

PLAINTIFFS

PRATT, J.

DEFENDANTS

HAROLD WEISBERG

1. U.S. DEPARTMENT OF JUSTICE
2. U.S. ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

CAUSE

FREEDOM OF INFORMATION ACT - COMPEL DEFTS. TO DISCLOSE CERTAIN RECORDS.

(5 USC 552)

ATTORNEYS

James Hiram Lesar
 1231 Fourth St., S.W.
 Washington, D.C. 20024
 Tele: 484-6023

1. Michael J. Ryan
 Asst. U.S. Atty.
2. -do-

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DATE.	NR.	PROCEEDINGS
1975 F	19	COMPLAINT; Appearance; Exhibits A-F. /
Feb.	19	SUMMONS copies (4) and copies (4) of complaint issued. (#2 Ser. 3-4-75 (U.S. Atty. Ser.2-19-75) A.G. & Deft.#1 Ser.2-20) ²
Feb.	25	SUBMISSION of pltf. of corrected copy of Exhibit F to complaint. ³
Mar.	21	MOTION of defts. for an extension of ten days within which to answer or otherwise respond to the complaint; P&A; c/m 3-21-75. ⁴
Mar	25	ORDER granting motion of deft for extension of time to respond to complaint to 3-31-75. (N) PRATT, J. ⁵
Apr	8	STIPULATION extending time for deft. to respond to complaint to Apr 4, 1975; approved Apr 7, 1975. (fiat) (N) Pratt, J. ⁶
May	2	INTERROGATORIES (First Set) by pltf. to deft. #1; c/s 5-2-75. ⁷
May	2	INTERROGATORIES (First Set) by pltf. to deft. #2; c/s 5-2-75. ⁸
May	2	STATUS Call: (Rep-R.Mattson) Pratt, J.
May	2	CALENDAR call certification (2) for defts. ⁹
May	21	STATUS Call: (Rep-R.Mattson) Pratt, J.
Jun	2	TRANSCRIPT of Proceedings, May 2, 1975; pages 1 thru 13; Rep- ¹⁰ R.Mattson; Court's Copy.
Jun	2	TRANSCRIPT of Proceedings, May 21, 1975; pages 1 thru 23; Rep- ¹¹ R.Mattson, Court's Copy.
Jun	3	MOTION of pltf. to strike affidavit of John W. Kilty; P&A; Affidavit; Attachments A-H; c/m 6-3-75. ¹²
Jun.	12	MOTION of pltf. to compel answers to interrogatories; P&A; c/m 6-11-75. ¹³
Jun.	12	MOTION of pltf. for the production of documents by United States Department of Justice; P&A; c/m 6-11-75. ¹⁴
Jun.	12	MOTION of pltf. for the production of documents by U.S. Energy Research and Development Administration; P&A; c/m 6-11-75. ¹⁵
Jun.	12	MOTION of pltf. to postpone Calendar Call and stay all further proceedings; P&A; Attachment; c/m 6-11-75. ¹⁶
Jun.	18	OPPOSITION of defts. to pltf's motions to strike, to compel answers to interrogatories, for production of documents, and response to motion to postpone calendar call and stay all further proceedings; Exhibits 1*2; c/s 6-18-75. ¹⁷

see next page

DATE	NR.	PROCEEDINGS	
1970 Oct	01	ANSWERS of deft. #2 to interrogatories (first set) by pltf.; attachments (3); c/s 10-1-76.	30
Oct	28	ANSWERS of deft. #1 to interrogatories (first set) by pltf.; c/s 10-28-76.	31
Oct	28	RESPONSE of deft. #1 to request of pltf. for production of documents; attachments (3); c/s 10-28-76.	32
Oct	29	STATUS CALL: (Rep: Dennis Bossard) PRATT, J.	
Nov	30	MOTION by pltf. for order compelling FBI Director Clarence Kelley to provide addresses of witnesses; P&A's; exhibit 1; c/m 11-30-76.	33
1977 Feb	11	NOTICE by pltf. to take depositions of John F. Gallagher, Robert A. Frazier, Cortlandt Cunningham, Lyndal L. Shaneyfelt; c/m 2-11-	34
Mar	22	NOTICE by pltf. to take deposition of John F. Gallagher & Lyndal L. Shaneyfelt; c/m 3-22-77.	35
Mar	25	MOTION by Archivist of the United States to quash subpoena, in part and for a protective order; P&A's; affidavit of Steven Garfinkel exhibits A & B; c/s 3-25-77.	36
Mar	30	STATUS CALL: Deft. to file dispositive motion with Vaughn vs. Rosen affidavit by 5-2-77; pltf. allowed 10-days to file opposition. (Rep: Dennis Bossard) PRATT, J.	
Apr	18	DEPOSITION of Robert A. Frazier taken on February 24, 1977;	36-A
Apr	19	NOTICE by pltf. to take deposition of Mr. John W. Kilty & Mr. Harold Weisberg; c/m 4-19-77.	37
Apr	25	MOTION by defts. to quash and for a protective order; memorandum of P&A's; c/m 4-22-77.	38
Apr	26	ORDER filed 4-25-77 granting motion of deft. to quash & for protective order, deposition of John W. Kilty not to be taken in this proceedings. (N) PRATT, J.	

