

CLOSED

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:03-cv-02606-JR**

IMMIGRATIONPORTAL.COM et al
Assigned to: Judge James Robertson
Cause: 28:1361 Petition for Writ of Mandamus

Date Filed: 12/22/2003
Date Terminated: 01/31/2007
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Defendant

Plaintiff

IMMIGRATIONPORTAL.COM
An Unincorporated Association

represented by **Rajiv Santosh Khanna**
LAW OFFICE OF RAJIV S. RHANNA,
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

RAM K. GRANDHI
Director, Pre-doctoral Orthodontics

represented by **Rajiv Santosh Khanna**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

KRESNA HARTANDI

represented by **Rajiv Santosh Khanna**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

RAJKUMAR KANDASAMY

represented by **Rajiv Santosh Khanna**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

KAZUOMI KASHII

represented by **Rajiv Santosh Khanna**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**VLADIMIR MOROZOV**

*On behalf of ImmigrationPortal.Com,
Individually on their own behalf and on
behalf of their derivative beneficiaries, and
on behalf of all others similarly situated*

represented by **Rajiv Santosh Khanna**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**MATHEW CHACKO**

represented by **Rajiv Santosh Khanna**
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LEAD ATTORNEY
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Plaintiff**SAMRAHYA L. KOMPELLA**

represented by **Rajiv Santosh Khanna**
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Plaintiff**SAVITA KRISHNAMURTHY**

represented by **Rajiv Santosh Khanna**
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Plaintiff**RAJAH KALIPATNAPU**

*Individually on their own behalf and on
behalf of their dervative beneficiaries, and
on behalf of all others similarly situated*

represented by **Rajiv Santosh Khanna**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant**TOM RIDGE**

*Secretary, Office of the General Counsel,
U.S. Department of Homeland Security*

represented by **Karen L. Melnik**
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Defendant

**U.S. DEPARTMENT OF HOMELAND
SECURITY**

represented by **Karen L. Melnik**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dorann E. Banks
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TERMINATED: 10/11/2005
ATTORNEY TO BE NOTICED

William C. Erb
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

EDUARDO AGUIRRE, JR.
*Director, U.S. Citizenship and
Immigration Services*

represented by **Karen L. Melnik**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William C. Erb
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**U.S. CITIZENSHIP AND
IMMIGRATION SERVICES**

represented by **Karen L. Melnik**
(See above for address)

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William C. Erb
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ATTORNEY TO BE NOTICED

Defendant

DONALD NEUFLED
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LEAD ATTORNEY
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William C. Erb
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ATTORNEY TO BE NOTICED

Defendant

TERRY E. WAY
Director, Nebraska Service Center,
U.S.Citizenship and Immigration Services

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William C. Erb
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Defendant

EVELYN UPCHURCH
Director, Texas Service Center,
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LEAD ATTORNEY
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William C. Erb
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Defendant

PAUL NOVAK
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William C. Erb
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Defendant

JOHN ASHCROFT
Attorney General

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LEAD ATTORNEY
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William C. Erb
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ATTORNEY TO BE NOTICED

Defendant

UNITED STATES OF AMERICA

represented by **Karen L. Melnik**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marianela Peralta
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TERMINATED: 10/11/2005
ATTORNEY TO BE NOTICED

