

District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:20-cv-03815-BAH

ASYLUMWORKS et al v. WOLF et al
Assigned to: Chief Judge Beryl A. Howell
Cause: 05:0706 Judicial Review of Agency Actions

Date Filed: 12/23/2020
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: U.S. Government Defendant

Date Filed	#	Docket Text
12/23/2020	<u>1</u>	MOTION to Proceed Under Pseudonym, MOTION to Seal by ASYLUMWORKS, C. A., COMMUNITY LEGAL SERVICES IN EAST PALO ALTO, D.M.C, G.O.T, G.S.M, H.M.R, J.H.C, K.N.E, L.G.M., L.M.M.G, M.C.R, M.L.V, N.E.F, TAHIRIH JUSTICE CENTER, V.M.B (Attachments: # <u>1</u> Exhibits, # <u>2</u> Text of Proposed Order)(zeg) (Entered: 12/29/2020)
12/23/2020	<u>2</u>	ORDER granting <u>1</u> Motion for Leave to Proceed Under Pseudonym; granting <u>1</u> Motion to Seal. Signed by Chief Judge Beryl A. Howell on 12/23/2020. (eg) (Entered: 12/29/2020)
12/23/2020	<u>3</u>	COMPLAINT against CHAD MIZELLE, U.S. DEPARTMENT OF HOMELAND SECURITY, CHAD F. WOLF filed by J.H.C, C. A., TAHIRIH JUSTICE CENTER, ASYLUMWORKS, V.M.B, M.L.V, N.E.F, COMMUNITY LEGAL SERVICES IN EAST PALO ALTO, L.M.M.G, H.M.R, G.S.M, M.C.R, L.G.M., D.M.C, G.O.T, K.N.E. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Civil Cover Sheet)(eg) (Entered: 12/29/2020)
12/29/2020	<u>4</u>	SUMMONS (3) Issued Electronically as to CHAD MIZELLE, U.S. DEPARTMENT OF HOMELAND SECURITY, CHAD F. WOLF. (Attachment: # <u>1</u> Notice and Consent)(eg) (Entered: 12/29/2020)
12/29/2020	<u>5</u>	STANDING ORDER. Signed by Chief Judge Beryl A. Howell on December 29, 2020. (lcbah2) (Entered: 12/29/2020)
12/29/2020	<u>6</u>	NOTICE of Appearance by Jamie L. Crook on behalf of All Plaintiffs (Crook, Jamie) (Main Document 6 replaced on 12/31/2020) (zeg). (Entered: 12/29/2020)
12/29/2020		Filing fee received: \$ 402, receipt number: ADCDC-8012376. (eg) (Entered: 02/08/2021)

01/21/2021	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 1/12/2021. Answer due for ALL FEDERAL DEFENDANTS by 3/13/2021. (Crook, Jamie) (Entered: 01/21/2021)
03/08/2021	<u>8</u>	NOTICE of Appearance by Johnny Hillary Walker, III on behalf of All Defendants (Walker, Johnny) (Entered: 03/08/2021)
03/11/2021	<u>9</u>	Consent MOTION for Extension of Time to <i>to Respond to the Complaint</i> by CHAD MIZELLE, U.S. DEPARTMENT OF HOMELAND SECURITY, CHAD F. WOLF. (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 03/11/2021)
03/12/2021		MINUTE ORDER (paperless) GRANTING defendants' <u>9</u> Consent Motion to Extend Time and DIRECTING defendants to respond to plaintiffs' <u>1</u> Complaint by March 26, 2021. Signed by Chief Judge Beryl A. Howell on March 11, 2021. (lcbah2) (Entered: 03/12/2021)
03/15/2021		Set/Reset Deadlines: Answer to the Complaint due by 3/26/2021. (ztg) (Entered: 03/15/2021)
03/22/2021	<u>10</u>	MOTION for Leave to File <i>an Amended Complaint</i> by ASYLUMWORKS, C. A., COMMUNITY LEGAL SERVICES IN EAST PALO ALTO, D.M.C, G.S.M, H.M.R, J.H.C, K.N.E, L.G.M., L.M.M.G, M.C.R, M.L.V, N.E.F, TAHIRIH JUSTICE CENTER, V.M.B, U.O., C.H.A., R.P.P., L.E.J.J.* and M.C.J.J.*, through their next friend W.C.J.A., M.A.S.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Zwick, Keren) (Entered: 03/22/2021)
03/22/2021	<u>11</u>	SEALED MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL filed by ASYLUMWORKS, C. A., C.H.A., COMMUNITY LEGAL SERVICES IN EAST PALO ALTO, D.M.C, G.S.M, H.M.R, J.H.C, K.N.E, L.E.J.J. and M.C.J.J., through their next friend W.C.J.A., L.G.M., L.M.M.G, M.A.S., M.C.R, M.L.V, N.E.F, R.P.P., TAHIRIH JUSTICE CENTER, U.O., V.M.B (This document is SEALED and only available to authorized persons.) (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)(Zwick, Keren) (Entered: 03/22/2021)
03/23/2021		MINUTE ORDER (paperless) GRANTING plaintiffs' <u>10</u> Motion for Leave to Amend. "Leave to amend a complaint under Rule 15(a) 'shall be freely given when justice so requires.'" <i>Firestone v. Firestone</i> , 76 F.3d 1205, 1208 (D.C. Cir. 1996) (quoting Fed. R.

