

**U.S. District Court
California Northern District (San Jose)
CIVIL DOCKET FOR CASE #: 5:20-cv-02653-SVK**

MadKudu Inc. et al v. U.S. Citizenship and Immigration Services et al	Date Filed: 04/16/2020
Assigned to: Magistrate Judge Susan van Keulen	Date Terminated: 10/22/2021
Cause: 05:551 Administrative Procedure Act	Jury Demand: None
	Nature of Suit: 465 Other
	Immigration Actions
	Jurisdiction: U.S. Government
	Defendant

Plaintiff

MadKudu Inc.

represented by **Mary A Kenney**
National Immigration Litigation
Alliance
10 Griggs Terrace
Brookline, MA 02446
617-819-4681
Email:
mary@immigrationlitigation.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Trina Ann Realmuto
National Immigration Litigation
Alliance
10 Griggs Terrace
Brookline, MA 02446
617-819-4447
Email:
trina@immigrationlitigation.org
TERMINATED: 04/30/2020
LEAD ATTORNEY

Charles H. Kuck
Kuck Baxter Immigration LLC
365 Northridge Rd.
Suite 300
Atlanta, GA 30350
404-816-8611
Fax: 404-816-8615
Email: ckuck@immigration.net

ATTORNEY TO BE NOTICED

Jeff Dean Joseph

Joseph and Hall P.C.
12203 East Second Ave.
Aurora, CO 80011
(303) 297-9171
Fax: (303) 733-4188
Email: jeff@immigrationissues.com
ATTORNEY TO BE NOTICED

Jesse Matthew Bless

American Immigration Lawyers
Association
1331 G St NW, Ste 300
Washington, DC 20005
781-704-3897
Email: jbless@aila.org
ATTORNEY TO BE NOTICED

Leslie Karen Dellon

American Immigration Council
1331 G St., NW
Suite 200
Washington, DC 20005
United States
202-507-7530
Fax: 202-742-5619
Email: ldellon@immcouncil.org
ATTORNEY TO BE NOTICED

Zachary Miller Nightingale

Van Der Hout LLP
180 Sutter Street, Suite 500
San Francisco, CA 94104
(415) 981-3000
Fax: (415) 981-3003
Email: ndca@vblaw.com
ATTORNEY TO BE NOTICED

Plaintiff

Quick Fitting Inc.

represented by **Mary A Kenney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Trina Ann Realmuto
(See above for address)
TERMINATED: 04/30/2020
LEAD ATTORNEY

Charles H. Kuck
(See above for address)
ATTORNEY TO BE NOTICED

Jeff Dean Joseph
(See above for address)
ATTORNEY TO BE NOTICED

Jesse Matthew Bless
(See above for address)
ATTORNEY TO BE NOTICED

Leslie Karen Dellon
(See above for address)
ATTORNEY TO BE NOTICED

Zachary Miller Nightingale
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Hanguang International Inc.

represented by **Leslie Karen Dellon**
(See above for address)
ATTORNEY TO BE NOTICED

Mary A Kenney
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

2nd Street USA, Inc.

represented by **Leslie Karen Dellon**
(See above for address)
ATTORNEY TO BE NOTICED

Mary A Kenney
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

**U.S. Citizenship and Immigration
Services**

represented by **Joshua Samuel Press**
United States Department of Justice
Civil Division, Office of
Immigration Litigation
P.O. Box 868, Ben Franklin Station
Washington, DC 20044
(202) 305-0106
Fax: (202) 305-7000
Email: joshua.press@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth D. Kurlan
United States Attorney's Office
Northern District of California
450 Golden Gate Avenue, Box
36055
San Francisco, CA 94102
(415) 436-7298
Email: Elizabeth.Kurlan@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Kenneth T. Cuccinelli

represented by **Joshua Samuel Press**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth D. Kurlan
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/16/2020	<u>1</u>	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against All Defendants (Filing fee \$ 400, receipt number 0971-14380966.). Filed by MadKudu Inc., Quick Fitting Inc.. (Attachments: # <u>1</u> Civil Cover Sheet Civil Cover Sheet)(Realmuto, Trina) (Filed on 4/16/2020) (Entered: 04/16/2020)
04/16/2020	<u>2</u>	Proposed Summons. (Attachments: # <u>1</u> Summons Cuccinelli, # <u>2</u> Summons Barr, # <u>3</u> Summons USCIS)(Realmuto, Trina) (Filed on 4/16/2020) (Entered: 04/16/2020)
04/16/2020	<u>3</u>	NOTICE of Appearance by Trina Ann Realmuto (Realmuto, Trina) (Filed on 4/16/2020) (Entered: 04/16/2020)

