

**United States District Court  
Eastern District of Pennsylvania (Philadelphia)  
CIVIL DOCKET FOR CASE #: 2:08-cv-01547-PD**

IGNATYEV et al v. CHERTOFF et al  
Assigned to: HONORABLE PAUL S. DIAMOND  
Cause: 05:551 Administrative Procedure Act

Date Filed: 04/01/2008  
Date Terminated: 05/14/2009  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**MIKHAIL IGNATYEV**

represented by **CECILIA D. WANG**  
ACLU IMMIGRANTS' RIGHTS  
PROJECT  
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*ATTORNEY TO BE NOTICED*

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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*ATTORNEY TO BE NOTICED*

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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**NATALIYA PETROVNA  
DEMIDCHIK**  
*ON BEHALF OF THEMSELVES AND  
ALL OTHERS SIMILARLY SITUATED  
TERMINATED: 04/22/2008*

represented by **JOHN J. GROGAN**  
(See above for address)  
*TERMINATED: 04/22/2008  
LEAD ATTORNEY*

**EDWARD A. DIVER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MYROSLAVA VASYLIVNA  
MELNYK**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MOHAMED S. ABDELWAHAB**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**EUGENE KOIKOI**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
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*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**ABDI MOHMAED ALI**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**AHMED BELAGUID**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
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*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**ARSHAD ALI BAIG**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
(See above for address)  
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**JOHN J. GROGAN**  
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**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MIRZA MOHANNED BAIG**

represented by **CECILIA D. WANG**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
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*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**MARIAM BAIG**  
*on behalf of themselves and all others*

represented by **CECILIA D. WANG**  
(See above for address)

*similarly situated*

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**EDWARD A. DIVER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**KRISTINE C. MEHOK**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**MARY CATHERINE ROPER**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**ADEL KHALIL**

represented by **JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**CARLOTTA HOPE**

represented by **JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**VALENTINA CRUZ**

represented by **JOHN J. GROGAN**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

V.

**Defendant**

**MICHAEL CHERTOFF**  
*IN HIS OFFICIAL CAPACITY AS  
SECRETARY OF HOMELAND  
SECURITY*

represented by **ELIZABETH J. STEVENS**  
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*LEAD ATTORNEY  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**MICHAEL MUKASEY**  
*IN HIS OFFICIAL CAPACITY AS*  
*ATTORNEY GENERAL OF THE*  
*UNITED STATES*

represented by **ELIZABETH J. STEVENS**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**KATHRYN L. MOORE**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**RICHARD M. BERNSTEIN**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**ROBERT S. MUELLER**  
*IN HIS OFFICIAL CAPACITY AS*  
*DIRECTOR OF THE FEDERAL*  
*BUREAU OF INVESTIGATION*

represented by **ELIZABETH J. STEVENS**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**KATHRYN L. MOORE**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**RICHARD M. BERNSTEIN**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**EMILIO T. GONZALEZ**  
*IN HIS OFFICIAL CAPACITY AS*  
*DIRECTOR OF THE U.S. CITIZENSHIP*  
*AND IMMIGRATION SERVICES*  
*TERMINATED: 10/10/2008*

represented by **KATHRYN L. MOORE**  
(See above for address)  
*LEAD ATTORNEY*

**RICHARD M. BERNSTEIN**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**EVANGELIA KLAPAKIS**  
*IN HER OFFICIAL CAPACITY AS*  
*ACTING DISTRICT DIRECTOR OF THE*  
*U.S. CITIZENSHIP AND IMMIGRATION*  
*SERVICES PHILADELPHIA DISTRICT*  
*OFFICE*  
*TERMINATED: 10/10/2008*

represented by **KATHRYN L. MOORE**  
(See above for address)  
*LEAD ATTORNEY*

**RICHARD M. BERNSTEIN**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**JONATHAN SCHARFREN**  
*in his official capacity as Director of the  
 U.S. Citizenship and Immigration  
 Services*

