

**U.S. District Court
Northern District of Georgia (Atlanta)
CIVIL DOCKET FOR CASE #: 1:17-cv-01670-MHC**

Colotl Coyotl v. Kelly et al
Assigned to: Judge Mark H. Cohen
Cause: 05:702 Administrative Procedure Act

Date Filed: 05/09/2017
Date Terminated: 05/25/2018
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures Act/Review or
Appeal of Agency Decision
Jurisdiction: U.S. Government Defendant

Plaintiff

Jessica M. Colotl Coyotl

represented by **Charles H. Kuck**
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V.

Defendant

John F. Kelly
Secretary, Department of Homeland Security
TERMINATED: 10/26/2017

represented by **James Walker**
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Defendant

Mark J. Hazuda
Director, Nebraska Service Center, U.S.
Citizenship and Immigration Services

represented by **James Walker**
(See above for address)
ATTORNEY TO BE NOTICED

Jeffrey S. Robins
(See above for address)
ATTORNEY TO BE NOTICED

Sheetul Sheth Wall
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Lori Scialabba
*Acting Director, U.S. Citizenship and
Immigration Services*
TERMINATED: 05/18/2017

represented by **James Walker**
(See above for address)
ATTORNEY TO BE NOTICED

Sheetul Sheth Wall
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Alfie Owens
*Chief Counsel, Atlanta Office of Principal
Legal Advisor, U.S. Immigration and
Customs Enforcement*
TERMINATED: 05/18/2017

represented by **James Walker**
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ATTORNEY TO BE NOTICED

Defendant

Sirce Owen
*Deputy Chief Counsel, Atlanta Office of
Principal Legal Advisor, U.S.
Immigration and Customs Enforcement*
TERMINATED: 05/18/2017

represented by **James Walker**
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Sheetul Sheth Wall
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ATTORNEY TO BE NOTICED

Defendant

James McCament
*Acting Director, U.S. Citizenship and
Immigration Services*
TERMINATED: 10/26/2017

represented by **James Walker**
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ATTORNEY TO BE NOTICED

Jeffrey S. Robins
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ATTORNEY TO BE NOTICED

Sheetul Sheth Wall
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Defendant

Thomas D. Homan
*Acting Director, U.S. Immigration and
Customs Enforcement*

represented by **James Walker**
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Jeffrey S. Robins
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Defendant

Sean W. Gallagher
*Atlanta Field Office Director, U.S.
Immigration and Customs Enforcement*

represented by **James Walker**
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Jeffrey S. Robins
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Sheetul Sheth Wall

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ATTORNEY TO BE NOTICED

Defendant

Elaine C. Duke
Secretary, Department of Homeland
Security

represented by **Jeffrey S. Robins**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

