

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:12-cv-01143-RJL**

TUAUA et al v. UNITED STATES OF AMERICA et al
Assigned to: Judge Richard J. Leon
Case in other court: 13-05272
Cause: 28:1331 Fed. Question

Date Filed: 07/10/2012
Date Terminated: 06/26/2013
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

LENEUOTI FIAFIA TUAUA

represented by **Murad Hussain**
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Plaintiff

VA'ALEAMA TOVIA FOSI

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Robert J. Katerberg
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Judith Ellen Schaeffer
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ATTORNEY TO BE NOTICED

Neil C. Weare
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

**FANUATANU FAUESALA LIFA
MAMEA**
*on his own behalf and on behalf of his minor
children, M.F.M.,L.C.M., and E.T.M.*

represented by **Murad Hussain**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert J. Katerberg
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LEAD ATTORNEY
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Elizabeth Bonnie Wydra
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Judith Ellen Schaeffer
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Neil C. Weare
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Plaintiff

TAFFY-LEI T. MAENE

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Plaintiff

EMY FIATALA AFALAVA

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Judith Ellen Schaeffer
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Neil C. Weare
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Plaintiff

SAMOAN FEDERATION OF

represented by **Murad Hussain**

AMERICA, INC.

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Robert J. Katerberg
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LEAD ATTORNEY
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Elizabeth Bonnie Wydra
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Judith Ellen Schaeffer
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Neil C. Weare
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V.

Defendant

UNITED STATES OF AMERICA

represented by **Wynne Patrick Kelly**
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Defendant

**UNITED STATES DEPARTMENT OF
STATE**

represented by **Wynne Patrick Kelly**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

HILLARY RODHAM CLINTON
*in her official capacity as Secretary of the
U.S. Department of State*

represented by **Wynne Patrick Kelly**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

JANICE JACOBS
*in her official capacity as U.S. Assistant
Secretary of State for Consular Affairs*

represented by **Wynne Patrick Kelly**
(See above for address)
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Movant**AMERICAN SAMOA GOVERNMENT**

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Amicus**ENI F.H. FALEOMAVAEGA**

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Date Filed	#	Docket Text
07/10/2012	1	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against All Defendants (Filing fee \$ 350 receipt number 0090-2997713) filed by SAMOAN FEDERATION OF AMERICA, INC., FANUATANU FAUESALA LIFA MAMEA, VA'ALEAMA TOVIA FOSI, TAFFY-LEI T. MAENE, LENEUOTI FIAFIA TUAUA, EMY FIATALA AFALAVA. (Attachments: # 1 Exhibit EXHIBIT A, # 2 Civil Cover Sheet, # 3 Summons, # 4 Summons, # 5 Summons, # 6 Summons, # 7 Summons)(Hussain, Murad) (Entered: 07/10/2012)
07/10/2012	2	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by SAMOAN FEDERATION OF AMERICA, INC. (Hussain, Murad) (Entered: 07/10/2012)
07/10/2012		Case Assigned to Judge Richard J. Leon. (mmh) (Entered: 07/11/2012)
07/11/2012	3	Electronic Summons (4) Issued as to HILLARY RODHAM CLINTON, JANICE JACOBS, U.S. DEPARTMENT OF STATE, UNITED STATES OF AMERICA. (Attachments: # 1 Summons, # 2 Summons, # 3 Summons, # 4 Summons, # 5 Consent Notices)(ls,) (Entered: 07/11/2012)
07/17/2012	4	STANDING ORDER. Signed by Judge Richard J. Leon on 7/17/2012. (lcrjl1) (Entered: 07/17/2012)