04/16/2020	<u>5</u>	Case assigned to Magistrate Judge Susan van Keulen. Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening. Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges. Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 4/30/2020. (bwS, COURT STAFF) (Filed on 4/16/2020) (Entered: 04/17/2020)
04/17/2020	<u>4</u>	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 310, receipt number 0971-14384301.) filed by MadKudu Inc., Quick Fitting Inc.. (Kenney, Mary) (Filed on 4/17/2020) (Entered: 04/17/2020)
04/17/2020	<u>6</u>	Immigration Mandamus Case Procedural Order, (cv, COURT STAFF) (Filed on 4/17/2020) (Entered: 04/17/2020)
04/17/2020	<u>7</u>	NOTICE of Appearance by Zachary Miller Nightingale (Nightingale, Zachary) (Filed on 4/17/2020) (Entered: 04/17/2020)
04/17/2020	<u>8</u>	ORDER GRANTING <u>4</u> PRO HAC VICE APPLICATION. Signed by Judge Susan van Keulen on 4/17/2020. (svklc2S, COURT STAFF) (Filed on 4/17/2020) (Entered: 04/17/2020)
04/17/2020	<u>9</u>	Summons Issued as to Kenneth T. Cuccinelli. (cv, COURT STAFF) (Filed on 4/17/2020) (Entered: 04/17/2020)
04/17/2020	<u>10</u>	Summons Issued as to U.S. Citizenship and Immigration Services, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons, # <u>2</u> Summons)(cv, COURT STAFF) (Filed on 4/17/2020) (Entered: 04/17/2020)
04/20/2020	<u>11</u>	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 310, receipt number 0971-14390194.) filed by MadKudu Inc., Quick Fitting Inc.. (Dellon, Leslie) (Filed on 4/20/2020) (Entered: 04/20/2020)
04/20/2020	<u>12</u>	ORDER GRANTING <u>11</u> PRO HAC VICE APPLICATION. Signed by Judge Susan van Keulen on 4/20/2020. (svklc2S, COURT STAFF) (Filed on 4/20/2020) (Entered: 04/20/2020)

04/21/2020	<u>13</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by MadKudu Inc., Quick Fitting Inc... (Kenney, Mary) (Filed on 4/21/2020) (Entered: 04/21/2020)
04/22/2020	<u>14</u>	Proposed Summons. (Dellon, Leslie) (Filed on 4/22/2020) (Entered: 04/22/2020)
04/22/2020	<u>15</u>	Proposed Summons. (Dellon, Leslie) (Filed on 4/22/2020) (Entered: 04/22/2020)
04/22/2020	<u>16</u>	MOTION for leave to appear in Pro Hac Vice <i>by Jeff Joseph</i> (Filing fee \$ 310, receipt number 0971-14399190.) filed by MadKudu Inc., Quick Fitting Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Joseph, Jeff) (Filed on 4/22/2020) (Entered: 04/22/2020)
04/22/2020	<u>17</u>	ORDER GRANTING <u>16</u> PRO HAC VICE APPLICATION. Signed by Judge Susan van Keulen on 4/22/2020. (svklc2S, COURT STAFF) (Filed on 4/22/2020) (Entered: 04/22/2020)
04/23/2020	<u>18</u>	Summons Issued as to Kenneth T. Cuccinelli. (cv, COURT STAFF) (Filed on 4/23/2020) (Entered: 04/23/2020)
04/23/2020	<u>19</u>	Summons Issued as to U.S. Citizenship and Immigration Services. (cv, COURT STAFF) (Filed on 4/23/2020) (Entered: 04/23/2020)
04/24/2020	<u>20</u>	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 310, receipt number 0971-14407715.) filed by MadKudu Inc., Quick Fitting Inc.. (Bless, Jesse) (Filed on 4/24/2020) (Entered: 04/24/2020)
04/24/2020	<u>21</u>	MOTION for leave to appear in Pro Hac Vice <i>Attorney Charles H. Kuck</i> (Filing fee \$ 310, receipt number 0971-14407990.) filed by MadKudu Inc., Quick Fitting Inc.. (Attachments: # <u>1</u> Supplement Letter of Good Standing)(Kuck, Charles) (Filed on 4/24/2020) Modified on 4/24/2020 (cv, COURT STAFF). (Entered: 04/24/2020)
04/24/2020	<u>22</u>	ORDER GRANTING <u>20</u> PRO HAC VICE APPLICATION. Signed by Judge Susan van Keulen on 04/24/2020. (svklc2S, COURT STAFF) (Filed on 4/24/2020) (Entered: 04/24/2020)
04/24/2020	<u>23</u>	ORDER GRANTING <u>21</u> PRO HAC VICE APPLICATION. Signed by Judge Susan van Keulen on 4/24/2020. (svklc2S, COURT STAFF) (Filed on 4/24/2020) (Entered: 04/24/2020)
04/28/2020	<u>24</u>	MOTION to Withdraw as Attorney (<i>Trina Realmuto</i>) filed by MadKudu Inc., Quick Fitting Inc.. Motion Hearing set for 6/2/2020 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 5/12/2020. Replies due by 5/19/2020. (Attachments: # <u>1</u> Proposed Order)(Realmuto, Trina) (Filed on 4/28/2020) (Entered: 04/28/2020)