L. Francis Cissna
Director, U.S. Citizenship and
Immigration Services

represented by **Jeffrey S. Robins**
(See above for address)
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 05/09/2017 | <u>1</u> | COMPLAINT filed by Jessica M. Colotl Coyotl. (Filing fee \$ 400 receipt number 113E-7136348.) (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A, # <u>3</u> Exhibit A2, # <u>4</u> Exhibit A3, # <u>5</u> Exhibit A4, # <u>6</u> Exhibit A5, # <u>7</u> Exhibit B, # <u>8</u> Exhibit C, # <u>9</u> Exhibit D, # <u>10</u> Exhibit E, # <u>11</u> Exhibit F, # <u>12</u> Exhibit G, # <u>13</u> Exhibit H)(jpa) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions which includes the Consent To Proceed Before U.S. Magistrate form. Modified on 5/25/2017. Exhibits restricted to due confidential information. Atty to file a notice with redacted exhibits. (jtj) (Entered: 05/10/2017) |
| 05/10/2017 | <u>2</u> | Summons Issued as to Alfie Owens. (jpa) (Additional attachment(s) added on 5/10/2017: # <u>1</u> Corrected Summons) (jpa). (Entered: 05/10/2017) |
| 05/10/2017 | <u>3</u> | Summons Issued as to John F. Kelly. (jpa) (Additional attachment(s) added on 5/10/2017: # <u>1</u> Corrected Summons) (jpa). (Entered: 05/10/2017) |
| 05/10/2017 | <u>4</u> | Summons Issued as to Lori Scialabba. (jpa) (Additional attachment(s) added on 5/10/2017: # <u>1</u> Corrected Summons) (jpa). (Entered: 05/10/2017) |
| 05/10/2017 | <u>5</u> | Summons Issued as to Sirce Owen, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Attorney General, # <u>2</u> U.S. Attorney)(jpa) (Additional attachment(s) added on 5/10/2017: # <u>3</u> Sirce Corrected Summons, # <u>4</u> U.S. Attorney Corrected Summons, # <u>5</u> Attorney General Corrected Summons) (jpa). (Entered: 05/10/2017) |
| 05/10/2017 | <u>6</u> | Summons Issued as to Mark J. Hazuda. (jpa) (Additional attachment(s) added on 5/10/2017: # <u>1</u> Corrected Summons) (jpa). (Entered: 05/10/2017) |
| 05/10/2017 | <u>7</u> | STANDING ORDER regarding civil litigation. Signed by Judge Mark H. Cohen on 5/10/17. (jpa) (Entered: 05/10/2017) |
| 05/18/2017 | <u>8</u> | First AMENDED COMPLAINT for Declaratory and Injunctive Relief against Mark J. Hazuda, John F. Kelly, James McCament, Thomas D. Homan, Sean W. Gallagher, filed by Jessica M. Colotl Coyotl.(Claffey, Danielle) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions which includes the Consent To Proceed Before U.S. Magistrate form. (Entered: 05/18/2017) |
| 05/18/2017 | | *** Party Lori Scialabba (Acting Director, U.S. Citizenship and Immigration Services), Sirce Owen (Deputy Chief Counsel, Atlanta Office of Principal Legal Advisor, U.S. Immigration and Customs Enforcement) and Alfie Owens (Chief Counsel, Atlanta Office of Principal Legal Advisor, U.S. Immigration and Customs Enforcement) terminated. (jpa) (Entered: 05/22/2017) |
| 05/22/2017 | <u>9</u> | APPLICATION for Admission of Katrina L. Eiland Pro Hac Vice (Application fee \$ 150, receipt number 113E-7161371)by Jessica M. Colotl Coyotl. (Claffey, Danielle) (Entered: 05/22/2017) |
| 05/22/2017 | <u>10</u> | PROPOSED SUMMONS filed by Jessica M. Colotl Coyotl on James McCament (Claffey, Danielle) (Entered: 05/22/2017) |
| 05/22/2017 | <u>11</u> | PROPOSED SUMMONS filed by Jessica M. Colotl Coyotl on Sean W. Gallagher (Claffey, Danielle) (Entered: 05/22/2017) |

