

**U.S. District Court  
U.S. District of Minnesota (DMN)  
CIVIL DOCKET FOR CASE #: 0:02-cv-00502-RHK-AJB**

Ngwanyia, et al v. Ashcroft, et al  
Assigned to: Judge Richard H. Kyle  
Referred to: Chief Mag. Judge Arthur J. Boylan  
Demand: \$0  
Cause: 05:702 Administrative Procedure Act

Date Filed: 03/04/2002  
Date Terminated: 07/12/2005  
Jury Demand: None  
Nature of Suit: 360 P.I.: Other  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

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**Plaintiff**

**Patricia Muendo**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

**Bekana Huluka**  
*on behalf of themselves and all others*  
*similarly situated*

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**Plaintiff**

**Fuad Sumo**  
*on behalf of themselves and all others*  
*similarly situated*  
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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Defendant**

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**Defendant**

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**Amicus**

**Nadine K Wettstein**

**Movant**

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**Objector**

**Mohammed Saud**

**Objector**

**Hisham Izzadin Ibrahim**

Date Filed	#	Docket Text
03/04/2002	1	COMPLAINT – Summons issued. Assigned to Judge Richard H. Kyle per Master list and referred to Magistrate Judge John M. Mason, rcpt no 421940 63pg(s) (DFL) (Entered: 03/06/2002)
03/04/2002		PRO HAC VICES SENT to out of state attorneys: Nadine K. Wettstein, J Traci Hong, Mary Kenney and Iris Gomez (DFL) (Entered: 03/06/2002)
03/07/2002	2	COPIES OF SUMMONSES AND RETURNS OF SERVICE mailed by certified mail upon defendant John Ashcroft, defendant James W Ziglar, defendant INS and U.S. Attorney on 3/5/02 6pg(s) (DFL) (Entered: 03/11/2002)

04/10/2002	<u>3</u>	PETITION AND ORDER for admission pro hac vice ( Clerk Richard D. Sletten ) on behalf of plaintiffs by Iris Gomez 1pg(s) (DFL) (Entered: 04/12/2002)
04/12/2002	<u>4</u>	PETITION AND ORDER for admission pro hac vice ( Clerk Richard D. Sletten ) on behalf of plaintiffs by NadineK. Wettstein 1pg(s) (DFL) (Entered: 04/16/2002)
04/12/2002	<u>5</u>	PETITION AND ORDER for admission pro hac vice ( Clerk Richard D. Sletten ) on behalf of plaintiffs by J. Traci Hong 1pg(s) (DFL) (Entered: 04/16/2002)
04/12/2002	<u>6</u>	PETITION AND ORDER for admission pro hac vice ( Clerk Richard D. Sletten ) on behalf of plaintiffs by Mary A. Kenney 1pg(s) (DFL) (Entered: 04/16/2002)
05/01/2002	<u>8</u>	JOINT MOTION to extend time to answer or otherwise respond to Pltfs' complaint (to Magistrate Judge John M. Mason) 3pg(s) (GJS) (Entered: 05/02/2002)
05/02/2002	<u>7</u>	PETITION AND ORDER for admission pro hac vice ( Clerk Richard D. Sletten ) on behalf of John Ashcroft by Greg D Mack. 1 pg(s) (VEM) (Entered: 05/02/2002)
05/03/2002	<u>9</u>	ORDER (Magistrate Judge John M. Mason / 5/3/02) granting motion to extend time to answer or otherwise respond to Pltfs' complaint [8-1] 1pg(s) (cc: all counsel) (GJS) (Entered: 05/07/2002)
05/28/2002	<u>10</u>	ANSWER by defendants 26pg(s) (GJS) (Entered: 05/29/2002)
06/14/2002	<u>11</u>	LETTER RE: SVC OF DISPOSITIVE MOTION PAPERS by defendants to transfer case (to Judge Richard H. Kyle) 2pg(s) (GJS) (Entered: 06/17/2002)
06/19/2002	<u>12</u>	NOTICE OF REASSIGNMENT OF MAGISTRATE JUDGE ( Clerk Richard D. Sletten / ) Case referred to Magistrate Judge Arthur J. Boylan 1 pg(s) (cc: all counsel) (VEM) (Entered: 06/19/2002)
07/15/2002	<u>13</u>	MOTION by defendants to transfer case (to Judge Richard H. Kyle) 3pg(s) (GJS) (Entered: 07/16/2002)
07/15/2002	<u>14</u>	MEMORANDUM in support of motion to transfer case [13-1] 10pg(s) (GJS) (Entered: 07/16/2002)
07/15/2002	<u>15</u>	EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION TO TRANSFER [13-1] 2+pg(s) (GJS) (Entered: 07/16/2002)
07/15/2002	<u>16</u>	MEMORANDUM by plaintiffs in opposition to motion to transfer case [13-1] 11pg(s) (GJS) (Entered: 07/16/2002)
07/25/2002	<u>17</u>	MOTION by plaintiffs to certify class action ( to Judge Richard H. Kyle ). 5 pg(s) (JVN) Modified on 07/25/2002 (Entered: 07/25/2002)
07/25/2002	<u>18</u>	MEMORANDUM by plaintiffs in support of motion to certify class action. [17-1] 17 pg(s) (JVN) (Entered: 07/25/2002)
07/25/2002	<u>19</u>	EXHIBITS by plaintiffs in support of motion for class certification. [17-1] 70+ pg(s) (JVN) Modified on 07/25/2002 (Entered: 07/25/2002)
07/29/2002	<u>20</u>	ORDER (Judge Richard H. Kyle / 7/29/02) The Court will hear oral argument on the pending motion to transfer and resolve that motion before scheduling the motion for class certification. If the mtn to transfer is granted the class certification motion will also be transferred. The Defendants ahll serve a reply memorandum with respect to the motion to transfer. Counsel are directed to contact Ms. Siebrecht to secure a date for the Reply Mrmorandum and a hearing date for the motion to transfer 1pg(s) (cc: all counsel) (GJS) (Entered: 07/30/2002)
07/29/2002	<u>21</u>	MEMORANDUM by defendants in opposition to motion to certify class action [17-1] 16pg(s) (SEA) (Entered: 08/06/2002)
08/06/2002	<u>22</u>	REPLY by plaintiffs to defts' opposition to pltf's motion to certify class action. [17-1] 7 pg(s) (VEM) (Entered: 08/08/2002)
08/07/2002	<u>23</u>	REPLY by defendant to Plaintiff's Oppositon to Defendant's motion to transfer case [13-1] 6pg(s) (GJS) (Entered: 08/10/2002)
08/12/2002	<u>24</u>	CORRECTION TO MEMORANDUM by plaintiff in opposition to motion to transfer case. [13-1] 2+ pg(s) (VEM) (Entered: 08/14/2002)

