffs' Motion for Preliminary Injunction and Memorandum of Points and Authorities in Support Attached. Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Affidavit Declaration of Tracy Ebanks, # <u>2</u> Affidavit Declaration of Peter Ragan, # <u>3</u> Affidavit Declaration of Steve McLain, # <u>4</u> Text of Proposed Order)(Lyll, James) Modified on 1/6/2015 (ALS). (Entered: 12/23/2014)
01/06/2015	<u>28</u>	ORDER that Plaintiffs' <u>26</u> Unopposed Motion for Leave to File Brief in Excess of Page Limit is GRANTED. The Clerk of the Court shall file Plaintiffs' <u>27</u> Lodged Proposed Motion for Preliminary Injunction and Memorandum of Points and Authorities in Support. Signed by Magistrate Judge Bruce G Macdonald on 1/6/2015.(ALS) (Entered: 01/06/2015)
01/06/2015	<u>29</u>	MOTION for Preliminary Injunction and Memorandum of Points and Authorities in Support by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Declaration of Tracy Ebanks, # <u>2</u> Declaration of Peter Ragan, # <u>3</u> Declaration of Stephen W. McLain, # <u>4</u> Text of Proposed Order)(ALS) (Entered: 01/06/2015)

01/07/2015	<u>30</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>29</u> MOTION for Preliminary Injunction by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 01/07/2015)
01/09/2015	<u>31</u>	ORDER denying as Moot <u>30</u> Government's Consent Motion for Extension of Time to Respond to Plaintiffs Motion for Preliminary Injunction. Signed by Magistrate Judge Bruce G Macdonald on 1/9/2015. (ALS) (Entered: 01/09/2015)
01/22/2015	<u>32</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>29</u> MOTION for Preliminary Injunction , Consent MOTION for Extension of Time to File Answer by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 01/22/2015)
01/30/2015	<u>33</u>	*Consent MOTION for Leave to File Excess Pages for Defendants' Opposition to Plaintiffs' Motion for Preliminary Injunction by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) *Modified motion type on 2/2/2015 (ALS). (Entered: 01/30/2015)
01/30/2015	<u>34</u>	FILED at (Doc. <u>38</u>)– LODGED Proposed Proposed Defendants' Opposition to <u>29</u> Plaintiffs' Motion for Preliminary Injunction re: <u>33</u> Consent MOTION for Leave to File Excess Pages for Defendants' Opposition to Plaintiffs' Motion for Preliminary Injunction . Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Exhibit Index, # <u>2</u> Ex. A – Traffic Control Plan, # <u>3</u> Ex. B – Traffic Checkpoint Policy, # <u>4</u> Ex. C (part 1 of 3) – San Martin Declaration, # <u>5</u> Ex. C (part 2 of 3) – San Martin Declaration, # <u>6</u> Ex. C (part 3 of 3) – San Martin Declaration, # <u>7</u> Ex. D – Spencer Declaration, # <u>8</u> Ex. E – Huey Declaration)(Beckenhauer, Eric) Modified on 2/27/2015 (ALS). (Entered: 01/30/2015)
02/12/2015	35	Agreement to Magistrate Judge Jurisdiction. Party agrees to Magistrate Judge Jurisdiction. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (SGG) (Entered: 02/12/2015)
02/12/2015	36	Minute Order: In accordance with 28 USC 636(c), all parties have voluntarily consented to have Magistrate Judge Macdonald conduct all further proceedings in this case, including trial and entry of final judgment, and conduct all post–judgment proceedings, with direct review by the Ninth Circuit Court of Appeals, if an appeal is filed. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (SGG) (Entered: 02/12/2015)
02/27/2015	<u>37</u>	ORDER that both of the Government's motions (Doc. <u>32</u> & <u>33</u>) are GRANTED. The Clerk of the Court shall file the Government's Lodged: Proposed Defendants' Opposition to Plaintiffs' Motion for Preliminary Injunction (Doc. 34) and it is deemed timely filed. IT IS FURTHER ORDERED that oral argument shall be heard in this matter at 10:00 a.m. on Tuesday, April 21, 2015 before the Honorable Bruce G. Macdonald, Courtroom 5C, Evo A. DeConcini U.S. Courthouse, 405 W. Congress Street, Tucson, Arizona. Signed by Magistrate Judge Bruce G Macdonald on 2/27/2015. (ALS) (Entered: 02/27/2015)
02/27/2015	<u>38</u>	RESPONSE in Opposition re: <u>29</u> MOTION for Preliminary Injunction filed by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of

		Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Exhibit Index, # <u>2</u> Ex. A – Traffic Control Plan, # <u>3</u> Ex. B – Traffic Checkpoint Policy, # <u>4</u> Ex. C (part 1 of 3) – San Martin Declaration, # <u>5</u> Ex. C (part 2 of 3) – San Martin Declaration, # <u>6</u> Ex. C (part 3 of 3) – San Martin Declaration, # <u>7</u> Ex. D – Spencer Declaration, # <u>8</u> Ex. E – Huey Declaration)(ALS) (Entered: 02/27/2015)