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| 05/22/2017 | <u>12</u> | PROPOSED SUMMONS filed by Jessica M. Colotl Coyotl <i>on Thomas D. Homan</i> (Claffey, Danielle) (Entered: 05/22/2017) |
| 05/23/2017 | <u>13</u> | Electronic Summons Issued as to Sean W. Gallagher, Thomas D. Homan, James McCament. (Attachments: # <u>1</u> Homan summons, # <u>2</u> McCament summons)(jpa) (Entered: 05/23/2017) |
| 05/23/2017 | <u>14</u> | First MOTION for Temporary Restraining Order and/or Preliminary Injunction and REQUEST to Waive the Usual Procedures IMMEDIATE HEARING REQUESTED with Brief In Support by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Brief Memorandum of Law, # <u>2</u> Affidavit Colotl Declaration, # <u>3</u> Affidavit Kuck Declaration, # <u>4</u> Exhibit Ex 1: Consent Order Dismissing Charges, # <u>5</u> Exhibit Ex 2: Criminal Docket, # <u>6</u> Exhibit Ex 3: Dead Docket Notice, # <u>7</u> Exhibit Ex 4: Plea and Arraignment, # <u>8</u> Exhibit Ex 5: Velez Letter of Recommendation, # <u>9</u> Exhibit Ex 6: Figueroa Letter in Support, # <u>10</u> Exhibit Ex 7: Silva Letter in Support, # <u>11</u> Exhibit Ex 8: BIA Decision and Order, # <u>12</u> Exhibit Ex 9: DHS Supplemental Brief in Immigration Court, # <u>13</u> Exhibit Ex 10: DHS Second Supplemental Brief in Immigration Court, # <u>14</u> Exhibit Ex 11: Napolitano Memorandum, # <u>15</u> Exhibit Ex 12: Kelly Memorandum, # <u>16</u> Exhibit Ex 13: DHS Q & A, # <u>17</u> Exhibit Ex 14: DACA Standard Operating Procedures Excerpts, # <u>18</u> Exhibit Ex 15: President Obama Remarks, # <u>19</u> Exhibit Ex 16: President Trump DACA Remarks Politico Article, # <u>20</u> Exhibit Ex 17: USCIS DACA FAQ, # <u>21</u> Exhibit Ex 18: President Trump DACA Remarks Time Article, # <u>22</u> Exhibit Ex 19: President Trump DACA Remarks New York Times Article, # <u>23</u> Exhibit Ex 20: President Trump DACA Remarks ABC News Article, # <u>24</u> Exhibit Ex 21: President Trump DACA Remarks AP Article, # <u>25</u> Exhibit Ex 22: 2012 DACA Application, # <u>26</u> Exhibit Ex 23: 2015 DACA Renewal Application, # <u>27</u> Exhibit Ex 24: 2016 DACA Renewal Application, # <u>28</u> Exhibit Ex 25: AP Article about Ms. Colotl, # <u>29</u> Exhibit Ex 26: Atlanta Journal-Constitution Article about Ms. Colotl, # <u>30</u> Exhibit Ex 27: NPR Morning Edition Article about Ms. Colotl, # <u>31</u> Exhibit Ex 28: WXIA Article about Ms. Colotl, # <u>32</u> Exhibit Ex 29: New York Times Article about Ms. Colotl, # <u>33</u> Text of Proposed Order Proposed Order)(Kuck, Charles) . Added MOTION for Preliminary Injunction, MOTION on 5/23/2017 (jpa). (Entered: 05/23/2017) |
| 05/23/2017 | | Notification of Docket Correction re <u>14</u> First MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> IMMEDIATE HEARING REQUESTED MOTION for Preliminary Injunction. Three part motion docketed as one. Added Motion for Preliminary Injunction and Motion to Waive the Usual Procedures. (jpa) (Entered: 05/23/2017) |
| 05/23/2017 | <u>15</u> | APPLICATION for Admission of Jennifer Chang Newell Pro Hac Vice (Application fee \$ 150, receipt number 113E-7164783)by Jessica M. Colotl Coyotl. (Claffey, Danielle) (Entered: 05/23/2017) |
| 05/24/2017 | <u>16</u> | NOTICE of Appearance by Jeffrey S. Robins on behalf of Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament (Robins, Jeffrey) (Entered: 05/24/2017) |
| 05/25/2017 | | MINUTE ORDER re <u>14</u> MOTION for Temporary Restraining Order. The Court orders the Defendants to file a response brief on 5/31/17. Plaintiff shall file a reply brief on 6/5/17. Hearing on the motion for temporary restraining order is set on 6/8/17 at 10:00 AM in courtroom 1905 by CRD by direction of the Court. Approved by Judge Mark H. Cohen on 5/25/17. (jgs) (Entered: 05/25/2017) |
| 05/26/2017 | <u>17</u> | NOTICE Of Filing Redacted Exhibits to Complaint by Jessica M. Colotl Coyotl re <u>1</u> Complaint,, <i>Redacted Exhibits</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Kuck, Charles) (Entered: 05/26/2017) |
| 05/31/2017 | | NOTICE of Hearing on Motion re: <u>14</u> First MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> IMMEDIATE HEARING REQUESTED MOTION for Preliminary Injunction Motion Hearing set for 6/8/2017 at 10:00 AM in ATLA Courtroom 1905 before Judge Mark H. Cohen. (jgs) (Entered: 05/31/2017) |
| 05/31/2017 | <u>18</u> | RESPONSE in Opposition re <u>14</u> First MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> IMMEDIATE HEARING REQUESTED MOTION for Preliminary Injunction filed by Sean W. Gallagher, Mark J. Hazuda, Thomas D. |

