

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:17-cv-01799-JSC**

Currier v. Department of Homeland Security et al
Assigned to: Magistrate Judge Jacqueline Scott Corley
Cause: 05:552 Freedom of Information Act

Date Filed: 03/31/2017
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Cora Currier

represented by **Kendra K. Albert**
Zeitgeist Law
25 Taylor St
San Francisco, CA 94102
(203) 424-0382
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ATTORNEY TO BE NOTICED

Marcia Clare Hofmann
Zeitgeist Law PC
25 Taylor Street
San Francisco, CA 94102
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ATTORNEY TO BE NOTICED

V.

Defendant

United States Department of Homeland Security

represented by **Matthew J. Berns**
U.S. Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue NW
Washington, DC 20530
202-616-8016
Email: Matthew.J.Berns@usdoj.gov
TERMINATED: 02/08/2018
LEAD ATTORNEY

Kari E D'Ottavio
United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW, Room 12310
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ATTORNEY TO BE NOTICED

Defendant

Department of State

represented by **Matthew J. Berns**
(See above for address)
TERMINATED: 02/08/2018
LEAD ATTORNEY

Kari E D'Ottavio
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**Department of Justice**represented by **Matthew J. Berns**
(See above for address)
TERMINATED: 02/08/2018
*LEAD ATTORNEY***Kari E D'Ottavio**
(See above for address)
*ATTORNEY TO BE NOTICED***Defendant****Department of Defense**represented by **Matthew J. Berns**
(See above for address)
TERMINATED: 02/08/2018
*LEAD ATTORNEY***Kari E D'Ottavio**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/31/2017	<u>1</u>	COMPLAINT <i>for Injunctive Relief</i> against Department of Homeland Security, Department of Justice, Department of State (Filing fee \$ 400, receipt number 0971-11279648.). Filed by Cora Currier. (Attachments: # <u>1</u> Civil Cover Sheet)(Hofmann, Marcia) (Filed on 3/31/2017) (Entered: 03/31/2017)
03/31/2017	<u>2</u>	Certificate of Interested Entities by Cora Currier (Hofmann, Marcia) (Filed on 3/31/2017) (Entered: 03/31/2017)
03/31/2017	<u>3</u>	Proposed Summons. (Hofmann, Marcia) (Filed on 3/31/2017) (Entered: 03/31/2017)
03/31/2017	4	Case assigned to Magistrate Judge Jacqueline Scott Corley. Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening . Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 4/14/2017. (haS, COURT STAFF) (Filed on 3/31/2017) (Entered: 03/31/2017)
03/31/2017	<u>5</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 6/22/2017. Case Management Conference set for 6/29/2017 01:30 PM in Courtroom F, 15th Floor, San Francisco. (ysS, COURT STAFF) (Filed on 3/31/2017) (Entered: 04/03/2017)
04/03/2017	<u>6</u>	Summons Issued as to US Attorney.(ysS, COURT STAFF) (Filed on 4/3/2017) (Entered: 04/03/2017)
04/06/2017	<u>7</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Cora Currier.. (Hofmann, Marcia) (Filed on 4/6/2017) (Entered: 04/06/2017)
04/12/2017	<u>8</u>	CERTIFICATE OF SERVICE by Cora Currier (Hofmann, Marcia) (Filed on 4/12/2017) (Entered: 04/12/2017)
05/05/2017	<u>9</u>	NOTICE of Appearance by Matthew J. Berns (Berns, Matthew) (Filed on 5/5/2017) (Entered: 05/05/2017)
05/05/2017	<u>10</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Department of Homeland Security, Department of Justice, Department of State.. (Berns, Matthew)

