

Home

PACER

Opinions

Orders/Judgments Lists

Help

General Docket

US Court of Appeals for the DC Circuit

D.C. Circuit Court of Appeals

Court of Appeals Docket #: 95-5214

Filed: 7/25/95

Nsuit: 2440 Civil Rights: Other

Ayuda Inc, et al v. Reno, Janet, et al

Appeal from: U.S. District Court

Lower court information:

District: 0090-1 : 88cv00625 lead: 88cv00625

Court Reporter: Gloria Williams, Court Reporter

Court Reporter: B. Byrne

Trial Judge: Stanley Sporkin, US District Judge

Date Filed: 3/8/88

Date order/judgment: 5/10/95

Date NOA filed: 7/7/95
-----Fee status: waived-US or DC gvt.

Prior cases:

None

Current cases:

None

Docket as of January 2, 2000 2:31 am

Page 1

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

AYUDA, INC.

Plaintiff - Appellee

Michael Rubin

415-421-7151

[COR ret]

Altshuler, Berzon, Nussbaum,

Berzon & Rubin

177 Post Street

Suite 300

San Francisco, CA 94108

Roderic Von Oesen Boggs

202-835-0031

[COR ret]

Washington Lawyers' Committee

for Civil Rights/Urban Affairs

11 Dupont Circle, NW

Suite 400

Washington, DC 20036

202-319-1000

Richard J. Webber

202-857-6254

[COR ret]

Wayne H. Matelski

202-857-6340

[COR LD NTC ret]

Lynda Siegel Zengerle

202-857-6479

[COR ret]

Arent Fox Kintner Plotkin &
Kahn
1050 Connecticut Avenue, NW
Washington Square Building
Washington, DC 20036-5339
202-857-6000

Carolyn Nalbach Waller
202 234-8869
[COR ret]
Law Firm of Carolyn Waller
1601 Connecticut Avenue, NW
Suite 300
Washington, DC 20009

THE ETHIOPIAN COMMUNITY CENTER,
INC.
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]

Docket as of January 2, 2000 2:31 am

Page 2

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

Wayne H. Matelski
(See above)
[COR LD NTC ret]
Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)
[COR ret]

LATIN AMERICAN YOUTH CENTER
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]

Wayne H. Matelski
(See above)
[COR LD NTC ret]
Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)
[COR ret]

MEXICAN AMERICAN LEGAL DEFENSE
AND EDUCATIONAL FUND

Michael Rubin
(See above)

Plaintiff - Appellee

[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]

Wayne H. Matelski
(See above)
[COR LD NTC ret]

Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)
[COR ret]

Docket as of January 2, 2000 2:31 am

Page 3

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

NK DOE, Individually and on
behalf of all others similarly
situated
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]

Wayne H. Matelski
(See above)
[COR LD NTC ret]

Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)
[LD NTC tr]

JH DOE
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]

Wayne H. Matelski
(See above)
[COR LD NTC ret]

Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)

[COR ret]

TB DOE
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber

Docket as of January 2, 2000 2:31 am

Page 4

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

(See above)
[COR ret]
Wayne H. Matelski
(See above)
[COR LD NTC ret]
Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)
[COR ret]

KAA DOE
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]
Wayne H. Matelski
(See above)
[COR LD NTC ret]
Lynda Siegel Zengerle
(See above)
[COR ret]

Carolyn Nalbach Waller
(See above)
[COR ret]

JNU DOE
Plaintiff - Appellee

Michael Rubin
(See above)
[COR ret]

Roderic Von Oesen Boggs
(See above)
[COR ret]

Richard J. Webber
(See above)
[COR ret]
Wayne H. Matelski
(See above)
[COR LD NTC ret]
Lynda Siegel Zengerle

(See above)
[COR ret]

Carolyn Nalbach Waller

Docket as of January 2, 2000 2:31 am

Page 5

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

(See above)
[COR ret]

v.