08/26/2002	<u>26</u>	NOTICE of hearing, setting hearing for motion to transfer case [13-1] at 8:00am on 9/13/02 1pg(s) (GJS) (Entered: 08/31/2002)
08/30/2002	<u>25</u>	ORDER ( Judge Richard H. Kyle ) the 9/13/02 hearing is canceled and the motion to transfer is deemed submitted upon the written record. [13-1] 1 pg(s) (cc: all counsel) (VEM) (Entered: 08/30/2002)
10/10/2002	27	MOTION by plaintiff to amend complaint.( to Magistrate Judge Arthur J. Boylan ) 3+ pg(s) (VEM) (Entered: 10/17/2002)
10/10/2002	<u>28</u>	MEMORANDUM, OPINION, AND ORDER: ( Judge Richard H. Kyle / ) Defts' motion to transfer case is denied. [13-1] 7 pg(s) (cc: all counsel) (VEM) (Entered: 10/17/2002)
10/18/2002	<u>29</u>	NOTICE of setting hearing of Pltf's motion to certify class action to Judge Richard H. Kyle [17-1] at 9:00 am on 11/26/02. 1 pg(s) (VEM) (Entered: 10/23/2002)
10/21/2002	<u>30</u>	ORDER ( Magistrate Judge Arthur J. Boylan)Pltfs' motion to amend complaint granted and directs that the first amended complaint be filed. [27-1] 1 pg(s) (cc: all counsel) (VEM) (Entered: 10/24/2002)
10/28/2002	31	UNOPPOSED MOTION by defendants for an extension of time to file an amended answer or other response to Pltfs' first amended complaint. ( to Magistrate Judge Arthur J. Boylan ) 3 pg(s) (VEM) (Entered: 11/04/2002)
10/29/2002	<u>32</u>	ORDER ( Magistrate Judge Arthur J. Boylan ) Defts shall be granted an extension of time until 11/13/02 to file an amended answer or otherwise response to Pltfs' first amended complaint. [31-1] 1pg(s) (cc: all counsel) (VEM) (Entered: 11/04/2002)
11/12/2002	33	ADDENDUM by plaintiffs to First Amended Complaint for Declaratory, Mandamus and Injunctive Relief Class Action 8pg(s) (GJS) (Entered: 11/16/2002)
11/13/2002	34	ANSWER by defendant John Ashcroft, defendant James W Ziglar, defendant INS 32pg(s) (GJS) (Entered: 11/16/2002)
11/26/2002	35	MINUTES:( Judge Richard H. Kyle / R. Riley) taking under advisement Pltf's motion to certify class action. [17-1] 1 pg(s) (VEM) (Entered: 12/04/2002)
11/26/2002	36	AMENDED COMPLAINT [1-1] by plaintiff; terminating Fuad Sumo, Salah Farah, Fakmi Hysenaj, Jaci Caetano Pereira, Arslan Durrani, Stella Emuwahen Erhabor, Patrick Davies, Vera Catalina Castillo Ramirez, Akbar L Ng, Dieuzeve Joseph; adding Vladimir Kashirsky, Susan Y Pafe, Kuevir Rafou Ekue-Hettah, Oleg Averianov, Sokhavuddh Moeun, Miguel Candido Silvestre Montejo, Didace Nzeyimana, Dieulila Vil, Bassam Hantouli, Pavel E Gubanikhin, Bineyam Kassahun, Issette Kassahun, Alexander Marfo, Tareq M Dreiza, Toko Maurice Mbungu, Arturo Javier Reynoso Madrigal, Djavanshir Gradjev, Sonia S Santisteban, Gerardo R. Vidal Sic, Samon Som. 70 pg(s) (VEM) Modified on 8/11/2004 (vem). (Entered: 12/05/2002)
01/14/2003	<u>37</u>	MEMORANDUM, OPINION, AND ORDER: ( Judge Richard H. Kyle / 1/14/03) granting Plaintiff's motion to certify class action [17-1] 13pg(s) (cc: all counsel) (GJS) (Entered: 01/17/2003)
01/28/2003	<u>38</u>	NOTICE OF PRETRIAL CONFERENCE( Magistrate Judge Arthur J. Boylan / 1/28/03 ) ; pretrial status conference set for 10:00am on 3/4/03 ; Rule report ddl set for 2/24/03 1pg(s) (cc: all counsel) (GJS) (Entered: 01/30/2003)
02/24/2003	39	REPORT OF RULE 26(f) MEETING 8pg(s) (GJS) (Entered: 02/26/2003)
02/24/2003	40	MOTION by defendant John Ashcroft to extend time to file a response to the notice of pretrial conference (to Magistrate Judge Arthur J. Boylan 5pg(s) (GJS) (Entered: 02/26/2003)
02/24/2003	<u>41</u>	ORDER ( Magistrate Judge Arthur J. Boylan ) that Defts shall have until 2/26/03 to file a memorandum or other response to the notice of pretrial conference. [40-1] 1 pg(s) (cc: all counsel) (VEM) (Entered: 02/28/2003)