		(Filed on 5/5/2017) (Entered: 05/05/2017)
05/05/2017	<u>11</u>	CERTIFICATE OF SERVICE by Cora Currier (Hofmann, Marcia) (Filed on 5/5/2017) (Entered: 05/05/2017)
05/05/2017	<u>12</u>	STIPULATION WITH PROPOSED ORDER <i>to Extend Pleading, ADR, and Initial Case Management Conference Deadlines</i> filed by Cora Currier. (Hofmann, Marcia) (Filed on 5/5/2017) (Entered: 05/05/2017)
05/08/2017	<u>13</u>	ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>12</u> Stipulation to Extend Pleading, ADR, and Initial Case Management Conference Deadlines. (ahm, COURT STAFF) (Filed on 5/8/2017) (Entered: 05/08/2017)
05/08/2017		Set Deadlines/Hearings: Joint Case Management Statement due by 8/10/2017. Initial Case Management Conference reset for 8/17/2017 at 01:30 PM in Courtroom F, 15th Floor, San Francisco. (ahm, COURT STAFF) (Filed on 5/8/2017) (Entered: 05/08/2017)
05/19/2017	<u>14</u>	FIRST AMENDED COMPLAINT <i>for Injunctive Relief</i> against Department of Defense, Department of Homeland Security, Department of Justice, Department of State. Filed by Cora Currier. (Attachments: # <u>1</u> Summons Department of Defense)(Hofmann, Marcia) (Filed on 5/19/2017) Modified on 5/23/2017 (slhS, COURT STAFF). (Entered: 05/19/2017)
05/23/2017	<u>15</u>	Summons Issued as to Department of Defense. (slhS, COURT STAFF) (Filed on 5/23/2017) (Entered: 05/23/2017)
06/01/2017	<u>16</u>	CERTIFICATE OF SERVICE (<i>Supplemental</i>) by Cora Currier (Hofmann, Marcia) (Filed on 6/1/2017) Modified on 6/2/2017 (slhS, COURT STAFF). (Entered: 06/01/2017)
06/26/2017	<u>17</u>	ANSWER to <u>14</u> First Amended Complaint; by Department of Defense, Department of Homeland Security, Department of Justice, Department of State. (Berns, Matthew) (Filed on 6/26/2017) Modified on 6/27/2017 (aaaS, COURT STAFF). (Entered: 06/26/2017)
06/26/2017	<u>18</u>	JOINDER & CONSENT re <u>10</u> Consent/Declination to Proceed Before a US Magistrate Judge by Department of Defense. (Berns, Matthew) (Filed on 6/26/2017) Modified on 6/27/2017 (aaaS, COURT STAFF). (Entered: 06/26/2017)
07/20/2017	<u>19</u>	NOTICE of Appearance by Kendra K. Albert (Albert, Kendra) (Filed on 7/20/2017) (Entered: 07/20/2017)
07/20/2017	<u>20</u>	MOTION for Preliminary Injunction filed by Cora Currier. Motion Hearing set for 8/24/2017 09:00 AM in Courtroom F, 15th Floor, San Francisco before Magistrate Judge Jacqueline Scott Corley. Responses due by 8/3/2017. Replies due by 8/10/2017. (Attachments: # <u>1</u> Declaration of Marcia Hofmann, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11, # <u>13</u> Exhibit 12, # <u>14</u> Exhibit 13, # <u>15</u> Exhibit 14, # <u>16</u> Exhibit 15, # <u>17</u> Exhibit 16, # <u>18</u> Exhibit 17, # <u>19</u> Exhibit 18, # <u>20</u> Exhibit 19, # <u>21</u> Exhibit 20, # <u>22</u> Exhibit 21, # <u>23</u> Exhibit 22, # <u>24</u> Exhibit 23, # <u>25</u> Proposed Order)(Hofmann, Marcia) (Filed on 7/20/2017) (Entered: 07/20/2017)
07/21/2017	<u>21</u>	STIPULATION WITH PROPOSED ORDER re <u>20</u> MOTION for Preliminary Injunction <i>Modifying Briefing Schedule for Plaintiff's Motion for Preliminary Injunction and Continuing ADR Deadlines and Case Management Conference</i> filed by Department of Defense, Department of Homeland Security, Department of Justice, Department of State. (Berns, Matthew) (Filed on 7/21/2017) (Entered: 07/21/2017)
07/24/2017	22	ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>21</u> Stipulation Modifying Briefing Schedule for Plaintiff's Motion for Preliminary Injunction and Continuing ADR Deadlines and Case Management Conference. (This is a text only docket entry, there is no document associated with this notice.) (ahm, COURT STAFF) (Filed on 7/24/2017) (Entered: 07/24/2017)

