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**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Houston)
CIVIL DOCKET FOR CASE #: 4:17-cv-01128**

ACLU Foundation of Texas, Inc. v. U.S. Customs and
Border Protection et al
Assigned to: Judge Vanessa D Gilmore
Cause: 05:552 Freedom of Information Act

Date Filed: 04/12/2017
Date Terminated: 02/12/2019
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government
Defendant

Plaintiff

ACLU Foundation of Texas, Inc.

represented by **Edgar Saldivar**
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V.

Defendant

**U.S. Customs and Border
Protection**

represented by **James Ryan Powers**
U.S. Department of Justice

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Defendant

**U.S. Department of Homeland
Security**

represented by **Andrew A Bobb**
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James Ryan Powers
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/12/2017	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 0541-18210188) filed by ACLU Foundation of Texas, Inc.. (Attachments: # <u>1</u> Complaint, # <u>2</u> Exhibit)(Saldivar, Edgar) (Entered: 04/12/2017)
04/13/2017	<u>2</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons. Initial Conference set for 9/1/2017 at 01:30 PM in Courtroom 9A before Judge Vanessa D Gilmore. (Signed by Judge Vanessa D Gilmore) Parties notified.(LinhthuDoadi,) (Entered: 04/13/2017)

04/20/2017	<u>3</u>	NOTICE <i>of Related Cases</i> by ACLU Foundation of Texas, Inc., filed. (Saldivar, Edgar) (Entered: 04/20/2017)
04/26/2017	<u>4</u>	Request for Issuance of Summons as to All Defendants, filed. (Attachments: # <u>1</u> Continuation, # <u>2</u> Continuation, # <u>3</u> Continuation)(Saldivar, Edgar) (Entered: 04/26/2017)
04/27/2017	<u>5</u>	CERTIFICATE OF INTERESTED PARTIES by ACLU Foundation of Texas, Inc., filed.(Saldivar, Edgar) (Entered: 04/27/2017)
05/02/2017		Summons Issued as to U.S. Customs and Border Protection, U.S. Department of Homeland Security. Issued summons delivered to plaintiff by First-class mail, filed.(jdav, 4) (Entered: 05/02/2017)
05/08/2017	<u>6</u>	NOTICE <i>of motion filed with the United States Judicial Panel on MultiDistrict Litigation to Transfer this Action Pursuant to 28 USC 1407</i> by U.S. Department of Homeland Security, filed. (Attachments: # <u>1</u> Exhibit index of exhibits, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Bobb, Andrew) (Entered: 05/08/2017)
05/11/2017	<u>7</u>	Letter re: Defendant's Transfer Motion, filed. (agarcia, 7) (Entered: 05/11/2017)
05/12/2017	<u>8</u>	RETURN of Service of SUMMONS Executed as to U.S. Customs and Border Protection served on 5/11/2017, answer due 7/10/2017, filed.(Saldivar, Edgar) (Entered: 05/12/2017)
05/12/2017	<u>9</u>	RETURN of Service of SUMMONS Executed as to U.S. Department of Homeland Security served on 5/11/2017, answer due 7/10/2017, filed.(Saldivar, Edgar) (Entered: 05/12/2017)
05/25/2017	<u>10</u>	Unopposed MOTION for Extension of Time Respond to Complaint by U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed. Motion Docket Date 6/15/2017. (Attachments: # <u>1</u> Proposed Order)(Bobb, Andrew) (Entered: 05/25/2017)
05/26/2017	<u>11</u>	ORDER granting <u>10</u> Motion for Extension of Time to Respond to Complaint; Answer due for U.S. Customs and Border Protection 7/27/2017; U.S. Department of Homeland Security 7/27/2017. (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 05/26/2017)
05/30/2017	<u>12</u>	NOTICE OF MEMORANDUM OF PLAINTIFFS, 42 AMERICAN CIVIL LIBERTIES UNION AFFILIATES, IN OPPOSITION TO DEFENDANTS MOTION FOR TRANSFER TO THE DISTRICT OF COLUMBIA FOR CONSOLIDATION re: <u>6</u> Notice (Other), by ACLU Foundation of Texas,