04/30/2020	<u>25</u>	ORDER GRANTING <u>24</u> MOTION TO WITHDRAW AS ATTORNEY. The hearing set for 06/02/2020 is VACATED. Signed by Judge Susan van Keulen on 4/30/2020. (svklc2S, COURT STAFF) (Filed on 4/30/2020) (Entered: 04/30/2020)
05/04/2020	<u>26</u>	First MOTION to Certify Class <i>with Points and Authorities</i> filed by MadKudu Inc., Quick Fitting Inc.. Motion Hearing set for 6/23/2020 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 6/3/2020. Replies due by 6/17/2020. (Attachments: # <u>1</u> Exhibit Exh A MadKudu Inc declaration, # <u>2</u> Exhibit Exh B MadKudu petition denial, # <u>3</u> Exhibit Exh C Quick Fitting declaration, # <u>4</u> Exhibit Exh D Quick Fitting petition denial, # <u>5</u> Exhibit Exh E M Kenney declaration, # <u>6</u> Exhibit Exh F Z Nightingale declaration, # <u>7</u> Exhibit Exh G J Bless declaration, # <u>8</u> Exhibit Exh H J Joseph declaration, # <u>9</u> Exhibit Exh I C Kuck declaration, # <u>10</u> Proposed Order Proposed Order)(Kenney, Mary) (Filed on 5/4/2020) Modified on 7/23/2020 (jhfS, COURT STAFF). (Entered: 05/04/2020)
05/05/2020	<u>27</u>	ORDER REGARDING <u>26</u> PLAINTIFFS' MOTION FOR CLASS CERTIFICATION. The hearing set for 06/23/2020 is VACATED. Signed by Judge Susan van Keulen on 05/05/2020. (svklc2S, COURT STAFF) (Filed on 5/5/2020) (Entered: 05/05/2020)
05/06/2020	<u>28</u>	AFFIDAVIT of Service for Summons and Complaint served on Defendants USCIS, Kenneth T. Cuccinelli, Attorney General William Barr, U.S. Attorney for the Northern District of California on April 24, 2020, filed by MadKudu Inc., Quick Fitting Inc.. (Attachments: # <u>1</u> Exhibit A)(Kenney, Mary) (Filed on 5/6/2020) (Entered: 05/06/2020)
05/11/2020	<u>29</u>	NOTICE of Appearance by Joshua Samuel Press (Press, Joshua) (Filed on 5/11/2020) (Entered: 05/11/2020)
05/11/2020	30	CLERK'S NOTICE Re: Consent or Declination: Plaintiffs/Defendants shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms . Consent/Declination due by 5/18/2020. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT STAFF) (Filed on 5/11/2020) (Entered: 05/11/2020)
05/13/2020	<u>31</u>	NOTICE of Appearance by Elizabeth Kurlan <i>for Defendants</i> (Kurlan, Elizabeth) (Filed on 5/13/2020) (Entered: 05/13/2020)