08/01/2012	5	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. HILLARY RODHAM CLINTON served on 7/19/2012; JANICE JACOBS served on 7/19/2012; U.S. DEPARTMENT OF STATE served on 7/19/2012; UNITED STATES OF AMERICA served on 7/19/2012, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 07/19/2012., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 7/19/2012. (Answer due for ALL FEDERAL DEFENDANTS by 9/17/2012.) (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit)(Hussain, Murad) (Entered: 08/01/2012)
09/14/2012	6	Consent MOTION for Extension of Time to File Answer re 1 Complaint, by HILLARY RODHAM CLINTON, JANICE JACOBS, U.S. DEPARTMENT OF STATE, UNITED STATES OF AMERICA (Attachments: # 1 Text of Proposed Order)(Kelly, Wynne) (Entered: 09/14/2012)
09/17/2012		MINUTE ORDER granting 6 Consent Motion for Extension of Time to File Answer. It is hereby ORDERED that defendants shall have up to and including October 17, 2012 to respond to plaintiffs' complaint. Signed by Judge Richard J. Leon on 9/17/12. (lcrjl1) (Entered: 09/17/2012)
10/16/2012	7	Consent MOTION for Extension of Time to File Answer re 1 Complaint, by HILLARY RODHAM CLINTON, JANICE JACOBS, U.S. DEPARTMENT OF STATE, UNITED STATES OF AMERICA (Attachments: # 1 Text of Proposed Order)(Kelly, Wynne) (Entered: 10/16/2012)
10/19/2012		MINUTE ORDER granting nunc pro tunc 7 Consent Motion for Extension of Time to Answer or Otherwise Respond to Plaintiffs' Complaint. It is hereby ORDERED that the motion is GRANTED nunc pro tunc and that defendants shall have up to and including October 31, 2012 to respond to plaintiffs' complaint. Signed by Judge Richard J. Leon on 10/19/12. (lcrjl1) (Entered: 10/19/2012)
10/22/2012		Set/Reset Deadlines: defendants response/answer to complaint due by 10/31/2012. (kc) (Entered: 10/22/2012)
10/31/2012	8	Consent MOTION for Extension of Time to File Answer re 1 Complaint, <i>Due to Hurricane Sandy</i> by HILLARY RODHAM CLINTON, JANICE JACOBS, U.S. DEPARTMENT OF STATE, UNITED STATES OF AMERICA (Attachments: # 1 Text of Proposed Order)(Kelly, Wynne) (Entered: 10/31/2012)
11/07/2012		MINUTE ORDER granting nunc pro tunc 8 Motion for Extension of Time. It is hereby ORDERED that the motion is GRANTED nunc pro tunc and that defendants shall have up to and including November 7, 2012 to respond to plaintiffs' complaint. Signed by Judge Richard J. Leon on 11/7/12. (lcrjl1) (Entered: 11/07/2012)
11/07/2012	9	MOTION to Dismiss <i>Plaintiffs' Complaint</i> by HILLARY RODHAM CLINTON, JANICE JACOBS, U.S. DEPARTMENT OF STATE, UNITED STATES OF AMERICA (Attachments: # 1 Text of Proposed Order)(Kelly, Wynne) (Entered: 11/07/2012)
11/08/2012	10	MOTION for Leave to File AMICUS CURIAE by ENI F.H. FALEOMAVEGA (Attachments: # 1 Proposed Amicus Brief, # 2 Text of Proposed Order)(rdj) (Entered: 11/09/2012)
11/13/2012	11	NOTICE OF NON-OPPOSITION TO THE MOTION OF THE HONORABLE ENI F.H. FALEOMAVEGA FOR LEAVE TO APPEAR AS AMICUS CURIAE by EMY FIATALA AFALAVA, VA'ALEAMA TOVIA FOSI, TAFFY-LEI T. MAENE, FANUATANU FAUESALA LIFA MAMEA, SAMOAN FEDERATION OF AMERICA, INC.,