03/09/2015	<u>39</u>	MOTION for Leave to File Excess Pages for Reply Brief in Support of Plaintiffs' Motion for Preliminary Injunction by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Taub, Winslow) (Entered: 03/09/2015)
03/09/2015	<u>40</u>	FILED at (Doc. <u>43</u>) – LODGED Proposed Reply Brief In Support of Plaintiffs' Motion for Preliminary Injunction re: <u>39</u> MOTION for Leave to File Excess Pages for Reply Brief in Support of Plaintiffs' Motion for Preliminary Injunction . Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Declaration of Peter Ragan In Support of Plaintiffs' Reply Brief, # <u>2</u> Exhibit 1 (Part 1) to Declaration of Peter Ragan, # <u>3</u> Exhibit 1 (Part 2) to Declaration of Peter Ragan)(Taub, Winslow) Modified on 3/11/2015 (ALS). (Entered: 03/09/2015)
03/10/2015	<u>41</u>	ORDER that oral argument currently set for 10:00 a.m. on Tuesday, April 21, 2015 before the Honorable Bruce G. Macdonald, shall be held in Courtroom 3C, Evo A. DeConcini U.S. Courthouse, 405 W. Congress Street, Tucson, Arizona. Signed by Magistrate Judge Bruce G Macdonald on 3/10/2015. (ALS) (Entered: 03/10/2015)
03/11/2015	<u>42</u>	ORDER granting Plaintiff's <u>39</u> Motion. The Clerk of the Court shall file Plaintiffs' Lodged: Proposed Reply Brief in Support of Plaintiffs' Motion for Preliminary Injunction (Doc. 40). FURTHER ORDERED if Plaintiffs have not done so already, they shall submit a courtesy copy to chambers. Signed by Magistrate Judge Bruce G Macdonald on 3/11/2015.(ALS) (Entered: 03/11/2015)
03/11/2015	<u>43</u>	REPLY Brief In Support of Plaintiffs' <u>29</u> Motion for Preliminary Injunction filed by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Declaration of Peter Ragan In Support of Plaintiffs' Reply Brief,, # <u>2</u> Exhibit (Part 1) to Declaration of Peter Ragan, # <u>3</u> Exhibit (Part 2) to Declaration of Peter Ragan)(ALS) (Entered: 03/11/2015)
03/26/2015	<u>44</u>	Consent MOTION for Extension of Time to File Answer by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 03/26/2015)
03/31/2015	<u>45</u>	ORDER granting <u>44</u> Motion for Extension of Time to Answer. The Government shall answer or otherwise respond to the complaint on or before May 26, 2015. Signed by Magistrate Judge Bruce G Macdonald on 3/30/2015.(ALS) (Entered: 03/31/2015)
04/21/2015	<u>46</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Bruce G Macdonald: Oral Argument Hearing held on 4/21/2015. Motions Taken Under Advisement: <u>29</u> MOTION for Preliminary Injunction. (Recorded by COURTSMART.) Hearing held 9:57 AM to 11:35 AM. (KAH) (Entered: 04/24/2015)
05/15/2015	<u>47</u>	MOTION to Withdraw as Attorney by Leesa Jacobson. (Dashe, Christina) (Entered: 05/15/2015)
05/18/2015	<u>48</u>	NOTICE re: of Supplemental Authority by Leesa Jacobson, Peter Ragan re: <u>29</u> MOTION for Preliminary Injunction . (Attachments: # <u>1</u> Exhibit A to Notice of Supplemental Authority)(Taub, Winslow) (Entered: 05/18/2015)
05/22/2015	<u>49</u>	Consent MOTION for Extension of Time to File Answer by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 05/22/2015)
05/26/2015	<u>50</u>	ORDER granting <u>47</u> Motion to Withdraw as Attorney as to attorney Christina E. Dashe. Signed by Magistrate Judge Bruce G Macdonald on 5/26/15. (KAH) (Entered: 05/26/2015)

05/29/2015	<u>51</u>	ORDER granting <u>49</u> Motion for Extension of Time to Answer. The Government shall answer or otherwise respond to the complaint within 30 days of this Court's ruling on Plaintiffs' Motion for Preliminary Injunction (Doc. <u>29</u>). Signed by Magistrate Judge Bruce G Macdonald on 5/29/15. (KAH) (Entered: 05/29/2015)
06/16/2015	<u>52</u>	NOTICE re: Notice of Name Change by Leesa Jacobson, Peter Ragan . (Ebanks, Tracy) (Entered: 06/16/2015)
07/30/2015		NOTICE of request for e-notices by Emily Sue Newton. (Newton, Emily) (Entered: 07/30/2015)
09/09/2015	<u>53</u>	MOTION to Withdraw as Attorney <i>Joel Edman</i> by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Lopez, Victoria) (Entered: 09/09/2015)
09/14/2015	<u>54</u>	ORDER denying <u>29</u> Motion for Preliminary Injunction. Signed by Magistrate Judge Bruce G Macdonald on 9/14/15. (See attached PDF for complete information.) (KAH) (Entered: 09/14/2015)