05/14/2020	<u>32</u>	STATUS REPORT <i>Joint Status Report</i> by MadKudu Inc., Quick Fitting Inc.. (Kenney, Mary) (Filed on 5/14/2020) (Entered: 05/14/2020)
05/18/2020	<u>33</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by MadKudu Inc., Quick Fitting Inc... (Kenney, Mary) (Filed on 5/18/2020) (Entered: 05/18/2020)
05/18/2020	<u>34</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services.. (Press, Joshua) (Filed on 5/18/2020) (Entered: 05/18/2020)
05/18/2020	35	CLERK'S NOTICE: A hearing on <u>26</u> Plaintiffs' Motion for Class Certification has been set for 9/22/2020 at 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Defendants' opposition to the motion is due by 7/29/2020. Plaintiffs' reply is due by 8/12/2020. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (svklc2, COURT STAFF) (Filed on 5/18/2020) (Entered: 05/18/2020)
06/29/2020	<u>36</u>	MOTION to Dismiss for Lack of Jurisdiction <i>and Memorandum of Points and Authorities</i> filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. Motion Hearing set for 8/4/2020 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 7/13/2020. Replies due by 7/20/2020. (Attachments: # <u>1</u> Exhibit Attachments)(Kurlan, Elizabeth) (Filed on 6/29/2020) Modified on 7/23/2020 (jhFS, COURT STAFF). (Entered: 06/29/2020)
07/13/2020	<u>37</u>	OPPOSITION/RESPONSE (re <u>36</u> MOTION to Dismiss for Lack of Jurisdiction <i>and Memorandum of Points and Authorities</i>) filed by MadKudu Inc., Quick Fitting Inc.. (Kenney, Mary) (Filed on 7/13/2020) (Entered: 07/13/2020)
07/17/2020	<u>38</u>	ADMINISTRATIVE MOTION Administrative Motion to Defer Class Certification filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. Responses due by 7/21/2020. (Attachments: # <u>1</u> Exhibit Exhibit A)(Kurlan, Elizabeth) (Filed on 7/17/2020) Modified on 7/23/2020 (jhFS, COURT STAFF). (Entered: 07/17/2020)
07/20/2020	<u>39</u>	AMENDED COMPLAINT against All Defendants. Filed by MadKudu Inc., Quick Fitting Inc., Hanguang International Inc., 2nd Street USA, Inc.. (Kenney, Mary) (Filed on 7/20/2020) (Entered: 07/20/2020)
07/20/2020	<u>40</u>	MOTION to Certify Class filed by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. Motion Hearing

		set for 9/22/2020 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 8/3/2020. Replies due by 8/10/2020. (Attachments: # 1 Proposed Order, # 2 Exhibit MadKudu declaration, # 3 Exhibit MadKudu petition denial, # 4 Exhibit Quick Fitting declaration, # 5 Exhibit Quick Fitting petition denial, # 6 Exhibit Kenney amended declaration, # 7 Exhibit Nightingale declaration, # 8 Exhibit Bless declaration, # 9 Exhibit Joseph declaration, # 10 Exhibit Kuck declaration, # 11 Exhibit MadKudu and Quick Fitting petition approvals, # 12 Exhibit 2nd Street declaration, # 13 Exhibit 2nd Street petition denial, # 14 Exhibit Hanguang declaration, # 15 Exhibit Hanguang Petition denial)(Kenney, Mary) (Filed on 7/20/2020) (Entered: 07/20/2020)
07/20/2020	41	CLERK'S NOTICE Re: Consent or Declination: Plaintiffs Hanguang International Inc. and 2nd Street USA, Inc. shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms. Consent/Declination due by 7/27/2020. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT STAFF) (Filed on 7/20/2020) (Entered: 07/20/2020)
07/21/2020	42	OPPOSITION/RESPONSE (re 38 ADMINISTRATIVE MOTION Administrative Motion to Defer Class Certification) filed by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. (Attachments: # 1 Proposed Order)(Kenney, Mary) (Filed on 7/21/2020) (Entered: 07/21/2020)
07/23/2020	43	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by 2nd Street USA, Inc., Hanguang International Inc... (Dellon, Leslie) (Filed on 7/23/2020) (Entered: 07/23/2020)
07/23/2020	44	ORDER TERMINATING 26 PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND 36 DEFENDANTS' MOTION TO DISMISS; DENYING 38 DEFENDANTS' ADMINISTRATIVE MOTION; AND SETTING BRIEFING SCHEDULE FOR MOTIONS-DEFENDANTS' FORTHCOMING MOTION TO DISMISS AND PLAINTIFFS' RENEWED MOTION FOR CLASS CERTIFICATION 40 Renewed Motion for Class Certification due: 7/20/20 Renewed Motion to Dismiss due: 8/3/20 Opposition to Renewed Motion to Dismiss due: 8/17/20 Reply to Renewed Motion to Dismiss due: 8/24/20 Opposition to Renewed Motion for Class Certification due: 9/14/20