represented by **ELIZABETH J. STEVENS**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**KATHRYN L. MOORE**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**KAREN FITZGERALD**  
*in her official capacity as Acting District  
 Director of the U.S. Citizenship and  
 Immigration Services Philadelphia  
 District Office*

represented by **ELIZABETH J. STEVENS**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**KATHRYN L. MOORE**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
04/01/2008	<u>1</u>	COMPLAINT against all defendants ( Filing fee \$ 350 receipt number 947209.), filed by MIKHAIL IGNATYEV, NATALIYA PETROVNA DEMIDCHIK. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Designation Form, # <u>3</u> Tracking Form)(tj, ) (Entered: 04/02/2008)
04/01/2008		Summons 7 Issued; 6 Mailed to counsel and 1 Forwarded to the U.S. Attorney's Office 4/2/08 as to MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS. (tj, ) (Entered: 04/02/2008)
04/04/2008	<u>2</u>	Acceptance of Service by U.S. Attorney Re: accepted summons and complaint for MICHAEL CHERTOFF on 4/4/2008, answer due 6/3/2008; MICHAEL MUKASEY on 4/4/2008, answer due 6/3/2008; ROBERT S. MUELLER on 4/4/2008, answer due 6/3/2008; EMILIO T. GONZALEZ on 4/4/2008, answer due 6/3/2008; EVANGELIA KLAPAKIS on 4/4/2008, answer due 6/3/2008. (jl, ) (Entered: 04/04/2008)
04/11/2008	<u>3</u>	SUMMONS Returned Executed by MIKHAIL IGNATYEV, NATALIYA PETROVNA DEMIDCHIK re: Edward A. Diver served Summons and Complaint upon MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS by U.S. Attorney. (DIVER, EDWARD) (Entered: 04/11/2008)
04/16/2008	<u>4</u>	MEMORANDUM AND ORDERED THAT THIS CASE, IGNATYEV VS CHERTOFF, 08-1547, IS REFERRED BACK TO THE CLERK'S OFFICE FOR RANDOM REASSIGNMENT; ETC.. SIGNED BY HONORABLE MICHAEL M. BAYLSON ON 4/16/08. 4/17/08 ENTERED AND E-MAILED AND FAXED.(jl, ) (Entered: 04/17/2008)
04/17/2008	<u>5</u>	NOTICE of Appearance by RICHARD M. BERNSTEIN on behalf of MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS with Certificate of Service(BERNSTEIN, RICHARD) (Entered: 04/17/2008)
04/18/2008	<u>6</u>	ORDER THAT THE ABOVE CAPTIONED CASE IS REASSIGNED FROM THE CALENDER OF THE MICHAEL M. BAYLSON TO THE CALENDER OF THE HONORABLE PAUL S. DIAMOND; ETC.. SIGNED BY MICHAEL E. KUNZ ON 4/18/08. 4/18/08 ENTERED AND COPIES MAILED, E-MAILED.(jl, ) (Entered: 04/18/2008)
04/21/2008	<u>7</u>	Oral MOTION to Certify Class filed by MIKHAIL IGNATYEV.Memorandum, Certificate of Service, Proposed Order. (Attachments: # <u>1</u> Memorandum of Law in Support of Motion, # <u>2</u> Exhibit A to John Grogan Declaration, # <u>3</u> Exhibit B to John Grogan Declaration, # <u>4</u> Exhibit C to John Grogan Declaration, # <u>5</u> Exhibit D