10/02/2015	<u>55</u>	ORDER granting <u>53</u> Motion to Withdraw as Attorney. Attorney Joel Edman is relieved of any further duties and responsibilities for the legal representation of Plaintiffs Leesa Jacobson and Peter Ragan in this action. Signed by Magistrate Judge Bruce G Macdonald on 10/2/15. (KAH) (Entered: 10/02/2015)
10/13/2015	<u>56</u>	Consent MOTION for Extension of Time to File Answer by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 10/13/2015)
10/20/2015	<u>57</u>	ORDER granting <u>56</u> Motion for Extension of Time to Answer. The Government shall answer or otherwise respond to the complaint on or before October 23, 2015. Signed by Magistrate Judge Bruce G Macdonald on 10/23/15. (KAH) (Entered: 10/20/2015)
10/23/2015	<u>58</u>	Consent MOTION for Leave to File Excess Pages for Motion to Dismiss or, in the alternative, for Summary Judgment by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 10/23/2015)
10/23/2015	<u>59</u>	Document filed at doc. <u>61</u> . Lodged Proposed Motion to Dismiss or, in the alternative, for Summary Judgment. Document to be filed by Clerk if <u>58</u> Motion or Stipulation for Leave to File or Amend is granted. Filed by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Exhibit Index, # <u>2</u> Statement of Facts)(Beckenhauer, Eric) *Modified to link to motion on 10/26/2015 (BAC). Modified on 11/2/2015 (BAC). (Entered: 10/23/2015)
11/02/2015	<u>60</u>	ORDER GRANTING <u>58</u> Motion for Leave to File Excess Pages. The Clerk of the Court shall file the Government's Lodged, Proposed Defendants' <u>59</u> Motion to Dismiss or, in the Alternative, for Summary Judgment and Supporting Memorandum. Signed by Magistrate Judge Bruce G Macdonald on 10/30/15.(BAC) (Entered: 11/02/2015)
11/02/2015	<u>61</u>	Defendants' MOTION TO DISMISS OR, IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT and SUPPORTING MEMORANDUM by defendants. (Attachments: # <u>1</u> Exhibit Index, # <u>2</u> Statement of Facts)(BAC) (Entered: 11/02/2015)
11/13/2015	<u>62</u>	Consent MOTION for Extension of Time to File Response/Reply -- <i>Plaintiffs' Consent Motion for Extension of Time to File Opposition Brief</i> , by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Forrest, Ethan) (Entered: 11/13/2015)
11/19/2015	<u>63</u>	ORDER GRANTING <u>62</u> Motion for Extension of Time to File Response/Reply re: <u>61</u> MOTION to Dismiss Case MOTION for Summary Judgment. IT IS ORDERED

		Plaintiffs shall file their Opposition to Defendants' Motion to Dismiss or, in the Alternative, for Summary Judgment on or before 12/16/15. Signed by Magistrate Judge Bruce G Macdonald on 11/19/15.(BAC) (Entered: 11/19/2015)
12/11/2015	<u>64</u>	Consent MOTION for Extension of Time to File Response/Reply <i>Plaintiffs' Consent Motion for Extension of Time to File Opposition Brief (Second Request)</i> by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Forrest, Ethan) (Entered: 12/11/2015)
12/16/2015	<u>65</u>	MOTION for Admission Pro Hac Vice as to attorney Neha Jaganathan on behalf of Leesa Jacobson and Peter Ragan. (BAS) (Entered: 12/16/2015)
12/16/2015		PRO HAC VICE FEE PAID. \$ 35, receipt number PHX166362 as to Neha Jaganathan. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 12/16/2015)
12/16/2015	<u>66</u>	ORDER pursuant to General Order 09-08 granting <u>65</u> Motion for Admission Pro Hac Vice. Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov. Counsel is advised that they are limited to two (2) additional e-mail addresses in their District of Arizona User Account. (BAS) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 12/16/2015)
12/23/2015	<u>67</u>	ORDER GRANTING Plaintiffs <u>64</u> Motion for Extension of Time to File Opposition Brief as to <u>61</u> MOTION to Dismiss or, in the Alternative, for Summary Judgment. Plaintiffs shall file their Opposition to Defendants' Motion to Dismiss or, in the Alternative, for Summary Judgment on or before 1/4/16. Signed by Magistrate Judge Bruce G Macdonald on 12/23/15.(BAC) (Entered: 12/23/2015)
01/04/2016	<u>68</u>	MOTION for Leave to File Excess Pages for Opposition to Defendants' Motion to Dismiss or in the Alternative for Summary Judgment by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Taub, Winslow) (Entered: 01/04/2016)
01/04/2016	<u>69</u>	*Documents filed at docs <u>72</u> and <u>73</u> , pursuant to Order <u>74</u> . LODGED Proposed Plaintiffs' Opposition to Defendants' Motion to Dismiss or, in the Alternative for Summary Judgment re: <u>68</u> MOTION for Leave to File Excess Pages for Opposition to Defendants' Motion to Dismiss or in the Alternative for Summary Judgment . Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Plaintiffs' Controverting Statement of Facts, # <u>2</u> Declaration of Winslow Taub, # <u>3</u> Declaration of Peter Ragan, # <u>4</u> Text of Proposed Order)(Taub, Winslow) Modified on 2/5/2016 (BAC). (Entered: 01/04/2016)