07/24/2017		Set/Reset Deadlines as to <u>20</u> MOTION for Preliminary Injunction . Responses due by 8/10/2017. Replies due by 8/17/2017. Motion Hearing reset for 9/7/2017 at 09:00 AM in Courtroom F, 15th Floor, San Francisco before Magistrate Judge Jacqueline Scott Corley. (ahm, COURT STAFF) (Filed on 7/24/2017) (Entered: 07/24/2017)
07/24/2017		Set Deadlines/Hearings: Joint Case Management Statement due by 9/28/2017. Initial Case Management Conference reset for 10/5/2017 at 01:30 PM in Courtroom F, 15th Floor, San Francisco. (ahm, COURT STAFF) (Filed on 7/24/2017) (Entered: 07/24/2017)
07/31/2017	<u>23</u>	MOTION to Shorten Time <i>for Hearing Motion for Preliminary Injunction to August 24, 2017</i> filed by Cora Currier. (Attachments: # <u>1</u> Declaration of Marcia Hofmann, # <u>2</u> Proposed Order)(Hofmann, Marcia) (Filed on 7/31/2017) (Entered: 07/31/2017)
08/02/2017	<u>24</u>	ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>23</u> Motion to Shorten Time. (ahm, COURT STAFF) (Filed on 8/2/2017) (Entered: 08/02/2017)
08/02/2017		Set/Reset Deadlines as to <u>20</u> MOTION for Preliminary Injunction . Motion Hearing reset for 8/24/2017 at 09:00 AM in Courtroom F, 15th Floor, San Francisco before Magistrate Judge Jacqueline Scott Corley. (ahm, COURT STAFF) (Filed on 8/2/2017) (Entered: 08/02/2017)
08/10/2017	<u>25</u>	OPPOSITION/RESPONSE (re <u>20</u> MOTION for Preliminary Injunction) filed by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit List, # <u>2</u> Exhibit A – Chart of Pending FOIA Litigation, # <u>3</u> Exhibit B – DHS–OIG Declaration, # <u>4</u> Exhibit C – DOJ–FBI Declaration, # <u>5</u> Exhibit D – DOJ–EOUSA Declaration, # <u>6</u> Exhibit E – DOJ–OIP Declaration, # <u>7</u> Exhibit F – DOJ–OLC Declaration, # <u>8</u> Exhibit G – DOS Declaration, # <u>9</u> Exhibit H – DOD Declaration, # <u>10</u> Exhibit I – DHS–PRIV Declaration, # <u>11</u> Exhibit J – DHS–CBP Declaration)(Berns, Matthew) (Filed on 8/10/2017) (Entered: 08/10/2017)
08/11/2017	<u>26</u>	NOTICE of Change In Counsel by Kendra K. Albert (Albert, Kendra) (Filed on 8/11/2017) (Entered: 08/11/2017)
08/17/2017	<u>27</u>	REPLY (re <u>20</u> MOTION for Preliminary Injunction) filed by Cora Currier. (Attachments: # <u>1</u> Declaration Supplemental of Marcia Hofmann, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C)(Hofmann, Marcia) (Filed on 8/17/2017) (Entered: 08/17/2017)
08/18/2017	<u>28</u>	NOTICE of Appearance by Kari E D'Ottavio (D'Ottavio, Kari) (Filed on 8/18/2017) (Entered: 08/18/2017)
08/24/2017	<u>29</u>	Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Motion Hearing held on 8/24/2017 re <u>20</u> MOTION for Preliminary Injunction filed by Cora Currier. The parties shall meet and confer re: defendant's rolling production of documents. A status conference is set for 9/7/2017 at 2:00 p.m. and the parties shall file a joint status report by 9/6/2017. (FTR Time 8:59–9:11.) Attorney for Plaintiff: Marcia Hofmann. Attorneys for Defendants: Kari D'Ottavio; Matthew Berns. This is a text–only Minute Entry (ahm, COURT STAFF) (Date Filed: 8/24/2017) Modified on 9/29/2017: Matter transcribed by Tara Bauer (ECHO Reporting). (rjds, COURT STAFF). (Entered: 08/24/2017)
08/24/2017		Set Deadlines/Hearings: Status Report due by 9/6/2017. Status Conference set for 9/7/2017 at 02:00 PM in Courtroom F, 15th Floor, San Francisco before Magistrate Judge Jacqueline Scott Corley. (ahm, COURT STAFF) (Filed on 8/24/2017) (Entered: 08/24/2017)
09/06/2017	<u>30</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (D'Ottavio, Kari) (Filed on 9/6/2017) (Entered: 09/06/2017)
09/07/2017	<u>31</u>	Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Status Conference held on 9/7/2017. Production of documents are