William C. Erb
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/22/2003	1	COMPLAINT against EDUARDO AGUIRRE JR., JOHN ASHCROFT, DONALD NEUFLED, PAUL NOVAK, TOM RIDGE, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES OF AMERICA, EVELYN UPCHURCH, TERRY E. WAY (Filing fee \$ 150.) , filed by MATHEW CHACKO, RAM K. GRANDHI, KRESNA HARTANDI, IMMIGRATIONPORTAL.COM, RAJAH KALIPATNAPU, RAJKUMAR KANDASAMY, KAZUOMI KASHII, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, VLADIMIR MOROZOV.(bcs,) (Entered: 12/30/2003)
12/22/2003	2	LCvR 7.1 - CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by ALL PLAINTIFFS (bcs,) (Entered: 12/30/2003)
12/22/2003		SUMMONS Issued (20)as to EDUARDO AGUIRRE JR. ; JOHN ASHCROFT ; DONALD NEUFLED ; PAUL NOVAK ; TOM RIDGE ; U.S. CITIZENSHIP AND IMMIGRATION SERVICES ; U.S. DEPARTMENT OF HOMELAND SECURITY ; UNITED STATES OF AMERICA ; EVELYN UPCHURCH ; TERRY E. WAY, U.S. Attorney and U.S. Attorney General; (Defendants served 2 times) (bcs,) (Entered: 12/30/2003)
12/31/2003	3	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to EDUARDO AGUIRRE JR. served on 12/23/2003, answer due 2/23/2004; TOM RIDGE served on 12/23/2003, answer due 2/23/2004; U.S. CITIZENSHIP AND IMMIGRATION SERVICES served on 12/23/2003, answer due 2/23/2004; U.S. DEPARTMENT OF HOMELAND SECURITY served on 12/23/2003, answer due 2/23/2004. (bcs,) (Entered: 01/09/2004)

12/31/2003	4	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the US Attorney served on 12/23/2003, answer due 2/23/2004 (bcs,) (Entered: 01/09/2004)
12/31/2003	5	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General (bcs,) (Entered: 01/09/2004)
01/06/2004		SUMMONS REISSUED(8) as to EDUARDO AGUIRRE JR. ; DONALD NEUFLED ; PAUL NOVAK ; TOM RIDGE ; U.S. CITIZENSHIP AND IMMIGRATION SERVICES ; U.S. DEPARTMENT OF HOMELAND SECURITY ; EVELYN UPCHURCH ; TERRY E. WAY (bcs,) (Entered: 01/07/2004)
01/30/2004	6	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to EDUARDO AGUIRRE JR. served on 1/2/2004, answer due 3/2/2004; DONALD NEUFLED served on 1/2/2004, answer due 3/2/2004; PAUL NOVAK served on 12/29/2003, answer due 2/27/2004; TOM RIDGE served on 12/30/2003, answer due 3/1/2004; U.S. CITIZENSHIP AND IMMIGRATION SERVICES served on 12/29/2003, answer due 2/27/2004; U.S. DEPARTMENT OF HOMELAND SECURITY served on 12/30/2003, answer due 3/1/2004; EVELYN UPCHURCH served on 12/30/2003, answer due 3/1/2004; TERRY E. WAY served on 1/5/2004, answer due 3/5/2004. (bcs,) (Entered: 02/03/2004)
01/30/2004	7	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to JOHN ASHCROFT. (bcs,) (Entered: 02/03/2004)
01/30/2004	8	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to UNITED STATES OF AMERICA served on 12/30/2003, answer due 3/1/2004., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the US Attorney served on 1/15/2004, answer due 3/15/2004 (bcs,) (Entered: 02/03/2004)
02/13/2004	9	Consent MOTION for Extension of Time to <i>Respond to Plaintiff's Complaint</i> by U.S. DEPARTMENT OF HOMELAND SECURITY. (Banks, Dorann) (Entered: 02/13/2004)
02/17/2004	10	ORDER granting 9 Motion for Extension of Time to respond to Complaint. Signed by Judge James Robertson on 02/17/04. (lcjr1,) (Entered: 02/17/2004)
03/10/2004	11	ENTERED IN ERROR.....MOTION to Certify Class by MATHEW CHACKO, RAM K. GRANDHI, KRESNA HARTANDI, IMMIGRATIONPORTAL.COM, RAJAH KALIPATNAPU, RAJKUMAR KANDASAMY, KAZUOMI KASHII, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, VLADIMIR MOROZOV. (Khanna, Rajiv) Modified on 3/11/2004 (bcs,). (Entered: 03/10/2004)
03/10/2004	12	MOTION to Certify Class by MATHEW CHACKO, RAM K. GRANDHI, KRESNA HARTANDI, IMMIGRATIONPORTAL.COM, RAJAH KALIPATNAPU, RAJKUMAR KANDASAMY, KAZUOMI KASHII, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, VLADIMIR MOROZOV. (Attachments: # 1 Text of Proposed Order # 2 Affidavit Affidavit of Counsel in Support of Class Certification)(Khanna, Rajiv) (Entered: 03/10/2004)