01/05/2016	<u>70</u>	Additional Attachments to Main Document re: <u>69</u> Lodged Proposed Document <i>Certificate of Service</i> by Plaintiffs Leesa Jacobson, Peter Ragan. (Taub, Winslow) (Entered: 01/05/2016)
02/05/2016	<u>71</u>	ORDER GRANTING Plaintiffs' <u>68</u> Motion for Leave to File Excess Pages. The Clerk of the Court shall file the Plaintiffs' <u>61</u> Lodged: Proposed Plaintiffs' Opposition to Defendants' Motion to Dismiss or, in the Alternative, for Summary Judgment and Supporting Memorandum. Signed by Magistrate Judge Bruce G Macdonald on 2/4/16.(BAC) (Entered: 02/05/2016)
02/05/2016	<u>72</u>	Plaintiffs' Opposition to Defendants' <u>68</u> Motion to Dismiss or, in the Alternative for Summary Judgment filed by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Declaration of Winslow Taub, # <u>2</u> Declaration of Peter Ragan, # <u>3</u> Text of Proposed Order)(BAC) (Entered: 02/05/2016)
02/05/2016	<u>73</u>	STATEMENT OF FACTS re: <u>72</u> Plaintiffs' Response in Opposition to Motion, Response to Motion for Summary Judgment by Plaintiffs Leesa Jacobson, Peter Ragan. (BAC) (Entered: 02/05/2016)
02/05/2016	<u>74</u>	AMENDED ORDER (Amended as to document number to be filed only): IT IS ORDERED that the Plaintiffs' <u>68</u> MOTION is GRANTED. The Clerk of the Court shall file the Plaintiffs' <u>69</u> Lodged, Proposed Plaintiffs' Opposition to Defendants' Motion to Dismiss or, in the alternative, for Summary Judgment and Supporting Memorandum. Signed by Magistrate Judge Bruce G Macdonald on 2/4/16.(BAC)

		(Entered: 02/05/2016)
02/22/2016	<u>75</u>	Consent MOTION for Extension of Time to File Response/Reply <i>in Support of <u>61</u> Defendants' Motion to Dismiss or, in the alternative, for Summary Judgment</i> by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 02/22/2016)
03/07/2016	<u>76</u>	ORDER granting <u>75</u> Motion for Extension of Time to File Response/Reply re: <u>61</u> MOTION to Dismiss Case MOTION for Summary Judgment. Defendants shall file their Reply in Support of Defendants' Motion to Dismiss or, in the alternative, for Summary Judgment on or before March 22, 2016. Signed by Magistrate Judge Bruce G Macdonald on 3/7/16. (KAH) (Entered: 03/07/2016)
03/22/2016	<u>77</u>	Consent MOTION for Leave to File Excess Pages <i>in Reply to Plaintiffs' opposition to Defendants' motion to dismiss, or, in the alternative, for summary judgment</i> by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Newton, Emily) (Entered: 03/22/2016)
03/22/2016	<u>78</u>	REPLY to Response to Motion re: <u>61</u> MOTION to Dismiss Case MOTION for Summary Judgment filed by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Defs.' Resp. to Pls.' Rule 56(d) Decl., # <u>2</u> Attach. 1 to Defs.' Resp. to Pls.' Rule 56(d) Decl., # <u>3</u> Attach. 2 to Defs.' Resp. to Pls.' Rule 56(d) Decl.)(Newton, Emily) (Entered: 03/22/2016)
03/24/2016	<u>79</u>	REPLY to Response to Motion re: <u>61</u> MOTION to Dismiss Case MOTION for Summary Judgment <i>Corrected</i> filed by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Defs.' Resp. to Pls.' Rule 56(d) Decl., # <u>2</u> Attach. 1 to Defs.' Resp. to Pls.' Rule 56(d) Decl., # <u>3</u> Attach. 2 to Defs.' Resp. to Pls.' Rule 56(d) Decl.)(Newton, Emily) (Entered: 03/24/2016)
04/07/2016	<u>80</u>	Consent MOTION for Leave to File Reply to Defendants' Response to Plaintiffs' Rule 56(d) Declaration by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Taub, Winslow) (Entered: 04/07/2016)
04/11/2016	<u>81</u>	ORDER granting <u>77</u> Motion for Leave to File Excess Pages in Reply to Plaintiffs' opposition to Defendants' motion to dismiss, or, in the alternative, for summary judgment. Defendants Corrected Reply in Support of Defendants' Motion to Dismiss or, in the Alternative, for Summary Judgment (Doc. <u>79</u>) is deemed properly filed. Signed by Magistrate Judge Bruce G Macdonald on 4/8/16. (KAH) (Entered: 04/11/2016)
04/11/2016	<u>82</u>	ORDER granting <u>80</u> Motion for Leave to File Reply to Defendants' Response to Plaintiffs' Rule 56(d) Declaration. Plaintiffs shall file their Reply regarding their Rule 56(d) Declaration on or before April 27, 2016. Signed by Magistrate Judge Bruce G Macdonald on 4/8/16. (KAH) (Entered: 04/11/2016)