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DATE	NR.	PROCEEDINGS
1975 June	300	MOTION of defts. to dismiss; P&A's; exhibit #3; c/s 6-30-75. 18
July	10	OPPOSITION by pltf. to defts. motion to dismiss; affidavit of Harold Weisberg; exhibit A,B,C,D; fourth affidavit of Harold Weisberg; attachment;c/s 7-10. 19
July	15	MOTION of deft. to dismiss complaint, argued and granted: Reporter: Richard Mattson PRATT, J. 19
July	15	ORDER granting motion of defts. to dismiss and dismissing case as moot. (N) PRATT, J. 20
July	24	TRANSCRIPT of proceedings of July 15, 1975; Pages 1 - 20; Court Copy; Rep. Richard Mattson. 21
Sept	8	NOTICE of appeal by pltf. from order of July 15, 1975; \$5.00 paid and credited to the U.S.; copy sent to Michael J. Ryan. 22
Oct	21	RECORD on Appeal delivered USCA; receipt acknowledged (USCA 75-2021) 23
1976 July	28	CERTIFIED copy Judgment USCA remanding case to the District Court for further proceedings under the Freedom of Information Act not inconsistent with the attached opinion; opinion. 23 A
July	28	STATUS CALL: Continued for further discovery; status call set for 10-1-76 at 11:00 A.M. (Rep: Dennis Bossard) PRATT, J.
Aug	09	INTERROGATORIES (first set) by pltf. to deft. #1; c/m 8-9-76. 24
Aug	09	INTERROGATORIES (first set) by pltf. to deft. #2; c/m 8-9-76. 25
Aug	12	REQUEST of pltf. to deft. #1 for production of documents; c/m 8-12-76. 26
Aug	12	REQUEST of pltf. to deft. #2 for production of documents; c/m 8-12-76. 27
Aug	16	TRANSMITTAL Sheet from USCA returning to USDC the original record with 3 volumes of transcript. 28
Oct	01	STATUS CALL: (Rep: Dennis Bossard) PRATT, J.
Oct	01	RESPONSE of deft. #2 to request for production of documents; exhibits D,E,B & A; c/s 10-1-76. 29

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DATE	NR.	PROCEEDINGS
1977 May	02	TRANSCRIPT of Proceedings of March 30, 1977; pp. 1-15; Rep: Dennis K. Bossard (COURT COPY). 39
May	12	DEPOSITION of Lyndall L. Shaneyfelt taken on March 28, 1977 for the pltf. 40
May	19	DEPOSITION of Cortlandt Cunningham taken on February 24, 1977 for the pltf. 41
June	10	DEPOSITION of John F. Gallagher taken on March 28, 1977 for the pltf.; exhibits 1-6. 42
June	27	MOTION by defts. for summary judgment; statement of material facts; P&A's; c/m 6-27-77. 43
Jul	11	STIPULATION extending time to and including 7-30-77 for pltf. to file opposition to defts' motion for summary judgment. APPROVED. (FIAT) (N) Richey, J. 44
Aug.	23	MOTION by pltf. for leave to file opposition to motion for summary judgment, time having expired; P & A; c/s 8-23-77. 45
Aug.	23	ORDER granting pltf's. motion for leave to file opposition, time having expired. (N) PRATT, J. 46
Aug.	23	OPPOSITION by plaintiff to defts.' motion for summary judgment; attachments (2); Affidavit of Harold Weisberg w/Exhibits(17); Affidavit of James T. Tague w/Exhibits A thru L; c/s 8-23-77. 47
Oct	06	MEMORANDUM Opinion filed 10-5-77. (N) PRATT, J. 48
Oct	06	ORDER filed 10-5-77 granting motion of pltf. for leave to file opposition out of time and granting motion of deft. for summary judgment. (N) PRATT, J. 49
Oct	17	MOTION by pltf. for reconsideration pursuant to Rules 52 & 59; P&A's affidavit of Harold Weisberg; exhibits 1,2,3,3A,4, & 5 thru 11; c/s 10-17-77. 50
Oct	27	OPPOSITION of defts. to motion of pltf. for reconsideration; c/m 10-27-77. 51

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DATE	NR.	PROCEEDINGS
1971	Nov	02 ORDER filed 10-31-77 denying motion of pltf. pursuant to Rules 52 and 59 of the FRCP for reconsideration of order granting motion of deft. for summary judgment. (N) PRATT, J. 52
Nov	08	SUPPLEMENT by pltf. to motion for reconsideration; exhibits 1 thru c/m 11-8-77. 53
Dec	30	NOTICE of Appeal by pltf. from Order of Oct 31, 1977. Copy mailed to Michael J. Ryan. \$5.00 paid & credited to U.S. by James Hiram Lesar. 54

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