03/03/2003	42	REPORT OF RULE 26(f) MEETING 10pg(s) (GJS) (Entered: 03/05/2003)
03/04/2003	<u>43</u>	PRETRIAL SCHEDULING ORDER (Magistrate Judge Arthur J. Boylan / 3/4/03) ; amd pleadings set for 9/1/03 ; discovery set for 10/1/03 ; non-dispositive motions set for 10/1/03 ; dispositive motions set for 12/1/03 ; ready for trial set for 3/1/04 2pg(s) (cc: all counsel) (GJS) (Entered: 03/06/2003)
08/04/2003	44	LETTER RE: SVC OF DISPOSITIVE MOTION PAPERS by plaintiff for partial summary judgment. SVRLTE. ( to Judge Richard H. Kyle ) 2 pg(s) (VEM) (Entered: 08/07/2003)
08/04/2003	57	MOTION by plaintiffs for partial summary judgment.( to Judge Richard H. Kyle ) 5 pg(s) (VEM) Modified on 10/29/2003 (Entered: 09/19/2003)
08/05/2003	45	PETITION AND ORDER for admission pro hac vice (Clerk Richard D. Sletten) on behalf of defendant The Department of Homeland Security by Jennifer L Lightbody 1pg(s) (cc: all counsel) (BLW (Entered: 08/07/2003)
08/25/2003	46	UNOPPOSED MOTION by defendants' for extension of time to file a response to pltf's motion for partial summary judgment until 9/10/03 (to Judge Richard H. Kyle) no date/time noticed 3pg(s) (BLW (Entered: 08/26/2003)
08/25/2003	<u>47</u>	ORDER (Magistrate Judge Arthur J. Boylan / 8/25/03) granting defts' unopposed motion for extension of time to file a response to pltf's motion for partial summary judgment until 9/10/03 [46-1] pg(s) (cc: all counsel) (BLW (Entered: 09/02/2003)
09/03/2003	48	JOINT MOTION of the parties to amend the pretrial scheduling order (to Magistrate Judge Arthur J. Boylan) 5pg(s) (BLW (Entered: 09/04/2003)
09/04/2003	<u>49</u>	AMENDED SCHEDULING ORDER (Magistrate Judge Arthur J. Boylan / 9/3/04) ; amd pleadings & parties by 9/15/03 ; discovery completed by 10/15/03 ; dispositive motions served, filed and heard by 1/1/04 ; ready for trial set on 4/1/04 2pg(s) (cc: counsel) (BLW (Entered: 09/09/2003)
09/10/2003	50	CROSS MOTION by defendant to dismiss in part ) , or in the alternative for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment ( to Judge Richard H. Kyle ). 4 pg(s) (HLL) Modified on 09/11/2003 (Entered: 09/11/2003)
09/10/2003	51	MEMORANDUM by defendants in support of cross motion to dismiss in part ) [50-1], or in the alternative to motion for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment. [50-2] 45 pg(s) (HLL) (Entered: 09/11/2003)
09/10/2003	52	EXHIBITS by defendant [50-1], [50-2] in support of defendants' motion to dismiss in part or, in the alternative, for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment. 64 pg(s) (HLL) (Entered: 09/11/2003)
09/10/2003	53	MOTION by defendant for order to exceed page limitations( to Judge Richard H. Kyle ). 4 pg(s) (HLL) (Entered: 09/11/2003)
09/11/2003	54	MOTION by defendants for leave to file correct exhibits ( to Judge Richard H. Kyle ). 4 pg(s) (HLL) (Entered: 09/15/2003)
09/12/2003	58	MEMORANDUM by plaintiff in support of motion for partial summary judgment. [57-1] 31 pg(s) (VEM) (Entered: 09/19/2003)
09/12/2003	59	EXHIBITS by plaintiff in connection with Petitioner's mtoion for summary judgment. [57-1] 60 pg(s) (VEM) (Entered: 09/19/2003)
09/15/2003	55	NOTICE REGARDING SUBSTITUTION OF PARTIES by defendants 4pg(s) (GJS) (Entered: 09/18/2003)
09/15/2003	<u>56</u>	ORDER ( Judge Richard H. Kyle / 9/15/03) granting motion for order to exceed page limitations by Defendants. [53-1] 1pg(s) (cc: all counsel) (GJS) (Entered: 09/18/2003)
09/22/2003	60	CORRECTED EXHIBITS by defendant in support of motion to dismiss [50-1]. 57pg(s) (GJS) (Entered: 09/29/2003)

