

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-01546-TSC**

MUSLIM ADVOCATES et al v. UNITED STATES
DEPARTMENT OF STATE et al
Assigned to: Judge Tanya S. Chutkan
Cases: [1:17-cv-02080-TSC](#)
[1:20-cv-01143-TSC](#)

Cause: 05:552 Freedom of Information Act

Plaintiff

MUSLIM ADVOCATES

Date Filed: 06/28/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

represented by **Baher Azmy**
CENTER FOR CONSTITUTIONAL
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TERMINATED: 08/16/2019

Plaintiff

**CENTER FOR CONSTITUTIONAL
RIGHTS**

represented by **Baher Azmy**
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Diala Shamas
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PRO HAC VICE
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Johnathan James Smith
(See above for address)
TERMINATED: 02/01/2019

Nimra H. Azmi
(See above for address)
ATTORNEY TO BE NOTICED

Sirine Shebaya
(See above for address)
TERMINATED: 08/16/2019

V.

Defendant

**UNITED STATES DEPARTMENT OF
STATE**

represented by **Robert Aaron Caplen**
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TERMINATED: 03/09/2020

Defendant

**UNITED STATES DEPARTMENT OF
HOMELAND SECURITY**

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
(See above for address)
TERMINATED: 03/09/2020

Defendant

**UNITED STATES CUSTOMS AND
BORDER PROTECTION**

represented by **Robert Aaron Caplen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
(See above for address)
TERMINATED: 03/09/2020

Defendant

L. FRANCIS CISSNA

represented by **Robert Aaron Caplen**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
(See above for address)
TERMINATED: 03/09/2020

Date Filed	#	Docket Text
06/28/2018	<u>1</u>	CIVIL COVER SHEET filed by MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS. (Attachments: # <u>1</u> Statement of related case form)(Shebaya, Sirine). (Entered: 06/28/2018)
06/28/2018	<u>2</u>	COMPLAINT against ALL DEFENDANTS (Filing fee \$ 400 receipt number 0090-5560468) filed by MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS. (Shebaya, Sirine) (Entered: 06/28/2018)
06/28/2018	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE filed by MUSLIM ADVOCATES,CENTER FOR CONSTITUTIONAL RIGHTS .(Shebaya, Sirine) (Entered: 06/28/2018)
06/28/2018	<u>4</u>	ERRATA <i>Complaint with exhibits</i> by MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS . (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Exhibit Exhibit E)(Shebaya, Sirine) (Entered: 06/28/2018)
06/29/2018	<u>5</u>	NOTICE of Appearance by Sirine Shebaya on behalf of ALL PLAINTIFFS (Shebaya, Sirine) (Entered: 06/29/2018)
06/29/2018	<u>6</u>	NOTICE OF RELATED CASE by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. Case related to Case No. 17-cv-2080. (zmd) (Entered: 06/29/2018)
06/29/2018		Case Assigned to Judge Tanya S. Chutkan. (zmd) (Entered: 06/29/2018)
06/29/2018		SUMMONS Not Issued as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE, U.S. Attorney, U.S. Attorney General, (zmd) (Entered: 06/29/2018)
06/29/2018	<u>7</u>	REQUEST FOR SUMMONS TO ISSUE filed by MUSLIM ADVOCATES.(Shebaya, Sirine) (Entered: 06/29/2018)
07/09/2018	<u>8</u>	NOTICE of Appearance by Johnathan James Smith on behalf of All Plaintiffs (Smith, Johnathan) (Entered: 07/09/2018)
07/10/2018	<u>9</u>	SUMMONS (1) Reissued Electronically as to UNITED STATES DEPARTMENT OF STATE (ztd) (Entered: 07/10/2018)
07/11/2018	<u>10</u>	SUMMONS (5) Issued Electronically as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (ztd) (Entered: 07/11/2018)
07/13/2018	<u>11</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Nimra Azmi, :Firm- Muslim Advocates, :Address- PO Box 66408, Washington DC 20035. Phone No. - (202) 897-2622. Fax No. - (202) 508-1007 Filing fee \$ 100, receipt number 0090-5586438. Fee Status: Fee Paid. by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Shebaya, Sirine) (Entered: 07/13/2018)