JANET RENO, Individually and
as Attorney General of the
United States
Defendant - Appellant

Donald E. Keener, Deputy
Director
202-616-4878
[COR LD NTC gvt]
U.S. Department of Justice
(DOJ) Office of Immigration
Litigation
Ben Franklin Station
PO Box 878
Washington, DC 20044
202-616-9100

Michael Eugene Robinson,
Attorney
202-514-1371
Room 9016
[COR gvt]
Michael Jay Singer, Attorney
202-514-5432
Room 9116
[COR gvt]
U.S. Department of Justice
(DOJ) Civil Division, Appellate
Staff
601 D Street, NW
Washington, DC 20530-0001

DORIS MEISSNER, Individually
and as the Commissioner of the
Immigration and Naturalization
Service
Defendant - Appellant

Donald E. Keener, Deputy
Director
(See above)
[COR LD NTC gvt]
Michael Eugene Robinson,
Attorney
(See above)
[COR gvt]
Michael Jay Singer, Attorney
(See above)
[COR gvt]

IMMIGRATION & NATURALIZATION
SERVICE
Defendant - Appellant

Donald E. Keener, Deputy
Director
(See above)
[COR LD NTC gvt]
Michael Eugene Robinson,
Attorney
(See above)

Docket as of January 2, 2000 2:31 am

Page 6

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

[COR gvt]
Michael Jay Singer, Attorney
(See above)
[COR gvt]

Docket as of January 2, 2000 2:31 am

Page 7

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

Ayuda, Inc.; The Ethiopian Community Center, Inc.; Latin American Youth Center; Mexican American Legal Defense and Educational Fund; NK Doe, Individually and on behalf of all others similarly situated; JH Doe; TB Doe; KAA Doe; JNU Doe

Plaintiffs - Appellees

v.

Janet Reno, Individually and as Attorney General of the United States; Doris Meissner, Individually and as the Commissioner of the Immigration and Naturalization Service; Immigration & Naturalization Service

Defendants - Appellants

Docket as of January 2, 2000 2:31 am

Page 8

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

7/25/95 CIVIL-US CASE docketed. Notice of Appeal filed by Appellants Janet Reno, Doris Meissner, INS. [137990-1] (lvs)

7/25/95 CLERK'S ORDER filed directing Appellant to file [137993-1] : docketing statement due 8/24/95 for Janet Reno ; certificate of counsel due 8/24/95 for Janet Reno ; statement of issues due 8/24/95 for Janet Reno ; lower court decision due 8/24/95 for Janet Reno ; any procedural motions due 8/24/95 for Janet Reno ; transcript status notice due 8/24/95 for Janet Reno ; deferred appendix notice due 8/24/95 for Janet Reno ; appearance form due 8/24/95 for Donald E. Keener ; any dispositive motions due 9/8/95 for Janet Reno ;, directing Appellee to file [137993-2] : certificate of counsel due 8/24/95 for Ayuda Inc ; any procedural motions due 8/24/95 for Ayuda Inc ; appearance form due 8/24/95 for Carolyn Nalbach Waller, for Sandra L. Wilkinson, for Richard J. Webber, for Wayne H. Matelski ; any dispositive motions due 9/8/95 for Ayuda Inc. (lvs)

8/7/95 FIRST CLASS MAIL [140925-1] RETURNED marked "MOVED, LEFT NO ADDRESS". Mail was in response to a clerk order eres initial submissions [137993-2]. (lvs)

8/8/95 ENTRY OF APPEARANCE filed by Attorney Donald E. Keener for Appellant's Janet Reno, et al. [140978-1]. (jth)

8/16/95 INITIAL SUBMISSIONS filed by Appellant Janet Reno, Appellant Doris Meissner, Appellant INS [143644-1] : docketing statement; certificate of counsel; statement of issues; lower court decision; deferred appendix notice (Deferred Appendix needed = N); . (lej)

8/16/95 NOTICE filed by Appellant Janet Reno, Appellant Doris Meissner, Appellant INS INTERIM transcript status notice filed [143647-1] . Next transcript status notice due 9/15/95 for appellants. Awaiting 1/19/95 and 4/7/95 transcripts. Certificate of service date 8/16/95. (lej)

8/24/95 MOTION filed (5 copies) by Appellants Janet Reno, et al. (certificate of service dated 8/24/95) to assign related cases to same panel and same hearing day 88-5226, et al. [145635-1]. Response due on 9/5/95. (lvs)