10/03/2003	61	UNOPPOSED MOTION by plaintiffs to extend briefing schedule, Re: plaintiffs' motion for partial summary judgment and defendants' cross motion to dismiss or for summary judgment ( to Magistrate Judge Arthur J. Boylan). 3pg(s) (DFL) Modified on 10/07/2003 (Entered: 10/06/2003)
10/03/2003	<u>62</u>	ORDER (Magistrate Judge Arthur J. Boylan / 10/3/03) granting pltf's unopposed motion to extend briefing schedule, Re: plaintiffs' motion for partial summary judgment and defendants' cross motion to dismiss or for summary judgment and pltf's shall have until 10/10/03, to file their response [61-1] 1pg(s) (cc: all counsel) (BLW (Entered: 10/06/2003)
10/10/2003	63	RESPONSE/REPLY BRIEF by plaintiff to deft's opposition to pltf's motion for partial summary judgment [57-1] and deft's cross-motion for dismissal or summary judgment. [50-1] 16 pg(s) (HLL) (Entered: 10/14/2003)
10/20/2003	64	REPLY by defendants to Plaintiff's response to Defendants Oppositon to Plaintiffs' motion for Partial Summary Judgment and Defendants Cross Motion for Dismissal in part or partial summary judgment [63-1]. 13pg(s) (GJS) (Entered: 10/22/2003)
10/21/2003	65	REPLY by defendants to Plaintiffs' Response/Reply to motion for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment [50-2], to motion to dismiss in part)[50-1]. 12 pg(s) (GJS) (Entered: 10/24/2003)
10/23/2003	66	MEMORANDUM by plaintiffs in support of motion for partial summary judgment. [57-1] 31pg(s) (DFL) (Entered: 10/29/2003)
10/23/2003	67	EXHIBITS by plaintiffs in support of motion for partial summary judgment. [57-1] (DFL) (Entered: 10/29/2003)
10/24/2003	68	SECOND MOTION by plaintiffs for partial summary judgment on Claims IV, V, and VI of their Complaint. ( to Judge Richard H. Kyle ). 5 pg(s) (HLL) (Entered: 10/29/2003)
10/24/2003	69	CORRECTED MEMORANDUM by plaintiff in support of second motion for partial summary judgment on Claims IV, V, and VI of their [68-1] 30 pg(s) (HLL) (Entered: 10/29/2003)
10/29/2003	<u>70</u>	NOTICE OF MOTION HEARING. The Motions are re-scheduled to 12/10/03 at 8:00 a.m. before Judge Richard H. Kyle. Motions were previously scheduled for hearing on 12/9/03. 1 pg(s) (cc:all counsel) (HLL) Additional attachment(s) added on 10/22/2004 (akl). (Entered: 11/04/2003)
11/13/2003	<u>71</u>	NOTICE OF ASSIGNMENT OF CASES FOR TRIAL BEFORE JUDGE KYLE (Calendar Clerk for Judge Richard H. Kyle / 11/12/03) ; deemed ready for court trial 4/1/04 6pg(s) (cc: all counsel) (BLW Additional attachment(s) added on 10/22/2004 (akl). (Entered: 11/15/2003)
11/19/2003	72	NOTICE OF VOLUNTARY DISMISSAL by plaintiff Kuevir Rafou Ekue-Hettah. 1pg(s) (GJS) (Entered: 11/24/2003)
11/19/2003	73	NOTICE of hearing setting hearing for motion for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment ( to Judge Richard H. Kyle ). [50-2] at <date not set>, setting hearing for motion for partial summary judgment on Claims IV, V, and VI of their Complaint. ( to Judge Richard H. Kyle ). [68-1] at <date not set> pg(s) (GJS) (Entered: 11/24/2003)
11/19/2003	<u>74</u>	NOTICE of hearing setting hearing for motion for partial summary judgment on Claims IV, V, and VI of their Complaint. [68-1] and setting hearing for motion for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment [50-2] at 8:00am on 1/12/04 1pg(s) (GJS) Additional attachment(s) added on 10/22/2004 (akl). (Entered: 11/24/2003)
12/05/2003	75	MOTION by defendants John Ashcroft, James W Ziglar, and INS for partial summary judgment ( to Judge Richard H. Kyle ) 3pg(s) (GJS) Modified on 12/12/2003 (Entered: 12/09/2003)
12/05/2003	76	RESPONSE by defendant John Ashcroft, defendant James W Ziglar, defendant INS to motion for partial summary judgment on Claims IV, V, and VI of their Complaint.[68-1] 25pg(s) (GJS) Modified on 12/12/2003 (Entered: 12/09/2003)

