

**U.S. District Court
Eastern District of Virginia – (Alexandria)
CIVIL DOCKET FOR CASE #: 1:18-cv-01565-LMB-IDD**

Roe et al v. Defense et al
Assigned to: District Judge Leonie M. Brinkema
Referred to: Magistrate Judge Ivan D. Davis
Case in other court: 4th Circuit, 19-01410
Cause: 28:1331 Federal Question

Date Filed: 12/19/2018
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

Richard Roe

represented by **John Webster Hunter Harding**
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TERMINATED: 08/28/2019
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Plaintiff

Victor Voe

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Laura Joy Cooley
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TERMINATED: 08/28/2019
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Andrew Ryan Sommer
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Plaintiff

OutServe-SLDN, Inc.
TERMINATED: 03/11/2020

represented by **John Webster Hunter Harding**
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Laura Joy Cooley
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TERMINATED: 08/28/2019
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Andrew Ryan Sommer
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Plaintiff

**The Modern Military Association of
America**

represented by **Andrew Ryan Sommer**
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LEAD ATTORNEY
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John Webster Hunter Harding
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Defendant

United States Department of Defense

represented by **Dennis Carl Barghaan , Jr.**
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Defendant

Patrick M. Shanahan
Acting Secretary of Defense
TERMINATED: 07/22/2019

represented by **R. Trent McCotter**
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Defendant

Heather A. Wilson
*in her official capacity as Secretary of the
Air Force*
TERMINATED: 07/22/2019

represented by **R. Trent McCotter**
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Defendant

Richard V. Spencer
Acting Secretary of Defense

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Defendant

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Acting Secretary of the Air Force

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R. Trent McCotter
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Date Filed	#	Docket Text
12/19/2018	<u>1</u>	Complaint (Filing fee \$ 400, receipt number 0422-6414179.), filed by Richard Roe, OutServe-SLDN, Inc., Victor Voe. (Attachments: # <u>1</u> Civil Cover Sheet)(Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>2</u>	NOTICE of Appearance by Andrew Ryan Sommer on behalf of OutServe-SLDN, Inc., Richard Roe, Victor Voe (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>3</u>	Financial Interest Disclosure Statement (Local Rule 7.1) by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>4</u>	Proposed Summons <i>as to Acting Attorney General of the United States Matthew Whitaker</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>5</u>	Proposed Summons <i>as to G. Zachary Terwilliger US Attorney for Eastern District of Virginia</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>6</u>	Proposed Summons <i>as to James Mattis Secretary of Defense</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>7</u>	Proposed Summons <i>as to Heather A. Wilson, Secretary of the Air Force</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>8</u>	MOTION to Proceed Under Pseudonyms and for All of Plaintiff Roe's and Plaintiff Voe's Identifying Information to be Redacted from Documents filed in the Public Record by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>9</u>	Memorandum in Support re <u>8</u> MOTION to Proceed Under Pseudonyms and for All of Plaintiff Roe's and Plaintiff Voe's Identifying Information to be Redacted from Documents filed in the Public Record filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>10</u>	Notice of Hearing Date set for 1/4/2019 re <u>8</u> MOTION to Proceed Under Pseudonyms and for All of Plaintiff Roe's and Plaintiff Voe's Identifying Information to be Redacted from Documents filed in the Public Record (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018		Initial Case Assignment to District Judge Leonie M. Brinkema and Magistrate Judge Ivan D. Davis. (acha,) (Entered: 12/19/2018)
12/19/2018	<u>11</u>	Proposed Summons <i>as to the U.S. Department of Defense</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>12</u>	Motion to appear Pro Hac Vice by Julie Anne Bauer and Certification of Local Counsel Andrew R. Sommer by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>13</u>	Motion to appear Pro Hac Vice by Kara Nicole Ingelhart and Certification of Local Counsel Andrew R. Sommer Filing fee \$ 75, receipt number 0422-6414747. by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)

12/19/2018	<u>14</u>	Motion to appear Pro Hac Vice by Lauren Gailey and Certification of Local Counsel Andrew R. Sommer Filing fee \$ 75, receipt number 0422-6414754. by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>15</u>	Motion to appear Pro Hac Vice by Peter Edward Perkowski and Certification of Local Counsel Andrew R. Sommer Filing fee \$ 75, receipt number 0422-6414767. by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>16</u>	Motion to appear Pro Hac Vice by Scott Schoettes and Certification of Local Counsel Andrew R. Sommer Filing fee \$ 75, receipt number 0422-6414790. by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 12/19/2018)
12/19/2018	<u>17</u>	Summons Issued as to James N. Mattis, United States Department of Defense, Heather A. Wilson, U.S. Attorney and U.S. Attorney General NOTICE TO ATTORNEY: Print out two electronically issued summons and one copy of the attachments for each defendant to be served with the complaint. (Attachments: # <u>1</u> Notice to Attorney)(acha,) (Entered: 12/19/2018)
12/20/2018		Set Deadlines as to <u>8</u> MOTION to Proceed Under Pseudonyms and for All of Plaintiff Roe's and Plaintiff Voe's Identifying Information to be Redacted from Documents filed in the Public Record . Motion Hearing set for 1/4/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 12/20/2018)
12/21/2018	<u>18</u>	ORDER granting <u>12</u> Motion for Pro hac vice for Julie Anne Bauer. Signed by District Judge Leonie M. Brinkema on 12/21/2018. (acha,) (Entered: 12/21/2018)
12/21/2018	<u>19</u>	ORDER granting <u>13</u> Motion for Pro hac vice for Kara Nicole Ingelhart. Signed by District Judge Leonie M. Brinkema on 12/21/2018. (acha,) (Entered: 12/21/2018)
12/21/2018	<u>20</u>	ORDER granting <u>14</u> Motion for Pro hac vice for Lauren Gailey. Signed by District Judge Leonie M. Brinkema on 12/21/2018. (acha,) (Entered: 12/21/2018)
12/21/2018	<u>21</u>	ORDER granting <u>15</u> Motion for Pro hac vice for Peter Edward Perkowski. Signed by District Judge Leonie M. Brinkema on 12/21/2018. (acha,) (Entered: 12/21/2018)
12/21/2018	<u>22</u>	ORDER granting <u>16</u> Motion for Pro hac vice for Scott Schoettes. Signed by District Judge Leonie M. Brinkema on 12/21/2018. (acha,) (Entered: 12/21/2018)
12/21/2018	<u>23</u>	ORDER: Before the Court is plaintiffs' Motion to Proceed Under Pseudonyms and for All of Plaintiff Roe's and Plaintiff Voe's Identifying Information to Be Redacted from Documents Filed in the Public Record [Dkt. No. 8]. The Court has considered plaintiffs' submission and finds it is well made. Accordingly, the Motion is GRANTED, and it is hereby ORDERED that plaintiffs shall be entitled to proceed pseudonymously and to have any personal identifying information redacted from publicly filed documents.Signed by District Judge Leonie M. Brinkema on 12/21/18. (yguy) (Entered: 12/21/2018)
01/02/2019	<u>24</u>	AFFIDAVIT of Service as to Matthew Whitaker by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/02/2019)
01/02/2019	<u>25</u>	AFFIDAVIT of Service as to Department of Defense by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/02/2019)
01/02/2019	<u>26</u>	AFFIDAVIT of Service as to Heather A. Wilson by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/02/2019)
01/02/2019	<u>27</u>	AFFIDAVIT of Service as to James Mattis by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/02/2019)
01/02/2019	<u>28</u>	AFFIDAVIT of Service as to G. Zachary Terwilliger by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/02/2019)
01/04/2019	<u>29</u>	Joint MOTION to Modify the Scheduling Order in the Harrison Case and for Entry of Briefing Schedule and Scheduling Order in the Roe Case by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/04/2019)

01/04/2019	<u>30</u>	Memorandum in Support re <u>29</u> Joint MOTION to Modify the Scheduling Order in the Harrison Case and for Entry of Briefing Schedule and Scheduling Order in the Roe Case filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 01/04/2019)
01/04/2019	<u>31</u>	NOTICE of Appearance by R. Trent McCotter on behalf of James N. Mattis, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 01/04/2019)
01/04/2019	<u>32</u>	ORDER- It is hereby ORDERED that the joint motion is GRANTED with the following exceptions: the cut-off date for all discovery is Friday, May 10, 2019 and the final pretrial for both civil actions will be held at 10:00 a.m. on Thursday, May 16, 2019, and it is further ORDERED that the parties Proposed Consolidated Discovery Schedule is approved and shall control discovery to the extent of its application unless further modified by the Court. Signed by District Judge Leonie M. Brinkema on 1/4/2019. (See order for further details). (acha,) (Entered: 01/04/2019)
01/04/2019		Set Deadlines/Hearings Discovery due by 5/10/2019. Final Pretrial Conference set for 5/16/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (acha,) (Entered: 01/04/2019)
01/11/2019	<u>33</u>	MOTION for Preliminary Injunction by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>34</u>	Memorandum in Support re <u>33</u> MOTION for Preliminary Injunction filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>35</u>	Notice of Hearing Date set for February 15, 2019 re <u>33</u> MOTION for Preliminary Injunction (Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>36</u>	MOTION to Seal <i>Exhibits A & B and Attachments</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>37</u>	Notice of Filing Sealing Motion LCvR5(C) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>36</u> MOTION to Seal <i>Exhibits A & B and Attachments</i> (Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>38</u>	Sealed Attachment/Exhibit(s) re <u>36</u> MOTION to Seal <i>Exhibits A & B and Attachments</i> . (Attachments: # <u>1</u> Exhibit A1, # <u>2</u> Exhibit A2, # <u>3</u> Exhibit A3, # <u>4</u> Exhibit A4, # <u>5</u> Exhibit A5, # <u>6</u> Exhibit A6, # <u>7</u> Exhibit B, # <u>8</u> Exhibit B1, # <u>9</u> Exhibit B2, # <u>10</u> Exhibit B3, # <u>11</u> Exhibit B4)(Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>39</u>	Memorandum in Support re <u>36</u> MOTION to Seal <i>Exhibits A & B and Attachments</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>40</u>	EXHIBIT C-J for Memorandum in Support of Preliminary Injunction by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Attachments: # <u>1</u> Exhibit C1, # <u>2</u> Exhibit C2, # <u>3</u> Exhibit C3, # <u>4</u> Exhibit C4, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J)(Sommer, Andrew) (Entered: 01/11/2019)
01/11/2019	<u>41</u>	CERTIFICATE of Service as to Sealed Exhibits A & B and attachments by Andrew Ryan Sommer on behalf of OutServe-SLDN, Inc., Richard Roe, Victor Voe (Sommer, Andrew) (Entered: 01/11/2019)
01/15/2019		Set Deadlines as to <u>33</u> MOTION for Preliminary Injunction . Motion Hearing set for 2/15/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 01/15/2019)
01/18/2019	<u>42</u>	ORDER- It is hereby ORDERED that plaintiff's <u>36</u> motion is GRANTED IN PART, and that Exhibits A and B in support of plaintiff's motion for preliminary injunction may remain filed under seal; and it is further ORDERED that plaintiff's publicly file redacted versions of every document filed under seal. Signed by District Judge Leonie M. Brinkema on 1/18/2019. (See order for further details). (acha,) (Entered: 01/18/2019)