		to John Grogan Declaration, # <u>6</u> Exhibit G to John Grogan Declaration, # <u>7</u> Exhibit H to John Grogan Declaration, # <u>8</u> Exhibit I to John Grogan Declaration, # <u>9</u> Exhibit J to John Grogan Declaration, # <u>10</u> Exhibit K to John Grogan Declaration, # <u>11</u> Exhibit L, # <u>12</u> Exhibit M to John Grogan Declaration, # <u>13</u> Exhibit N to John Grogan Declaration, # <u>14</u> Exhibit O to John Grogan Declaration, # <u>15</u> Exhibit E to John Grogan Declaration, # <u>16</u> Exhibit F part 1 to John Grogan Declaration, # <u>17</u> Exhibit F part 2 of 2 to John Grogan Declaration, # <u>18</u> Declaration of John Grogan, # <u>19</u> Text of Proposed Order)(GROGAN, JOHN) (Entered: 04/21/2008)
04/22/2008	<u>8</u>	FIRST AMENDED COMPLAINT against MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS, filed by MOHAMED S. ABDELWAHAB, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG, CERTIFICATE OF SERVICE.(jl, ) (Entered: 04/22/2008)
04/22/2008	<u>9</u>	NOTICE of Appearance by MARY CATHERINE ROPER on behalf of MOHAMED S. ABDELWAHAB, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG with Certificate of Service(ROPER, MARY) (Entered: 04/22/2008)
04/22/2008	<u>10</u>	NOTICE of Appearance by MARY CATHERINE ROPER on behalf of MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, EUGENE KOIKOI with Certificate of Service(ROPER, MARY) (Entered: 04/22/2008)
04/22/2008	<u>11</u>	NOTICE of Appearance by KATHRYN L. MOORE on behalf of MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS (MOORE, KATHRYN) (Entered: 04/22/2008)
04/24/2008	<u>12</u>	STIPULATION for Extension of Time For Government's Response to Class Certification Motion by MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, MOHAMED S. ABDELWAHAB, NATALIYA PETROVNA DEMIDCHIK, EUGENE KOIKOI, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG, MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS. (BERNSTEIN, RICHARD) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 4/25/2008 (nd). (Entered: 04/24/2008)
04/25/2008	<u>13</u>	APPLICATION by MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, MOHAMED S. ABDELWAHAB, EUGENE KOIKOI, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG FOR CECILLIA WANG TO APPEAR PRO HAC VICE, STATEMENT, CERTIFICATE OF SERVICE. (jl, ) (Entered: 04/25/2008)
04/30/2008	<u>14</u>	STIPULATION AND ORDER THAT THE TIME WITHIN WHICH DEFENDANTS MAY RESPOND TO THE MOTION FOR CLASS CERTIFICATION IS EXTENDED TO AND INCLUDING 5/22/08; ETC.. SIGNED BY HONORABLE PAUL S. DIAMOND ON 4/30/08. 4/30/08 ENTERED AND E-MAILED.(jl, ) (Entered: 04/30/2008)
05/05/2008	<u>15</u>	First MOTION/APPLICATION for Pro Hac Vice OF ANODELE A. GANALLO filed by MIKHAIL IGNATYEV, SPONSOR STATEMENT AND CERTIFICATE OF SERVICE..(GANSALLO, AYODELE) Modified on 5/6/2008 (afm, ). (Entered: 05/05/2008)
05/07/2008	<u>16</u>	ORDER THAT THE APPLICATION FOR PRO HACE VICE OF CECILLA D. WANG IS GRANTED.SIGNED BY HONORABLE PAUL S. DIAMOND ON 5/6/08. 5/7/08 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 05/07/2008)
05/07/2008	<u>17</u>	ORDER THAT THE APPLICATION FOR PRO HACE VICE OF AYODELE GANSALLO IS GRANTED.SIGNED BY HONORABLE PAUL S. DIAMOND ON 5/6/08.5/7/08 ENTERED AND COPIES MAILED AND E-MAILED.(ah) (Entered: 05/07/2008)