		Reply to Renewed Motion for Class Certification due: 9/28/20 Hearing on Renewed Motion for Class Certification is set for 10/27/2020 10:00 before Magistrate Judge Susan van Keulen. All other deadlines and hearing dates previously set are vacated. Signed by Judge Susan van Keulen on 7/23/20. (jhfS, COURT STAFF) (Filed on 7/23/2020) (Entered: 07/23/2020)
08/03/2020	45	*** POSTED IN ERROR *** please see 47 MOTION to Sever <i>and</i>, MOTION to Dismiss filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. Motion Hearing set for 9/1/2020 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 8/17/2020. Replies due by 8/24/2020. (Kurlan, Elizabeth) (Filed on 8/3/2020) Modified on 8/4/2020 (cv, COURT STAFF). Modified on 8/4/2020 (cv, COURT STAFF). (Entered: 08/03/2020)
08/04/2020	46	CLERK'S NOTICE TERMINATING THE HEARING DATE OF 9/1/20 as failure to comply with Civ. Local Rule 7-2(a). Court will schedule a hearing if necessary. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT STAFF) (Filed on 8/4/2020) (Entered: 08/04/2020)
08/04/2020	47	Amended MOTION to Dismiss <i>and</i>, Amended MOTION to Sever filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. Responses due by 8/17/2020. Replies due by 8/24/2020. (Attachments: # 1 Exhibit Attachments)(Kurlan, Elizabeth) (Filed on 8/4/2020) (Entered: 08/04/2020)
08/17/2020	48	OPPOSITION/RESPONSE (re 47 Amended MOTION to Dismiss <i>and</i>Amended MOTION to Sever) filed by2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. (Attachments: # 1 Exhibit Exh O Brero Declaration, # 2 Exhibit Exh P Kosky Declaration)(Kenney, Mary) (Filed on 8/17/2020) (Entered: 08/17/2020)
08/24/2020	49	REPLY (re 47 Amended MOTION to Dismiss <i>and</i>Amended MOTION to Sever) filed byKenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Kurlan, Elizabeth) (Filed on 8/24/2020) (Entered: 08/24/2020)
09/08/2020	50	CLERK'S NOTICE re EXTENSION OF DEADLINES AND SETTING OF ZOOM HEARING Opposition to Renewed Motion for Class Certification due: 9/28/20 Reply to Renewed Motion for Class Certification due: 10/12/20

		Hearing on Renewed Motion for Class Certification remains as previously set for 10/27/2020 10:00 before Magistrate Judge Susan van Keulen. This proceeding will be held via a Zoom webinar. Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/svk General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded th at photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited. Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT STAFF) (Filed on 9/8/2020) (Entered: 09/08/2020)
09/14/2020	<u>51</u>	ORDER by Judge Susan van Keulen denying <u>47</u> Motion to Dismiss and denying <u>47</u> Motion to Sever. (svklc2S, COURT STAFF) (Filed on 9/14/2020) (Entered: 09/14/2020)
09/28/2020	<u>52</u>	ANSWER to Amended Complaint byKenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Press, Joshua) (Filed on 9/28/2020) (Entered: 09/28/2020)
09/28/2020	<u>53</u>	***FILED IN ERROR-SEE CORRECTED FILING AT <u>54</u> *** OPPOSITION/RESPONSE (re <u>40</u> MOTION to Certify Class) filed byKenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Kurlan, Elizabeth) (Filed on 9/28/2020) Modified on 9/29/2020 (jhFS, COURT STAFF). (Entered: 09/28/2020)
09/29/2020	<u>54</u>	OPPOSITION/RESPONSE (re <u>40</u> MOTION to Certify Class) <i>AMENDED to include corrected TOC & TOA and Exhibits</i> filed byKenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Attachments: # <u>1</u> Exhibit Exhibits 1-4)(Kurlan, Elizabeth) (Filed on 9/29/2020) (Entered: 09/29/2020)
10/12/2020	<u>55</u>	REPLY (re <u>40</u> MOTION to Certify Class) filed by2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. (Kenney, Mary) (Filed on 10/12/2020) (Entered: 10/12/2020)