		Civ. P. 15(a)). Leave to amend may ordinarily be denied based only on sufficient reasons, such as "undue delay, bad faith or dilatory motive on the part of the movant, repeated failure to cure deficiencies by amendments previously allowed, undue prejudice to the opposing party by virtue of allowance of the amendment, [and] futility of amendment." <i>Foman v. Davis</i> , 371 U.S. 178, 182 (1962). None of the reasons enumerated in <i>Foman</i> that would warrant denial of leave to amend the complaint under Rule 15(a) is present here, and defendants do not oppose plaintiffs' motion. Accordingly, plaintiffs' motion to amend their complaint is GRANTED. Signed by Chief Judge Beryl A. Howell on March 23, 2021. (lcbah2) (Entered: 03/23/2021)
03/23/2021	12	AMENDED COMPLAINT against JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY filed by ALL PLAINTIFFS.(zjf) (Entered: 03/26/2021)
03/29/2021	13	MEMORANDUM AND ORDER signed by Chief Judge Beryl A. Howell on 3/29/2021. (This document is SEALED and only available to authorized persons.)(ztg) (Entered: 03/29/2021)
04/03/2021	14	Unopposed MOTION for Extension of Time to <i>Respond to the Amended Complaint</i> by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Text of Proposed Order)(Walker, Johnny) (Entered: 04/03/2021)
04/06/2021		MINUTE ORDER (paperless) GRANTING defendants' 14 Unopposed Motion to Extend Time and DIRECTING defendants to respond to plaintiffs' 12 Amended Complaint by April 19, 2021. Signed by Chief Judge Beryl A. Howell on April 5, 2021. (lcbah2) (Entered: 04/06/2021)
04/06/2021		Set/Reset Deadlines: Answer to the Amended Complaint due by 4/19/2021. (ztg) (Entered: 04/06/2021)
04/15/2021	15	Unopposed MOTION for Extension of Time to <i>Respond to the Complaint</i> by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Text of Proposed Order)(Walker, Johnny) (Entered: 04/15/2021)
04/16/2021		MINUTE ORDER (paperless) GRANTING defendants' 15 Unopposed Motion to Extend Time and DIRECTING defendants to respond to plaintiffs' 12 Amended