12/05/2003	77	EXHIBITS by defendant John Ashcroft, defendant James W Ziglar, defendant INS IN SUPPORT OF Response [76-1],and motion for partial summary judgment. [75-1] 1pg(s) plus exhibits. (GJS) Modified on 12/12/2003 (Entered: 12/09/2003)
12/22/2003	78	REPLY TO DEFENDANTS'S RESPONSE to plaintiff to motion for partial summary judgment on Claims IV, V, and VI of their Complaint. ([68-1], to Defendant's cross- motion for partial summary judgment [75-1]. 22pg(s) (GJS) (Entered: 12/26/2003)
12/22/2003	79	EXHIBITS IN SUPPORT of Reply ReL Second Motion for Partial Summary Judgment [68-1], and cross-motion for partial summary judgment [75-1]. 38pg(s) (GJS) (Entered: 12/26/2003)
01/08/2004	80	NOTICE by plaintiffs of setting hearing for motion for summary judgment to Judge Richard H. Kyle [68-1] at 9:00 am on 1/27/04. 2 pg(s) (VEM) (Entered: 01/11/2004)
01/20/2004	<u>81</u>	ORDER ( Judge Richard H. Kyle / 1/20/04) Defendants shall submit a short reply/responds brief t Plaintiffs' Reply to Defendants Response to Plaintiffs' Second Motion for Partial Summary Judgment and to Defendants' Cross-Motion for Partial Summary Judgment by 12:00pm, January 26, 2003. 2pg(s) (cc: all counsel) ( Additional attachment(s) added on 10/22/2004 (akl). (Entered: 01/21/2004)
01/26/2004	82	REPLY by defendants to plaintiff's response to defendants' cross-motion for partial summary judgment [50-2], and for partial summary judgment. [75-1] 11 pg(s) (HLL) (Entered: 01/28/2004)
01/26/2004	83	DEFENDANTS' STATUS REPORT CONCERNING PROCESSING OF ASYLUM ADJUSTMENT APPLICATIONS. 5 pg(s) (HLL) (Entered: 01/28/2004)
01/26/2004	84	EXHIBITS by defendants in support of reply to plaintiffs' response to defendants' cross-motion for partial summary judgment. [82-1] 31 pg(s) (HLL) (Entered: 01/28/2004)
01/26/2004	85	NOTICE OF ADDITIONAL EXHIBITS by plaintiffs in support of plaintiffs' second motion for partial summary judgment. [68-1] 11 pg(s) (HLL) (Entered: 01/28/2004)
01/26/2004	86	AFFIDAVIT of Mark N. Yeager regarding motion for partial summary judgment on Claims IV, V, and VI of their Complaint. [68-1] 2 pg(s) (HLL) (Entered: 01/28/2004)
01/27/2004	87	MINUTES:( Judge Richard H. Kyle / R. Riley) re: Motion for partial summary judgment [75-1], Motion to dismiss in part [50-1], and Motion for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment are all taken under advisement. [50-2] 1 pg(s) (JMM) (Entered: 01/28/2004)
01/27/2004	88	ADDITIONAL EXHIBITS by plaintiffs in support of plaintiffs' second motion for partial summary judgment. [68-1] 5 pg(s) (JMM) (Entered: 01/28/2004)
01/30/2004	89	EXHIBITS by defendants in support of the Reply to Defendants Cross-Motion for Partial Summary Judgment. 6pg(s) (GJS) (Entered: 02/02/2004)
01/30/2004	<u>90</u>	ORDER ( Judge Richard H. Kyle / 1/30/04) Re: schedule for submissions materials for April, 2004; certain materials are to be exchanged and filed by 3/16/04; responsive briefs to motions in limine, written objections and replies to trial briefs by 3/23/04 and responses to written objections by 3/30/04. 1pg(s) (cc: all counsel) (DFL) Additional attachment(s) added on 10/22/2004 (akl). (Entered: 02/03/2004)
02/12/2004	<u>91</u>	MEMORANDUM, OPINION, AND ORDER: ( Judge Richard H. Kyle / 2/12/04) granting Plaintiffs' Motion for Partial Summary Judgment {57} denying motion for partial summary judgment [75-1] granting motion for partial summary judgment on Claims IV, V, and VI [68-1], denying motion to dismiss in part ) [50-1] denying motion for partial summary judgment and opposition to plaintiffs' motion for partial summary judgment. [50-2]. this Order is STAYED until time for appealing therefrom has expired, and, if an appeal is taken, the stay is continued throught the pendency of the appeal. 25 pg(s) (cc: all counsel) (GJS) Additional