10/16/2020	<u>56</u>	ORDER ALLOWING SUR-REPLY re <u>55</u> Reply to Opposition/Response by noon 10/22/2020. Signed by Judge Susan van Keulen on 10/16/2020. (svklc2S, COURT STAFF) (Filed on 10/16/2020) (Entered: 10/16/2020)
10/22/2020	<u>57</u>	RESPONSE re <u>55</u> Reply to Opposition/Response, <u>56</u> Order (<i>Defendants' Sur-Reply</i>) by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Press, Joshua) (Filed on 10/22/2020) (Entered: 10/22/2020)
10/27/2020	58	Minute Entry for proceedings held before Magistrate Judge Susan van Keulen: Hearing on Renewed Motion for Class Certification held on 10/27/2020 via Zoom. The Court takes the matter under submission. Total Time in Court: 10:09am-11:25am (34 mins). Court Reporter: Irene Rodriguez via Zoom. Plaintiff Attorney: Mary Kenney, Leslie Dellon, Charles Kuck and Jesse Bless via Zoom. Defendant Attorney: Elizabeth Kurlan via Zoom. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT STAFF) (Date Filed: 10/27/2020) (Entered: 10/27/2020)
11/17/2020	<u>59</u>	ORDER by Judge Susan van Keulen granting in part <u>40</u> Motion for Class Certification. (svklc2S, COURT STAFF) (Filed on 11/17/2020) (Entered: 11/17/2020)
01/15/2021	<u>60</u>	STIPULATION WITH PROPOSED ORDER <i>Joint Stipulation to Extend Deadline</i> filed by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. (Attachments: # <u>1</u> Proposed Order)(Dellon, Leslie) (Filed on 1/15/2021) (Entered: 01/15/2021)
01/15/2021	<u>61</u>	ORDER by Judge Susan van Keulen granting <u>60</u> Stipulation to Extend January 15, 2021 Deadline to January 29, 2021. (svklc2S, COURT STAFF) (Filed on 1/15/2021) (Entered: 01/15/2021)
01/29/2021	<u>62</u>	STIPULATION WITH PROPOSED ORDER <i>Joint Stipulation Setting Summary Judgment Briefing Schedule</i> filed by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. (Attachments: # <u>1</u> Proposed Order)(Dellon, Leslie) (Filed on 1/29/2021) (Entered: 01/29/2021)
02/02/2021	<u>63</u>	ORDER re <u>62</u> Summary Judgment Briefing Schedule and ADR Process. Signed by Judge Susan van Keulen on 2/2/2021. (svklc2S, COURT STAFF) (Filed on 2/2/2021) (Entered: 02/02/2021)

02/02/2021	<u>64</u>	First MOTION to Amend/Correct <u>59</u> Order on Motion to Certify Class <i>with Points and Authorities</i> filed by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. Motion Hearing set for 3/9/2021 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 2/16/2021. Replies due by 2/23/2021. (Attachments: # <u>1</u> Proposed Order)(Kenney, Mary) (Filed on 2/2/2021) (Entered: 02/02/2021)
02/11/2021	<u>65</u>	ORDER by Judge Susan van Keulen granting <u>62</u> Stipulation Setting Summary Judgment Briefing Schedule. (svklc2S, COURT STAFF) (Filed on 2/11/2021) (Entered: 02/11/2021)
02/11/2021	<u>66</u>	Consent MOTION for Extension of Time to File <i>Briefing re Plaintiffs' Motion to Amend Certified Class Definition</i> filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Attachments: # <u>1</u> Proposed Order)(Press, Joshua) (Filed on 2/11/2021) (Entered: 02/11/2021)
02/12/2021	<u>67</u>	ORDER by Judge Susan van Keulen granting <u>66</u> Motion for Extension of Time to File. The Motion Hearing on 3/9/21 at 10:00 am is off calendar; the Court will re-set if necessary. (jhfS, COURT STAFF) (Filed on 2/12/2021) (Entered: 02/12/2021)
02/18/2021	<u>68</u>	Consent Administrative Motion to File Under Seal filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Attachments: # <u>1</u> Declaration of Joshua S. Press, # <u>2</u> Proposed Order, # <u>3</u> Exhibit 1 of 11, # <u>4</u> Exhibit 2 of 11, # <u>5</u> Exhibit 3 of 11, # <u>6</u> Exhibit 4 of 11, # <u>7</u> Exhibit 5 of 11, # <u>8</u> Exhibit 6 of 11, # <u>9</u> Exhibit 7 of 11, # <u>10</u> Exhibit 8 of 11, # <u>11</u> Exhibit 9 of 11, # <u>12</u> Exhibit 10 of 11, # <u>13</u> Exhibit 11 of 11)(Press, Joshua) (Filed on 2/18/2021) (Entered: 02/18/2021)
02/18/2021	<u>69</u>	NOTICE by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services re <u>68</u> Consent Administrative Motion to File Under Seal <i>of Service of CARs to Plaintiffs' Counsel</i> (Press, Joshua) (Filed on 2/18/2021) (Entered: 02/18/2021)
03/15/2021	<u>70</u>	MOTION for Summary Judgment filed by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. Motion Hearing set for 6/1/2021 10:00 AM in San Jose, Courtroom 6, 4th Floor before Magistrate Judge Susan van Keulen. Responses due by 4/16/2021. Replies due by 4/30/2021. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit Exh. A, AAO Decision, # <u>3</u> Exhibit Exh. B, CSC Decision)(Kenney, Mary) (Filed on 3/15/2021) (Entered: 03/15/2021)
04/02/2021	<u>71</u>	Consent MOTION for Extension of Time to File <i>MSJ Briefing</i> filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services.