		<p>ongoing. The case management conference set for 10/5/2017 is vacated. Joint Status Report due by 9/27/2017. Status Conference set for 9/28/2017 at 1:30 PM in Courtroom F, 15th Floor, San Francisco before Magistrate Judge Jacqueline Scott Corley. Counsel may appear by telephone and shall contact Court Call at 1-888-882-6878 to make the arrangements to appear by telephone. (FTR Time 2:26-2:36.)</p> <p>Attorney for Plaintiff: Marcia Hofmann. Attorney for Defendants: Matthew Berns.</p> <p>This is a text-only Minute Entry (ahm, COURT STAFF) (Date Filed: 9/7/2017) Modified on 9/29/2017: Matter transcribed by Tara Bauer (ECHO Reporting). (rjdS, COURT STAFF). (Entered: 09/07/2017)</p>
09/27/2017	<u>32</u>	STATUS REPORT (<i>Joint</i>) by Cora Currier. (Hofmann, Marcia) (Filed on 9/27/2017) (Entered: 09/27/2017)
09/28/2017	33	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Status Conference held on 9/28/2017. Status Report due by 10/25/2017. Further Status Conference set for 10/26/2017 at 01:30 PM in Courtroom F, 15th Floor, San Francisco before Magistrate Judge Jacqueline Scott Corley. (Not Reported)(Time: 2 minutes)</p> <p>Attorney for Plaintiff: Marcia Hofmann. Attorney for Defendant: Matthew Berns via Court Call.</p> <p>(This is a text only docket entry, there is no document associated with this notice.)</p> <p>(ahm, COURT STAFF) (Date Filed: 9/28/2017) (Entered: 09/28/2017)</p>
09/29/2017	<u>34</u>	TRANSCRIPT ORDER for proceedings held on 8/24/2017 & 09/07/2017 before Magistrate Judge Jacqueline Scott Corley by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security, for Court Reporter FTR – San Francisco. (Berns, Matthew) (Filed on 9/29/2017) (Entered: 09/29/2017)
10/06/2017	<u>35</u>	Transcript of Proceedings of the official sound recording held on 08/24/17, before Magistrate Judge Jacqueline Scott Corley. FTR/Transcriber Echo Reporting, Inc., telephone number 8584537590. Tape Number: FTR 8:59 – 9:11. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Redaction Request due 10/27/2017. Redacted Transcript Deadline set for 11/6/2017. Release of Transcript Restriction set for 1/4/2018. (tgb, COURT STAFF) (Filed on 10/6/2017) (Entered: 10/06/2017)
10/06/2017	<u>36</u>	Transcript of Proceedings of the official sound recording held on 09/07/17, before Magistrate Judge Jacqueline Scott Corley. FTR/Transcriber Echo Reporting, Inc., telephone number 8584537590. Tape Number: FTR 2:26 – 2:36. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>34</u> Transcript Order,) Redaction Request due 10/27/2017. Redacted Transcript Deadline set for 11/6/2017. Release of Transcript Restriction set for 1/4/2018. (Related documents(s) <u>34</u>) (tgb, COURT STAFF) (Filed on 10/6/2017) (Entered: 10/06/2017)
10/25/2017	<u>37</u>	STATUS REPORT <i>Joint</i> by Cora Currier. (Hofmann, Marcia) (Filed on 10/25/2017) (Entered: 10/25/2017)
10/26/2017	38	Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Telephonic Status Conference held on 10/26/2017. The parties shall submit a joint status report by December 7, 2017. The report shall include a joint

		<p>recommendation as to what the Court should do next. (FTR Time: 1:30–1:33.)</p> <p>Attorney for Plaintiff: Marcia Hofmann. Attorney for Defendant: Matthew Berns.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 10/26/2017) (Entered: 10/26/2017)</p>
12/07/2017	<u>39</u>	STATUS REPORT by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit (Spreadsheet), # <u>2</u> Proposed Order)(Berns, Matthew) (Filed on 12/7/2017) (Entered: 12/07/2017)
01/11/2018	<u>40</u>	JOINT STATUS REPORT by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit: Spreadsheet)(Berns, Matthew) (Filed on 1/11/2018) Modified on 1/12/2018 (slhS, COURT STAFF). (Entered: 01/11/2018)
02/08/2018	<u>41</u>	<i>Joint</i> STATUS REPORT by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 2/8/2018) Modified on 2/9/2018 (slhS, COURT STAFF). (Entered: 02/08/2018)
02/08/2018	<u>42</u>	NOTICE of Change In Counsel by Matthew J. Berns (Berns, Matthew) (Filed on 2/8/2018) (Entered: 02/08/2018)
02/09/2018	<u>43</u>	SCHEDULING ORDER. Signed by Magistrate Judge Jacqueline Scott Corley on 2/9/2018. (ahm, COURT STAFF) (Filed on 2/9/2018) (Entered: 02/09/2018)
03/08/2018	<u>44</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 3/8/2018) (Entered: 03/08/2018)
04/12/2018	<u>45</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 4/12/2018) (Entered: 04/12/2018)
05/10/2018	<u>46</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 5/10/2018) (Entered: 05/10/2018)
06/14/2018	<u>47</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 6/14/2018) (Entered: 06/14/2018)
07/12/2018	<u>48</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 7/12/2018) (Entered: 07/12/2018)
08/09/2018	<u>49</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 8/9/2018) (Entered: 08/09/2018)
09/13/2018	<u>50</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit Spreadsheet)(D'Ottavio, Kari) (Filed on 9/13/2018) (Entered: 09/13/2018)
10/09/2018	<u>51</u>	NOTICE of Change of Address by Kari E D'Ottavio (D'Ottavio, Kari) (Filed on 10/9/2018) (Entered: 10/09/2018)
10/11/2018	<u>52</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 10/11/2018) (Entered: 10/11/2018)
11/08/2018	<u>53</u>	STATUS REPORT <i>Joint</i> by Department of Defense, Department of Justice, Department of State, United States Department of Homeland Security. (Attachments: # <u>1</u> Exhibit : Spreadsheet)(D'Ottavio, Kari) (Filed on 11/8/2018) (Entered: 11/08/2018)