		attachment(s) added on 10/22/2004 (akl). (Entered: 02/12/2004)
02/12/2004	<u>92</u>	JUDGMENT entered. 1pg(s) (GJS) Additional attachment(s) added on 10/22/2004 (akl). (Entered: 02/12/2004)
02/19/2004	<u>93</u>	NOTICE OF FINAL Settlement Conference set for 3/17/2004 at 02:00 PM before Magistrate Judge Arthur J Boylan. Signed by Judge Arthur J Boylan on 2/19/04. 1pg(s)(GJS) Modified on 4/5/2004 (Schneider, Gloria). (Entered: 02/19/2004)
03/08/2004	<u>94</u>	NOTICE OF CANCELLATION – Settlement Conference set for 3/17/04 at 2:00pm is CANCELED.. Signed by Judge Arthur J Boylan on 3/8/04. 1pg(s)(GJS) (Entered: 03/09/2004)
03/09/2004	<u>95</u>	ORDER that any and all claims not addressed in the Court's Order of February 12, 2004 are hereby DISMISSED WITH PREJUDICE. The Court expressly retains jurisdiction over the remedy set forth in its Order of February 12, 2004. Signed by Judge Richard H Kyle on 03/09/2004. Attachments: # <u>1</u> Exhibit A.(kll) (Entered: 03/09/2004)
03/09/2004	<u>96</u>	Letter to Judge Kyle from Mary Kenney – Counsel for Plaintiffs, requesting that the current trial date of 4/1/04 be postponed indefinitely. 1pg(s) (GJS) (Entered: 03/09/2004)
04/09/2004	97	MOTION for Post–Judgment Relief re <u>91</u> Memorandum Opinion and Order, and <u>92</u> Judgment by John Ashcroft, Immigration and Naturalization Service, James W Ziglar. 6pg(s) (GJS) (Entered: 04/19/2004)
04/09/2004	98	MEMORANDUM in Support re 97 MOTION Post–Judgment Relief re <u>91</u> Memorandum Opinion and Order, and <u>92</u> Judgment . 7pg(s) (GJS) (Entered: 04/19/2004)
04/09/2004	99	NOTICE OF APPEAL to the Eighth Circuit Court of Appeals as to <u>91</u> Memorandum Opinion and Order <u>92</u> and Judgment, both dated 2/12/04, filed by John Ashcroft, Immigration and Naturalization Service, James W Ziglar. 3pg(s) (GJS) (Entered: 04/19/2004)
04/19/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 99 Notice of Appeal. Delivered/mailed two certified and one uncertified copy of each of the following to the Court of Appeals: St. Paul Office: Notice of Appeal, Order, Judgment and District Court's Docket Sheet. (GJS) (Entered: 04/19/2004)
04/21/2004	100	Plaintiffs' MEMORANDUM in Opposition re 97 MOTION Post–Judgment Relief re <u>91</u> Order and <u>92</u> Order. 7pgs (CK) (Entered: 04/23/2004)
04/30/2004	101	REPLY to Response to Motion re 97 MOTION Post–Judgment Relief re <u>91</u> filed by Defendants John Ashcroft, Immigration and Naturalization Service, James W Ziglar.6pg(s) (GJS) (Entered: 05/05/2004)
05/25/2004		USCA Case Number 04–2170 for 99 Notice of Appeal filed by Immigration and Naturalization Service, John Ashcroft, James W Ziglar. (GJS) (Entered: 05/27/2004)
06/07/2004	<u>102</u>	ORDER – denying post judgment relief (Doc. 97) is denied. Signed by Judge Richard H Kyle on 6/7/04. (ds) (Entered: 06/07/2004)
06/25/2004	103	TRANSCRIPT of Proceedings of Plaintiff's Motion for Partial Summary and Defendants Motion to Dismiss and Motion for Partial Summary Judgment held on January 27, 2004 before Judge Richard H. Kyle. Court Reporter: Robert Riley. (SEPARATE) (GJS) (Entered: 06/29/2004)
08/05/2004	<u>104</u>	NOTICE OF APPEAL TO 8TH CIRCUIT as to <u>102</u> Order denying Motion for Post–Judgment Relief entered on June 7, 2004 by John Ashcroft, Attorney General of the United States, Eduardo Aguirre Jr. Director of Immigration and Naturalization Service. (Attachments: # <u>1</u> Certificate of Service)(GJS) (Entered: 08/09/2004)
08/09/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 99 Notice of Appeal to 8th Circuit. Delivered/mailed two certified and one uncertified copy of each of the following to the Court of Appeals: St. Paul Office: Notice of