		03/10/2004)
03/11/2004		"NOTICE OF CORRECTED DOCKET ENTRY. Document No. 11 was entered in error and counsel has already refiled the motion to certify class with attachments." (bcs,) (Entered: 03/11/2004)
03/12/2004	13	NOTICE of Appearance by William C. Erb on behalf of all defendants (Erb, William) (Entered: 03/12/2004)
03/16/2004	14	First MOTION for Extension of Time to File Response/Reply <i>Defendants' Motion for an Extension of Time Within Which to Respond to Plaintiffs' Motion for Certification of Class Action</i> by EDUARDO AGUIRRE JR., JOHN ASHCROFT, DONALD NEUFLED, PAUL NOVAK, TOM RIDGE, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES OF AMERICA, EVELYN UPCHURCH, TERRY E. WAY. (Erb, William) (Entered: 03/16/2004)
03/17/2004		MINUTE ENTRY: Court grants defendants' motion for extension of time 14 to April 22, 2004 . Signed by Judge James Robertson on March 17, 2004. (MT) (Entered: 03/17/2004)
03/30/2004	15	<i>Defendants'</i> ANSWER to Complaint by UNITED STATES OF AMERICA. (Banks, Dorann) (Entered: 03/30/2004)
04/22/2004	16	Memorandum in opposition to motion re 12 <i>for Class Certification</i> filed by UNITED STATES OF AMERICA. (Attachments: # 1 Exhibit # 2 # 3 # 4 # 5 # 6)(Banks, Dorann) (Entered: 04/22/2004)
04/28/2004	17	REPLY to opposition to motion re 12 <i>PLAINTIFFS' MOTION FOR CERTIFICATION OF CLASS ACTION</i> filed by MATHEW CHACKO, RAM K. GRANDHI, KRESNA HARTANDI, IMMIGRATIONPORTAL.COM, RAJAH KALIPATNAPU, RAJKUMAR KANDASAMY, KAZUOMI KASHII, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, VLADIMIR MOROZOV. (Khanna, Rajiv) (Entered: 04/28/2004)
04/29/2004		Initial Scheduling Conference set for 5/14/2004 at 10:00 AM. The Court will also hear the motion on class certification. These hearings will go forward in courtroom 16 before Judge James Robertson. (dam,) (Entered: 04/29/2004)
05/07/2004	18	MEET AND CONFER STATEMENT. (Banks, Dorann) (Entered: 05/07/2004)
05/07/2004	19	MEET AND CONFER STATEMENT. (Khanna, Rajiv) (Entered: 05/07/2004)
05/13/2004		Initial Scheduling Conference and Motions Hearing on class certification re-set for 6/3/2004 04:45 PM in Courtroom 16 before Judge James Robertson. (dam,) (Entered: 05/13/2004)
06/03/2004		Motion Hearing held in reference to 12 MOTION to Certify Class. The motion is heard and taken under advisement. (Court Reporter Cathy Crump, Miller Reporting.) (dam,) (Entered: 06/15/2004)
09/01/2004	20	ATTORNEY APPEARANCE. (Peralta, Marianela) (Entered: 09/01/2004)
09/13/2004		Status Conference set for 9/24/2004 10:30 AM in Courtroom 16 before Judge James Robertson. (dam,) (Entered: 09/13/2004)

