

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:14-cv-00805-TSC**

LEOPOLD v. NATIONAL SECURITY AGENCY et al  
Assigned to: Judge Tanya S. Chutkan  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/14/2014  
Date Terminated: 03/01/2017  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**JASON LEOPOLD**

represented by **Jeffrey Louis Light**  
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V.

**Defendant**

**NATIONAL SECURITY AGENCY**

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**Defendant**

**DEPARTMENT OF JUSTICE**

represented by **Jacqueline E. Coleman Snead**  
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**LEAD ATTORNEY**  
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**Rodney Patton**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/14/2014	<u>1</u>	COMPLAINT against DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY ( Filing fee \$ 400 receipt number 0090-3716068) filed by JASON LEOPOLD. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons NSA, # <u>3</u> Summons DOJ, # <u>4</u> Summons USAO)(Light, Jeffrey) (Entered: 05/14/2014)
05/14/2014		Case Assigned to Judge Royce C. Lamberth. (kb) (Entered: 05/15/2014)
05/15/2014	<u>2</u>	SUMMONS Issued Electronically as to DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, and U.S. Attorney. (Attachments: # <u>1</u> Consent Form, # <u>2</u> Notice of Consent)(kb) (Entered: 05/15/2014)
05/24/2014	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. NATIONAL SECURITY AGENCY served on 5/19/2014 (Light, Jeffrey) (Entered: 05/24/2014)
05/27/2014	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/19/2014. Answer due for ALL FEDERAL DEFENDANTS by 6/18/2014. (Light, Jeffrey) (Entered: 05/27/2014)
06/10/2014		Case reassigned to Judge Tanya S. Chutkan. Judge Royce C. Lamberth no longer assigned to the case. (ztnr, ) (Entered: 06/10/2014)
06/18/2014	<u>5</u>	ANSWER to Complaint by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY.(Coleman Snead, Jacqueline) (Entered: 06/18/2014)
07/30/2014	<u>6</u>	MOTION for Order <i>directing parties to meet and confer and file a joint proposed schedule</i> by JASON LEOPOLD (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 07/30/2014)
07/31/2014		ORDER granting <u>6</u> Motion for Order Directing Parties to Meet and Confer. The parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule should address the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, 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 order not later than August 13, 2014. Set/Reset Deadlines: due by 8/13/2014. Signed by Judge Tanya S. Chutkan on 7/31/14. (lctsc1) (Entered: 07/31/2014)
08/13/2014	<u>7</u>	STATUS REPORT <i>of the Parties</i> by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Coleman Snead, Jacqueline) (Entered: 08/13/2014)
08/14/2014		MINUTE ORDER: Upon consideration of the Joint Status Report <u>7</u> filed by the parties, it is hereby ordered that the parties shall abide by the following deadlines: Defendants' Motion for Summary Judgment shall be filed not later than September 26, 2014; Plaintiff's Opposition shall be filed not later than October 24, 2014; Defendants' Reply shall be filed not later than November 7, 2014. Defendants' Motion for Summary Judgment will include a Vaughn index if any documents are withheld in full or in part. Signed by Judge Tanya S. Chutkan on 8/14/14. (djs) (Entered: 08/14/2014)
09/26/2014	<u>8</u>	MOTION for Summary Judgment by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Paul Colborn, # <u>4</u> Declaration of Pamela Phillips)(Coleman Snead, Jacqueline) (Entered: 09/26/2014)
10/24/2014	<u>9</u>	Memorandum in opposition to re <u>8</u> MOTION for Summary Judgment filed by JASON LEOPOLD. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 10/24/2014)
11/07/2014	<u>10</u>	REPLY to opposition to motion re <u>8</u> MOTION for Summary Judgment filed by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Second Colborn Declaration, # <u>2</u> Blaskowski Declaration)(Coleman Snead, Jacqueline) (Entered: 11/07/2014)