		Appeal, Order, Judgment and District Court's Docket Sheet. (GJS) (Entered: 08/09/2004)
08/17/2004		USCA Case Number 04-2946 for 99 Notice of Appeal to 8th Circuit filed by Immigration and Naturalization Service, John Ashcroft, James W Ziglar. (GJS) (Entered: 08/25/2004)
02/15/2005	<u>105</u>	ORDER of USCA; the parties' joint motion for limited remand and to hold the appeal in abeyance is granted, and the case is remanded to the district court for the purpose of holding a fairness hearing to determine whether to approve the stipulated settlement agreement. The parties shall notify the clerk when the district court enters its order after the hearing.(SEA) Modified on 2/22/2005 (MKC). (Entered: 02/15/2005)
05/06/2005	<u>106</u>	MOTION Preliminary Court Approval of Settlement Agreement by all Plaintiffs. (Attachments: # <u>1</u> Certificate of Service).(LJD) (Entered: 05/06/2005)
05/06/2005	<u>107</u>	SETTLEMENT AGREEMENT by all Parties. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2).(LJD) (Entered: 05/06/2005)
05/06/2005	<u>108</u>	Asylee Adjustment (NGWANYIA) Class Action NOTICE re Proposed <u>107</u> Settlement Agreement. (LJD) (Entered: 05/06/2005)
05/10/2005	<u>109</u>	ORDER preliminarily approved <u>106</u> Motion Preliminary Court Approval of Settlement Agreement. Signed by Judge Richard H Kyle on 5/10/05. (LJD) (Entered: 05/10/2005)
05/20/2005	<u>110</u>	Parties' Joint NOTICE of Real ID Act by all parties. (Attachments: # <u>1</u> Certificate of Service)(LJD) (Entered: 05/20/2005)
05/23/2005	<u>111</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Zhiyi Ohzeng. (LJD) (Entered: 05/23/2005)
05/26/2005	<u>112</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Ashok Vaghjimal. (LJD) (Entered: 05/26/2005)
05/26/2005	<u>113</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Erchi Zhang. (LJD) (Entered: 05/26/2005)
05/26/2005	<u>114</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Ming Hui Li. (LJD) (Entered: 05/26/2005)
05/26/2005	<u>115</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Qing Xia Meng. (LJD) (Entered: 05/26/2005)
05/27/2005	<u>116</u>	LETTER from Essam Abdalla re: Settlement. (MKC) (Entered: 05/27/2005)
05/27/2005	<u>117</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Tudor Bleotu. (MKC) (Entered: 05/27/2005)
06/03/2005	<u>118</u>	OBJECTION re <u>107</u> Settlement Agreement by Manohar Lal Bamrel. (JMH) (Entered: 06/03/2005)
06/03/2005	<u>119</u>	NOTICE by Nadine K Wettstein re <u>111</u> Objection, <u>112</u> Objection, <u>113</u> Objection, <u>114</u> Objection, <u>115</u> Objection, <u>116</u> Letter, <u>117</u> Objection (Attachments: # <u>1</u> Response to Cheng objection- document #111# <u>2</u> Response to Vaghjimal objection- document #112# <u>3</u> Response to Zhang objection- document #113# <u>4</u> Response to Li objection- document #114# <u>5</u> Response to Meng objection- document #115# <u>6</u> Response to Abdalla objection- document #116# <u>7</u> Response to Bleotu objection- document #117)(Wettstein, Nadine) (Entered: 06/03/2005)
06/06/2005	<u>123</u>	OBJECTION from Hisham Izzadin Ibrahim re: Objection to the proposed settlement plan. (JMH) (Entered: 06/08/2005)
06/07/2005	<u>120</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Musadag Sinada. (JLB) (Entered: 06/07/2005)
06/07/2005	<u>121</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Xin Xian Ni, Jian Zhou and Wen Zhi Ni. (akl) (Entered: 06/07/2005)