05/07/2008	<u>18</u>	NOTICE of Appearance by EDWARD A. DIVER on behalf of MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, MOHAMED S. ABDELWAHAB, NATALIYA PETROVNA DEMIDCHIK, EUGENE KOIKOI, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG (DIVER, EDWARD) (Entered: 05/07/2008)
05/12/2008	<u>19</u>	APPLICATION by MIKHAIL IGNATYEV FOR AYODELE GANSALLO TO APPEAR PRO HAC VICE, STATEMENT, CERTIFICATE OF SERVICE. (jl, ) (Entered: 05/12/2008)
05/22/2008	<u>20</u>	Memorandum in Opposition re <u>7</u> Oral MOTION to Certify Class filed by MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS. (MOORE, KATHRYN) Certificate of Service attached. Modified on 5/28/2008 (nds). (Entered: 05/22/2008)
05/22/2008	<u>21</u>	Exhibit 1 in Support of Memorandum/Response in Opposition re <u>7</u> Oral MOTION to Certify Class <i>Exhibit 1</i> filed by MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS. (MOORE, KATHRYN) Modified on 5/28/2008 (nds). (Entered: 05/22/2008)
05/22/2008	<u>22</u>	MOTION to Dismiss <i>for Lack of Jurisdiction</i> filed by MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS. Memorandum, Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(MOORE, KATHRYN) (Entered: 05/22/2008)
05/23/2008	<u>23</u>	NOTICE of Appearance by KRISTINE C. MEHOK on behalf of MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, MOHAMED S. ABDELWAHAB, EUGENE KOIKOI, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG with Certificate of Service(MEHOK, KRISTINE) (Entered: 05/23/2008)
06/03/2008	<u>24</u>	REPLY Memorandum in Support of Motion re <u>7</u> Oral MOTION to Certify Class filed by MIKHAIL IGNATYEV, Certificate of Service. (GROGAN, JOHN) Modified on 6/5/2008 (nd). (Entered: 06/03/2008)
06/05/2008	<u>25</u>	RESPONSE in Opposition re <u>22</u> MOTION to Dismiss <i>for Lack of Jurisdiction</i> filed by MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, MOHAMED S. ABDELWAHAB, NATALIYA PETROVNA DEMIDCHIK, EUGENE KOIKOI, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG, CERTIFICATE OF SERVICE. (ROPER, MARY) Modified on 6/9/2008 (afm, ). (Entered: 06/05/2008)
06/16/2008	<u>26</u>	REPLY to Response to Motion re <u>22</u> MOTION to Dismiss <i>for Lack of Jurisdiction</i> filed by MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS. (MOORE, KATHRYN) (FILED IN ERROR BY ATTORNEY; ATTORNEY WILL RE-FILE CORRECT DOCUMENT) Modified on 6/16/2008 (nd). (Entered: 06/16/2008)
06/16/2008	<u>27</u>	REPLY to Response to Motion re <u>22</u> MOTION to Dismiss <i>for Lack of Jurisdiction</i> filed by MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS, CERTIFICATE OF SERVICE. (MOORE, KATHRYN) Modified on 6/18/2008 (afm, ). (Entered: 06/16/2008)
07/08/2008	<u>28</u>	ORDERED THAT ORAL ARGUMENT WILL BE HELD ON THE ABOVE LISTED ON 7/28/08 AT 3:00 P.M. THE PARTIES SHALL BE PREPARED TO ADDRESS PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND DEFENDANTS' MOTION TO DISMISS; ETC.. SIGNED BY HONORABLE PAUL S. DIAMOND ON 7/8/08. 7/8/08 ENTERED AND COPIES MAILED, E-MAILED.(jl, ) (Entered: 07/08/2008)
07/28/2008	<u>29</u>	ORDER THAT THE HEARING CURRENTLY SCHEDULED FOR JULY 28, 2008, IS POSTPONED. THE MATTER WILL BE RESCHEDULED BY ORDER OF THE COURT. SIGNED BY HONORABLE PAUL S. DIAMOND ON 07/25/08. 07/28/08 ENTERED AND COPIES MAILED AND E-MAILED.(ac, )