		LENEUOTI FIAFIA TUAUA re 10 MOTION for Leave to File (Hussain, Murad) (Entered: 11/13/2012)
11/15/2012		MINUTE ORDER granting 10 Motion for Leave to File Amicus Curiae. It is hereby ORDERED that the motion is GRANTED and that the Brief of the Honorable Eni F.H. Faleomavaega as Amicus Curiae in Support of Defendants is accepted as filed with the Court. Signed by Judge Richard J. Leon on 11/15/12. (lcrjl1) (Entered: 11/15/2012)
11/15/2012	12	AMICUS BRIEF by ENI F.H. FALEOMAVAEGA. (znmw,) (Entered: 11/16/2012)
11/19/2012	13	Joint MOTION for Briefing Schedule (<i>Joint Motion to Revise Existing Filing Deadlines and Set a Briefing Schedule</i>) by EMY FIATALA AFALAVA, VA'ALEAMA TOVIA FOSI, TAFFY-LEI T. MAENE, FANUATANU FAUESALA LIFA MAMEA, SAMOAN FEDERATION OF AMERICA, INC., LENEUOTI FIAFIA TUAUA (Hussain, Murad) (Entered: 11/19/2012)
11/20/2012		MINUTE ORDER : Setting a Status Conference set for 11/30/2012 02:30 PM in Courtroom 18 before Judge Richard J. Leon. SO ORDERED. (tb,) (Entered: 11/20/2012)
11/28/2012	14	NOTICE of Appearance by Judith Ellen Schaeffer on behalf of All Plaintiffs (Schaeffer, Judith) (Entered: 11/28/2012)
11/29/2012	15	NOTICE of Appearance by Robert J. Katerberg on behalf of All Plaintiffs (Katerberg, Robert) (Entered: 11/29/2012)
11/29/2012	16	NOTICE of Appearance by Neil C. Weare on behalf of All Plaintiffs (Weare, Neil) (Entered: 11/29/2012)
11/29/2012	17	NOTICE of Appearance by Elizabeth Bonnie Wydra on behalf of All Plaintiffs (Wydra, Elizabeth) (Entered: 11/29/2012)
11/30/2012		Minute Entry for proceedings held before Judge Richard J. Leon. Status Conference held on 11/30/2012. Joint MOTION for Briefing Schedule 13 - DENIED. Plaintiff's Brief due by 12/7/2012. Defendant's Reply due by 12/12/2012. Status Conference set for 12/17/2012 02:30 PM in Courtroom 18 before Judge Richard J. Leon. (Court Reporter Patty Gels.) (kc) Modified on 12/4/2012 (kc). (Entered: 11/30/2012)
12/07/2012	18	Memorandum in opposition to re 9 MOTION to Dismiss <i>Plaintiffs' Complaint</i> filed by EMY FIATALA AFALAVA, VA'ALEAMA TOVIA FOSI, TAFFY-LEI T. MAENE, FANUATANU FAUESALA LIFA MAMEA, SAMOAN FEDERATION OF AMERICA, INC., LENEUOTI FIAFIA TUAUA. (Attachments: # 1 Text of Proposed Order)(Hussain, Murad) (Entered: 12/07/2012)
12/07/2012	19	CERTIFICATE OF SERVICE by EMY FIATALA AFALAVA, VA'ALEAMA TOVIA FOSI, TAFFY-LEI T. MAENE, FANUATANU FAUESALA LIFA MAMEA, SAMOAN FEDERATION OF AMERICA, INC., LENEUOTI FIAFIA TUAUA re 18 Memorandum in Opposition, <i>on Counsel for Amicus Curiae</i> . (Hussain, Murad) (Entered: 12/07/2012)
12/12/2012	20	REPLY to opposition to motion re 9 MOTION to Dismiss <i>Plaintiffs' Complaint</i> filed by HILLARY RODHAM CLINTON, JANICE JACOBS, U.S. DEPARTMENT OF STATE, UNITED STATES OF AMERICA. (Kelly, Wynne) (Entered: 12/12/2012)
12/12/2012	21	REPLY to opposition to motion re 9 MOTION to Dismiss <i>Plaintiffs' Complaint by Amicus Curiae</i> filed by ENI F.H. FALEOMAVAEGA. (Williams, Michael) (Entered: 12/12/2012)
12/13/2012	22	NOTICE of Appearance by Michael F. Williams on behalf of ENI F.H. FALEOMAVAEGA (Williams, Michael) (Main Document 22 replaced on 12/14/2012) (znmw,). (Entered: 12/13/2012)
12/17/2012		Minute Entry for proceedings held before Judge Richard J. Leon: Oral Argument Hearing