06/08/2005	<u>122</u>	OBJECTION from Mohammed Saud re: Objection to Case Ngwanyla v. Gonzales. (JM) (Entered: 06/08/2005)
06/10/2005	<u>124</u>	NOTICE by Nadine K Wettstein <i>of Filing Responses to Letters</i> (Attachments: # <u>1</u> Response to Bamrel Letter #118# <u>2</u> Response to Sinada Letter #120# <u>3</u> Response to Ni Letter #121# <u>4</u> Response to Saud Letter #122# <u>5</u> Response to Ibrahim Letter #123)(Wettstein, Nadine) (Entered: 06/10/2005)
06/10/2005	<u>125</u>	OBJECTION re <u>107</u> Settlement Agreement filed by Jose J Lombo. (LJD) (Entered: 06/13/2005)
06/10/2005	<u>126</u>	LETTER in response to a letter sent from Attorney Wettstein from Essam Abdalla. (LJD) (Entered: 06/13/2005)
06/14/2005	<u>127</u>	NOTICE by Nadine K Wettstein re <u>125</u> <i>Objection of Filing Response to Letters</i> (Attachments: # <u>1</u> Response to Lombo Letter, document #125)(Wettstein, Nadine) (Entered: 06/14/2005)
06/15/2005	<u>128</u>	Minute Entry for proceedings held before Judge Richard H Kyle : held on 6/15/2005 re <u>106</u> MOTION Preliminary Court Approval of Settlement Agreement – court approves settlement, counsel to submit proposed order within two weeks. (Court Reporter Robert Riley) (ds) (Entered: 06/16/2005)
06/24/2005	<u>129</u>	Joint MOTION to Dismiss <i>Joint Motion for Court Approval of Settlement Agreement and to Dismiss</i> by Plaintiffs and Defendants. (Attachments: # <u>1</u> Certificate of Service)(Langdon, James) Modified filers on 6/27/2005 (LJD). (Entered: 06/24/2005)
07/12/2005	<u>130</u>	ORDER GRANTING <u>129</u> Motion to Dismiss, APPROVING Settlement Agreement dated January 31, 2005, OVERRULING Objections to Settlement Agreement, DISMISSING WITH PREJUDICE case pursuant to paragraph 15(a) of Settlement Agreement (with exceptions), VACATING Court's February 12, 2004 Memorandum Opinion and Order. (Written Opinion). Signed by Judge Richard H. Kyle on 07/12/05. (rhks) (Entered: 07/12/2005)
07/12/2005	<u>131</u>	JUDGMENT. (Attachments: # <u>1</u> Civil–8th Circuit Pre–Hearing Conference Notice # <u>2</u> Civil Notice – appeal)(LJD) (Entered: 07/12/2005)
08/15/2005	<u>132</u>	USCA JUDGMENT as to 99 Notice of Appeal to 8th Circuit filed by Immigration and Naturalization Service,, John Ashcroft,, James W Ziglar,, <u>104</u> Notice of Appeal to 8th Circuit, filed by Immigration and Naturalization Service,, John Ashcroft. Appellants motion to dismiss these appeals is granted. The appeals are hereby dismissed in accordance with the Federal Rules of Appellate Procedure 42(b). (RJL) (Entered: 08/15/2005)
09/20/2005	<u>133</u>	Appeal Record Returned; <u>104</u> Notice of Appeal to 8th Circuit. Returned one volume of transcript. (RJL) (Entered: 09/22/2005)
06/11/2008	<u>134</u>	MOTION for Admission Pro Hac Vice for Nancy E. Friedman by John Ashcroft, James W Ziglar, Immigration and Naturalization Service. (MMC) (Entered: 06/11/2008)
06/11/2008		TEXT ONLY ENTRY – ORDER granting <u>134</u> Motion for Admission Pro Hac Vice of Attorney Nancy E Friedman for John Ashcroft, James W Ziglar and Immigration and Naturalization Service. Fee waived for U.S. government attorney. Approved by Clerk Richard D Sletten on 6/11/08. (MMC) (Entered: 06/11/2008)
06/11/2008	<u>135</u>	NOTICE by John Ashcroft <i>DEFENDANTS' NOTICE OF COMPLIANCE WITH SETTLEMENT AGREEMENT</i> (Friedman, Nancy) (Entered: 06/11/2008)
07/25/2008	<u>136</u>	LETTER TO DISTRICT JUDGE regarding the delay in his immigration processing by Sayed Birgees Qadir. (Attachments: # <u>1</u> Exhibit(s))(VEM) QC'd jam (Entered: 07/25/2008)
09/02/2008	<u>137</u>	LETTER TO CLERK'S OFFICE from Sayed Birjees Qadir. (Attachments: # <u>1</u> Envelope)(RLR) (Entered: 09/02/2008)