		(Entered: 07/28/2008)
08/13/2008	<u>30</u>	ORDER THAT ORAL ARGUMENT WILL BE HELD ON 9/16/2008 AT 2:00 PM BEFORE THE HONORABLE PAUL S. DIAMOND TO ADDRESS THE MOTION FOR CLASS CERTIFICATION AND MOTION TO DISMISS. SIGNED BY HONORABLE PAUL S. DIAMOND ON 8/13/08. 8/14/08 ENTERED AND COPIES MAILED TO PRO SE, E-MAILED TO COUNSEL.(gs) (Entered: 08/14/2008)
09/15/2008	<u>31</u>	ORDERED THAT ORAL ARGUMENT IN THE ABOVE-LISTED CASE IS RESCHEDULED FOR 10/10/08 AT 1:00 P.M.; ETC.. SIGNED BY HONORABLE PAUL S. DIAMOND ON 9/15/08. 9/15/08 ENTERED AND COPIES MAILED, E-MAILED.(jl, ) (Entered: 09/15/2008)
10/08/2008	<u>32</u>	MOTION to Amend/Correct <i>File Second Amended Complaint</i> filed by MIKHAIL IGNATYEV.. (Attachments: # <u>1</u> Exhibit Proposed Second Amended Complaint, # <u>2</u> Text of Proposed Order Proposed form of Order)(GROGAN, JOHN) (Entered: 10/08/2008)
10/08/2008	<u>34</u>	SECOND AMENDED COMPLAINT against JONATHAN SCHARFREN, KAREN FITZGERALD, MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, filed by MIKHAIL IGNATYEV, MYROSLAVA VASYLIVNA MELNYK, MOHAMED S. ABDELWAHAB, EUGENE KOIKOI, ABDI MOHMAED ALI, AHMED BELAGUID, ARSHAD ALI BAIG, MIRZA MOHANNED BAIG, MARIAM BAIG. (Attachments: # <u>1</u> part 1)(jl, ) Modified on 10/10/2008 (jl, ). (Entered: 10/10/2008)
10/10/2008	<u>33</u>	ORDER THAT PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE TO FILE A SECOND AMENDED COMPLAINT IS GRANTED. THE CLERK OF COURT IS DIRECTED TO FILE THE SECOND AMENDED COMPLAINT (DOC.32-2) EXHIBIT A TO PLAINTIFFS' MOTION, OF RECORD AS OF 10/8/08; ETC.. SIGNED BY HONORABLE PAUL S. DIAMOND ON 10/10/08. 10/10/08 ENTERED AND COPIES MAILED, E-MAILED.(jl, ) (Entered: 10/10/2008)
10/10/2008		AMENDED Summons Issued as to JONATHAN SCHARFREN, KAREN FITZGERALD, U.S. Attorney and U.S. Attorney General Forwarded To: JOHN GROGAN on 10/10/08 (jl, ) (Entered: 10/10/2008)
10/14/2008	<u>35</u>	ORDER THAT DEFTS' MOTION TO DISMISS IS DENIED WITHOUT PREJUDICE PENDING POSSIBLE DISCOVERY, AS OUTLINED HEREIN. SIGNED BY HONORABLE PAUL S. DIAMOND ON 10/10/2008.10/14/2008 ENTERED AND COPIES MAILED, E-MAILED.(md) (Entered: 10/14/2008)
10/22/2008	36	TRANSCRIPT of Proceedings held on 10/10/08 before Judge DIAMOND. Court Reporter: JOHN STASNY. HEARING (jl, ) (Entered: 10/22/2008)
11/14/2008	<u>37</u>	ANSWER to <u>34</u> Amended Complaint WITH AFFIRMATIVE DEFENSES AND CERTIFICATE OF SERVICE, by JONATHAN SCHARFREN, KAREN FITZGERALD, MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER, EMILIO T. GONZALEZ, EVANGELIA KLAPAKIS.(MOORE, KATHRYN) Modified on 11/18/2008 (afm, ). (Entered: 11/14/2008)
12/22/2008	<u>38</u>	ORDERED THAT PLAINTIFFS' MOTION TO CERTIFY CLASS IS DENIED WITHOUT PREJUDICE. THE PARTIES SHALL ATTEND A STATUS CONFERENCE IN MY CHAMBERS ON 1/27/09 AT 2:00 P.M.; ETC.. SIGNED BY HONORABLE PAUL S. DIAMOND ON 12/22/08. 12/22/08 ENTERED AND COPIES MAILED, E-MAILED.(jl, ) (Entered: 12/22/2008)
01/28/2009	<u>39</u>	ORDER THAT PLAINTIFFS SHALL NOT PRESENTLY BE ENTITLED TO TAKE DISCOVERY RESPECTING THE NUMBER OF PERSONS WITH NATURALIZATION APPLICATIONS PENDING FOR MORE THAN 180 DAYS THROUGH MORE THAN FOUR YEARS. IN DEPOSING DEFENDANTS USCIS RULE 30 (b)(6), PLAINTIFF SHALL BE ENTITLED TO EXPLORE WITH THE WITNESS--AND THE WITNESS SHALL BE PREPARED TO TESTIFY REGARDING--THE PROCEDURES RELATED TO THE COMPLETION OF AN FBI NAME CHECK IN PLACE BOTH BEFORE AND AFTER PLAINTIFFS FILED THE INSTANT LITIGATION; ETC.. SIGNED BY