01/18/2019	<u>43</u>	MOTION For Entry of Agreed–Upon Protective Order and Agreed–Upon Electronically–Stored Information Order by OutServe–SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A – Proposed Protective Order, # <u>2</u> Exhibit B – Proposed ESI Order)(Sommer, Andrew) (Entered: 01/18/2019)
01/22/2019	<u>44</u>	Redacted version of <i>Exhibits A and B and Supporting Attachments to <u>34</u> Memorandum in Support of Plaintiffs Motion for Preliminary Injunction.</i> (Attachments: # <u>1</u> Exhibit A1, # <u>2</u> Exhibit A2, # <u>3</u> Exhibit A3, # <u>4</u> Exhibit A4, # <u>5</u> Exhibit A5, # <u>6</u> Exhibit A6, # <u>7</u> Exhibit B, # <u>8</u> Exhibit B1, # <u>9</u> Exhibit B2, # <u>10</u> Exhibit B3, # <u>11</u> Exhibit B4)(Sommer, Andrew) (Entered: 01/22/2019)
01/22/2019	<u>45</u>	ORDER granting <u>43</u> Motion for Entry of Agreed–Upon Protective Order Signed by Magistrate Judge Ivan D. Davis on 1/22/2019. (See order for further details). (acha,) (Entered: 01/22/2019)
01/22/2019	<u>46</u>	ORDER GRANTING <u>43</u> MOTION For Agreed–Upon Electronically–Stored Information Order. Signed by Magistrate Judge Ivan D. Davis on 1/22/2019. (See order for further details). (acha,) (Entered: 01/22/2019)
01/25/2019	<u>47</u>	Memorandum in Opposition re <u>33</u> MOTION for Preliminary Injunction filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Appendix Index, # <u>2</u> Appendix Public Part 1, # <u>3</u> Appendix Public Part 2)(McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>48</u>	MOTION to Dismiss for Lack of Jurisdiction by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>49</u>	MOTION to Dismiss for Failure to State a Claim by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>50</u>	Memorandum in Support re <u>49</u> MOTION to Dismiss for Failure to State a Claim , <u>48</u> MOTION to Dismiss for Lack of Jurisdiction filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Appendix Index, # <u>2</u> Appendix Public Part 1, # <u>3</u> Appendix Public Part 2)(McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>51</u>	Notice of Hearing Date set for February 15, 2019 re <u>49</u> MOTION to Dismiss for Failure to State a Claim , <u>48</u> MOTION to Dismiss for Lack of Jurisdiction (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>52</u>	MOTION to Seal by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>53</u>	Notice of Under Seal Filing LCvR5 (B) by James N. Mattis, United States Department of Defense, Heather A. Wilson re <u>52</u> MOTION to Seal (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>54</u>	Memorandum in Support re <u>52</u> MOTION to Seal filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>55</u>	Sealed Appendix Part 1. (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>56</u>	Sealed Appendix Part 2. (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>57</u>	Sealed Appendix Part 3. (McCotter, R.) (Entered: 01/25/2019)
01/25/2019	<u>58</u>	Sealed Appendix Part 4. (McCotter, R.) (Entered: 01/25/2019)
01/28/2019	<u>59</u>	ORDER granting <u>52</u> Motion to Seal. Signed by District Judge Leonie M. Brinkema on 1/28/2019. (See order for further details). (acha,) (Entered: 01/28/2019)
01/28/2019		Set Deadlines as to <u>49</u> MOTION to Dismiss for Failure to State a Claim , <u>48</u> MOTION to Dismiss for Lack of Jurisdiction . Motion Hearing set for 2/15/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 01/28/2019)
02/01/2019	<u>60</u>	Opposition to the Motion to Dismiss filed by OutServe–SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit C1, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G)(Sommer, Andrew)

		(Entered: 02/01/2019)
02/01/2019	<u>61</u>	Reply to Opposition to Preliminary Injunction filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 02/01/2019)
02/01/2019	<u>62</u>	MOTION to Seal Exhibits A & B to Plaintiffs' Opposition to the Motion to Dismiss and Reply in Support of their Motion for a Preliminary Injunction by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 02/01/2019)
02/01/2019	<u>63</u>	Notice of Filing Sealing Motion LCvR5(C) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>62</u> MOTION to Seal Exhibits A & B to Plaintiffs' Opposition to the Motion to Dismiss and Reply in Support of their Motion for a Preliminary Injunction (Sommer, Andrew) (Entered: 02/01/2019)
02/01/2019	<u>64</u>	Sealed Attachment/Exhibit(s) re <u>62</u> MOTION to Seal Exhibits A & B to Plaintiffs' Opposition to the Motion to Dismiss and Reply in Support of their Motion for a Preliminary Injunction. (Attachments: # <u>1</u> Exhibit B)(Sommer, Andrew) (Entered: 02/01/2019)
02/01/2019	<u>65</u>	Memorandum in Support re <u>62</u> MOTION to Seal Exhibits A & B to Plaintiffs' Opposition to the Motion to Dismiss and Reply in Support of their Motion for a Preliminary Injunction filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 02/01/2019)
02/01/2019	<u>66</u>	CERTIFICATE of Service as to Sealed Exhibits A & B by Andrew Ryan Sommer on behalf of OutServe-SLDN, Inc., Richard Roe, Victor Voe (Sommer, Andrew) (Entered: 02/01/2019)
02/01/2019	<u>67</u>	NOTICE by James N. Mattis, United States Department of Defense, Heather A. Wilson FILING OF REDACTED ADMINISTRATIVE RECORD (Attachments: # <u>1</u> Exhibit AR1, # <u>2</u> Exhibit AR2, # <u>3</u> Exhibit AR3, # <u>4</u> Exhibit AR4)(McCotter, R.) (Entered: 02/01/2019)
02/01/2019	<u>68</u>	NOTICE of Appearance by Laura Joy Cooley on behalf of OutServe-SLDN, Inc., Richard Roe, Victor Voe (Cooley, Laura) (Entered: 02/01/2019)
02/04/2019	<u>69</u>	ORDER granting <u>62</u> Motion to Seal Exhibits A & B to Plaintiffs' Opposition to the Motion to Dismiss and Reply in Support of their Motion for a Preliminary Injunction. Signed by District Judge Leonie M. Brinkema on 2/4/2019. (see Order for details) (dest,) (Entered: 02/04/2019)
02/08/2019	<u>70</u>	REPLY to Response to Motion re <u>49</u> MOTION to Dismiss for Failure to State a Claim , <u>48</u> MOTION to Dismiss for Lack of Jurisdiction filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 02/08/2019)
02/15/2019	<u>71</u>	Minute Entry for proceedings held before District Judge Leonie M. Brinkema: Motion Hearing held on 2/15/2019. Appearances of counsel. Motions are argued. Pltfs' <u>33</u> MOTION for Preliminary Injunction is GRANTED IN PART AND DENIED IN PART. Defts' <u>48</u> MOTION to Dismiss for Lack of Jurisdiction and <u>49</u> MOTION to Dismiss for Failure to State a Claim are DENIED. (memorandum opinion and order to follow) (Court Reporter A. Thomson.)(yguy) (Entered: 02/15/2019)
02/15/2019	<u>72</u>	MEMORANDUM OPINION: Accordingly, plaintiffs' motion for a preliminary injunction will be granted in part and denied in part, and defendants' motion to dismiss denied, by an appropriate Order to be issued with this Memorandum Opinion. Signed by District Judge Leonie M. Brinkema on 2/15/19. (yguy) (Entered: 02/15/2019)
02/15/2019	<u>73</u>	ORDER: For the reasons stated in the accompanying Memorandum Opinion, defendants' Motion to Dismiss [Dkt. Nos. 48-49] is DENIED, plaintiffs' Motion for a Preliminary Injunction [Dkt. No. 33] is GRANTED IN PART and DENIED IN PART, and it is hereby ORDERED, ADJUDGED, and DECREED that defendants be and are ENJOINED from separating or discharging from military service Richard Roe, Victor Voe, and any other similarly situated active-duty member of the Air Force because they are classified as ineligible for worldwide deployment or deployment to the United States Central Command ("CENTCOM") area due to their HIV-positive status. Signed by District Judge Leonie M. Brinkema on 2/15/19. (yguy) (Entered: 02/15/2019)