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| | | Homan, John F. Kelly, James McCament. (Attachments: # <u>1</u> Declaration in Support of Exhibits, # <u>2</u> All Exhibits)(Robins, Jeffrey) (Entered: 05/31/2017) |
| 06/05/2017 | <u>19</u> | REPLY to Response to Motion re <u>14</u> First MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> IMMEDIATE HEARING REQUESTED MOTION for Preliminary Injunction <i>Reply</i> filed by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Affidavit Declaration of Charles H. Kuck, # <u>2</u> Exhibit Screenshot of DHS Website, # <u>3</u> Exhibit ICE Statement)(Kuck, Charles) (Entered: 06/05/2017) |
| 06/06/2017 | <u>20</u> | NOTICE of Appearance by Sheetul Sheth Wall on behalf of Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba (Wall, Sheetul) (Entered: 06/06/2017) |
| 06/08/2017 | <u>21</u> | Minute Entry for proceedings held before Judge Mark H. Cohen: Motion Hearing held on 6/8/2017 re <u>14</u> First MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> IMMEDIATE HEARING REQUESTED MOTION for Preliminary Injunction filed by Jessica M. Colotl Coyotl. The Court heard from counsel and took the matter under advisement. The Defendant shall provide any applicable SOP sections not presently in the record by end of business today. The Court will take the matter under advisement and issue a ruling next week. (Court Reporter Judith Wolff)(jpa) (Entered: 06/08/2017) |
| 06/08/2017 | <u>22</u> | ORDER directing the Clerk to unseal the documents and make the case filings to the public through PACER. Signed by Judge Mark H. Cohen on 6/8/17. (jpa) Modified on 6/13/2017 in order to correct typo (anc). (Entered: 06/08/2017) |
| 06/08/2017 | <u>23</u> | NOTICE of Appearance by James Walker on behalf of Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba (Attachments: # <u>1</u> Certificate of Service)(Walker, James) (Entered: 06/08/2017) |
| 06/08/2017 | <u>24</u> | PROVISIONALLY SEALED NOTICE Of Filing Additional exhibits per Courts Minute Entry by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba (Attachments: # <u>1</u> Exhibit Additional exhibits)(Walker, James) (Entered: 06/08/2017) |
| 06/08/2017 | <u>25</u> | MOTION for Leave to File Matters Under Seal re: <u>24</u> Notice of Filing, <i>Additional Exhibits</i> with Brief In Support by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba. (Walker, James) (Entered: 06/08/2017) |
| 06/09/2017 | <u>26</u> | RESPONSE re <u>24</u> Notice of Filing, <i>of Supplemental Exhibits</i> filed by Jessica M. Colotl Coyotl. (Kuck, Charles) (Entered: 06/09/2017) |
| 06/12/2017 | | Submission of <u>14</u> First MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> IMMEDIATE HEARING REQUESTED MOTION for Preliminary Injunction, submitted to District Judge Mark H. Cohen. (jpa) (Entered: 06/12/2017) |
| 06/12/2017 | <u>27</u> | DOCUMENT FILED IN ERROR TRANSCRIPT of Proceedings held on 6/8/17 (Emergency Motion For TRO), before Judge Mark H. Cohen. Court Reporter/Transcriber Judith M. Wolff, Telephone number 404-215-1317. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/3/2017. Redacted Transcript Deadline set for 7/13/2017. Release of Transcript Restriction set for 9/11/2017. (Attachments: # <u>1</u> Notice of Filing Transcript) (pjm) Modified on 6/13/2017 (jpa). (Entered: 06/12/2017) |
| 06/12/2017 | <u>28</u> | ORDER granting in part the <u>14</u> Motion for TRO and/or for a Preliminary Injunction. It is hereby ORDERED that USCIS's decision to terminate Plaintiff's status under the Deferred Action for Childhood Arrivals program memorialized in the May 3, 2017, Termination Notice is preliminarily enjoined. This preliminary injunction also applies to enjoin Defendants' termination of Plaintiff's employment authorization, which was included as a portion of the May 3, 2017, Termination Notice. It is further ORDERED that USCIS's decision to deny Plaintiff's renewal application for DACA status memorialized in the May 8, 2017, Decision is preliminarily enjoined. It is further ORDERED that Defendants shall reconsider the termination of Plaintiff's DACA |