		Inc., filed. (Attachments: # 1 Exhibit)(Saldivar, Edgar) (Entered: 05/30/2017)
05/31/2017	13	COPIES OF DOCUMENTS FILED IN THE MDL CASE, filed.(SandraSilva, 7) (Entered: 06/01/2017)
06/02/2017	14	Copies of Documents Filed in the MDL Case, filed.(MonicaBalboa,) (Additional attachment(s) added on 6/2/2017: # 1 Attachment) (MonicaBalboa,). (Entered: 06/02/2017)
06/06/2017	15	NOTICE <i>Reply Notice in Support of Defendants' Motion for Transfer of Action Pursuant to 18 USC 1407</i> by U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed. (Attachments: # 1 Exhibit Reply in Support of Defendants' Motion for Transfer of Actions Pursuant to 28 USC 1407)(Bobb, Andrew) (Entered: 06/06/2017)
06/23/2017	16	Unopposed MOTION to Stay <i>Proceedings</i> by U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed. Motion Docket Date 7/14/2017. (Attachments: # 1 Proposed Order)(Hu, Daniel) (Entered: 06/23/2017)
06/26/2017	17	ORDER granting 16 Motion to Stay Proceedings Pending Decision by Judicial Panel on Multidistrict Litigation on Defendant's Motion to Transfer. In the event that the Judicial Panel on Multidistrict Litigation denies the motion to transfer, Defendants shall file their responsive pleading no later than 14 days after the date of the denial. (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 06/26/2017)
08/04/2017	18	NOTICE <i>UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION ORDER DENYING TRANSFER</i> by ACLU Foundation of Texas, Inc., filed. (Saldivar, Edgar) (Entered: 08/04/2017)
08/16/2017	19	ANSWER to 1 Complaint by U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed.(Bobb, Andrew) (Entered: 08/16/2017)
08/17/2017	20	Agreed MOTION for Continuance of Initial Pretrial & Scheduling Conference by ACLU Foundation of Texas, Inc., filed. Motion Docket Date 9/7/2017. (Saldivar, Edgar) (Entered: 08/17/2017)
08/22/2017	21	NOTICE of Appearance by James R. Powers on behalf of U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed. (Powers, James) (Entered: 08/22/2017)

08/22/2017	<u>22</u>	Memorandum and Order Regarding Discovery Motions, Motions for Summary Judgment and Analogous Motions to Dismiss. (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 08/22/2017)
08/24/2017	<u>23</u>	ORDER granting <u>20</u> Agreed MOTION for Continuance of Initial Pretrial & Scheduling Conference. (Scheduling Conference reset for 9/15/2017 at 01:30 PM in Courtroom 9A before Judge Vanessa D Gilmore) (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 08/24/2017)
09/05/2017	<u>24</u>	JOINT DISCOVERY/CASE MANAGEMENT PLAN by ACLU Foundation of Texas, Inc., filed.(Saldivar, Edgar) (Entered: 09/05/2017)
09/13/2017	<u>25</u>	NOTICE of Resetting. Parties notified. Scheduling Conference set for 10/20/2017 at 01:30 PM in Courtroom 9A before Judge Vanessa D Gilmore, filed. (bthomas, 4) (Entered: 09/13/2017)
10/20/2017		Minute Entry for proceedings held before Judge Vanessa D Gilmore. SCHEDULING CONFERENCE held on 10/20/2017. A Status Report is due by 1/8/2018. Scheduling Order entered. Order to follow.. Appearances: Edgar Saldivar, Kali Cohen, James Powers.(Court Reporter: Mayra Malone), filed.(bthomas, 4) (Entered: 10/20/2017)
10/20/2017	<u>26</u>	ORDER FOR STATUS REPORT. Status Report due by 1/8/2018(Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 10/20/2017)
10/20/2017	<u>27</u>	SCHEDULING ORDER. Plaintiff to send Requests for Production and Interrogatories regarding search terms by 11/3/2017; Responses due by 12/4/2017; Status Report due by 1/8/2018. (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 10/20/2017)
11/08/2017	<u>28</u>	AO 435 TRANSCRIPT REQUEST by James R. Powers for Transcript of Scheduling Conference on 10/20/17 before Judge Gilmore. Expedited (7 days) turnaround requested. Court Reporter/Transcriber: Mayra Malone, filed. (Powers, James) (Entered: 11/08/2017)
11/17/2017	<u>29</u>	TRANSCRIPT re: Initial Conference held on October 20, 2017 before Judge Vanessa D Gilmore. Court Reporter/Transcriber Mayra Malone. Ordering Party James R. Powers Release of Transcript Restriction set for 2/15/2018., filed. (mmalone,) (Entered: 11/17/2017)
11/20/2017	<u>30</u>	Notice of Filing of Official Transcript as to <u>29</u> Transcript. Party notified, filed. (hcarr, 4) (Entered: 11/20/2017)

01/08/2018	31	STATUS REPORT by ACLU Foundation of Texas, Inc., filed.(Saldivar, Edgar) (Entered: 01/08/2018)
12/14/2018	32	STATUS REPORT by ACLU Foundation of Texas, Inc., filed.(Saldivar, Edgar) (Entered: 12/14/2018)
01/23/2019	33	Unopposed MOTION to Stay by U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed. Motion Docket Date 2/13/2019. (Attachments: # 1 Proposed Order)(Powers, James) (Entered: 01/23/2019)
01/23/2019	34	ORDER granting 33 Motion to Stay in Light of Lapse of Appropriations. (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 01/23/2019)
01/28/2019	35	NOTICE of Restoration of Appropriations re: 34 Order on Motion to Stay by U.S. Customs and Border Protection, U.S. Department of Homeland Security, filed. (Powers, James) (Entered: 01/28/2019)
02/01/2019	36	STIPULATION of Dismissal by ACLU Foundation of Texas, Inc., filed.(Saldivar, Edgar) (Entered: 02/01/2019)
02/12/2019	37	ORDER OF DISMISSAL granting 36 Stipulation of Dismissal. Case terminated on 2/12/2019. (Signed by Judge Vanessa D Gilmore) Parties notified.(bthomas, 4) (Entered: 02/12/2019)

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