		02/15/2019)
02/15/2019	<u>74</u>	MOTION to Amend/Correct <i>Preliminary Injunction</i> by OutServe-SLDN, Inc.. (Sommer, Andrew) (Entered: 02/15/2019)
02/15/2019	<u>75</u>	Memorandum in Support re <u>74</u> MOTION to Amend/Correct <i>Preliminary Injunction</i> filed by OutServe-SLDN, Inc.. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 02/15/2019)
02/15/2019	<u>76</u>	NOTICE by James N. Mattis, United States Department of Defense, Heather A. Wilson <i>FORTHCOMING RESPONSE</i> (McCotter, R.) (Entered: 02/15/2019)
02/19/2019	<u>77</u>	Memorandum in Opposition re <u>74</u> MOTION to Amend/Correct <i>Preliminary Injunction</i> filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 02/19/2019)
02/19/2019	<u>78</u>	ORDERED that OutServe's Motion to Amend Preliminary Injunction [Dkt. No. 74] be and is DENIED WITHOUT PREJUDICE. (see order for details). Signed by District Judge Leonie M. Brinkema on 2/19/19. (yguy) (Entered: 02/19/2019)
02/21/2019	<u>79</u>	TRANSCRIPT of proceedings held on 2/15/2019, before Judge Leonie M. Brinkema, Court Reporter Anneliese Thomson, Telephone number 703-299-8595. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have thirty(30) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.vaed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the court reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 3/25/2019. Redacted Transcript Deadline set for 4/23/2019. Release of Transcript Restriction set for 5/22/2019.(thomson, anneliese) (Entered: 02/21/2019)
03/01/2019	<u>80</u>	NOTICE by James N. Mattis, United States Department of Defense, Heather A. Wilson <i>FILING OF SUPPLEMENTAL ADMINISTRATIVE RECORD</i> (McCotter, R.) (Entered: 03/01/2019)
03/01/2019	<u>81</u>	MOTION TO FILE UNDER SEAL by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 03/01/2019)
03/01/2019	<u>82</u>	Memorandum in Support re <u>81</u> MOTION TO FILE UNDER SEAL filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit Declaration)(McCotter, R.) (Entered: 03/01/2019)
03/01/2019	<u>83</u>	Notice of Under Seal Filing LCvR5 (B) by James N. Mattis, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 03/01/2019)
03/01/2019	<u>84</u>	Sealed Document SUPPLEMENTAL ADMINISTRATIVE RECORD. (McCotter, R.) (Entered: 03/01/2019)
03/01/2019	<u>85</u>	ORDER granting <u>81</u> MOTION TO FILE UNDER SEAL SUPPLEMENTAL ADMINISTRATIVE RECORD. Signed by District Judge Leonie M. Brinkema on 3/1/2019. (See order for further details). (acha,) (Entered: 03/01/2019)
03/06/2019	<u>86</u>	NOTICE by James N. Mattis, United States Department of Defense, Heather A. Wilson re <u>80</u> NOTICE <i>FILING OF REDACTED SUPPLEMENTAL ADMINISTRATIVE RECORD</i> (McCotter, R.) (Entered: 03/06/2019)
03/06/2019	<u>87</u>	Consent MOTION for Extension of Time to File Answer by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 03/06/2019)
03/06/2019	<u>88</u>	Memorandum in Support re <u>87</u> Consent MOTION for Extension of Time to File Answer filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 03/06/2019)
03/07/2019	<u>89</u>	ORDER granting <u>87</u> Motion for Extension of Time to Answer. Defendants may file and Answer to Plaintiffs' Complaint no later than March 8, 2019. Signed by District

		Judge Leonie M. Brinkema on 3/7/2019. (dvanm,) (Entered: 03/07/2019)
03/08/2019	<u>90</u>	ANSWER to Complaint by James N. Mattis, United States Department of Defense, Heather A. Wilson.(McCotter, R.) (Entered: 03/08/2019)
03/15/2019	<u>91</u>	Joint MOTION to Amend/Correct <i>the Scheduling Order for the Limited Purpose of Taking Several Depositions Out of Time</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 03/15/2019)
03/15/2019	<u>92</u>	Memorandum in Support re <u>91</u> Joint MOTION to Amend/Correct <i>the Scheduling Order for the Limited Purpose of Taking Several Depositions Out of Time</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Sommer, Andrew) (Entered: 03/15/2019)
03/15/2019	<u>93</u>	ORDER granting <u>91</u> Joint MOTION to Amend/Correct the Scheduling Order for the Limited Purpose of Taking Several Depositions Out of Time by OutServe-SLDN, Inc., Signed by Magistrate Judge Ivan D. Davis on 3/15/2019. (See order for further details).(acha,) (Entered: 03/15/2019)
03/20/2019	<u>94</u>	NOTICE of Appearance by John Webster Hunter Harding on behalf of OutServe-SLDN, Inc., Richard Roe, Victor Voe (Harding, John) (Entered: 03/20/2019)
03/22/2019	<u>95</u>	MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 03/22/2019)
03/22/2019	<u>96</u>	Memorandum in Support re <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Proposed Order)(Sommer, Andrew) (Entered: 03/22/2019)
03/22/2019	<u>97</u>	Notice of Hearing Date set for March 29, 2019 re <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> (Sommer, Andrew) (Entered: 03/22/2019)
03/25/2019		Set Deadlines as to <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> . Motion Hearing set for 3/29/2019 at 10:00 AM in Alexandria Courtroom 301 before Magistrate Judge Ivan D. Davis. (clar,) (Entered: 03/25/2019)
03/25/2019		MOTIONS REFERRED to Magistrate Judge: Davis. <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> (clar,) (Entered: 03/25/2019)
03/27/2019	<u>98</u>	Opposition to <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit Declaration, # <u>2</u> Exhibit Privilege Log, # <u>3</u> Exhibit Privilege Log)(McCotter, Richard) (Entered: 03/27/2019)
03/28/2019	<u>99</u>	REPLY to Response to Motion re <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Sommer, Andrew) (Entered: 03/28/2019)
03/29/2019	<u>100</u>	Minute Entry for proceedings held before Magistrate Judge Ivan D. Davis: Motion Hearing held on 3/29/2019 re <u>95</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> filed by Richard Roe, Victor Voe, OutServe-SLDN, Inc. Appearance of Counsel for the Plaintiff and Defendant. Motion argued and held in abeyance. Order to follow. (Tape #FTR.)(lgue,) (Entered: 03/29/2019)
03/29/2019	<u>101</u>	ORDER – FOR REASONS stated from the bench and in accord with specific rulings and instructions thereto, it is hereby ORDERED that Plaintiffs' Motion to Compel Production of Documents <u>95</u> is HELD IN ABEYANCE pending review of the objections in the companion case Harrison et al. v. Shanahan et al., 18-cv-641. Signed by Magistrate Judge Ivan D. Davis on 03/29/2019. (lgue,) (Entered: 03/29/2019)

04/03/2019	<u>102</u>	Motion to appear Pro Hac Vice by Alexandra Jane Hemmings and Certification of Local Counsel John W.H. Harding Filing fee \$ 75, receipt number 0422-6571827. by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 04/03/2019)
04/04/2019	<u>103</u>	ORDER granting <u>102</u> Motion for Pro hac vice for Alexandra Jane Hemmings. Signed by District Judge Leonie M. Brinkema on 4/4/2019. (acha,) (Entered: 04/04/2019)
04/05/2019	<u>104</u>	Consent MOTION to Amend/Correct <u>73</u> Order,, by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, Richard) (Entered: 04/05/2019)
04/05/2019	<u>105</u>	Memorandum in Support re <u>104</u> Consent MOTION to Amend/Correct <u>73</u> Order,, filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit Menendez Declaration)(McCotter, Richard) (Entered: 04/05/2019)
04/05/2019	<u>106</u>	MOTION to Seal by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, Richard) (Entered: 04/05/2019)
04/05/2019	<u>107</u>	Memorandum in Support re <u>106</u> MOTION to Seal filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, Richard) (Entered: 04/05/2019)
04/05/2019	<u>108</u>	Notice of Under Seal Filing LCvR5 (B) by James N. Mattis, United States Department of Defense, Heather A. Wilson (McCotter, Richard) (Entered: 04/05/2019)
04/05/2019	<u>109</u>	Sealed Attachment/Exhibit(s). (McCotter, Richard) (Entered: 04/05/2019)
04/08/2019	<u>110</u>	ORDER granting <u>106</u> Motion to Seal. The Court ORDERS that Exhibits A-D to the Declaration of Col. Damon Menendez ("Menendez Decl."), filed simultaneously with Defendants' Motion to Modify the Preliminary Injunction, be filed under seal. Signed by District Judge Leonie M. Brinkema on 4/8/2019. (dest,) (Entered: 04/08/2019)
04/08/2019	<u>111</u>	ORDER granting <u>104</u> Motion to Amend/Correct. The Court hereby GRANTS Defendants' Motion, and AMENDS its February 15, 2019 Order, ECF No. 73, to state that it is "ORDERED, ADJUDGED, and DECREED that defendants be and are ENJOINED from separating or discharging from military service Richard Roe, Victor Voe, and any other similarly situated active duty member of the Air Force. Signed by District Judge Leonie M. Brinkema on 4/8/2019. (see Order for further details) (dest,) (Entered: 04/08/2019)
04/16/2019	<u>112</u>	NOTICE OF APPEAL as to <u>73</u> Order,, <u>111</u> Order on Motion to Amend/Correct, <u>72</u> Memorandum Opinion, by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, Richard) (Entered: 04/16/2019)
04/17/2019	<u>113</u>	Transmission of Notice of Appeal to US Court of Appeals re <u>112</u> Notice of Appeal (All case opening forms, plus the transcript guidelines, may be obtained from the Fourth Circuit's website at www.ca4.uscourts.gov) (acha,) (Entered: 04/17/2019)
04/18/2019	<u>114</u>	USCA Case Number 19-1410 4th Circuit, Case Manager J. Neal for <u>112</u> Notice of Appeal filed by United States Department of Defense, James N. Mattis, Heather A. Wilson. (rban,) (Entered: 04/18/2019)
05/02/2019	<u>115</u>	Joint MOTION to Modify the Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 05/02/2019)
05/02/2019	<u>116</u>	Memorandum in Support re <u>115</u> Joint MOTION to Modify the Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 05/02/2019)
05/03/2019		Notice of Correction re <u>115</u> Joint MOTION to Modify the Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time . The filing user has been notified to file a Notice of Hearing Date or a Notice of Waiver of Oral Argument.(acha,) (Entered: 05/03/2019)