04/27/2016	<u>83</u>	REPLY re: <u>78</u> Reply to Response to Motion <i>Plaintiffs' Reply to Defendants' Response to Plaintiffs' Rule 56(D) Declaration</i> by Plaintiffs Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Declaration of Winslow Taub)(Taub, Winslow) (Entered: 04/27/2016)
05/23/2016	<u>84</u>	MOTION to Withdraw as Attorney <i>Victoria Lopez</i> by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Pochoda, Daniel) (Entered: 05/23/2016)

05/25/2016	<u>85</u>	ORDER granting <u>84</u> Motion to Withdraw as Attorney Victoria Lopez. Victoria Lopez is relieved of any further duties and responsibilities for the legal representation of Plaintiffs Leesa Jacobson and Peter Ragan in this action. Signed by Magistrate Judge Bruce G Macdonald on 5/25/2016.(KEP) (Entered: 05/25/2016)
07/19/2016	<u>86</u>	MOTION to Withdraw as Attorney <i>James Duff Lyall</i> by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Pochoda, Daniel) (Entered: 07/19/2016)
08/04/2016	<u>87</u>	NOTICE of Appearance by Kathleen E Brody on behalf of Leesa Jacobson, Peter Ragan. (Brody, Kathleen) (Entered: 08/04/2016)
08/09/2016	<u>88</u>	NOTICE of Appearance by Brenda Munoz Furnish on behalf of Leesa Jacobson, Peter Ragan. (Furnish, Brenda) (Entered: 08/09/2016)
08/12/2016	<u>89</u>	ORDER granting <u>86</u> Plaintiff's Motion to Withdraw as Attorney. James Duff Lyall formerly of the ACLU Foundation of Arizona is relieved of any further duties and responsibilities for the legal representation of Plaintiffs in this action and is removed as counsel of record for the Plaintiffs. Signed by Magistrate Judge Bruce G Macdonald on 8/11/2016. (KEP) (Entered: 08/12/2016)
09/02/2016	<u>90</u>	ORDER: IT IS ORDERED that oral argument shall be held at 1:00 p.m. on 9/22/16 before the Judge Bruce G. Macdonald, re: <u>61</u> Motion to Dismiss or, in the Alternative, for Summary Judgment. Signed by Magistrate Judge Bruce G Macdonald on 9/2/16.(BAC) (Entered: 09/02/2016)
09/21/2016	<u>91</u>	ORDER: Oral argument on Defendants' <u>61</u> Motion to Dismiss or, in the Alternative, for Summary Judgment is currently set for 1:00 p.m. on 9/22/16 before Judge Bruce G. Macdonald. IT IS ORDERED that the hearing shall be RESET AS TO LOCATION ONLY, argument shall be heard in Courtroom 6B, Evo A. DeConcini US Courthouse, 405 West Congress Street, Tucson, Arizona. Signed by Magistrate Judge Bruce G Macdonald on 9/21/16.(BAC) (Entered: 09/21/2016)
09/22/2016	<u>92</u>	MINUTE ENTRY: Oral argument is heard regarding Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment (Doc. <u>61</u>). The Court takes the matter UNDER ADVISEMENT. (Court Reporter Aaron LaDuke.) Hearing held 1:00 PM to 2:30 PM.(DLC) (Entered: 10/03/2016)
09/30/2016	<u>93</u>	ORDER: IT IS HEREBY ORDERED that Defendant's Motion to Dismiss, or in the Alternative, Motion for Summary Judgment (Doc. <u>61</u>) is GRANTED. IT IS FURTHER ORDERED that the Clerk of the Court shall enter judgment and close its file in this matter. Signed by Magistrate Judge Bruce G Macdonald on 9/30/2016.(DLC) (Entered: 10/03/2016)
09/30/2016	<u>94</u>	CLERK'S JUDGMENT – IT IS ORDERED AND ADJUDGED that, pursuant to the Court's Order filed September 30, 2016, which granted the Motion for Summary Judgment, file is closed in this matter. (DLC) (Entered: 10/03/2016)
11/29/2016	<u>95</u>	NOTICE OF APPEAL to 9th Circuit Court of Appeals re: <u>93</u> Order, <u>94</u> Clerk's Judgment by Leesa Jacobson, Peter Ragan. Filing fee received: \$ 505.00, receipt number 0970-13655409. (Taub, Winslow) (Entered: 11/29/2016)
11/30/2016	<u>96</u>	USCA Case Number re: <u>95</u> Notice of Appeal. Case number 16-17199, 9th CCA. (BAC) (Entered: 12/05/2016)
11/30/2016	<u>97</u>	TIME SCHEDULE ORDER of USCA re: <u>95</u> Notice of Appeal filed by Leesa Jacobson, Peter Ragan. (BAC) (Entered: 12/05/2016)
12/29/2016	<u>98</u>	TRANSCRIPT REQUEST by Leesa Jacobson, Peter Ragan for proceedings held on 4/21/2015 and 9/22/2016, Magistrate Judge Bruce G Macdonald hearing judge(s) re: <u>95</u> Notice of Appeal. (Forrest, Ethan) (Entered: 12/29/2016)
01/12/2017	<u>99</u>	TRANSCRIPT of MOTION FOR PRELIMINARY INJUNCTION for date of 04/21/2015 before Judge BRUCE G. MACDONALD re: <u>95</u> Notice of Appeal. Transcriber Aaron H. LaDuke. The ordering party will have electronic access to the transcript immediately. All others may view the transcript at the court public terminal or it may be purchased through the Transcriber by filing a Transcript Order Form on the docket before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 2/2/2017. Redacted Transcript Deadline set for 2/13/2017. Release of Transcript Restriction set for