07/14/2018	<u>12</u>	Corporate Disclosure Statement by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. (Shebaya, Sirine) (Entered: 07/14/2018)
07/18/2018		MINUTE ORDER: Granting in part and denying in part <u>11</u> Motion for Admission Pro Hac Vice. Attorney Nimra H. Azmi may be heard in open court on behalf Plaintiffs, but may not file papers in this court. See Local Civil Rule 83.2(c)(2) ("An attorney who engages in the practice of law from an office located in the District of Columbia must be a member of the District of Columbia Bar AND the Bar of this Court to file papers in this Court."). Signed by Judge Tanya S. Chutkan on 7/18/18. (DJS) (Entered: 07/18/2018)
07/23/2018	<u>13</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES served on 7/17/2018; UNITED STATES CUSTOMS AND BORDER PROTECTION served on 7/17/2018; UNITED STATES DEPARTMENT OF HOMELAND SECURITY served on 7/17/2018; UNITED STATES DEPARTMENT OF STATE served on 7/16/2018, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 7/16/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 7/16/2018. (Answer due for ALL FEDERAL DEFENDANTS by 8/15/2018.) (Shebaya, Sirine) (Entered: 07/23/2018)
08/14/2018	<u>14</u>	NOTICE of Appearance by William Mark Nebeker on behalf of All Defendants (Nebeker, William) (Entered: 08/14/2018)
08/14/2018	<u>15</u>	MOTION for Extension of Time to File Answer by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 08/14/2018)
08/15/2018	<u>16</u>	RESPONSE re <u>15</u> MOTION for Extension of Time to File Answer filed by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. (Shebaya, Sirine) (Entered: 08/15/2018)
08/17/2018		MINUTE ORDER: Granting Motion <u>15</u> for Extension of Time to Answer. Defendants shall answer or otherwise respond to the complaint by September 5, 2018. Future requests for the extension of any deadline by any party (or the parties jointly) must be made at least 48 hours prior to expiration of the deadline. Signed by Judge Tanya S. Chutkan on 8/17/18. (DJS) (Entered: 08/17/2018)
08/17/2018		Set/Reset Deadlines: Answer due by 9/5/2018. (tb) (Entered: 08/17/2018)
08/22/2018	<u>17</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Baher Azmy, :Firm– Center for Constitutional Rights, :Address– 666 Broadway, 7th Floor, New York, NY 10012. Phone No. – 212–614–6427. Fax No. – 212–614–6422 Filing fee \$ 100, receipt number 0090–5653118. Fee Status: Fee Paid. by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Attachments: # <u>1</u> Declaration of Baher Azmy, # <u>2</u> Text of Proposed Order)(Smith, Johnathan) (Entered: 08/22/2018)
08/22/2018	<u>18</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Diala Shamas, :Firm– Center for Constitutional Rights, :Address– 666 Broadway, 7th Floor, New York, NY 10012. Phone No. – 212–614–6426. Fax No. – 212–614–6422 Filing fee \$ 100, receipt number 0090–5653192. Fee Status: Fee Paid. by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Attachments: # <u>1</u> Declaration of Diala Shamas, # <u>2</u> Text of Proposed Order)(Smith, Johnathan) (Entered: 08/22/2018)
08/22/2018	<u>19</u>	NOTICE of Change of Address by Johnathan James Smith (Smith, Johnathan) (Entered: 08/22/2018)
08/24/2018		MINUTE ORDER: Granting <u>17</u> <u>18</u> Motions for Leave to Appear Pro Hac Vice. Baher Azmy and Diala Shamas are hereby admitted pro hac vice to appear in this matter on behalf of Plaintiffs. Signed by Judge Tanya S. Chutkan on 8/24/18. (DJS) (Entered: 08/24/2018)