05/03/2019	<u>117</u>	ORDER granting <u>115</u> Joint MOTION to Modify the Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. Signed by Magistrate Judge Ivan D. Davis on 5/3/2019. (See order for further details).(acha,) (Entered: 05/03/2019)
05/03/2019	<u>118</u>	MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 05/03/2019)
05/03/2019	<u>119</u>	Memorandum in Support re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C, # <u>3</u> Exhibit E, # <u>4</u> Exhibit N, # <u>5</u> Exhibit O, # <u>6</u> Exhibit Q, # <u>7</u> Exhibit R)(McCotter, R.) (Entered: 05/03/2019)
05/03/2019	<u>120</u>	MOTION to Seal by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 05/03/2019)
05/03/2019	<u>121</u>	Memorandum in Support re <u>120</u> MOTION to Seal filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 05/03/2019)
05/03/2019	<u>122</u>	Notice of Under Seal Filing LCvR5 (B) by James N. Mattis, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 05/03/2019)
05/03/2019	<u>123</u>	Sealed Attachment/Exhibit(s) FOR PARTIAL MOTION TO DISMISS. (McCotter, R.) (Entered: 05/03/2019)
05/03/2019	<u>124</u>	Notice of Hearing Date set for MAY 31, 2019 re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> (McCotter, R.) (Entered: 05/03/2019)
05/06/2019	<u>125</u>	ORDER granting <u>120</u> MOTION to Seal by James N. Mattis, United States Department of Defense, Heather A. Wilson. Signed by District Judge Leonie M. Brinkema on 5/6/2019. (See order for further details). (acha,) (Entered: 05/06/2019)
05/06/2019		Set Deadlines as to <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> . Motion Hearing set for 5/31/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 05/06/2019)
05/13/2019		Set/Reset Hearings: Final Pretrial Conference reset for 5/16/2019 at 09:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (yguy) (Entered: 05/13/2019)
05/14/2019	<u>126</u>	Joint MOTION to Enlarge Time to File Pretrial Disclosures by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 05/14/2019)
05/14/2019	<u>127</u>	Memorandum in Support re <u>126</u> Joint MOTION to Enlarge Time to File Pretrial Disclosures filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 05/14/2019)
05/14/2019	<u>128</u>	ORDERED that the <u>126</u> Parties' Joint Motion to Enlarge Time to File Pretrial Disclosures is granted, and that the Parties shall file the pretrial disclosures required by the scheduling order entered in Harrison v. Shanahan see Dkt. 64 on or before May 30,2019. Signed by District Judge Leonie M. Brinkema on 05/14/2019. (dvanm,) (Entered: 05/14/2019)
05/16/2019	<u>129</u>	Minute Entry for proceedings held before District Judge Leonie M. Brinkema:Final Pretrial Conference held on 5/16/2019. Appearances of counsel. Court advised of case status. Deadline to file witness/exhibits list previously extended to May 30th. Trial estimate - 1 week. Bench Trial set for 9/9/2019 at 09:30 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (Court Reporter A. Thomson.)(yguy) (Entered: 05/16/2019)
05/17/2019	<u>130</u>	NOTICE by James N. Mattis, United States Department of Defense, Heather A. Wilson re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> <i>Filing of Redacted Exhibits A, D, F-M, P</i> (McCotter, R.) (Entered: 05/17/2019)
05/17/2019	<u>131</u>	Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit C, # <u>3</u> Exhibit D, # <u>4</u> Exhibit E)(Harding, John) (Entered: 05/17/2019)

05/17/2019	<u>132</u>	MOTION to Seal <i>Exhibits B and F-L</i> filed <i>Simultaneously with Plaintiffs' Opposition to Defendants' Renewed Motion to Dismiss Plaintiff OutServe-SLDN</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 05/17/2019)
05/17/2019	<u>133</u>	Notice of Filing Sealing Motion LCvR5(C) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>132</u> MOTION to Seal <i>Exhibits B and F-L</i> filed <i>Simultaneously with Plaintiffs' Opposition to Defendants' Renewed Motion to Dismiss Plaintiff OutServe-SLDN</i> (Harding, John) (Entered: 05/17/2019)
05/17/2019	<u>134</u>	Sealed Document re <u>132</u> MOTION to Seal <i>Exhibits B and F-L</i> filed <i>Simultaneously with Plaintiffs' Opposition to Defendants' Renewed Motion to Dismiss Plaintiff OutServe-SLDN</i> . (Attachments: # <u>1</u> Exhibit F, # <u>2</u> Exhibit G, # <u>3</u> Exhibit H, # <u>4</u> Exhibit I, # <u>5</u> Exhibit J, # <u>6</u> Exhibit K, # <u>7</u> Exhibit L)(Harding, John) (Entered: 05/17/2019)
05/17/2019	<u>135</u>	Memorandum in Support re <u>132</u> MOTION to Seal <i>Exhibits B and F-L</i> filed <i>Simultaneously with Plaintiffs' Opposition to Defendants' Renewed Motion to Dismiss Plaintiff OutServe-SLDN</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 05/17/2019)
05/21/2019	<u>136</u>	ORDER-It is hereby ORDERED that Exhibits B and F-L in support of Plaintiffs' Opposition Defendants' Renewed <u>132</u> Motion to Dismiss Plaintiff OutServe-SLDN may remain filed under seal, and that Plaintiffs publicly file redacted versions of Exhibits B and F-L by May 29,2019. Signed by District Judge Leonie M. Brinkema on 5/21/2019. (See order for further details). (acha,) (Entered: 05/21/2019)
05/22/2019		Reset Deadlines as to <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> . Motion Hearing set for 5/31/2019 at 09:30 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (Per LMB chambers)(clar,) (Entered: 05/22/2019)
05/23/2019	<u>137</u>	REPLY to Response to Motion re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit S, # <u>2</u> Exhibit T)(McCotter, R.) (Entered: 05/23/2019)
05/24/2019	<u>138</u>	STATUS REPORT <i>Joint Status Report</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A)(Harding, John) (Entered: 05/24/2019)
05/29/2019	<u>139</u>	MOTION to Seal by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 05/29/2019)
05/29/2019	<u>140</u>	Memorandum in Support re <u>139</u> MOTION to Seal filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 05/29/2019)
05/29/2019	<u>141</u>	Notice of Under Seal Filing LCvR5 (B) by James N. Mattis, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 05/29/2019)
05/29/2019	<u>142</u>	MOTION for Extension of <i>Time to File and Exchange Rule 26 Disclosures</i> by James N. Mattis, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 05/29/2019)
05/29/2019	<u>143</u>	Memorandum in Support re <u>142</u> MOTION for Extension of <i>Time to File and Exchange Rule 26 Disclosures</i> filed by James N. Mattis, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 05/29/2019)
05/29/2019	<u>144</u>	Redacted version of <i>Exhibits B, F-L in relation to Order granting Motion to Seal entered May 20, 2019</i> . (Attachments: # <u>1</u> Exhibit F, # <u>2</u> Exhibit G, # <u>3</u> Exhibit H, # <u>4</u> Exhibit I, # <u>5</u> Exhibit J, # <u>6</u> Exhibit K, # <u>7</u> Exhibit L)(Harding, John) (Entered: 05/29/2019)
05/29/2019	<u>145</u>	ORDER granting <u>142</u> Motion for Extension of <i>Time to File and Exchange Rule 26 Disclosures</i> . ORDERED that the Parties shall file the pretrial disclosure required by the scheduling order entered in <i>Harrison v. Shanaban</i> , see Dkt. 64 on or before June 5, 2019. Signed by District Judge Leonie M. Brinkema on 5/29/2019. (dest,) (Entered: 05/29/2019)

05/30/2019		Reset Deadlines as to <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> . Motion Hearing set for 5/31/2019 at 09:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (Per LMB chambers) (clar,) (Entered: 05/30/2019)
05/31/2019	<u>146</u>	Minute Entry for proceedings held before District Judge Leonie M. Brinkema: Motion Hearing held on 5/31/2019. Appearances of counsel. Defts <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART is argued and HELD IN ABEYANCE. (order to follow) (Court Reporter A. Thomson.)</i> (yguy) (Entered: 05/31/2019)
05/31/2019	<u>147</u>	ORDER: For the reasons stated in open court, Defendants' Renewed Motions to Dismiss [1:18-cv-641, Dkt. No. 154; 1:18-cv-1565, Dkt. No. 118] are HELD IN ABEYANCE, and it is hereby ORDERED that the parties have until the close of business on Monday, July 1, 2019 to conduct additional discovery with respect to whether plaintiff OutServe-SLDN, Inc. has associational and/or direct standing. If the additional discovery period does not reveal any further facts that merit attention, the parties should so advise the Court. Alternatively, if any party wishes to submit additional briefing related to newly discovered evidence, it must do so no later than Friday, July 12, 2019. Any briefs in opposition must be filed by Friday, July 19, 2019, and no reply briefs will be permitted. (see order for details) Signed by District Judge Leonie M. Brinkema on 5/31/19. (yguy) (Entered: 05/31/2019)
06/05/2019	<u>148</u>	Exhibit List by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson.. (McCotter, R.) (Entered: 06/05/2019)
06/05/2019	<u>149</u>	Witness List by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 06/05/2019)
06/05/2019	<u>150</u>	Exhibit List by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Harding, John) (Entered: 06/05/2019)
06/05/2019	<u>151</u>	Witness List by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 06/05/2019)
06/05/2019	<u>152</u>	Statement of Undisputed Facts by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 06/05/2019)
06/11/2019	<u>153</u>	ORDER granting <u>139</u> MOTION to Seal by James N. Mattis, United States Department of Defense, Heather A. Wilson. Signed by Magistrate Judge Ivan D. Davis on 6/11/2019. (See order for further details). (acha,) (Entered: 06/11/2019)
06/12/2019	<u>154</u>	TRANSCRIPT of proceedings held on 5/31/2019, before Judge Leonie M. Brinkema, Court Reporter Anneliese Thomson, Telephone number 703-299-8595. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have thirty(30) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.vaed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the court reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 7/12/2019. Redacted Transcript Deadline set for 8/12/2019. Release of Transcript Restriction set for 9/10/2019. (thomson, anneliese) (Entered: 06/12/2019)
06/17/2019	<u>155</u>	Objection to <u>150</u> Exhibit List filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 06/17/2019)
06/17/2019	<u>156</u>	Objection to <u>149</u> Witness List filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 06/17/2019)
06/17/2019	<u>157</u>	Objection to <u>148</u> Exhibit List filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 06/17/2019)
06/18/2019	<u>158</u>	ORDER granting in part and denying in part <u>95</u> MOTION to Compel Documents and Information Withheld on the Basis of Deliberative Process Privilege by OutServe-SLDN, Inc., Richard Roe, Victor Voe. Signed by Magistrate Judge Ivan D. Davis on 6/18/2019. (See order for further details). (acha,) (Entered: 06/18/2019)