		4/12/2017. (CSL) (Entered: 01/12/2017)
01/12/2017	<u>100</u>	TRANSCRIPT OF MOTION HEARING for date of 09/22/2016 before Judge BRUCE G. MACDONALD re: <u>95</u> Notice of Appeal. Court Reporter Aaron H. LaDuke. The ordering party will have electronic access to the transcript immediately. All others may view the transcript at the court public terminal or it may be purchased through the Court Reporter by filing a Transcript Order Form on the docket before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 2/2/2017. Redacted Transcript Deadline set for 2/13/2017. Release of Transcript Restriction set for 4/12/2017. (CSL) (Entered: 01/12/2017)
04/04/2017	<u>101</u>	NOTICE of Attorney Withdrawal <i>Daniel J. Pochoda</i> filed by Kathleen E Brody. (Brody, Kathleen) (Entered: 04/04/2017)
04/09/2018	<u>102</u>	MANDATE of USCA re: <u>95</u> Notice of Appeal filed by Leesa Jacobson, Peter Ragan. VACATED and REMANDED. (Attachments: # <u>1</u> Opinion, # <u>2</u> NDA)(BAC) (Entered: 04/09/2018)
04/09/2018	<u>103</u>	NOTICE of Appearance by William Bradford Peard on behalf of Leesa Jacobson, Peter Ragan. (Peard, William) (Entered: 04/09/2018)
06/05/2018	<u>104</u>	ORDER: This matter having been REMANDED by the Ninth Circuit Court of Appeals (Doc. 102), IT IS ORDERED that a status conference is set for 2:30 p.m. on 6/27/18 before Judge Bruce G. Macdonald. If counsel wish to appear telephonically, please contact chambers. Signed by Magistrate Judge Bruce G Macdonald on 6/4/18.(BAC) (Entered: 06/05/2018)
06/27/2018	<u>105</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Bruce G Macdonald: Status Conference held on 6/27/2018. IT IS ORDERED that Defendants shall file their Answer on or before 7/27/18. A formal order setting the Rule 16, Federal Rules of Civil Procedure, scheduling conference shall be filed separately. (Recorded by COURTSMART.) Hearing held 2:30 PM to 2:43 PM.(BAC) (Entered: 06/29/2018)
06/29/2018	<u>106</u>	AMENDED by doc. <u>107</u> as to caption only. ORDER SETTING RULE 16 CASE MANAGEMENT CONFERENCE: A Case Management Conference is set for 8/14/18, at 10:00 a.m., before Judge Bruce G. Macdonald. If out-of-state counsel wish to appear telephonically, please contact chambers on or before 8/10/18. IT IS FURTHER ORDERED that Counsel shall file with the court, on or before 8/7/18, a Joint Report reflecting the results of their meeting and outlining the discovery plan. (See attached PDF for complete information). Signed by Magistrate Judge Bruce G Macdonald on 6/27/18.(BAC) Modified on 7/20/2018 (BAC). (Entered: 06/29/2018)
07/20/2018	<u>107</u>	AMENDED ORDER SETTING RULE 16 CASE MANAGEMENT CONFERENCE (Amended as to caption only). (See attached PDF for complete information). Signed by Magistrate Judge Bruce G Macdonald on 7/18/18.(BAC) (Entered: 07/20/2018)
07/26/2018	<u>108</u>	Consent MOTION for Extension of Time to File Answer by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 07/26/2018)
08/01/2018	<u>109</u>	ANSWER to <u>1</u> Complaint by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol.(Beckenhauer, Eric) (Entered: 08/01/2018)
08/07/2018	<u>110</u>	REPORT of Rule 26(f) Planning Meeting by Leesa Jacobson, Peter Ragan. (Taub, Winslow) (Entered: 08/07/2018)
08/07/2018	<u>111</u>	NOTICE re: Service of Plaintiffs' Rule 26 Initial Disclosures by Leesa Jacobson, Peter Ragan . (Taub, Winslow) (Entered: 08/07/2018)
08/07/2018	<u>112</u>	NOTICE re: Service of Defendants' Initial Disclosures by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer,

		United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol . (Beckenhauer, Eric) (Entered: 08/07/2018)
08/09/2018	<u>113</u>	ORDER granting <u>108</u> Government's Consent Motion for Extension of Time to Answer. IT IS FURTHER ORDERED that the Government's Answer (Doc. <u>109</u>) filed on August 1, 2018 is deemed timely. Signed by Magistrate Judge Bruce G Macdonald on 8/8/2018. (KEP) (Entered: 08/09/2018)
08/14/2018	<u>114</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Bruce G Macdonald: Scheduling Conference held on 8/14/2018. The Court will incorporate the Parties' stipulations regarding electronically stored information into its Order. IT IS ORDERED that the scope of discovery shall be consonant with the Plaintiffs' claims and Defendants' affirmative defenses in this matter. Written discovery requests shall be governed by the Federal Rules of Civil Procedure. A formal written order will follow. (Recorded by COURTSMART.) Hearing held 10:00 AM to 10:41 AM.(BAC) (Entered: 08/17/2018)