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| | | status and re-adjudicate Plaintiffs renewal application in a manner consistent with the Department of Homeland Security's Standard Operating Procedures and this Order. It is further ORDERED that Plaintiff's DACA status, including her employment authorization, is reinstated pending Defendants' re-adjudication of Plaintiff's renewal application and reconsideration of the termination of Plaintiff's DACA status. This Order shall remain effective until further Order from this Court, which will issue only after Defendants have submitted sufficient proof that they have followed all relevant standard operating procedures regarding the adjudication of Plaintiff's renewal application and any termination of Plaintiff's DACA status. Signed by Judge Mark H. Cohen on 6/12/17. (jpa) (Entered: 06/12/2017) |
| 06/12/2017 | <u>29</u> | TRANSCRIPT of Proceedings held on 6/8/17 (Emergency Motion for TRO), before Judge Mark H. Cohen. Court Reporter/Transcriber Judith M. Wolff, Telephone number 404-215-1317. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/3/2017. Redacted Transcript Deadline set for 7/13/2017. Release of Transcript Restriction set for 9/11/2017. (Attachments: # <u>1</u> Notice of Filing) (jpa) (Entered: 06/13/2017) |
| 06/13/2017 | | APPROVAL by Clerks Office re: <u>9</u> APPLICATION for Admission of Katrina L. Eiland Pro Hac Vice (Application fee \$ 150, receipt number 113E-7161371). Attorney Katrina L. Eiland added appearing on behalf of Jessica M. Colotl Coyotl (pmb) (Entered: 06/13/2017) |
| 06/13/2017 | | APPROVAL by Clerks Office re: <u>15</u> APPLICATION for Admission of Jennifer Chang Newell Pro Hac Vice (Application fee \$ 150, receipt number 113E-7164783). Attorney Jennifer Chang Newell added appearing on behalf of Jessica M. Colotl Coyotl (pmb) (Entered: 06/13/2017) |
| 06/13/2017 | | MINUTE ORDER granting [<u>9</u> & <u>15</u>] Applications for Admission Pro Hac Vice for Katrina L. Eiland and Jennifer Chang Newell by CRD by direction of the Court. Approved by Judge Mark H. Cohen on 6/13/17. (jgs) (Entered: 06/13/2017) |
| 06/20/2017 | <u>30</u> | NOTICE Of Filing Additional exhibits per Courts Minute Entry by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba (Attachments: # <u>1</u> Exhibit F - DACA SOP, # <u>2</u> Exhibit G - Appx D, # <u>3</u> Exhibit H - Appx E, # <u>4</u> Exhibit I - Appx F, # <u>5</u> Exhibit J - Appx J, # <u>6</u> Exhibit K - FAQ)(Walker, James) (Entered: 06/20/2017) |
| 06/20/2017 | <u>31</u> | SEALED NOTICE Of Filing Partially sealing additional exhibits to comply with Courts Minute Entry by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba re <u>30</u> Notice of Filing, (Attachments: # <u>1</u> Exhibit F - DACA SOP, # <u>2</u> Exhibit K - FAQ)(Walker, James) Modified on 6/21/2017 (jpa). (Entered: 06/20/2017) |
| 06/20/2017 | <u>32</u> | MOTION for Leave to File Matters Under Seal re: <u>31</u> Notice of Filing, with Brief In Support by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba. (Attachments: # <u>1</u> Brief in support, # <u>2</u> Text of Proposed Order to seal exhibits)(Walker, James) (Entered: 06/20/2017) |
| 06/21/2017 | <u>33</u> | ORDER granting <u>32</u> Motion for Leave to File Matters Under Seal. It is further ordered that the <u>25</u> Motion for Leave to File Matters Under Seal is withdrawn. To the extent any documents associated with the previously filed motion to seal were provisionally sealed, those documents shall remain sealed. Signed by Judge Mark H. Cohen on 6/21/17. (jpa) (Entered: 06/21/2017) |
| 06/23/2017 | <u>34</u> | MOTION for Reconsideration re <u>28</u> Order on Motion for TRO, Order on Motion for Preliminary Injunction, Order on Motion for Miscellaneous Relief, with Brief In Support by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2)(Robins, Jeffrey) Modified on 6/26/2017 to edit text (jpa). (Entered: 06/23/2017) |
| 06/26/2017 | <u>35</u> | MOTION for Extension of Time File Response re: <u>34</u> MOTION for Reconsideration re <u>28</u> Order on Motion for TRO, Order on Motion for Preliminary Injunction, Order on |