06/19/2019	<u>159</u>	<i>Plaintiffs' First Supplemental</i> Exhibit List by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Harding, John) (Entered: 06/19/2019)
06/21/2019	<u>160</u>	Joint MOTION to Modify the Court's Order for the Limited Purpose of Taking a Deposition Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 06/21/2019)
06/21/2019	<u>161</u>	Memorandum in Support re <u>160</u> Joint MOTION to Modify the Court's Order for the Limited Purpose of Taking a Deposition Out of Time filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 06/21/2019)
06/24/2019	<u>162</u>	ORDER granting <u>160</u> Joint MOTION to Modify the Court's Order for the Limited Purpose of Taking a Deposition Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. Signed by Magistrate Judge Ivan D. Davis on 6/24/2019. (See order for further details). (acha,) (Entered: 06/24/2019)
07/01/2019	<u>163</u>	Objection to <u>159</u> Exhibit List filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 07/01/2019)
07/03/2019	<u>164</u>	Consent MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking Depositions Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/03/2019)
07/03/2019	<u>165</u>	Memorandum in Support re <u>164</u> Consent MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking Depositions Out of Time filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/03/2019)
07/03/2019	<u>166</u>	Notice of Hearing Date set for July 12, 2019 re <u>164</u> Consent MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking Depositions Out of Time (Harding, John) (Entered: 07/03/2019)
07/03/2019	<u>167</u>	MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/03/2019)
07/03/2019	<u>168</u>	Memorandum in Support re <u>167</u> MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order)(Harding, John) (Entered: 07/03/2019)
07/03/2019	<u>169</u>	Notice of Hearing Date set for July 12, 2019 re <u>167</u> MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time (Harding, John) (Entered: 07/03/2019)
07/05/2019		Set Deadlines as to <u>164</u> Consent MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking Depositions Out of Time , <u>167</u> MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time . Motion Hearing set for 7/12/2019 at 10:00 AM in Alexandria Courtroom 301 before Magistrate Judge Ivan D. Davis. (dvanm,) (Entered: 07/05/2019)
07/05/2019		MOTIONS REFERRED to Magistrate Judge: Davis. <u>164</u> Consent MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking Depositions Out of Time , <u>167</u> MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time (dvanm,) (Entered: 07/05/2019)
07/05/2019	<u>170</u>	ORDER granting <u>164</u> Consent MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking Depositions Out of Time by OutServe-SLDN, Inc., Richard Roe, Victor Voe. Signed by District Judge Leonie M. Brinkema on 7/5/2019. (See order for further details). (acha,) (Entered: 07/05/2019)
07/10/2019	<u>171</u>	Memorandum in Opposition re <u>167</u> MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit A through J)(McCotter, R.) (Entered: 07/10/2019)
07/10/2019	<u>172</u>	MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 07/10/2019)

		07/10/2019)
07/10/2019	<u>173</u>	Notice of Under Seal Filing LCvR5 (B) by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 07/10/2019)
07/10/2019	<u>174</u>	Memorandum in Support re <u>172</u> MOTION to Seal filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 07/10/2019)
07/10/2019	<u>175</u>	Sealed Attachment/Exhibit(s) F and G re <u>171</u> Memorandum in Opposition,. (McCotter, R.) (Entered: 07/10/2019)
07/11/2019	<u>176</u>	Reply to <u>171</u> Memorandum in Opposition, filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Harding, John) (Entered: 07/11/2019)
07/11/2019	<u>177</u>	MOTION to Seal <i>Plaintiffs' Reply and Exhibits A and B in Support of their Motion to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/11/2019)
07/11/2019	<u>178</u>	Notice of Filing Sealing Motion LCvR5(C) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>177</u> MOTION to Seal <i>Plaintiffs' Reply and Exhibits A and B in Support of their Motion to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time</i> (Harding, John) (Entered: 07/11/2019)
07/11/2019	<u>179</u>	Sealed Response/Reply/Opposition re <u>177</u> MOTION to Seal <i>Plaintiffs' Reply and Exhibits A and B in Support of their Motion to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time</i> . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Harding, John) (Entered: 07/11/2019)
07/11/2019	<u>180</u>	Memorandum in Support re <u>177</u> MOTION to Seal <i>Plaintiffs' Reply and Exhibits A and B in Support of their Motion to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/11/2019)
07/11/2019	<u>181</u>	ORDER granting <u>167</u> MOTION to Modify the Court's Scheduling Order for the Limited Purpose of Taking a Deposition Out of Time. Signed by District Judge Leonie M. Brinkema on 7/11/2019. (rban,) (Entered: 07/11/2019)
07/11/2019	<u>182</u>	ORDER granting <u>177</u> Motion to Seal. Signed by District Judge Leonie M. Brinkema on 7/11/2019. (rban,) (Entered: 07/11/2019)
07/11/2019	<u>183</u>	ORDER granting <u>172</u> Motion to Seal. Signed by District Judge Leonie M. Brinkema on 7/11/2019. (rban,) (Entered: 07/11/2019)
07/12/2019	<u>184</u>	MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>185</u>	Memorandum in Support re <u>184</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (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, # <u>9</u> Exhibit I, # <u>10</u> Proposed Order)(Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>186</u>	Waiver of <i>Hearing on Motion to Compel (Docket Entry 184)</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe (Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>187</u>	RESPONSE in Opposition re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit D, # <u>2</u> Exhibit G)(Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>188</u>	MOTION to Seal <i>Exhibits A-C, E and F to Plaintiffs Supplemental Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/12/2019)

07/12/2019	<u>189</u>	Notice of Filing Sealing Motion LCvR5(C) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>188</u> MOTION to Seal <i>Exhibits A-C, E and F to Plaintiffs Supplemental Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> (Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>190</u>	Sealed Attachment/Exhibit(s) re <u>188</u> MOTION to Seal <i>Exhibits A-C, E and F to Plaintiffs Supplemental Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> . (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C, # <u>3</u> Exhibit E, # <u>4</u> Exhibit F)(Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>191</u>	Memorandum in Support re <u>188</u> MOTION to Seal <i>Exhibits A-C, E and F to Plaintiffs Supplemental Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/12/2019)
07/12/2019	<u>192</u>	Sealed Memorandum in Support re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> . (Attachments: # <u>1</u> Exhibit Batch 1, # <u>2</u> Exhibit Batch 2, # <u>3</u> Exhibit Batch 3, # <u>4</u> Exhibit Batch 4, # <u>5</u> Exhibit Batch 5)(McCotter, R.) (Entered: 07/12/2019)
07/12/2019	<u>193</u>	MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 07/12/2019)
07/12/2019	<u>194</u>	Notice of Under Seal Filing LCvR5 (B) by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 07/12/2019)
07/12/2019	<u>195</u>	Memorandum in Support re <u>193</u> MOTION to Seal filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 07/12/2019)
07/12/2019	<u>196</u>	NOTICE by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson <i>SUBMISSION OF UNDER SEAL DVD</i> (McCotter, R.) (Entered: 07/12/2019)
07/15/2019	<u>197</u>	ORDER granting <u>193</u> MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. Signed by District Judge Leonie M. Brinkema on 7/15/2019. (See order for further details). (acha,) (Entered: 07/15/2019)
07/15/2019	<u>198</u>	ORDER- It is hereby: ORDERED [188} Motion to Seal is GRANTED and that Exhibits A-C, E and F in support of Plaintiffs' Supplemental Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN may remain filed under seal, and that Plaintiffs publicly file redacted versions of Exhibits A-C, E and F by July 19, 2019. Signed by District Judge Leonie M. Brinkema on 7/15/2019. (See order for further details) (acha,) (Entered: 07/15/2019)
07/15/2019	<u>199</u>	Sealed Exhibit- DVD Disk re: DE <u>192</u> by United States Department of Defense, Victor Voe, Heather A. Wilson and forwarded to Clerk's Office Vault. (acha,) (Entered: 07/16/2019)
07/17/2019	<u>200</u>	Memorandum in Opposition re <u>184</u> MOTION to Compel <i>Documents and Information Withheld on the Basis of Deliberative Process Privilege</i> filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit Public)(McCotter, R.) (Entered: 07/17/2019)
07/17/2019	<u>201</u>	MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 07/17/2019)
07/17/2019	<u>202</u>	Memorandum in Support re <u>201</u> MOTION to Seal filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 07/17/2019)
07/17/2019	<u>203</u>	Notice of Filing Sealing Motion LCvR5(C) by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 07/17/2019)
07/17/2019	<u>204</u>	Sealed Attachment/Exhibit(s) re <u>200</u> Memorandum in Opposition,. (McCotter, R.) (Entered: 07/17/2019)
07/17/2019	<u>205</u>	ORDER granting <u>201</u> MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. Signed by District Judge Leonie M.

		Brinkema on 7/17/2019. (See order for further details). (acha,) (Entered: 07/17/2019)
07/18/2019	<u>206</u>	Reply to <u>200</u> Memorandum in Opposition, filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (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)(Harding, John) (Entered: 07/18/2019)
07/18/2019	<u>207</u>	MOTION to Seal <i>Plaintiffs' Reply and Exhibits A-F in Support of their Motion to Compel the Production of Documents and Information</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/18/2019)
07/18/2019	<u>208</u>	Notice of Filing Sealing Motion LCvR5(C) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>207</u> MOTION to Seal <i>Plaintiffs' Reply and Exhibits A-F in Support of their Motion to Compel the Production of Documents and Information</i> (Harding, John) (Entered: 07/18/2019)
07/18/2019	<u>209</u>	Sealed Document re <u>207</u> MOTION to Seal <i>Plaintiffs' Reply and Exhibits A-F in Support of their Motion to Compel the Production of Documents and Information</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)(Harding, John) (Entered: 07/18/2019)
07/18/2019	<u>210</u>	Memorandum in Support re <u>207</u> MOTION to Seal <i>Plaintiffs' Reply and Exhibits A-F in Support of their Motion to Compel the Production of Documents and Information</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/18/2019)
07/19/2019	<u>211</u>	ORDER granting <u>207</u> Motion to Seal (see order for details). Signed by District Judge Leonie M. Brinkema on 07/19/2019. (jlan) (Entered: 07/19/2019)
07/19/2019	<u>212</u>	TRANSCRIPT of proceedings held on 5/16/2019, before Judge Leonie M. Brinkema, Court Reporter Anneliese Thomson, Telephone number 703-299-8595. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have thirty(30) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.vaed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the court reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 8/19/2019. Redacted Transcript Deadline set for 9/18/2019. Release of Transcript Restriction set for 10/17/2019.(thomson, anneliese) (Entered: 07/19/2019)
07/19/2019	<u>213</u>	EXHIBIT Redacted Versions of Exhibits A-C, E and F related to D.E. No. 187 Response in Opposition to D.E No. 118 Motion to Dismiss by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C, # <u>3</u> Exhibit E, # <u>4</u> Exhibit F)(Harding, John) (Entered: 07/19/2019)
07/19/2019	<u>214</u>	MOTION to Stay <i>Summary Judgment and Trial Pending Appellate Ruling</i> by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit Combined Exhibits)(McCotter, R.) (Entered: 07/19/2019)
07/19/2019	<u>215</u>	Notice of Hearing Date set for JULY 26, 2019 re <u>214</u> MOTION to Stay <i>Summary Judgment and Trial Pending Appellate Ruling</i> (McCotter, R.) (Entered: 07/19/2019)
07/19/2019	<u>216</u>	Reply to <u>192</u> Sealed Memorandum in Support filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A)(Harding, John) (Entered: 07/19/2019)
07/19/2019	<u>217</u>	MOTION to Seal <i>Exhibit B filed Simultaneously with Plaintiffs' Supplemental Response Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/19/2019)
07/19/2019	<u>218</u>	Notice of Under Seal Filing LCvR5 (B) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>217</u> MOTION to Seal <i>Exhibit B filed Simultaneously with Plaintiffs' Supplemental Response Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> (Harding, John) (Entered: 07/19/2019)