		Complaint by April 26, 2021. Signed by Chief Judge Beryl A. Howell on April 16, 2021. (lcbah2) (Entered: 04/16/2021)
04/19/2021		Set/Reset Deadlines: Answer to the Amended Complaint due by 4/26/2021. (ztg) (Entered: 04/19/2021)
04/22/2021	<u>16</u>	MOTION to Stay by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 04/22/2021)
04/29/2021	<u>17</u>	Memorandum in opposition to re <u>16</u> MOTION to Stay filed by ALL PLAINTIFFS. (Zwick, Keren) Modified docket event/text on 4/30/2021 (eg). (Entered: 04/29/2021)
05/06/2021	<u>18</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION to Stay by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 05/06/2021)
05/06/2021		MINUTE ORDER (paperless) GRANTING defendants' <u>18</u> Unopposed Motion to Extend Time and DIRECTING defendants to file, by May 7, 2021, their reply in support of their <u>16</u> Motion to Stay. Signed by Chief Judge Beryl A. Howell on May 6, 2021. (lcbah2) (Entered: 05/06/2021)
05/07/2021		Set/Reset Deadlines: Defendants' reply in support of their <u>16</u> Motion to Stay due by 5/7/2021. (ztg) (Entered: 05/07/2021)
05/07/2021	<u>19</u>	REPLY to opposition to motion re <u>16</u> MOTION to Stay filed by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Exhibit 1)(Walker, Johnny) (Entered: 05/07/2021)
05/12/2021	<u>20</u>	MOTION for Leave to File <i>Surreply in Opposition to the Governments Motion to Stay</i> by ALL PLAINTIFFS. (Attachments: # <u>1</u> Memorandum in Support)(Zwick, Keren) (Entered: 05/12/2021)
05/13/2021		MINUTE ORDER (paperless) GRANTING plaintiffs' <u>20</u> Motion for Leave to File Surreply in Opposition to the Government's Motion to Stay and DIRECTING the Clerk of the Court to docket

		plaintiffs' [20-1] Surreply in Opposition to the Government's Motion to Stay. Signed by Chief Judge Beryl A. Howell on May 13, 2021. (lcbah2) (Entered: 05/13/2021)
05/13/2021	21	SURREPLY to re 16 MOTION to Stay filed by ALL PLAINTIFFS. (eg) (Entered: 05/19/2021)
06/01/2021	22	MEMORANDUM OPINION AND ORDER DENYING defendants' 16 Motion to Stay. See Memorandum Opinion and Order for further details. Signed by Chief Judge Beryl A. Howell on June 1, 2021. (lcbah2) (Entered: 06/01/2021)
06/02/2021		Set/Reset Deadlines: Answer to the Complaint due by 6/8/2021; Joint Status Report due by 6/8/2021. (ztg) (Entered: 06/02/2021)
06/08/2021	23	Joint STATUS REPORT by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Walker, Johnny) (Entered: 06/08/2021)
06/08/2021	24	ANSWER to 12 Amended Complaint by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY.(Walker, Johnny) (Entered: 06/08/2021)
06/09/2021	25	MOTION for Partial Summary Judgment by ALL PLAINTIFFS. (Attachments: # 1 Memorandum in Support, # 2 Text of Proposed Order, # 3 Statement of Facts, # 4 Declaration, # 5 Declaration, # 6 Declaration, # 7 Declaration)(Zwick, Keren) (Entered: 06/09/2021)
06/10/2021		MINUTE ORDER (paperless) ISSUING, in light of the parties' 23 Joint Status Report, the following SCHEDULING ORDER to control the timing of proceedings in this matter: (1) by July 14, 2021, defendants shall file any cross-motions for partial summary judgment and/or opposition to plaintiffs' 25 Partial Motion for Summary Judgment; (2) by July 28, 2021, plaintiffs shall file any opposition to defendants' cross-motions for partial summary judgment and/or reply in support for their 25 Partial Motion for Summary Judgment; (3) by August 13, 2021, defendants shall file any reply in support of their cross-motions for partial summary judgment.

		Signed by Chief Judge Beryl A. Howell on June 9, 2021. (lcbah2) (Entered: 06/10/2021)
06/10/2021		Set/Reset Deadlines: Cross-motion and opposition to Partial Motion for Summary Judgment due by 7/14/2021; opposition to cross-motion for summary judgment and reply to opposition to Partial Motion for Summary Judgment due by 7/28/2021; reply to opposition to cross-motion due by 8/13/2021. (ztg) (Entered: 06/10/2021)
07/09/2021	26	Unopposed MOTION to Modify <i>the Briefing Schedule</i> by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Text of Proposed Order)(Walker, Johnny) (Entered: 07/09/2021)
07/13/2021		MINUTE ORDER (paperless) GRANTING defendants' 26 Unopposed Motion to Modify the Briefing Schedule and MODIFYING the Court's June 10, 2021 SCHEDULING ORDER as follows: (1) by July 21, 2021, defendants shall file any cross-motions for partial summary judgment and/or opposition to plaintiffs' 25 Partial Motion for Summary Judgment; (2) by August 11, 2021, plaintiffs shall file any opposition to defendants' cross-motions for pretrial summary judgment and/or reply in support for their 25 Partial Motion for Summary Judgment; (3) by September 3, 2021, defendants shall file any reply in support of their cross-motions for partial summary judgment. Signed by Chief Judge Beryl A. Howell on July 12, 2021. (lcbah2) (Entered: 07/13/2021)
07/13/2021		Set/Reset Deadlines: Cross-motions for partial summary judgment and opposition to Partial Summary Judgment due by 7/21/2021; opposition to cross-motions and reply in support of Partial Motion for Summary Judgment due by 8/11/2021; reply in support of cross-motions due by 9/3/2021. (ztg) (Entered: 07/13/2021)
07/20/2021	27	Unopposed MOTION to Modify <i>the Briefing Schedule</i> by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Text of Proposed Order)(Walker, Johnny) (Entered: 07/20/2021)
07/20/2021		MINUTE ORDER (paperless) GRANTING defendants' 27 Unopposed Motion to Extend Time and for Relief