8/24/95 ENTRY OF APPEARANCE filed by Attorneys Michael Eugene Robinson, Michael Jay Singer and Donald E. Keener for Appellants INS, Doris Meissner, Janet Reno [145641-1]. (lvs)

8/24/95 ENTRY OF APPEARANCE filed by Attorney Wayne H. Matelski for Appellees Ayuda Inc., et al. [145653-1]. (lvs)

8/24/95 INITIAL SUBMISSIONS filed by Appellees Ayuda Inc, et al. [145661-1]: certificate of counsel. (lvs)

Docket as of January 2, 2000 2:31 am

Page 9

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

9/8/95 MOTION filed (5 copies) by Appellants Janet Reno, Doris Meissner, INS (certificate of service dated 9/8/95) for summary reversal [148443-1]. Response due on 9/18/95. (lvs)

9/18/95 OPPOSITION filed [149965-1] by Appellees Ayuda Inc, et al. (certificate of service dated 9/18/95) to the motion for summary reversal [148443-1]. Reply due on 9/21/95. (jth)

9/21/95 REPLY filed [151090-1] (5 copies) by Appellants Janet Reno, Doris Meissner, INS (certificate of service dated 9/21/95) to a response to the motion for summary reversal [148443-1]. (lvs)

10/17/95 NOTICE filed by Appellant's Janet Reno, et al. Final Transcript Status Notice filed [156348-1]. Transcripts completed and received. Certificate of service date 10/17/95. (jth)

11/15/95 PER CURIAM ORDER filed granting the motion assign case same panel filed by Janet Reno, Doris Meissner, INS [145635-1]. FURTHER ORDERED that the motion for summary reversal be granted in part. The district court incorrectly concluded that it lacked jurisdiction to make any further rulings consistent with this court's mandate, absent an express remand. FURTHER ORDERED that the motion for summary reversal be denied in part. The district court also concluded, on alternative grounds, that it would deny appellants' motion for the return of attorneys' fees and costs, even if it had jurisdiction. The Clerk is directed to withhold issuance of the mandate pending resolution of the remainder of the appeal. Before Judges Wald, Silberman, Ginsburg. (lvs)

4/5/96 CLERK'S ORDER filed to schedule oral argument [192189-1] before Judge Initials: PMW LHS DHG on 10/11/96; Establishing the initial briefing schedule [192189-2] : (Note: This is a Reg case) Appellant's brief due on 7/29/96 ; Appellant's appendix due on 7/29/96 ; Appellee's brief due on 8/28/96 ; Appellant's reply brief due on 9/11/96. (cwc)

7/19/96 CONSENT MOTION filed (5 copies) by Appellants Janet Reno, et al., (certificate of service dated 7/19/96) to extend time to file [212466-1] appellant's brief until 8/19/96. (jth)

7/23/96 CLERK'S ORDER filed granting consent motion for extension of time to file brief and vacating this court's 4/5/96 briefing and calendaring order; [212969-1] Case now scheduled before Judges LHS SFW DHG on 12/3/96 at 9:30 a.m.; [212466-1]; Revising the briefing schedule as follows: [192189-2] Appellant's brief and appendix due on 8/19/96; Appellee's brief due on 9/18/96; Appellant's reply brief due on 10/2/96. (cwc)

Docket as of January 2, 2000 2:31 am

Page 10

95-5214 Ayuda Inc, et al v. Reno, Janet, et al

8/16/96 JOINT STIPULATION filed (5 copies) to dismiss case voluntarily [218348-1]. (lvs)

9/6/96 PER CURIAM ORDER filed granting the motion to withdraw appeal [218348-1]. It is FURTHER ORDERED that the case be remanded to the District Court [222055-1] with instructions to dismiss the complaint and to vacate all remaining orders and injunctions. The Clerk is directed to issue forthwith to the district court a certified copy of this order in lieu of formal mandate. Before Circuit Judges: Silberman, Williams, and Ginsburg. (jth)

9/6/96 MANDATE ISSUED to Clerk, District Court [222057-1]. (jth)

Docket as of January 2, 2000 2:31 am

Page 11

PACER Service Center**Transaction Receipt**

07/10/2007 01:37:35

PACER Login:	wu0079	Client Code:	
Description:	dkt report	Case Number:	95-5214
Billable Pages:	11	Cost:	0.88