07/19/2019	<u>219</u>	Sealed Attachment/Exhibit(s) re <u>217</u> MOTION to Seal <i>Exhibit B</i> filed <i>Simultaneously with Plaintiffs' Supplemental Response Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> . (Harding, John) (Entered: 07/19/2019)
07/19/2019	<u>220</u>	Memorandum in Support re <u>217</u> MOTION to Seal <i>Exhibit B</i> filed <i>Simultaneously with Plaintiffs' Supplemental Response Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/19/2019)
07/19/2019	<u>221</u>	ORDER granting <u>217</u> MOTION to Seal Exhibit B filed Simultaneously with Plaintiffs' Supplemental Response Brief in Opposition to Defendants' Renewed Motions to Dismiss Plaintiff OutServe-SLDN by OutServe-SLDN, Inc., Richard Roe, Victor Voe. Signed by District Judge Leonie M. Brinkema on 7/19/2019. (See order for further details). (acha,) (Entered: 07/19/2019)
07/19/2019	<u>222</u>	Sealed Response/Reply/Opposition re <u>1</u> Complaint, <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART</i> . (Attachments: # <u>1</u> Exhibit Combined Exhibits)(McCotter, R.) (Entered: 07/19/2019)
07/19/2019	<u>223</u>	MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 07/19/2019)
07/19/2019	<u>224</u>	Memorandum in Support re <u>223</u> MOTION to Seal filed by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. (McCotter, R.) (Entered: 07/19/2019)
07/19/2019	<u>225</u>	Notice of Filing Sealing Motion LCvR5(C) by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson (McCotter, R.) (Entered: 07/19/2019)
07/22/2019		Set Deadlines as to <u>214</u> MOTION to Stay <i>Summary Judgment and Trial Pending Appellate Ruling</i> . Motion Hearing set for 7/26/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 07/22/2019)
07/22/2019	<u>226</u>	ORDER granting <u>223</u> MOTION to Seal by Patrick M. Shanahan, United States Department of Defense, Heather A. Wilson. Signed by District Judge Leonie M. Brinkema on 7/22/2019. (See order for further details). (acha,) (Entered: 07/22/2019)
07/22/2019	<u>227</u>	ORDER – Accordingly, it is hereby ORDERED that the caption of this civil action be and is AMENDED to substitute "Richard V. Spencer, Acting Secretary of Defense" for "Patrick M. Shanahan, Acting Secretary of Defense"; and it is further ORDERED that the caption of this civil action be and is AMENDED to substitute "Matthew Donovan, Acting Secretary of the Air Force" for "Heather A. Wilson, Secretary of the Air Force." Signed by District Judge Leonie M. Brinkema on 7/22/2019. (See order for further details).(acha,) (Entered: 07/22/2019)
07/22/2019	<u>228</u>	ORDER– Accordingly, it is hereby ORDERED that the hearing currently scheduled for Defendants' Motion to Stay [1:18-cv-1565, DKT. No. <u>214</u> be and is CANCELLED. The Court will rule on Defendant's motions once plaintiffs have filed a response or opposition. Signed by District Judge Leonie M. Brinkema on 7/22/2019. (See order for further details). (acha,) (Entered: 07/22/2019)
07/23/2019	<u>229</u>	EXHIBIT <i>Second Supplemental Exhibit List</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Harding, John) (Entered: 07/23/2019)
07/23/2019	<u>230</u>	MOTION for Partial Summary Judgment (<i>Counts II and III</i>) by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/23/2019)
07/23/2019	<u>231</u>	Notice of Hearing Date set for 8/16/2019 re <u>230</u> MOTION for Partial Summary Judgment (<i>Counts II and III</i>) (Harding, John) (Entered: 07/23/2019)
07/23/2019	<u>232</u>	MOTION to Seal <i>Plaintiffs Memorandum in Support of their Motion for Partial Summary Judgment and Exhibits A-C & F-J to that Memorandum</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/23/2019)

07/23/2019	<u>233</u>	Memorandum in Support re <u>232</u> MOTION to Seal <i>Plaintiffs Memorandum in Support of their Motion for Partial Summary Judgment and Exhibits A-C & F-J to that Memorandum</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 07/23/2019)
07/23/2019	<u>234</u>	Notice of Under Seal Filing LCvR5 (B) by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>232</u> MOTION to Seal <i>Plaintiffs Memorandum in Support of their Motion for Partial Summary Judgment and Exhibits A-C & F-J to that Memorandum</i> (Harding, John) (Entered: 07/23/2019)
07/23/2019	<u>235</u>	Sealed Memorandum in Support re <u>230</u> MOTION for Partial Summary Judgment (<i>Counts II and III</i>). (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit F, # <u>5</u> Exhibit G, # <u>6</u> Exhibit H, # <u>7</u> Exhibit I, # <u>8</u> Exhibit J)(Harding, John) (Entered: 07/23/2019)
07/23/2019	<u>236</u>	EXHIBIT D & E to <u>235</u> Sealed Memorandum in Support re <u>230</u> MOTION for Partial Summary Judgment (<i>Counts II and III</i>) by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Attachments: # <u>1</u> Exhibit E)(Harding, John) (Entered: 07/23/2019)
07/24/2019		Set Deadlines as to <u>230</u> MOTION for Partial Summary Judgment (<i>Counts II and III</i>). Motion Hearing set for 8/16/2019 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 07/24/2019)
07/24/2019		Notice of Correction re <u>236</u> Exhibit. An incomplete, illegible, or incorrect document was filed in the future please include the case number and case title. (clar,) (Entered: 07/24/2019)
07/24/2019	<u>237</u>	Opposition to <u>214</u> MOTION to Stay <i>Summary Judgment and Trial Pending Appellate Ruling</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A)(Harding, John) (Entered: 07/24/2019)
07/26/2019	<u>238</u>	CERTIFICATE of Service <i>Amended Certificate of Service</i> re <u>235</u> Sealed Memorandum in Support, by John Webster Hunter Harding on behalf of OutServe-SLDN, Inc., Richard Roe, Victor Voe (Harding, John) (Entered: 07/26/2019)
07/26/2019	<u>239</u>	RESPONSE in Support re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART REDACTED COPY OF BRIEF AND REDACTED EXHIBITS</i> filed by Matthew Donovan, Patrick M. Shanahan, Richard V. Spencer, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit U through JJ REDACTED, # <u>2</u> Exhibit KK through AAA REDACTED)(McCotter, R.) (Entered: 07/26/2019)
07/26/2019	<u>240</u>	EXHIBIT <i>Redacted Version of Exhibit B to (216) Plaintiffs' Supplemental Opposition to Defendants' Renewed Motion to Dismiss</i> by OutServe-SLDN, Inc., Richard Roe, Victor Voe.. (Harding, John) (Entered: 07/26/2019)
07/31/2019	<u>241</u>	ORDER granting <u>232</u> Motion to Seal. Plaintiffs must publicly file redacted versions by 8/2/2019. Signed by District Judge Leonie M. Brinkema on 7/31/2019. (rban,) (Entered: 07/31/2019)
07/31/2019	<u>242</u>	REPLY to Response to Motion re <u>118</u> MOTION to Dismiss for Lack of Jurisdiction <i>IN PART REDACTED BRIEF AND EXHIBITS</i> filed by Matthew Donovan, Patrick M. Shanahan, Richard V. Spencer, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Exhibit BBB to III REDACTED)(McCotter, R.) (Entered: 07/31/2019)
07/31/2019	<u>243</u>	MOTION for Extension of <i>Page Limit (UNOPPOSED)</i> by Matthew Donovan, Patrick M. Shanahan, Richard V. Spencer, United States Department of Defense, Heather A. Wilson. (Attachments: # <u>1</u> Proposed Order)(McCotter, R.) (Entered: 07/31/2019)
08/01/2019	<u>244</u>	ORDERED that the bench trial scheduled to begin on September 9, 2019 be and is CANCELLED; all proceedings in these civil actions be and are stayed until further order of the Court. Signed by District Judge Leonie M. Brinkema on 08/01/2019. (choy,) (Entered: 08/01/2019)
08/02/2019	<u>245</u>	Memorandum in Support re <u>230</u> MOTION for Partial Summary Judgment (<i>Counts II and III</i>) <i>Redacted</i> filed by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit F, # <u>5</u> Exhibit G, # <u>6</u> Exhibit H, # <u>7</u> Exhibit I, # <u>8</u> Exhibit J)(Harding, John) (Entered: 08/02/2019)