		from the Four-Day Requirement and MODIFYING the Court's June 10, 2021 SCHEDULING ORDER, which was amended once on July 13, 2021, as follows: (1) by July 28, 2021, defendants shall file any cross-motions for partial summary judgment and/or opposition to plaintiffs' 25 Partial Motion for Summary Judgment; (2) by August 18, 2021, plaintiffs shall file any opposition to defendants' cross-motions for pretrial summary judgment and/or reply in support for their 25 Partial Motion for Summary Judgment; and (3) by September 3, 2021, defendants shall file any reply in support of their cross-motions for partial summary judgment. Signed by Chief Judge Beryl A. Howell on July 20, 2021. (lcbah2) (Entered: 07/20/2021)
07/21/2021		Set/Reset Deadlines: Cross motions for partial summary judgment due by 7/28/2021; opposition to cross-motions and reply to oppositions to partial motion for summary judgment due by 8/18/2021; replies to opposition to cross-motions for partial summary judgment due by 9/3/2021. (ztg) (Entered: 07/21/2021)
07/28/2021	28	MOTION for Partial Summary Judgment by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Memorandum in Support, # 2 Declaration of Neal Swartz (with exhibits), # 3 Declaration of Juliana Blackwell (with exhibit), # 4 Text of Proposed Order)(Walker, Johnny) (Entered: 07/28/2021)
07/28/2021	29	Memorandum in opposition to re 25 MOTION for Partial Summary Judgment filed by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Declaration of Neal Swartz (with exhibits), # 2 Declaration of Juliana Blackwell (with exhibit), # 3 Response to Plaintiffs' Statement of Material Facts, # 4 Text of Proposed Order)(Walker, Johnny) (Entered: 07/28/2021)
07/28/2021	30	MOTION for Order <i>Excusing Defendants from the Requirements of Local Civil Rule 7(n)</i> by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # 1 Text of Proposed Order)(Walker, Johnny) (Entered: 07/28/2021)

07/29/2021		MINUTE ORDER (paperless) GRANTING defendants' unopposed 30 Motion to Excuse Compliance with Local Civil Rule 7(n) and DIRECTING defendants to instead file a certified list of the contents of the administrative record. Signed by Chief Judge Beryl A. Howell on July 29, 2021. (lcbah2) (Entered: 07/29/2021)
08/18/2021	31	MEMORANDUM in Opposition re , 28 MOTION for Partial Summary Judgment filed by ALL PLAINTIFFS. (Attachments: # 1 Statement of Facts, # 2 Declaration)(Zwick, Keren) Modified text on 8/18/2021 (ztd). (Entered: 08/18/2021)
08/18/2021	32	REPLY to opposition to motion re 25 MOTION for Partial Summary Judgment filed by ALL PLAINTIFFS. (ztd); (SEE DOCKET ENTRY NO. 31 TO VIEW.) (Entered: 08/18/2021)
09/03/2021	33	REPLY to opposition to motion re 28 MOTION for Partial Summary Judgment filed by JOSEPH MAHER, ALEJANDRO MAYORKAS, U.S. DEPARTMENT OF HOMELAND SECURITY. (Walker, Johnny) (Entered: 09/03/2021)
09/08/2021	34	NOTICE of Appearance by Deepa Acharya on behalf of All Plaintiffs (Acharya, Deepa) (Entered: 09/08/2021)

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