08/17/2018	<u>115</u>	(AMENDED BY ORDER <u>117</u>) SCHEDULING ORDER: Discovery due 2/11/2019; Dispositive motions due 5/13/2019; Joint Proposed Pretrial Order due 6/12/2019; Joint Settlement Status Report due 12/1/2018, and every 90 days thereafter. (See attached PDF for complete information). Signed by Magistrate Judge Bruce G Macdonald on 8/16/18.(BAC) Modified on 8/21/2018 (KEP). (Entered: 08/17/2018)
08/20/2018	<u>116</u>	TRANSCRIPT REQUEST by Leesa Jacobson, Peter Ragan for proceedings held on August 14, 2018, Magistrate Judge Bruce G Macdonald hearing judge(s). (Forrest, Ethan) (Entered: 08/20/2018)
08/21/2018	<u>117</u>	AMENDED SCHEDULING ORDER (Amended as to Discovery Deadline Only): Discovery due by 4/12/2019. This order contemplates that each party will conduct discovery in such a manner as to complete, within the deadline, any and all discovery. Signed by Magistrate Judge Bruce G Macdonald on 8/20/2018. (See attached Order for details) (KEP) (Entered: 08/21/2018)
08/23/2018	<u>118</u>	TRANSCRIPT of SCHEDULING CONFERENCE held on 08/14/2018, before Judge BRUCE G. MACDONALD. Transcriber Erica R. McQuillen. The ordering party will have electronic access to the transcript immediately. All others may view the transcript at the court public terminal or it may be purchased through the Transcriber by filing a Transcript Order Form on the docket before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/13/2018. Redacted Transcript Deadline set for 9/24/2018. Release of Transcript Restriction set for 11/21/2018. (CSM) (Entered: 08/23/2018)
09/06/2018	<u>119</u>	Joint MOTION for Entry of Fed. R. Evid. 502(d) Order by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order)(Taub, Winslow) (Entered: 09/06/2018)
09/13/2018		NOTICE of request for e--notices by Michael A. Ambri. (Ambri, Michael) (Entered: 09/13/2018)
09/14/2018	<u>120</u>	ORDER granting <u>119</u> Parties' Joint Motion for Entry of Fed. R. Evid. 502(d) Order. NO WAIVER BY DISCLOSURE. The production of a document, or part of a document, shall not constitute a waiver of any privilege or protection as to any portion of that document, or as to any undisclosed privileged or protected communications or information concerning the same subject matter, in this or in any other proceeding. Signed by Magistrate Judge Bruce G Macdonald on 9/13/2018. (See attached Order for details) (KEP) (Entered: 09/14/2018)
11/30/2018	<u>121</u>	STATUS REPORT -- <i>Joint Settlement Status Report</i> by Leesa Jacobson. (Taub, Winslow) (Entered: 11/30/2018)
12/12/2018	<u>122</u>	ORDER that a telephonic Status Conference shall be held on Thursday, 12/13/2018 at 02:00 PM before Magistrate Judge Bruce G Macdonald (see attached Order for complete details). Signed by Magistrate Judge Bruce G Macdonald on 12/12/2018. (MFR) (Entered: 12/12/2018)
12/13/2018	<u>124</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Bruce G Macdonald: Telephone Conference held on 12/13/2018. The parties agree to continue to work

		toward agreement on the protective order. The parties agree to submit a stipulation to extend the current scheduling deadlines. The parties begin to discuss the relevant time period for discovery requests; however, the Court acknowledges that this matter, including issues related to it, should be briefed. (Recorded by COURTSMART.) Hearing held 2:05 PM to 3:15 PM.(KEP) (Entered: 12/21/2018)
12/19/2018	<u>123</u>	STIPULATION for Entry of Protective Order by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Text of Proposed Order — [Proposed] Protective Order)(Forrest, Ethan) (Entered: 12/19/2018)
12/28/2018	<u>125</u>	PROTECTIVE ORDER granting <u>123</u> parties' Stipulation. Signed by Magistrate Judge Bruce G Macdonald on 12/28/2018. (see Order for complete details) (SIB) (Entered: 12/28/2018)
01/04/2019	<u>126</u>	Consent MOTION to Stay Proceedings in Light of Lapse in Appropriations by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 01/04/2019)
01/07/2019	<u>127</u>	TRANSCRIPT REQUEST by Leesa Jacobson, Peter Ragan for proceedings held on 12/13/2018, Magistrate Judge Bruce G Macdonald hearing judge(s). (Forrest, Ethan) (Entered: 01/07/2019)