		HONORABLE PAUL S. DIAMOND ON 1/27/09. 1/28/09 ENTERED AND COPIES MAILED, E-MAILED.(jl, ) (Entered: 01/28/2009)
01/29/2009	<u>40</u>	Letter from KATHRYN L. MOORE TO MR. GROGAN AND MS. ROPER RE: CERTAIN STATEMENTS. (jl, ) (Entered: 01/30/2009)
01/29/2009	<u>41</u>	Letter from JOHN GROGAN TO MS. MOORE AND MR. BERNSTEIN RE: CERTAIN STATEMENTS. (jl, ) (Entered: 01/30/2009)
01/29/2009	<u>42</u>	Letter from KATHRYN MOORE TO JOHN GROGAN TO JUDGE DIAMOND RE: CERTAIN STATEMENTS. (jl, ) (Entered: 01/30/2009)
05/13/2009	<u>43</u>	NOTICE of Appearance by ELIZABETH J. STEVENS on behalf of JONATHAN SCHARFREN, KAREN FITZGERALD, MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER with Certificate of Service(STEVENS, ELIZABETH) (Entered: 05/13/2009)
05/14/2009	<u>44</u>	STIPULATION of Dismissal <i>Under Rule 41</i> by JONATHAN SCHARFREN, KAREN FITZGERALD, MICHAEL CHERTOFF, MICHAEL MUKASEY, ROBERT S. MUELLER. (Attachments: # <u>1</u> Text of Proposed Order)(STEVENS, ELIZABETH) (Entered: 05/14/2009)
05/15/2009	<u>45</u>	STIPULATION AND ORDER THAT PLAINTIFFS AGREE TO DISMISS THEIR CLAIMS WITHOUT PREJUDICE, PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41 (a)(2). DISMISSAL OF THE SECOND AMENDED COMPLAINT IS PROPER UNDER FEDERAL RULE OF CIVIL PROCEDURE 23 (e) AS NO CLASS HAS BEEN CERTIFIED IN THIS ACTION. EACH PARTY WILL BEAR ITS OWN COSTS AND FEES; ETC.. SIGNED BY HONORABLE PAUL S. DIAMOND ON 5/15/09. 5/15/09 ENTERED AND COPIES MAILED, E-MAILED(jl, ) (Entered: 05/15/2009)