08/27/2019	<u>246</u>	MOTION to Withdraw as Attorney by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Cooley, Laura) (Entered: 08/27/2019)
08/27/2019	<u>247</u>	ORDER of USCA as to <u>112</u> Notice of Appeal filed by United States Department of Defense, Heather A. Wilson, Patrick M. Shanahan. The court grants the motion to withdraw from further representation on appeal. (acha,) (Entered: 08/28/2019)
08/28/2019	<u>248</u>	ORDER granting <u>246</u> Motion to Withdraw Laura Joy Cooley terminated as attorney. Signed by District Judge Leonie M. Brinkema on 8/28/2019. (See order for further details). (acha,) (Entered: 08/28/2019)
01/10/2020	<u>249</u>	Published Opinion of USCA re <u>112</u> Notice of Appeal- AFFIRMED. (acha,) (Entered: 01/10/2020)
01/10/2020	<u>250</u>	USCA JUDGMENT as to <u>112</u> Notice of Appeal filed by United States Department of Defense, Heather A. Wilson, Patrick M. Shanahan. In accordance with the decision of this court, the judgment of the district court is affirmed. (acha,) (Entered: 01/10/2020)
01/14/2020	<u>251</u>	PUBLISHED OPINION of USCA re <u>112</u> Notice of Appeal- AFFIRMED. (acha,) (Entered: 01/14/2020)
01/14/2020	<u>252</u>	ORDER of USCA as to <u>112</u> Notice of Appeal filed by United States Department of Defense, Heather A. Wilson, Patrick M. Shanahan. The Court amends its opinion filed January 10, 2020. (acha,) (Entered: 01/14/2020)
03/03/2020	<u>253</u>	USCA Mandate re <u>112</u> Notice of Appeal. The judgment of this court, entered 01/10/2020, takes effect today. (acha,) (Entered: 03/03/2020)
03/06/2020	<u>254</u>	NOTICE of Appearance by Dennis Carl Barghaan, Jr on behalf of Matthew Donovan, Richard V. Spencer, United States Department of Defense (Barghaan, Dennis) (Entered: 03/06/2020)
03/06/2020	<u>255</u>	NOTICE by Matthew Donovan, Richard V. Spencer, United States Department of Defense of <i>Ex Parte Submission</i> (Barghaan, Dennis) (Entered: 03/06/2020)
03/10/2020	<u>256</u>	Financial Interest Disclosure Statement (Local Rule 7.1) by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Harding, John) (Entered: 03/10/2020)
03/10/2020	<u>257</u>	Withdrawal of Motion by OutServe-SLDN, Inc., Richard Roe, Victor Voe re <u>230</u> MOTION for Partial Summary Judgment (<i>Counts II and III</i>) (Harding, John) (Entered: 03/10/2020)
03/10/2020	<u>258</u>	Consent MOTION to Substitute Party by OutServe-SLDN, Inc., Richard Roe, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 03/10/2020)
03/11/2020	<u>259</u>	ORDER: Pursuant to Plaintiffs' consent motion, the Court hereby orders that: The Modern Military Association of America is substituted in place of OutServe-SLDN, Inc. in the above-captioned cases. The Clerk is requested to have the docket sheets reflect that OutServe-SLDN, Inc. is no longer a party and the Modern Military Association of America is a Plaintiff. Signed by District Judge Leonie M. Brinkema on 3/11/20. (yguy) (Entered: 03/11/2020)
03/11/2020	<u>260</u>	ORDERED that plaintiffs file their motion for summary judgment on all counts, which is not to exceed 70 pages, no later than May 4, 2020; that defendants file their combined brief in opposition and cross-motion for summary judgment on all counts, which is not to exceed 70 pages, no later than June 3, 2020; that plaintiffs file their combined brief in opposition and reply brief, which is not to exceed 40 pages, no later than July 2, 2020; and that defendants file their reply brief, which is not to exceed 40 pages, no later than July 20, 2020; 1 and it is further ORDERED that defendants' Unopposed Motion for Extension of Page Limits, and Memorandum in Support Thereof [Dkt. 243] be and is DENIED AS MOOT.(see order for details) Signed by District Judge Leonie M. Brinkema on 3/11/20. (yguy) (Entered: 03/11/2020)
03/27/2020	<u>261</u>	MEMORANDUM OPINION: For the reasons stated above, the defendants' motions to dismiss [Harrison, Okt. 154; Roe, Dkt. 118] will be denied by an Order to be issued with this Memorandum Opinion. Signed by District Judge Leonie M. Brinkema on 3/27/20. (yguy) (Entered: 03/27/2020)

03/27/2020	<u>262</u>	ORDER: For the reasons stated in the accompanying Memorandum Opinion, it is hereby ORDERED that the defendants' Renewed Motions to Dismiss [Harrison, Dkt. 154; Roe; Dkt. 118] be and are DENIED; and it is further ORDERED that the defendants correct the record to update the names of the defendants. Signed by District Judge Leonie M. Brinkema on 3/27/20. (yguy) (Entered: 03/27/2020)
03/27/2020	<u>263</u>	ORDER- For these reasons, it is hereby ORDERED that plaintiffs' Motion to Compel [Dkt. <u>184</u>] be and is DENIED. Signed by District Judge Leonie M. Brinkema on 3/27/2020. (See order for further details). (acha,) (Entered: 03/27/2020)
05/04/2020	<u>265</u>	MOTION to Seal <i>Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Summary Judgment and Exhibits 4, 11, 13, 14-19, 42, 49, 62 and 63 in Support of Their Motion for Summary Judgment</i> by Richard Roe, The Modern Military Association of America, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 05/04/2020)
05/04/2020	<u>266</u>	Notice of Filing Sealing Motion LCvR5(C) by Richard Roe, The Modern Military Association of America, Victor Voe re <u>265</u> MOTION to Seal <i>Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Summary Judgment and Exhibits 4, 11, 13, 14-19, 42, 49, 62 and 63 in Support of Their Motion for Summary Judgment</i> (Harding, John) (Entered: 05/04/2020)
05/04/2020	<u>267</u>	Memorandum in Support re <u>265</u> MOTION to Seal <i>Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Summary Judgment and Exhibits 4, 11, 13, 14-19, 42, 49, 62 and 63 in Support of Their Motion for Summary Judgment</i> filed by Richard Roe, The Modern Military Association of America, Victor Voe. (Harding, John) (Entered: 05/04/2020)
05/04/2020	<u>268</u>	Sealed Document re <u>265</u> MOTION to Seal <i>Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Summary Judgment and Exhibits 4, 11, 13, 14-19, 42, 49, 62 and 63 in Support of Their Motion for Summary Judgment</i> . (Attachments: # <u>1</u> Exhibit 4, # <u>2</u> Exhibit 11, # <u>3</u> Exhibit 13, # <u>4</u> Exhibit 14, # <u>5</u> Exhibit 15, # <u>6</u> Exhibit 16, # <u>7</u> Exhibit 17, # <u>8</u> Exhibit 18, # <u>9</u> Exhibit 19, # <u>10</u> Exhibit 42, # <u>11</u> Exhibit 49, # <u>12</u> Exhibit 62, # <u>13</u> Exhibit 63)(Harding, John) (Entered: 05/04/2020)
05/04/2020	<u>269</u>	MOTION for Summary Judgment by Richard Roe, The Modern Military Association of America, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 05/04/2020)
05/04/2020	<u>270</u>	Memorandum in Support re <u>269</u> MOTION for Summary Judgment filed by Richard Roe, The Modern Military Association of America, Victor Voe. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28, # <u>29</u> Exhibit 29, # <u>30</u> Exhibit 30, # <u>31</u> Exhibit 31, # <u>32</u> Exhibit 32, # <u>33</u> Exhibit 33, # <u>34</u> Exhibit 34, # <u>35</u> Exhibit 35, # <u>36</u> Exhibit 36, # <u>37</u> Exhibit 37, # <u>38</u> Exhibit 38, # <u>39</u> Exhibit 39, # <u>40</u> Exhibit 40, # <u>41</u> Exhibit 41, # <u>42</u> Exhibit 42, # <u>43</u> Exhibit 43, # <u>44</u> Exhibit 44, Part 1 of 3, # <u>45</u> Exhibit 44, Part 2 of 3, # <u>46</u> Exhibit 44, Part 3 of 3, # <u>47</u> Exhibit 45, # <u>48</u> Exhibit 46, # <u>49</u> Exhibit 47, # <u>50</u> Exhibit 48, # <u>51</u> Exhibit 49, # <u>52</u> Exhibit 50, # <u>53</u> Exhibit 51, # <u>54</u> Exhibit 52, # <u>55</u> Exhibit 53, # <u>56</u> Exhibit 54, # <u>57</u> Exhibit 55, # <u>58</u> Exhibit 56, # <u>59</u> Exhibit 57, # <u>60</u> Exhibit 58, # <u>61</u> Exhibit 59, # <u>62</u> Exhibit 60, # <u>63</u> Exhibit 61, # <u>64</u> Exhibit 62, # <u>65</u> Exhibit 63)(Harding, John) (Entered: 05/04/2020)
05/04/2020	<u>271</u>	Notice of Hearing Date set for July 31, 2020 re <u>269</u> MOTION for Summary Judgment (Harding, John) (Entered: 05/04/2020)
05/05/2020		Set Deadlines as to <u>269</u> MOTION for Summary Judgment . Motion Hearing set for 7/31/2020 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 05/05/2020)
05/08/2020	<u>272</u>	ORDER granting <u>265</u> MOTION to Seal <i>Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Summary Judgment and Exhibits 4, 11, 13, 14-19, 42, 49, 62 and 63 in Support of Their Motion for Summary Judgment</i> by Richard Roe, The Modern Military Association of America, Victor Voe. Signed by District Judge Leonie M. Brinkema on 5/8/2020. (See order for further details). (acha,) (Entered: 05/08/2020)