01/11/2019	<u>128</u>	TRANSCRIPT of TELEPHONIC STATUS CONFERENCE held on 12/13/2018, before Judge BRUCE G. MACDONALD. Transcriber Erica R. McQuillen. The ordering party will have electronic access to the transcript immediately. All others may view the transcript at the court public terminal or it may be purchased through the Transcriber by filing a Transcript Order Form on the docket before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 2/1/2019. Redacted Transcript Deadline set for 2/11/2019. Release of Transcript Restriction set for 4/11/2019. (CSM) (Entered: 01/11/2019)
01/17/2019	<u>129</u>	ORDER granting <u>126</u> Motion to Stay of Proceedings in Light of Lapse of Appropriations. Further ordered that counsel for the Government shall file a Notice of Resumed Government Activity within 5 business days of the United States Department of Justice being funded and counsel's returning to work. Signed by Magistrate Judge Bruce G Macdonald on 1/16/2019. (BAR) (Entered: 01/17/2019)
01/29/2019		Remark: Pro Hac Vice Motion granted for Sarah Thompson on behalf of Plaintiffs Leesa Jacobson and Peter Ragan. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MSA) (Entered: 01/29/2019)
01/30/2019	<u>130</u>	NOTICE re: Restoration of Appropriations by United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol . (Newton, Emily) (Entered: 01/30/2019)
02/13/2019		Remark: Pro hac vice motion granted for Sarah Guerrero on behalf of plaintiff. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 02/13/2019)
02/15/2019	<u>131</u>	Joint MOTION for Extension of Time to file Joint Proposed Schedule by United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Newton, Emily) (Entered: 02/15/2019)
02/25/2019	<u>132</u>	Joint MOTION for Extension of Time to file Joint Proposed Schedule by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Text of Proposed Order)(Beckenhauer, Eric) (Entered: 02/25/2019)
02/28/2019	<u>133</u>	STATUS REPORT -- Joint Settlement Status Report by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San–Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland

		Security, United States Office of Border Patrol. (Beckenhauer, Eric) (Entered: 02/28/2019)
03/01/2019	<u>134</u>	ORDER granting <u>131</u> Motion for Extension of Time Deadline ; granting <u>132</u> Motion for Extension of Time Deadline. IT IS FURTHER ORDERED that the joint proposed schedule for the remainder of the litigation in this case is due on March 1, 2019. Signed by Magistrate Judge Bruce G Macdonald on 2/28/2019. (KEP) (Entered: 03/01/2019)
03/01/2019	<u>135</u>	First MOTION to Compel Discovery by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Affidavit Declaration of W. Taub ISO Motion to Compel, # <u>2</u> Exhibit Ex. A to Taub Decl., # <u>3</u> Exhibit Ex. B to Taub Decl., # <u>4</u> Exhibit Ex. C to Taub Decl., # <u>5</u> Exhibit Ex. D to Taub Decl., # <u>6</u> Exhibit Ex. E to Taub Decl., # <u>7</u> Exhibit Ex. F to Taub Decl., # <u>8</u> Exhibit Ex. G to Taub Decl., # <u>9</u> Exhibit Ex. H to Taub Decl., # <u>10</u> Exhibit Ex. I to Taub Decl., # <u>11</u> Exhibit Ex. J to Taub Decl., # <u>12</u> Exhibit Ex. K to Taub Decl., # <u>13</u> Exhibit Ex. L to Taub Decl., # <u>14</u> Rule 37.1 Statement ISO Plaintiffs' Motion to Compel, # <u>15</u> Proposed Order)(Forrest, Ethan) (Entered: 03/01/2019)
03/01/2019	<u>136</u>	STATUS REPORT <i>and Proposed Schedules</i> by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Plaintiffs' Proposed Order, # <u>2</u> Defendants' Proposed Order)(Forrest, Ethan) (Entered: 03/01/2019)
03/15/2019	<u>137</u>	RESPONSE in Opposition re: <u>135</u> First MOTION to Compel Discovery filed by N Ballistrea, Lloyd Easterling, Michael J Fisher, Rosalinda Huey, Jeh Johnson, J Joyner, R Gil Kerlikowske, Manuel Padilla, Jr, K Riden, Roger San-Martin, Jeffrey Self, S Spencer, United States Customs and Border Protection, United States Department of Homeland Security, United States Office of Border Patrol. (Attachments: # <u>1</u> Ex. A – Dismuke Decl., # <u>2</u> Ex B, # <u>3</u> Ex. C)(Beckenhauer, Eric) (Entered: 03/15/2019)
03/22/2019	<u>138</u>	REPLY to Response to Motion re: <u>135</u> First MOTION to Compel Discovery filed by Leesa Jacobson, Peter Ragan. (Attachments: # <u>1</u> Declaration of Sarah Guerrero in Support of Reply ISO Plaintiffs' Motion to Compel)(Taub, Winslow) (Entered: 03/22/2019)
04/03/2019	<u>139</u>	ORDER Dispositive motions due by 11/13/2019. Joint Proposed Pretrial Order due by 12/12/2019. Signed by Magistrate Judge Bruce G Macdonald on 4/3/2019. (See attached Order for details) (KEP) (Entered: 04/03/2019)