		(Attachments: # 1 Proposed Order)(Press, Joshua) (Filed on 4/2/2021) (Entered: 04/02/2021)
04/06/2021	72	ORDER by Judge Susan van Keulen granting as modified 71 Motion for Extension of Time to File MSJ Briefing. Motion Hearing set for 6/15/2021 10:00 AM in San Jose, - Videoconference Only before Magistrate Judge Susan van Keulen. (svklc2S, COURT STAFF) (Filed on 4/6/2021) (Entered: 04/06/2021)
04/30/2021	73	STIPULATION WITH PROPOSED ORDER <i>to Revise Briefing Schedule</i> filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Kurlan, Elizabeth) (Filed on 4/30/2021) (Entered: 04/30/2021)
04/30/2021	74	ORDER RE STIPULATION TO REVISE BRIEFING SCHEDULE by Judge Susan van Keulen granting as modified by the Court 73 Stipulation. Status Conference set for 6/8/2021 09:30 AM in San Jose, - Videoconference Only before Magistrate Judge Susan van Keulen. This proceeding will be held via a Zoom webinar. Joint Status Report due by 6/1/2021. Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/svk General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded th at photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited. Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/. (jhfS, COURT STAFF) (Filed on 4/30/2021) (Entered: 04/30/2021)
05/28/2021	75	STATUS REPORT <i>and Stipulation to an Additional Extension of Time for the Briefing Schedule</i> by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Kurlan, Elizabeth) (Filed on 5/28/2021) (Entered: 05/28/2021)
06/01/2021	76	ORDER granting 75 Stipulation to an Additional Extension of Time for the Briefing Schedule. Signed by Judge Susan van Keulen on 6/1/2021. (svklc2S, COURT STAFF) (Filed on 6/1/2021) (Entered: 06/01/2021)

06/01/2021	77	CLERK'S NOTICE CONTINUANCE OF 6/8/21 STATUS CONFERENCE TO 7/13/21. Status Conference set for 7/13/2021 09:30 AM in San Jose, - Videoconference Only before Magistrate Judge Susan van Keulen. This proceeding will be held via a Zoom webinar. Joint Status Report due by 7/6/2021. Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/svk General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited. Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i>(jhfS, COURT STAFF) (Filed on 6/1/2021) (Entered: 06/01/2021)
06/21/2021	78	STIPULATION WITH PROPOSED ORDER re 76 Order filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Attachments: # 1 Proposed Order)(Press, Joshua) (Filed on 6/21/2021) (Entered: 06/21/2021)
06/21/2021	79	ORDER by Judge Susan van Keulen granting as modified by the Court 78 Stipulation to an Additional Extension of Time for the Briefing Schedule. Status Conference set for 7/27/2021 11:00 AM in San Jose, - To be determined before Magistrate Judge Susan van Keulen. (svklc2S, COURT STAFF) (Filed on 6/21/2021) (Entered: 06/21/2021)
07/06/2021	80	STIPULATION WITH PROPOSED ORDER <i>to an Additional Extension of Time For the Parties to Continue Settlement Discussions</i> filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Kurlan, Elizabeth) (Filed on 7/6/2021) (Entered: 07/06/2021)
07/13/2021	81	ORDER by Judge Susan van Keulen granting as modified by the Court 80 Stipulation to an Additional Extension of Time for the Briefing Schedule for the Parties to Continue Settlement Discussions. (svklc2S, COURT STAFF) (Filed on 7/13/2021) (Entered: 07/13/2021)

07/13/2021	82	CLERK'S NOTICE ZOOM APPEARANCE INSTRUCTIONS FOR 7/27/21 11:00AM STATUS CONFERENCE This proceeding will be held via a Zoom webinar. Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/svk General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited. Zoom Guidance and Setup: https:// www.cand.uscourts.gov/zoom/. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfs, COURT STAFF) (Filed on 7/13/2021) (Entered: 07/13/2021)
07/27/2021	83	Minute Entry for proceedings held before Magistrate Judge Susan van Keulen: Status Conference held on 7/27/2021 via Zoom. All parties appeared via Zoom. Matter is stayed. All pending dates are tolled. Parties are to file the motion for preliminary approval of class settlement no later than 8/20/2021. Total Time in Court: 11:00-11:05am (5 mins). Zoom Recording. Plaintiff Attorney: Mary Kenney. Defendant Attorney: Elizabeth Kurlan & Josh Press. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfs, COURT STAFF) (Date Filed: 7/27/2021) (Entered: 07/27/2021)
08/03/2021	84	ORDER by Judge Susan van Keulen granting 68 Administrative Motion to File Certified Administrative Record Under Seal. (svklc2S, COURT STAFF) (Filed on 8/3/2021) (Entered: 08/03/2021)
08/20/2021	85	Joint MOTION for Settlement filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. Motion Hearing set for 9/28/2021 10:00 AM before Magistrate Judge Susan van Keulen. Responses due by 9/3/2021. Replies due by 9/10/2021. (Attachments: # 1 Exhibit Settlement Agreement, # 2 Exhibit Proposed Notice,