		held on 12/17/2012. The Court takes matter under advisement. (Court Reporter Patty Gels.) (kc) (Entered: 12/17/2012)
06/25/2013	23	MOTION to Intervene as a Defendant by AMERICAN SAMOA GOVERNMENT (Attachments: # 1 Text of Proposed Order)(znmw,) (Entered: 06/26/2013)
06/26/2013	24	MEMORANDUM OPINION. Signed by Judge Richard J. Leon on 6/26/2013. (kc) (Entered: 06/26/2013)
06/26/2013	25	ORDER, For the reasons set forth in the accompanying Memorandum Opinion, it is hereby ORDERED that Defendants' Motion to Dismiss Plaintiffs' Complaint 9 is GRANTED; and it is further ORDERED that plaintiffs' complaint is dismissed. SO ORDERED. Signed by Judge Richard J. Leon on 6/26/2013. (see order) (kc) (Entered: 06/26/2013)
06/26/2013		MINUTE ORDER denying as moot 23 Motion to Intervene as a Defendant. In light of the 25 Order dismissing plaintiffs' complaint, it is hereby ORDERED that the Motion to Intervene as a Defendant is DENIED as moot. Signed by Judge Richard J. Leon on 6/26/13. (lcrjl1) (Entered: 06/26/2013)
08/23/2013	26	NOTICE OF APPEAL TO DC CIRCUIT COURT as to 25 Order on Motion to Dismiss, by EMY FIATALA AFALAVA, VA'ALEAMA TOVIA FOSI, TAFFY-LEI T. MAENE, FANUATANU FAUESALA LIFA MAMEA, SAMOAN FEDERATION OF AMERICA, INC., LENEUOTI FIAFIA TUAUA. Filing fee \$ 455, receipt number 0090-3442951. Fee Status: Fee Paid. Parties have been notified. (Hussain, Murad) (Entered: 08/23/2013)
08/26/2013	27	Transmission of the Notice of Appeal, Order Appealed, and Docket Sheet to US Court of Appeals. The Court of Appeals fee was paid this date re 26 Notice of Appeal to DC Circuit Court,. (znmw,) (Entered: 08/26/2013)
09/09/2013		USCA Case Number 13-5272 for 26 Notice of Appeal to DC Circuit Court, filed by FANUATANU FAUESALA LIFA MAMEA, VA'ALEAMA TOVIA FOSI, EMY FIATALA AFALAVA, TAFFY-LEI T. MAENE, LENEUOTI FIAFIA TUAUA, SAMOAN FEDERATION OF AMERICA, INC.. (jf,) (Entered: 09/09/2013)
04/23/2014	28	TRANSCRIPT OF PROCEEDINGS before Judge Richard J. Leon held on 12/17/12; Date of Issuance:4/22/14. Court Reporter/Transcriber Patty Gels, Telephone number 202-354-3236, Court Reporter Email Address : Patty_Gels@dcd.uscourts.gov.<P></P>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.<P> NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at ww.dcd.uscourts.gov.<P></P> Redaction Request due 5/14/2014. Redacted Transcript Deadline set for 5/24/2014. Release of Transcript Restriction set for 7/22/2014.(Gels, Patty) (Entered: 04/23/2014)
10/13/2015	29	MANDATE of USCA (certified copy) as to 26 Notice of Appeal to DC Circuit Court, filed by FANUATANU FAUESALA LIFA MAMEA, VA'ALEAMA TOVIA FOSI, EMY FIATALA AFALAVA, TAFFY-LEI T. MAENE, LENEUOTI FIAFIA TUAUA, SAMOAN FEDERATION OF AMERICA, INC. ORDERED and ADJUDGED that the judgment of the District Court appealed from in this cause is hereby affirmed. USCA Case Number 13-5272. (vt) (Entered: 10/16/2015)

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Transaction Receipt			
11/05/2017 08:38:31			
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