09/24/2004		Status Conference held. (Court Reporter Bryan Wayne.) (dam,) (Entered: 09/27/2004)
09/24/2004	21	NOTICE OF TRANSCRIPT FILED for dates 9/24/2003. (lc,) (Entered: 09/28/2004)
10/08/2004	22	SURREPLY to re 12 MOTION to Certify Class (<i>SUPPLEMENARY BRIEF</i>) filed by MATHEW CHACKO, RAM K. GRANDHI, KRESNA HARTANDI, IMMIGRATIONPORTAL.COM, RAJAH KALIPATNAPU, RAJKUMAR KANDASAMY, KAZUOMI KASHII, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, VLADIMIR MOROZOV. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F# 7 Exhibit G# 8 Exhibit H# 9 Exhibit I# 10 Exhibit J# 11 Exhibit K# 12 Exhibit L# 13 Exhibit M# 14 Exhibit N)(Khanna, Rajiv) (Entered: 10/08/2004)
10/08/2004	23	Memorandum in opposition to motion re 12 <i>Supplemental Memorandum In Opposition to Plaintiff's Motion for Class Certification</i> filed by EDUARDO AGUIRRE JR., JOHN ASHCROFT, DONALD NEUFLED, PAUL NOVAK, TOM RIDGE, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES OF AMERICA, EVELYN UPCHURCH, TERRY E. WAY. (Attachments: # 1 Exhibit # 2 Exhibit # 3 Exhibit # 4)(Peralta, Marianela) (Entered: 10/08/2004)
10/18/2004	24	STRICKEN PURSUANT TO COURT ORDER DATED 10/19/04.....REPLY to <i>Pls. 'Supp.Mem. for Class Cert.</i> filed by EDUARDO AGUIRRE JR., JOHN ASHCROFT, DONALD NEUFLED, PAUL NOVAK, TOM RIDGE, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES OF AMERICA, EVELYN UPCHURCH, TERRY E. WAY. (Erb, William) Modified on 3/11/2005 (adc,). (Entered: 10/18/2004)
10/19/2004	25	STRICKEN PURSUANT TO COURT ORDER DATED 10/19/05.....SURREPLY to re 12 MOTION to Certify Class <i>In Response to Defendants' Opposition to Supplementary</i> filed by MATHEW CHACKO, RAM K. GRANDHI, KRESNA HARTANDI, IMMIGRATIONPORTAL.COM, RAJAH KALIPATNAPU, RAJKUMAR KANDASAMY, KAZUOMI KASHII, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, VLADIMIR MOROZOV. (Attachments: # 1 Exhibit Reply Exhibit A# 2 Exhibit Reply Exhibit B# 3 Exhibit Reply Exhibit C# 4 Exhibit Reply Exhibit D)(Khanna, Rajiv) Modified on 3/11/2005 (adc,). (Entered: 10/19/2004)
10/19/2004	26	ORDER striking plaintiffs' supplemental memorandum 24 and striking plaintiffs' surreply 25 . Signed by Judge James Robertson on October 19, 2004. (MT) (Entered: 10/19/2004)
11/01/2004	27	STATUS REPORT <i>Defendants' Notice Regarding Status of Named Plaintiffs' Applications for Adjustment of Status</i> by EDUARDO AGUIRRE JR., JOHN ASHCROFT, DONALD NEUFLED, PAUL NOVAK, TOM RIDGE, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES OF AMERICA, EVELYN UPCHURCH, TERRY E. WAY. (Attachments: # 1 Exhibit Plaintiff Kompella's Approval Notice# 2 Exhibit Plaintiff Chacko's Approval Notice)(Peralta,

		Marianela) (Entered: 11/01/2004)
03/31/2005	28	ORDER denying plaintiffs' motion for certification of class action 12 . Signed by Judge James Robertson on March 31, 2005. (MT) (Entered: 03/31/2005)
10/11/2005	29	NOTICE of Appearance by Karen L. Melnik on behalf of all defendants (Melnik, Karen) (Entered: 10/11/2005)
11/23/2005	30	ORDER that plaintiffs submit a status report within 30 days of the date of this order. Signed by Judge James Robertson on November 23, 2005. (MT) (Entered: 11/23/2005)
11/30/2005	31	STATUS REPORT by IMMIGRATIONPORTAL.COM. (Khanna, Rajiv) (Entered: 11/30/2005)
11/08/2006	32	MEMORANDUM re: Order of March 31, 2005 28 . Signed by Judge James Robertson on November 8, 2006. (MT) (Entered: 11/08/2006)
01/29/2007	33	STIPULATION of Dismissal by KAZUOMI KASHII, VLADIMIR MOROZOV, MATHEW CHACKO, SAMRAHYA L. KOMPPELLA, SAVITA KRISHNAMURTHY, RAJAH KALIPATNAPU, IMMIGRATIONPORTAL.COM, RAM K. GRANDHI, KRESNA HARTANDI, RAJKUMAR KANDASAMY. (Khanna, Rajiv) (Entered: 01/29/2007)

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