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TERMINATED

U.S. District Court
District of Oregon (Eugene (6))
CIVIL DOCKET FOR CASE #: 6:20-cv-01127-MK

University of Oregon et al v. United States Department of
Homeland Security et al

Assigned to: Magistrate Judge Mustafa T. Kasubhai

Cause: 05:702 Administrative Procedure Act

Date Filed: 07/13/2020

Date Terminated: 08/27/2020

Jury Demand: None

Nature of Suit: 899 Other Statutes:

Administrative Procedures Act/Review or
Appeal of Agency Decision

Jurisdiction: U.S. Government Defendant

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ATTORNEY TO BE NOTICED

Oliver Joe Fong

(See above for address)

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Theane Evangelis

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Theodore B. Olson

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Plaintiff

University of Arizona

represented by **Douglas Park**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Rebecca Gose

(See above for address)

*LEAD ATTORNEY
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Ethan D. Dettmer
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Alexander Southwell
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Chelsea Mae Thomas
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Joshua M. Wesneski
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Kevin S. Reed
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Matthew D. McGill
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Defendant**United States Department of Homeland Security**

represented by **Patrick J. Conti**
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Defendant**U.S. Immigration and Customs Enforcement**

represented by **Patrick J. Conti**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Austin Rice-Stitt
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Chad F. Wolf
*in his official capacity as Acting Secretary of
the United States Department of Homeland
Security*

represented by **Patrick J. Conti**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Austin Rice-Stitt
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Matthew Albence
*in his official capacity as Acting Director of
U.S. Immigration and Customs Enforcement*

represented by **Patrick J. Conti**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Austin Rice-Stitt
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/13/2020	1 R	Complaint. Filing fee in the amount of \$400 collected. Agency Tracking ID: AORDC-6975957 Jury Trial Requested: No. Filed by University of Utah, Claremont McKenna College, University of San Francisco, Scripps College, Arizona State University, Pomona College, University of Arizona, University of Oregon, Northern Arizona University, Seattle University, University of the Pacific, Saint Mary's College of California, Stanford University, Oregon State University, California Institute of Technology, Chapman University, Pitzer College, President and Board of Trustees of Santa Clara College, University of San Diego, University of Southern California against All Defendants (Attachments: # 1 Civil Cover Sheet, # 2 Proposed Summons). (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	2	Motion for Temporary Restraining Order . Oral Argument requested.Expedited Hearing requested. Filed by All Plaintiffs. (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	3 R	Declaration of Southwell . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	4	Declaration of Gaines . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	5	Declaration of Galvan . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	6	Declaration of Larson . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	7	Declaration of Kalfayan . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	8	Declaration of Zukoski . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	9	Declaration of Memiaghe . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	10	Declaration of Cascante Matamoros . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	11	Declaration of Yang . Filed by All Plaintiffs. (Related document(s): Motion for Temporary Restraining Order 2 .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	12 R	Motion for Summary Judgment . Oral Argument requested.Expedited Hearing requested. Filed by All Plaintiffs. (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	13	Declaration of Southwell . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	14	Declaration of Gaines . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)

		(Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	15	Declaration of Galvan . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	16	Declaration of Larson . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	17	Declaration of Kalfayan . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	18	Declaration of Zukoski . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	19	Declaration of Memiaghe . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	20	Declaration of Cascante Matamoros . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	21	Declaration of Yang . Filed by All Plaintiffs. (Related document(s): Motion for Summary Judgment 12 R .) (Reed, Kevin) (Entered: 07/13/2020)
07/13/2020	22 R	Motion to Expedite or Accelerate . Filed by All Plaintiffs. (Reed, Kevin) (Entered: 07/13/2020)
07/14/2020	23	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Joshua M. Wesneski. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6980768. Filed by All Plaintiffs. (Wesneski, Joshua) (Entered: 07/14/2020)
07/14/2020	24 R	Notice of Case Assignment to Magistrate Judge Mustafa T. Kasubhai and Discovery and Pretrial Scheduling Order. NOTICE: Counsel shall print and serve the summonses and all documents issued by the Clerk at the time of filing upon all named parties in accordance with Local Rule 3-5. Discovery is to be completed by 11/12/2020. Joint Alternate Dispute Resolution Report is due by 12/11/2020. Pretrial Order is due by 12/11/2020. Ordered by Magistrate Judge Mustafa T. Kasubhai. (jw) (Entered: 07/14/2020)
07/14/2020	25	Summons Issued Electronically as to Chad F. Wolf, Matthew Albence, U.S. Immigration and Customs Enforcement, United States Department of Homeland Security. NOTICE: Counsel shall print and serve the summonses and all documents issued by the Clerk at the time of filing upon all named parties in accordance with Local Rule 3-5. (Attachments: # 1 Attachment Summons US Dept. Homeland Security, # 2 Attachment Summons Matthew Albence, # 3 Attachment Summons Chad Wolf) (jw) (Entered: 07/14/2020)
07/14/2020		Clerk's Review of Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Joshua M. Wesneski. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6980768 23 : Reviewed and Ready for Ruling. (ck) (Entered: 07/14/2020)
07/14/2020	26	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Alexander H. Southwell. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6982511. Filed by All Plaintiffs. (Southwell, Alexander) (Entered: 07/14/2020)
07/14/2020		Clerk's Review of Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission

		requested by attorney Alexander H. Southwell. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6982511 26 : Reviewed and Ready for Ruling. (ck) (Entered: 07/14/2020)
07/14/2020	27	ORDER by Magistrate Judge Mustafa T. Kasubhai: Motion for Temporary Restraining Order 2 is referred to Judge Michael J. McShane. (jk) (Entered: 07/14/2020)
07/14/2020	28	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Matthew D. McGill. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6982792. Filed by All Plaintiffs. (McGill, Matthew) (Entered: 07/14/2020)
07/14/2020	29	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Theane Evangelis. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983072. Filed by All Plaintiffs. (Evangelis, Theane) (Entered: 07/14/2020)
07/14/2020	30	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Theodore B. Olson. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983109. Filed by All Plaintiffs. (Olson, Theodore) (Entered: 07/14/2020)
07/14/2020		Clerk's Review of Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Theane Evangelis. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983072 29 . Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Matthew D. McGill. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6982792 28 . Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Theodore B. Olson. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983109 30 : Reviewed and Ready for Ruling. (ck) (Entered: 07/14/2020)
07/14/2020	31	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Debra Wong Yang. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983326. Filed by University of Utah, University of San Francisco, Claremont McKenna College, Scripps College, Arizona State University, Pomona College, University of Arizona, University of Oregon, Seattle University, Northern Arizona University, University of the Pacific, Saint Mary's College of California, Stanford University, Oregon State University, California Institute of Technology, Chapman University, Pitzer College, President and Board of Trustees of Santa Clara College, University of San Diego, University of Southern California. (Yang, Debra) (Entered: 07/14/2020)
07/14/2020	32	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Oliver Fong. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983475. Filed by All Plaintiffs. (Fong, Oliver) (Entered: 07/14/2020)
07/14/2020	33	ORDER by Magistrate Judge Mustafa T. Kasubhai GRANTING Motion for Leave to Appear <i>Pro Hac Vice</i> 23 requested by attorney Joshua M. Wesneski, and Motion for Leave to Appear <i>Pro Hac Vice</i> 26 requested by attorney Alexander H. Southwell. (jk) (Entered: 07/14/2020)
07/14/2020	34	ORDER by Magistrate Judge Mustafa T. Kasubhai GRANTING Motion for Leave to Appear <i>Pro Hac Vice</i> 28 requested by attorney Matthew D. McGill, Motion for Leave to Appear <i>Pro Hac Vice</i> 29 requested by attorney Theane Evangelis, and Motion for Leave to Appear <i>Pro Hac Vice</i> 30 requested by attorney Theodore B. Olson. (jk) (Entered: 07/14/2020)
07/14/2020		Clerk's Review of Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission

		requested by attorney Oliver Fong. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983475 32 . Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Debra Wong Yang. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6983326 31 : Reviewed and Ready for Ruling. (ck) (Entered: 07/14/2020)
07/15/2020	35	Scheduling Order by Judge Michael J. McShane: In light of Judge Allison Burroughs's minutes from the 7/14/2020 oral argument in the District of Massachusetts case of President and Fellow of Harvard College et al v. Dept. of Homeland Security et al 20-11311-ADV stating "The Government has agreed to rescind the July 6, 2020 Policy Directive and the July 7, 2020 FAQ, and has also agreed to rescind their implementation... which are being rescinded on nationwide basis" which "moots the temporary restraining order/preliminary injunction motions," the parties are directed to confer and file a joint status report by Friday, July 17, 2020 at noon informing the Court how they would like to proceed. (cp) Modified on 7/15/2020 to correct docket text, resent NEF (cp). (Entered: 07/15/2020)
07/15/2020	36	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Chelsea Mae Thomas. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6987980. Filed by All Plaintiffs. (Thomas, Chelsea) (Entered: 07/15/2020)
07/15/2020	37	ORDER by Magistrate Judge Mustafa T. Kasubhai GRANTING Motion for Leave to Appear <i>Pro Hac Vice</i> 31 requested by attorney Debra Wong Yang, and Motion for Leave to Appear <i>Pro Hac Vice</i> 32 requested by attorney Oliver Fong. (jk) (Entered: 07/15/2020)
07/15/2020	38	Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Ethan Dettmer. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6990495. Filed by All Plaintiffs. (Dettmer, Ethan) (Entered: 07/15/2020)
07/16/2020		Clerk's Review of Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Ethan Dettmer. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6990495 38 . Motion for Leave to Appear <i>Pro Hac Vice</i> . <i>Pro Hac Vice</i> admission requested by attorney Chelsea Mae Thomas. Filing fee in the amount of \$300 collected; Agency Tracking ID: AORDC-6987980 36 : Reviewed and Ready for Ruling. (ck) (Entered: 07/16/2020)
07/16/2020	39	Affidavit of Service upon Matthew Albence served on 7/14/2020 Filed by All Plaintiffs. (Wesneski, Joshua) (Entered: 07/16/2020)
07/16/2020	40 R	Affidavit of Service upon United States Department of Homeland Security served on 7/14/2020 Filed by All Plaintiffs. (Wesneski, Joshua) (Entered: 07/16/2020)
07/16/2020	41	Affidavit of Service upon U.S. Immigration and Customs Enforcement served on 7/14/2020 Filed by All Plaintiffs. (Wesneski, Joshua) (Entered: 07/16/2020)
07/16/2020	42	Affidavit of Service upon Chad F. Wolf served on 7/14/2020 Filed by All Plaintiffs. (Wesneski, Joshua) (Entered: 07/16/2020)
07/16/2020	43	Notice of Appearance of Patrick J. Conti appearing on behalf of All Defendants Filed by on behalf of All Defendants. (Conti, Patrick) (Entered: 07/16/2020)
07/16/2020	44	Notice of Appearance of Austin Rice-Stitt appearing on behalf of All Defendants Filed by on behalf of All Defendants. (Rice-Stitt, Austin) (Entered: 07/16/2020)
07/17/2020	45 R	Joint Status Report . Filed by All Plaintiffs. (Reed, Kevin) (Entered: 07/17/2020)
07/21/2020	46	ORDER by Magistrate Judge Mustafa T. Kasubhai GRANTING Motion for Leave to

		Appear <i>Pro Hac Vice</i> requested by attorney Chelsea Mae Thomas 36 , and Motion for Leave to Appear <i>Pro Hac Vice</i> requested by attorney Ethan Dettmer 38 . (jk) (Entered: 07/21/2020)
07/22/2020	47	Scheduling Order by Judge Michael J. McShane: Based upon the Joint Status Report 45 R of the parties, Motions 2 , 12 R and 22 R are vacated. The parties are to file a Joint Status Report by 7/27/2020. Ordered by Judge Michael J. McShane. (cp) (Entered: 07/22/2020)
07/27/2020	48 R	Joint Status Report . Filed by All Plaintiffs. (Reed, Kevin) (Entered: 07/27/2020)
07/29/2020	49	Scheduling Order by Judge Michael J. McShane: Based upon the Joint Status Report 48 R of the parties, further Joint Status Report is due by 8/7/2020. Ordered by Judge Michael J. McShane. (cp) (Entered: 07/29/2020)
08/07/2020	50 R	Joint Status Report . Filed by All Plaintiffs. (Reed, Kevin) (Entered: 08/07/2020)
08/10/2020	51	ORDER by Magistrate Judge Mustafa T. Kasubhai: The Court is in receipt of the parties' Joint Status Report 50 R . The parties shall file an additional Joint Status Report by 8/27/2020. (jk) (Entered: 08/10/2020)
08/26/2020	52	Notice of Voluntary Dismissal Filed by All Plaintiffs. (Reed, Kevin) (Entered: 08/26/2020)
08/27/2020	53	JUDGMENT signed on 8/27/2020 by Magistrate Judge Mustafa T. Kasubhai: As per the Notice of Voluntary Dismissal (ECF No. 52), this is action is dismissed without prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i). Pending motions, if any, are denied as moot. All pretrial deadlines, hearings, and any trial date are stricken. (jk) (Entered: 08/27/2020)

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