		05/08/2020)
05/27/2020	<u>273</u>	Consent MOTION for Leave to File Excess Pages by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Attachments: # <u>1</u> Proposed Order)(Barghaan, Dennis) (Entered: 05/27/2020)
05/27/2020	<u>274</u>	ORDER granting <u>273</u> Consent Motion for Leave to File Excess Pages. ORDERED that Defendants' combined opposition to Plaintiffs' partial summary judgment motion and cross motion for summary judgment shall not exceed 80 pages and Defendants' reply brief shall not exceed 30 pages. Signed by District Judge Leonie M. Brinkema on 5/27/20. (klau,) (Entered: 05/28/2020)
06/03/2020	<u>275</u>	MOTION for Summary Judgment by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>276</u>	Memorandum in Support re <u>275</u> MOTION for Summary Judgment filed by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Attachments: # <u>1</u> Exhibit 1 (Part I), # <u>2</u> Exhibit 1 (Part II), # <u>3</u> Exhibit 1 (Part III), # <u>4</u> Exhibit 2, # <u>5</u> Exhibit 3, # <u>6</u> Exhibit 4, # <u>7</u> Exhibit 5, # <u>8</u> Exhibit 6)(Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>277</u>	EXHIBIT by Matthew Donovan, Richard V. Spencer, United States Department of Defense.. (Attachments: # <u>1</u> Exhibit 7, # <u>2</u> Exhibit 8, # <u>3</u> Exhibit 9, # <u>4</u> Exhibit 10, # <u>5</u> Exhibit 11, # <u>6</u> Exhibit 12, # <u>7</u> Exhibit 13, # <u>8</u> Exhibit 14, # <u>9</u> Exhibit 15, # <u>10</u> Exhibit 16, # <u>11</u> Exhibit 17, # <u>12</u> Exhibit 18, # <u>13</u> Exhibit 19, # <u>14</u> Exhibit 20, # <u>15</u> Exhibit 21, # <u>16</u> Exhibit 22, # <u>17</u> Exhibit 23, # <u>18</u> Exhibit 24, # <u>19</u> Exhibit 25)(Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>278</u>	EXHIBIT by Matthew Donovan, Richard V. Spencer, United States Department of Defense.. (Attachments: # <u>1</u> Exhibit 26, # <u>2</u> Exhibit 27 (Part I), # <u>3</u> Exhibit 27 (Part II), # <u>4</u> Exhibit 28, # <u>5</u> Exhibit 29, # <u>6</u> Exhibit 30, # <u>7</u> Exhibit 31, # <u>8</u> Exhibit 32, # <u>9</u> Exhibit 33, # <u>10</u> Exhibit 34, # <u>11</u> Exhibit 35, # <u>12</u> Exhibit 36, # <u>13</u> Exhibit 37, # <u>14</u> Exhibit 38, # <u>15</u> Exhibit 39, # <u>16</u> Exhibit 40, # <u>17</u> Exhibit 41, # <u>18</u> Exhibit 42, # <u>19</u> Exhibit 43, # <u>20</u> Exhibit 44, # <u>21</u> Exhibit 45, # <u>22</u> Exhibit 46)(Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>279</u>	EXHIBIT by Matthew Donovan, Richard V. Spencer, United States Department of Defense.. (Attachments: # <u>1</u> Exhibit 47, # <u>2</u> Exhibit 48, # <u>3</u> Exhibit 49, # <u>4</u> Exhibit 50, # <u>5</u> Exhibit 51, # <u>6</u> Exhibit 52, # <u>7</u> Exhibit 53, # <u>8</u> Exhibit 54, # <u>9</u> Exhibit 55, # <u>10</u> Exhibit 56, # <u>11</u> Exhibit 57, # <u>12</u> Exhibit 58, # <u>13</u> Exhibit 59, # <u>14</u> Exhibit 60)(Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>280</u>	Notice of Hearing Date set for 7/31/20 re <u>275</u> MOTION for Summary Judgment (Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>281</u>	MOTION to Seal <i>Certain Summary Judgment Filings</i> by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Attachments: # <u>1</u> Proposed Order)(Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>282</u>	Memorandum in Support re <u>281</u> MOTION to Seal <i>Certain Summary Judgment Filings</i> filed by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Barghaan, Dennis) (Entered: 06/03/2020)
06/03/2020	<u>283</u>	Notice of Filing Sealing Motion LCvR5(C) by Matthew Donovan, Richard V. Spencer, United States Department of Defense re <u>281</u> MOTION to Seal <i>Certain Summary Judgment Filings</i> (Barghaan, Dennis) (Entered: 06/04/2020)
06/04/2020	<u>284</u>	Sealed Memorandum in Support re <u>276</u> Memorandum in Support,. (Barghaan, Dennis) (Entered: 06/04/2020)
06/04/2020	<u>285</u>	Sealed Document re <u>276</u> Memorandum in Support,. (Attachments: # <u>1</u> Exhibit 15, # <u>2</u> Exhibit 25, # <u>3</u> Exhibit 28, # <u>4</u> Exhibit 29, # <u>5</u> Exhibit 30, # <u>6</u> Exhibit 31, # <u>7</u> Exhibit 44, # <u>8</u> Exhibit 58, # <u>9</u> Exhibit 59, # <u>10</u> Exhibit 60)(Barghaan, Dennis) (Entered: 06/04/2020)
06/04/2020	<u>286</u>	MOTION to Exclude <i>Evidence</i> by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Barghaan, Dennis) (Entered: 06/04/2020)

06/04/2020	<u>287</u>	Memorandum in Support re <u>286</u> MOTION to Exclude <i>Evidence</i> filed by Matthew Donovan, Richard V. Spencer, United States Department of Defense. (Attachments: # <u>1</u> Exhibit A)(Barghaan, Dennis) (Entered: 06/04/2020)
06/04/2020	<u>288</u>	Notice of Hearing Date set for 7/31/20 re <u>286</u> MOTION to Exclude <i>Evidence</i> (Barghaan, Dennis) (Entered: 06/04/2020)
06/04/2020		Set Deadlines as to <u>275</u> MOTION for Summary Judgment , <u>286</u> MOTION to Exclude <i>Evidence</i> . Motion Hearing set for 7/31/2020 at 10:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. (clar,) (Entered: 06/04/2020)
06/04/2020	<u>289</u>	ORDER granting <u>281</u> MOTION to Seal Certain Summary Judgment Filings by Matthew Donovan, Richard V. Spencer, United States Department of Defense. Signed by District Judge Leonie M. Brinkema on 6/4/2020. (See order for further details). (acha,) (Entered: 06/04/2020)
06/10/2020	<u>290</u>	Consent MOTION for Extension of <i>Briefing Deadlines</i> by OutServe-SLDN, Inc., Richard Roe, The Modern Military Association of America, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 06/10/2020)
06/10/2020	<u>291</u>	ORDER- It is hereby ORDERED that defendant's Motion to Exclude Evidence [Harrison, Dkt. <u>274</u> ; Roe, Dkt. <u>286</u>]be and is DENIED; and it is further ORDERED that plaintiff's Motion for Extension of Briefing Deadlines [Harrison, Dkt. <u>279</u> ; Roe, Dkt. <u>290</u>] be and is DENIED as moot. Signed by District Judge Leonie M. Brinkema on 6/10/2020. (See order for further details). (acha,) (Main Document 291 replaced on to replace corrected order 6/10/2020) (acha,). Modified on 6/10/2020 (acha,). Modified on 6/10/2020 (acha,). (Entered: 06/10/2020)
06/11/2020	<u>292</u>	NOTICE by Matthew Donovan, Richard V. Spencer, United States Department of Defense re <u>276</u> Memorandum in Support, <u>284</u> Sealed Memorandum in Support, <u>287</u> Memorandum in Support (Attachments: # <u>1</u> Exhibit 22 (Refiled), # <u>2</u> Exhibit 35 (Refiled))(Barghaan, Dennis) (Entered: 06/11/2020)
06/22/2020	<u>293</u>	ORDER- It is hereby ORDERED that the hearing currently scheduled for Friday, July 31, 2020 at 10:00 a.m. be and is RESCHEDULED for Tuesday, August 4, 2020 at 11:00 a.m. Motion Hearing set for 8/4/2020 at 11:00 AM in Alexandria Courtroom 700 before District Judge Leonie M. Brinkema. Signed by District Judge Leonie M. Brinkema on 6/22/2020. (See order for further details). (acha,) Copies sent as directed in the order. (Entered: 06/22/2020)
07/02/2020	<u>294</u>	MOTION to Seal <i>Plaintiffs' Combined Reply in Support of Plaintiffs' Motions for Summary Judgment and Opposition to Defendants' Motions for Summary Judgment and Exhibits 64, 70, and 76</i> by OutServe-SLDN, Inc., Richard Roe, The Modern Military Association of America, Victor Voe. (Attachments: # <u>1</u> Proposed Order)(Harding, John) (Entered: 07/02/2020)
07/02/2020	<u>295</u>	Memorandum in Support re <u>294</u> MOTION to Seal <i>Plaintiffs' Combined Reply in Support of Plaintiffs' Motions for Summary Judgment and Opposition to Defendants' Motions for Summary Judgment and Exhibits 64, 70, and 76</i> . (Harding, John) (Entered: 07/02/2020)
07/02/2020	<u>296</u>	Notice of Filing Sealing Motion LCvR5(C) by Richard Roe, The Modern Military Association of America, Victor Voe re <u>294</u> MOTION to Seal <i>Plaintiffs' Combined Reply in Support of Plaintiffs' Motions for Summary Judgment and Opposition to Defendants' Motions for Summary Judgment and Exhibits 64, 70, and 76</i> (Harding, John) (Entered: 07/02/2020)
07/02/2020	<u>297</u>	Sealed Response/Reply/Opposition re <u>275</u> MOTION for Summary Judgment , <u>269</u> MOTION for Summary Judgment . (Attachments: # <u>1</u> Exhibit 64, # <u>2</u> Exhibit 70, # <u>3</u> Exhibit 76)(Harding, John) (Entered: 07/02/2020)
07/02/2020	<u>298</u>	Reply to Motion re <u>275</u> MOTION for Summary Judgment , <u>269</u> MOTION for Summary Judgment , RESPONSE in Opposition filed by OutServe-SLDN, Inc., Richard Roe, The Modern Military Association of America, Victor Voe. (Attachments: # <u>1</u> Exhibit 64 (Filed Under Seal), # <u>2</u> Exhibit 65, # <u>3</u> Exhibit 66, # <u>4</u> Exhibit 67, # <u>5</u> Exhibit 68, # <u>6</u> Exhibit 69, # <u>7</u> Exhibit 70 (Filed Under Seal), # <u>8</u> Exhibit 71, # <u>9</u> Exhibit 72, # <u>10</u> Exhibit 73, # <u>11</u> Exhibit 74, # <u>12</u> Exhibit 75, # <u>13</u> Exhibit 76 (Filed Under Seal))(Harding, John) (Entered: 07/02/2020)