09/05/2018	<u>20</u>	ANSWER to Complaint by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE.(Nebeker, William) (Entered: 09/05/2018)
10/24/2018		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. IT IS HEREBY ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address the status of Plaintiffs' FOIA request, the anticipated number of documents responsive to Plaintiffs' FOIA request, the anticipated date(s) for release of the documents requested by Plaintiffs, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues and that contains a proposed schedule and proposed order by 11/19/18. Signed by Judge Tanya S. Chutkan on 10/24/18. (DJS) (Entered: 10/24/2018)
10/25/2018		Set/Reset Deadlines: Joint Status Report due by 11/19/2018. (tb) (Entered: 10/25/2018)
11/19/2018	<u>21</u>	Joint STATUS REPORT by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. (Shebaya, Sirine) (Entered: 11/19/2018)
11/28/2018		MINUTE ORDER: Having considered the parties' Joint Status Report <u>21</u> , it is hereby ordered that the parties shall file another joint report by 12/20/18. The report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 11/28/18. (DJS) (Entered: 11/28/2018)
11/28/2018		Set/Reset Deadlines: Joint Status Report due by 12/20/2018. (tb) (Entered: 11/28/2018)
11/28/2018		Set/Reset Deadlines: Joint Status Report due by 12/20/2018. (tb) (Entered: 11/28/2018)
12/18/2018	<u>22</u>	Joint MOTION for Extension of Time to <i>file Second Joint Status Report</i> by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Attachments: # <u>1</u> Text of Proposed Order)(Smith, Johnathan) (Entered: 12/18/2018)
12/19/2018		MINUTE ORDER: Granting <u>22</u> Joint Motion for Extension of Deadlines. Joint Status Report and proposed order due January 22, 2019. Signed by Judge Tanya S. Chutkan on 12/19/18. (DJS) (Entered: 12/19/2018)
12/19/2018		Set/Reset Deadlines: Joint Status Report due by 1/22/2019. (tb) (Entered: 12/19/2018)
01/22/2019	<u>23</u>	Unopposed MOTION to Stay (<i>Defendants' Unopposed Motion to Stay Proceedings in Light of Lapse in Appropriations</i>) by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 01/22/2019)
01/22/2019		MINUTE ORDER: Granting <u>23</u> Motion to Stay. All deadlines are hereby STAYED. Within fourteen days of Congress appropriating funds for the Justice Department, the parties shall file a joint status report containing proposed deadlines for further proceedings in this case. The joint report shall include a proposed order. Signed by Judge Tanya S. Chutkan on 1/22/19. (DJS) (Entered: 01/22/2019)
02/01/2019	<u>24</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS. Attorney Johnathan James Smith terminated. (Smith, Johnathan) . (Entered: 02/01/2019)
02/11/2019	<u>25</u>	Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 02/11/2019)

02/26/2019		MINUTE ORDER: Having considered the parties' joint status report, it is hereby ordered that the parties shall file another joint status report by 3/11/19 and every 60 days thereafter. To the extent the parties propose a production schedule and/or briefing schedule, the status report shall include a proposed order. Signed by Judge Tanya S. Chutkan on 2/26/19.(DJS) (Entered: 02/26/2019)
02/27/2019		Set/Reset Deadlines: Joint Status Report due by 3/11/2019. (tb) (Entered: 02/27/2019)
03/11/2019	<u>26</u>	Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 03/11/2019)
05/10/2019	<u>27</u>	Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 05/10/2019)
07/09/2019	<u>28</u>	Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 07/09/2019)
08/16/2019	<u>29</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to MUSLIM ADVOCATES. Attorney Sirine Shebaya terminated. (Shebaya, Sirine) (Entered: 08/16/2019)
09/09/2019	<u>30</u>	Joint STATUS REPORT by MUSLIM ADVOCATES. (Azmi, Nimra) (Entered: 09/09/2019)
11/08/2019	<u>31</u>	Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 11/08/2019)
01/08/2020	<u>32</u>	Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 01/08/2020)
03/09/2020	<u>33</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Robert Aaron Caplen on behalf of All Defendants Substituting for attorney W. Mark Nebeker (Caplen, Robert) (Entered: 03/09/2020)
03/09/2020	<u>34</u>	Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 03/09/2020)
03/30/2020	<u>35</u>	Unopposed MOTION to Stay by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Declaration of Eric F. Stein, # <u>2</u> Text of Proposed Order)(Caplen, Robert) (Entered: 03/30/2020)
03/31/2020		MINUTE ORDER: Granting <u>35</u> Unopposed Motion to Stay. This action is hereby STAYED pending further order of the court. Defendant shall file a status report by April 28, 2020, and every thirty (30) days thereafter advising the Court whether operations have resumed, except that to the extent operations have resumed, the report shall be filed jointly and shall be accompanied by jointly proposed schedule, as well as a proposed order for moving forward with this case. Signed by Judge Tanya S. Chutkan on 3/31/2020. (DJS) (Entered: 03/31/2020)
03/31/2020		Set/Reset Deadlines: Defendant's status report due by 4/28/2020. (tb) (Entered: 03/31/2020)
04/28/2020	<u>36</u>	STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 04/28/2020)