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| | | Motion for Miscellaneous Relief, with Brief In Support by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Text of Proposed Order)(Eiland, Katrina) Modified on 6/27/2017 to edit text (jpa). (Entered: 06/26/2017) |
| 06/27/2017 | <u>36</u> | ORDER granting <u>35</u> Motion for Extension of Time through 7/14/17 for Plaintiff to file a response to the <u>34</u> MOTION for Reconsideration. Signed by Judge Mark H. Cohen on 6/27/17. (jpa) (Entered: 06/28/2017) |
| 07/10/2017 | <u>37</u> | NOTICE of Appearance by Sean Young on behalf of Jessica M. Colotl Coyotl (Attachments: # <u>1</u> Certificate of Service)(Young, Sean) (Entered: 07/10/2017) |
| 07/14/2017 | <u>38</u> | RESPONSE in Opposition re <u>34</u> MOTION for Reconsideration re <u>28</u> Order on Motion for TRO, Order on Motion for Preliminary Injunction, Order on Motion for Miscellaneous Relief,,,,,,,,,,,,, filed by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Affidavit Declaration of Katrina E. Eiland)(Eiland, Katrina) (Entered: 07/14/2017) |
| 07/24/2017 | <u>39</u> | REPLY to Response to Motion re <u>34</u> MOTION for Reconsideration re <u>28</u> Order on Motion for TRO, Order on Motion for Preliminary Injunction, Order on Motion for Miscellaneous Relief,,,,,,,,,,,,, filed by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament. (Robins, Jeffrey) (Entered: 07/24/2017) |
| 07/24/2017 | <u>40</u> | Consent MOTION for Extension of Time to File Answer re <u>8</u> Amended Complaint, by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament. (Attachments: # <u>1</u> Text of Proposed Order)(Robins, Jeffrey) (Entered: 07/24/2017) |
| 07/25/2017 | <u>41</u> | ORDER granting <u>40</u> Motion for Extension of Time to Answer; Defendants' Answers to the amended complaint due 8/14/2017. Signed by Judge Mark H. Cohen on 7/25/17. (jpa) (Entered: 07/25/2017) |
| 07/28/2017 | <u>42</u> | Request for Leave of Absence for the following date(s): 8/7/17, 8/8/17, 8/9/17, 8/10/17, 8/11/17, by Jeffrey S. Robins. (Robins, Jeffrey) (Entered: 07/28/2017) |
| 07/31/2017 | <u>43</u> | ORDER denying <u>34</u> Motion for Reconsideration. Signed by Judge Mark H. Cohen on 7/31/17. (jpa) (Entered: 07/31/2017) |
| 08/14/2017 | <u>44</u> | MOTION to Stay <i>Proceedings Pending Further Administrative Action</i> with Brief In Support by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament. (Attachments: # <u>1</u> Exhibit Declaration of Neil M. Jacobson, # <u>2</u> Text of Proposed Order)(Robins, Jeffrey) (Entered: 08/14/2017) |
| 08/15/2017 | <u>45</u> | ORDER that Plaintiff shall file a response to the <u>44</u> MOTION to Stay on or before 8/18/17. Signed by Judge Mark H. Cohen on 8/15/17. (jpa) (Entered: 08/15/2017) |
| 08/17/2017 | <u>46</u> | RESPONSE re <u>44</u> MOTION to Stay <i>Proceedings Pending Further Administrative Action</i> filed by Jessica M. Colotl Coyotl. (Eiland, Katrina) (Entered: 08/17/2017) |
| 08/21/2017 | | Submission of <u>44</u> MOTION to Stay <i>Proceedings Pending Further Administrative Action</i> , submitted to District Judge Mark H. Cohen. (jpa) (Entered: 08/21/2017) |
| 08/21/2017 | <u>47</u> | ORDER granting in part the <u>44</u> Motion to Stay. Defendants' responsive pleading to Plaintiff's Amended Complaint is extended through and including October 2, 2017. Signed by Judge Mark H. Cohen on 8/21/17. (jpa) (Entered: 08/21/2017) |
| 08/21/2017 | | Set Deadlines/Hearings: Defendants' answers due 10/2/2017. (jpa) (Entered: 08/21/2017) |
| 10/02/2017 | <u>48</u> | MOTION for Extension of Time to File Answer with Brief In Support by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament, Sirce Owen, Alfie Owens, Lori Scialabba. (Attachments: # <u>1</u> Text of Proposed Order Proposed order granting extension of time)(Walker, James) (Entered: 10/02/2017) |
| 10/16/2017 | <u>49</u> | ORDER GRANTING <u>48</u> Motion for Extension of Time to Answer. Defendants' Answer due 10/30/2017. Signed by Judge Mark H. Cohen on 10/16/17. (bnw) (Entered: 10/16/2017) |
| 10/25/2017 | <u>50</u> | NOTICE by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament re <u>28</u> Order on Motion for TRO,,,,,, Order on Motion for Preliminary Injunction,,,,,, Order on Motion for Miscellaneous Relief,,,,,, |