07/31/2015	<u>11</u>	MEMORANDUM AND OPINION. Signed by Judge Tanya S. Chutkan on 7/31/2015. (lctsc2) (Main Document 11 replaced on 8/13/2015) (zsm). (Entered: 07/31/2015)
07/31/2015	<u>12</u>	ORDER granting in part and denying in part Defendants' <u>8</u> Motion for Summary Judgment. See Order for details. The parties must submit a joint proposed scheduling order for moving forward in this case by August 21, 2015. Signed by Judge Tanya S. Chutkan on 7/31/2015. (lctsc2) (Entered: 07/31/2015)
07/31/2015		Set/Reset Deadlines: Proposed Scheduling Order due by 8/21/2015. (zsm) (Entered: 07/31/2015)
08/21/2015	<u>13</u>	NOTICE of Appearance by Rodney Patton on behalf of DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY (Patton, Rodney) (Entered: 08/21/2015)
08/21/2015	<u>14</u>	STATUS REPORT <i>by Both Parties in Response to the Court's Order of July 31, 2015</i> by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Patton, Rodney) (Entered: 08/21/2015)
08/25/2015		MINUTE ORDER: Having considered the Status Report of the parties <u>14</u> , it is hereby ordered that the parties shall file a Status Report, along with a proposed schedule and proposed order, not later than August 28, 2015. Signed by Judge Tanya S. Chutkan on 8/25/15. (DJS) Modified on 8/25/2015 (zsm). (Entered: 08/25/2015)
08/25/2015		Set/Reset Deadlines: Status Report and proposed schedule due by 8/28/2015. (zsm) (Entered: 08/25/2015)
08/28/2015	<u>15</u>	Joint STATUS REPORT <i>and Joint Proposed Scheduling Order</i> by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Text of Proposed Order)(Patton, Rodney) (Entered: 08/28/2015)
08/31/2015		MINUTE ORDER: Having considered the Joint Status Report filed by the parties <u>15</u> , it is hereby ordered that the parties shall abide by the following deadlines: Defendant's Motion for Summary Judgment due by October 14, 2015; Plaintiff's Opposition to Summary Judgment Motion due by November 4, 2015; Defendant's Reply in Support of Summary Judgment Motion due by November 18, 2015. Signed by Judge Tanya S. Chutkan on 8/31/15. (DJS) (Entered: 08/31/2015)
08/31/2015		Set/Reset Deadlines: Summary Judgment motion due by 10/14/2015. Response to Motion for Summary Judgment due by 11/4/2015. Reply to Motion for Summary Judgment due by 11/18/2015. (zsm) (Entered: 08/31/2015)
10/14/2015	<u>16</u>	Renewed MOTION for Summary Judgment by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Text of Proposed Order)(Patton, Rodney) Modified text on 10/15/2015 (td). (Entered: 10/14/2015)
10/15/2015	<u>17</u>	ERRATA <i>Relating to the Government's Memorandum of Points and Authorities in Support of the Government's Renewed Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY <u>16</u> Second MOTION for Summary Judgment filed by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Memorandum in Support)(Patton, Rodney) (Entered: 10/15/2015)
11/04/2015	<u>18</u>	Memorandum in opposition to re <u>16</u> Second MOTION for Summary Judgment filed by JASON LEOPOLD. (Attachments: # <u>1</u> Exhibit 1 – Colborn Declaration from NDLO v. ICE, # <u>2</u> Statement of Facts, # <u>3</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 11/04/2015)
11/18/2015	<u>19</u>	REPLY to opposition to motion re <u>16</u> Second MOTION for Summary Judgment filed by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Statement of Facts)(Patton, Rodney) (Entered: 11/18/2015)
07/11/2016	<u>20</u>	MEMORANDUM OPINION. See Order for additional details. Signed by Judge Tanya S. Chutkan on 7/11/16. (lctsc2) (Entered: 07/11/2016)
07/11/2016	<u>21</u>	ORDER denying <u>16</u> Motion for Summary Judgment. See Order for additional details. Signed by Judge Tanya S. Chutkan on 7/11/16. (lctsc2) (Entered: 07/11/2016)