		# 3 Proposed Order)(Kurlan, Elizabeth) (Filed on 8/20/2021) (Entered: 08/20/2021)
08/20/2021	86	STIPULATION WITH PROPOSED ORDER re 83 Status Conference,, 64 First MOTION to Amend/Correct 59 Order on Motion to Certify Class <i>with Points and Authorities</i> filed by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. (Attachments: # 1 Proposed Order)(Kurlan, Elizabeth) (Filed on 8/20/2021) (Entered: 08/20/2021)
08/25/2021	87	ORDER re 85 Motion for Preliminary Approval of Settlement. Signed by Judge Susan van Keulen on 8/25/2021. (svklc2S, COURT STAFF) (Filed on 8/25/2021) (Entered: 08/25/2021)
08/27/2021	88	AMENDED DOCUMENT by Kenneth T. Cuccinelli, U.S. Citizenship and Immigration Services. Amendment to 87 Order <i>for Revised Draft Notice of Settlement and Proposed Order</i> . (Attachments: # 1 Proposed Order Revised Proposed Order)(Kurlan, Elizabeth) (Filed on 8/27/2021) (Entered: 08/27/2021)
08/30/2021	89	ORDER by Judge Susan van Keulen granting 85 Joint Motion for Preliminary Approval of Settlement and Request for Fairness Hearing, as Modified by the Court. Fairness Hearing set for 10/19/2021 10:00 AM. (svklc2S, COURT STAFF) (Filed on 8/30/2021) (Entered: 08/30/2021)
10/12/2021	90	CLERKS NOTICE ZOOM APPEARANCE INSTRUCTIONS FOR 10/19/21 10:00AM FAIRNESS HEARING. This proceeding will be held via a Zoom webinar. Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/svk Court Appearances: Advanced notice is required of counsel or parties who wish to be identified by the court as making an appearance or will be participating in the argument at the hearing. A list of names and emails must be sent to the CRD at SVKcrd@cand.uscourts.gov no later than October 18, 2021 by 12:00PM PDT. General Order 58. Persons granted access to court proceedings held by telephone or videoconference are reminded that photographing, recording, and rebroadcasting of court proceedings, including screenshots or other visual copying of a hearing, is absolutely prohibited.

		Zoom Guidance and Setup: https://www.cand.uscourts.gov/zoom/ . <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT S TAFF) (Filed on 10/12/2021) (Entered: 10/12/2021)
10/19/2021	91	Minute Entry for proceedings held before Magistrate Judge Susan van Keulen: Fairness Hearing held on 10/19/2021 via Zoom. All parties appeared via Zoom. Plaintiffs are ordered to file a proposed order approving the settlement. Zoom Recorded 10:02-10:12am (10 mins). Plaintiff Attorney: Mary Kenney, Leslie Dellon, Jesse Bless & Chalres Kuck. Defendant Attorney: Joshua Press & Elizabeth Kurlan. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (jhfS, COURT STAFF) (Date Filed: 10/19/2021) (Entered: 10/19/2021)
10/19/2021	92	Proposed Order <i>Approving Final Settlement Agreement</i> by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc.. (Kenney, Mary) (Filed on 10/19/2021) (Entered: 10/19/2021)
10/19/2021	93	ORDER by Judge Susan van Keulen granting 86 Stipulation to Amend Class Definition and Certifying the Amended Class Definition. (svklc2S, COURT STAFF) (Filed on 10/19/2021) (Entered: 10/19/2021)
10/19/2021	94	ORDER Approving 92 Parties' Settlement Agreement. Signed by Judge Susan van Keulen on 10/19/2021. (svklc2S, COURT STAFF) (Filed on 10/19/2021) (Entered: 10/19/2021)
10/22/2021	95	NOTICE of Voluntary Dismissal (<i>Stipulation of the Parties</i>) by 2nd Street USA, Inc., Hanguang International Inc., MadKudu Inc., Quick Fitting Inc. (Kenney, Mary) (Filed on 10/22/2021) (Entered: 10/22/2021)

PACER Service Center			
Transaction Receipt			
11/07/2021 15:28:02			
PACER Login:	CRClearinghouse	Client Code:	Harrington

Description:	Docket Report	Search Criteria:	5:20-cv-02653- SVK
Billable Pages:	11	Cost:	1.10