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| | | (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Robins, Jeffrey) (Entered: 10/25/2017) |
| 10/25/2017 | <u>51</u> | Emergency MOTION to Dismiss <i>Amended Complaint</i> , Emergency MOTION for Order <i>Dissolving Preliminary Relief</i> with Brief In Support by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament. (Attachments: # <u>1</u> Brief Memorandum in Support)(Robins, Jeffrey) (Entered: 10/25/2017) |
| 10/26/2017 | <u>52</u> | APPLICATION for Admission of David Hausman Pro Hac Vice (Application fee \$ 150, receipt number 113E-7469876)by Jessica M. Colotl Coyotl. (Claffey, Danielle) (Entered: 10/26/2017) |
| 10/26/2017 | <u>53</u> | Second AMENDED COMPLAINT against All Defendants, filed by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Exhibit Plaintiffs Response to Defendants Notice of Intent to Deny)(Eiland, Katrina) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions which includes the Consent To Proceed Before U.S. Magistrate form. (Entered: 10/26/2017) |
| 10/26/2017 | <u>54</u> | ORDER: It is hereby ORDERED that Plaintiff file a response to Defendants' October 25, 2017, filings no later than November 1, 2017, and that Defendants file any reply to such response no later than November 6, 2017. <u>51</u> Emergency Motion to Dismiss Plaintiffs Amended Complaint or, in the Alternative, Dissolve Preliminary Relief Hearing is set for 11/9/2017 at 01:30 PM in ATLA Courtroom 1905 before Judge Mark H. Cohen . As stated in this Court's June 12, 2017, Order, Plaintiff's DACA and employment authorization shall remain in effect until such time as this Court issues a ruling on Defendants' Emergency Motion. See Order for more details. Signed by Judge Mark H. Cohen on 10/26/17. (bnw) (Entered: 10/26/2017) |
| 10/26/2017 | <u>55</u> | RESPONSE re <u>50</u> Notice (Other), <i>Notice of Compliance</i> filed by Jessica M. Colotl Coyotl. (Eiland, Katrina) (Entered: 10/26/2017) |
| 11/01/2017 | <u>56</u> | Second MOTION for Preliminary Injunction <i>and Opposition to the Motion to Dissolve</i> by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Brief Memorandum in Support, # <u>2</u> Affidavit Declaration of Katrina Eiland, # <u>3</u> Exhibit Exhibit 1, # <u>4</u> Exhibit Exhibit 2, # <u>5</u> Exhibit Exhibit 3, # <u>6</u> Text of Proposed Order Proposed Order)(Eiland, Katrina) (Entered: 11/01/2017) |
| 11/03/2017 | | APPROVAL by Clerks Office re: <u>52</u> APPLICATION for Admission of David Hausman Pro Hac Vice (Application fee \$ 150, receipt number 113E-7469876). Attorney David Hausman added appearing on behalf of Jessica M. Colotl Coyotl (pmb) (Entered: 11/03/2017) |
| 11/03/2017 | | MINUTE ORDER granting <u>52</u> Application for Admission Pro Hac Vice of David Housman by CRD by direction of the Court. Approved by Judge Mark H. Cohen on 11/3/17. (jgs) (Entered: 11/03/2017) |
| 11/06/2017 | <u>57</u> | RESPONSE in Opposition re <u>56</u> Second MOTION for Preliminary Injunction <i>and Opposition to the Motion to Dissolve</i> filed by Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan, John F. Kelly, James McCament. (Attachments: # <u>1</u> Exhibit Declaration of Alexander R. King)(Robins, Jeffrey) (Entered: 11/06/2017) |
| 11/07/2017 | <u>58</u> | STIPULATION re <u>53</u> Amended Complaint, by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Text of Proposed Order)(Eiland, Katrina) (Entered: 11/07/2017) |
| 11/08/2017 | <u>59</u> | ORDER re <u>58</u> Stipulation filed by Jessica M. Colotl Coyotl: It is hereby ORDERED that Plaintiff's <u>53</u> Second Amended Complaint is deemed filed, and that Defendants' time to answer the Second Amended Complaint is extended to 12/22/17. Signed by Judge Mark H. Cohen on 11/8/17. (bnw) (Entered: 11/08/2017) |
| 11/08/2017 | <u>60</u> | ORDER: It is hereby ORDERED as follows: (1) Defendants' <u>51</u> Emergency Motion to Dismiss Plaintiffs Amended Complaint or, in the Alternative, Dissolve Preliminary Relief is DENIED WITHOUT PREJUDICE; (2) The hearing previously scheduled for November 9, 2017, is cancelled; (3) Once Defendants file an answer or otherwise respond to the Second Amended Complaint on or before December 22, 2017, the Court will set a date for a hearing on the remaining pending motions, if necessary; and (4) The terms of this Court's June 12, 2017, preliminary injunction shall remain in effect until further Order of the Court. Signed by Judge Mark H. Cohen on 11/8/17. (bnw) (Entered: 11/08/2017) |