07/12/2016		Set/Reset Deadlines: joint proposed scheduling order due by 8/11/2016. (tth) (Entered: 07/12/2016)
08/11/2016	<u>22</u>	Joint STATUS REPORT <i>and Joint Proposed Scheduling Order</i> by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Patton, Rodney) (Entered: 08/11/2016)
08/12/2016		MINUTE ORDER: Having considered the Status Report <u>22</u> filed by the parties, it is hereby ordered that the parties shall file another joint Status Report by October 11, 2016, along with a proposed order. Signed by Judge Tanya S. Chutkan on 8/12/16. (DJS) (Entered: 08/12/2016)
10/11/2016	<u>23</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Text of Proposed Order)(Patton, Rodney) (Entered: 10/11/2016)
10/12/2016		MINUTE ORDER: Having considered the parties' Joint Status Report <u>23</u> , it is hereby ordered that the parties are to submit another status report on or before November 10, 2016, in which the parties will report either that the issue of fees and costs has been resolved, or, if not, setting forth a proposed briefing schedule – along with a proposed order – on the issue of fees and costs. Signed by Judge Tanya S. Chutkan on 10/12/16. (DJS) (Entered: 10/12/2016)
10/13/2016		Set/Reset Deadlines: Status Report due by 11/10/2016 (zsm) (Entered: 10/13/2016)
11/10/2016	<u>24</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Patton, Rodney) (Entered: 11/10/2016)
11/11/2016		MINUTE ORDER: Having considered the parties' Joint Status Report <u>24</u> , it is hereby ordered that the parties are to submit another status report on or before 12/8/16, in which the parties will report either that the issue of fees and costs has been resolved or, if not, set forth a proposed briefing schedule – along with a proposed order – on the issue of fees and costs. Status Report due by 12/8/2016. Signed by Judge Tanya S. Chutkan on 11/11/16. (DJS) (Entered: 11/11/2016)
12/08/2016	<u>25</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Text of Proposed Order)(Patton, Rodney) (Entered: 12/08/2016)
12/12/2016		MINUTE ORDER: Having considered the parties' Joint Status Report <u>25</u> , it is hereby ordered that the parties shall submit another status report on or before December 15, 2016, in which the parties will report either that the issue of attorney's fees and costs has been resolved, or, if not, setting forth a proposed briefing schedule and proposed order on the issue of fees and costs. Signed by Judge Tanya S. Chutkan on 12/12/16. (DJS) (Entered: 12/12/2016)
12/13/2016		Set/Reset Deadlines: Status Report due by 12/15/2016 (zsm) (Entered: 12/13/2016)
12/15/2016	<u>26</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Text of Proposed Order)(Patton, Rodney) (Entered: 12/15/2016)
12/16/2016		MINUTE ORDER: Having considered the parties' Joint Status Report <u>26</u> , it is hereby ordered that the following deadlines shall apply: Plaintiff's Motion for Attorney's Fees and Costs due January 30, 2017. Defendants' Opposition due February 20, 2017. Plaintiffs Reply due March 6, 2017. Signed by Judge Tanya S. Chutkan on 12/16/16. (DJS) (Entered: 12/16/2016)
12/16/2016		Set/Reset Deadlines: Motions due by 1/30/2017. Response due by 2/20/2017 Reply due by 3/6/2017. (zsm) (Entered: 12/16/2016)
01/26/2017	<u>27</u>	Joint MOTION to Vacate <i>The Briefing Schedule</i> by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Patton, Rodney) (Entered: 01/26/2017)
01/26/2017		MINUTE ORDER: Granting <u>27</u> Joint Motion to Vacate Briefing Schedule. The current briefing schedule, set by the 12/16/16 Minute Entry Order is hereby VACATED. The parties shall file a Stipulation of Dismissal or Joint Status Report and proposed order by February 27, 2017. Signed by Judge Tanya S. Chutkan on 1/26/17.

		(DJS) (Entered: 01/26/2017)
01/31/2017		Set/Reset Deadlines: Joint Stipulation of Dismissal or Joint Status Report due by 2/27/2017. (tb) (Entered: 01/31/2017)
02/27/2017	<u>28</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY. (Attachments: # <u>1</u> Text of Proposed Order)(Patton, Rodney) (Entered: 02/27/2017)
02/28/2017	<u>29</u>	ORDER OF DISMISSAL: Dismissing case without prejudice. If settlement is not consummated, either party may reopen the action until April 15, 2017, upon motion approved by the Court. Should counsel fail to move to reopen the case within the prescribed period, the case shall, without further order, stand dismissed with prejudice. Signed by Judge Tanya S. Chutkan on 2/28/17. (DJS) (Entered: 02/28/2017)