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| 11/20/2017 | <u>61</u> | REPLY to Response to Motion re <u>56</u> Second MOTION for Preliminary Injunction <i>and Opposition to the Motion to Dissolve</i> filed by Jessica M. Colotl Coyotl. (Eiland, Katrina) (Entered: 11/20/2017) |
| 11/21/2017 | | Submission of <u>56</u> Second MOTION for Preliminary Injunction <i>and Opposition to the Motion to Dissolve</i> , submitted to District Judge Mark H. Cohen. (jpa) (Entered: 11/21/2017) |
| 11/28/2017 | <u>62</u> | NOTICE by Jessica M. Colotl Coyotl <i>Notice of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit Exhibit A)(Eiland, Katrina) (Entered: 11/28/2017) |
| 12/22/2017 | <u>63</u> | STIPULATION <i>for Enlargement of Time, Entry of Briefing Schedule, and Enlargement of Page Limits</i> by L. Francis Cissna, Elaine C. Duke, Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan. (Attachments: # <u>1</u> Text of Proposed Order)(Robins, Jeffrey) Modified on 12/26/2017 to remove all cap (btql). (Entered: 12/22/2017) |
| 12/26/2017 | <u>64</u> | ORDER: This Court hereby GRANTS the terms of that <u>63</u> Stipulation. See Order for more details. Signed by Judge Mark H. Cohen on 12/26/17. (bnw) (Entered: 12/26/2017) |
| 01/05/2018 | <u>65</u> | STIPULATION <i>for enlargement of time and revision of briefing schedule</i> by L. Francis Cissna, Elaine C. Duke, Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan. (Attachments: # <u>1</u> Text of Proposed Order)(Robins, Jeffrey) (Entered: 01/05/2018) |
| 01/09/2018 | | Submission of <u>65</u> Stipulation, submitted to District Judge Mark H. Cohen. (jpa) (Entered: 01/09/2018) |
| 01/09/2018 | <u>66</u> | ORDER GRANTING <u>65</u> Stipulation. Defendants' responsive pleading to Plaintiff's Second Amended Complaint is extended to January 12, 2018; The Count enters the following briefing schedule: Plaintiff's opposition and cross motion: February 20, 2018. Defendants' opposition and reply: March 13, 2018. Plaintiff's reply: March 27, 2018. Signed by Judge Mark H. Cohen on 1/9/18. (jpa) (Entered: 01/09/2018) |
| 01/12/2018 | <u>67</u> | MOTION to Dismiss, or, in the alternative, MOTION for Summary Judgment with Brief In Support by L. Francis Cissna, Elaine C. Duke, Sean W. Gallagher, Mark J. Hazuda, Thomas D. Homan. (Attachments: # <u>1</u> Brief Memorandum in Support, # <u>2</u> Statement of Material Facts, # <u>3</u> Exhibit Administrative Record Part 1, # <u>4</u> Exhibit Administrative Record Part 2)(Robins, Jeffrey) --Please refer to http://www.gand.uscourts.gov to obtain the Notice to Respond to Summary Judgment Motion form contained on the Court's website.-- Modified on 1/16/2018 to term part of the motion (jpa). (Entered: 01/12/2018) |
| 01/22/2018 | <u>68</u> | Administrative Order Staying Civil Proceedings in Light of Lapse Appropriations. Signed by Judge Thomas W. Thrash, Jr on 1/22/2018. (btql) (Entered: 01/23/2018) |
| 02/02/2018 | | Submission of <u>67</u> MOTION to Dismiss MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION for Summary Judgment , submitted to District Judge Mark H. Cohen. (bnw) (Entered: 02/02/2018) |
| 02/02/2018 | | Notification of Docket Correction re Submission to District Judge of <u>67</u> : Clerk's error. Submission Premature. (bnw) (Entered: 02/02/2018) |
| 02/07/2018 | <u>69</u> | STIPULATION re <u>67</u> MOTION to Dismiss MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION for Summary Judgment <i>to hold briefing schedule in abeyance</i> by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Text of Proposed Order)(Eiland, Katrina) (Entered: 02/07/2018) |
| 02/08/2018 | <u>70</u> | ORDER re <u>69</u> Stipulation: It is hereby ORDERED that the briefing schedule for Defendants' Motion to Dismiss and Alternative Motion for Summary Judgment, (see <u>66</u>), is held in abeyance pending further motion from the parties or order of the Court. Signed by Judge Mark H. Cohen on 2/8/18. (bnw) (Entered: 02/08/2018) |
| 02/14/2018 | | Submission of <u>67</u> MOTION to Dismiss MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION for Summary Judgment , submitted to District Judge Mark H. Cohen. (bnw) (Entered: 02/14/2018) |

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| 02/15/2018 | | Notification of Docket Correction re Submission to District Judge. Clerk's error. Submission premature. (bnw) (Entered: 02/15/2018) |
| 05/09/2018 | <u>71</u> | ORDER: It is hereby ORDERED that the parties submit a joint status report within the (10) days of the date of this Order indicating whether this case will be resolved by settlement or whether a revised schedule for motions and briefs should be set. Signed by Judge Mark H. Cohen on 5/9/18. (bnw) (Entered: 05/09/2018) |
| 05/18/2018 | <u>72</u> | STATUS REPORT re <u>71</u> Order <i>Joint Status Report In Response to the Court's May 9, 2018 Order</i> by Jessica M. Colotl Coyotl. (Eiland, Katrina) Modified on 5/21/2018 to edit text (bnw). (Entered: 05/18/2018) |
| 05/21/2018 | | Submission of <u>72</u> Status Report to District Judge Mark H. Cohen. (bnw) (Entered: 05/21/2018) |
| 05/25/2018 | <u>73</u> | STIPULATION of Dismissal <i>and Settlement</i> by Jessica M. Colotl Coyotl. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order Proposed Order)(Eiland, Katrina) (Entered: 05/25/2018) |
| 05/25/2018 | <u>74</u> | ORDER re <u>73</u> Stipulation. Having read and considered the Joint Stipulation of Settlement and Dismissal, and pursuant to the Parties' Stipulation, this Court dismisses Plaintiff's Second Amended Complaint with prejudice, with each party bearing its own costs including attorneys' fees. Signed by Judge Mark H. Cohen on 5/25/18. (bnw) (Entered: 05/25/2018) |
| 05/25/2018 | | Civil Case Terminated. (bnw) (Entered: 05/25/2018) |