Exhibit 1

Portions of Docket in

Animal Legal Def. Fund v. Vilsack,
No. 1:14-cv-01462-CKK (D.D.C. filed Aug. 25, 2014)

U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:14-cv-01462-CKK

ANIMAL LEGAL DEFENSE FUND et al v. VILSACK et al

Assigned to: Judge Colleen Kollar-Kotelly Case in other court: USCA, 16-05073

Cause: 05:551 Administrative Procedure Act

Date Filed: 08/25/2014 Date Terminated: 03/14/2016

Jury Demand: None

Nature of Suit: 890 Other Statutory Actions Jurisdiction: U.S. Government Defendant

Plaintiff

ANIMAL LEGAL DEFENSE FUND

represented by Cristina R. Stella

ANIMAL LEGAL DEFENSE FUND 525 E. Cotati Ave. Cotati, CA 94931 707-795-2533 Fax: 707-795-7280 Email: cstella@aldf.org LEAD ATTORNEY

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Daniel H. Lutz

HUMANE SOCIETY OF THE UNITED STATES
Animal Protection Litigation
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Plant Health Inspection Service, United States Department of Agriculture

ATTORNEY TO BE NOTICED

Robin Michelle Meriweather (See above for address) TERMINATED: 12/02/2015 ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|-------------------|----------|--|
| 08/25/2014 | 1 | COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 0090-3818891) filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Attachments: # 1 Civil Cover Sheet, # 2 Summons Gibbens, # 3 Summons Vilsack) (Dillard, Carter) (Entered: 08/25/2014) |
| 08/25/2014 | 2 | Corporate Disclosure Statement by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Dillard, Carter) (Entered: 08/25/2014) |
| 08/25/2014 | | Case Assigned to Judge Colleen Kollar-Kotelly. (kb) (Entered: 08/26/2014) |
| 08/26/2014 | 3 | SUMMONS (2) Issued Electronically as to ROBERT GIBBENS, TOM VILSACK. (Attachments: # 1 Consent Form, # 2 Notice of Consent)(kb) (Entered: 08/26/2014) |
| 08/26/2014 | 4 | ORDER Establishing Procedures for Cases Assigned to Judge Colleen Kollar-Kotelly. Signed by Judge Colleen Kollar-Kotelly on August 26, 2014. (NS) (Entered: 08/26/2014) |
| 09/08/2014 | <u>5</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 09-03-14. (Attachments: # 1 Certificate of Service USPS Return Receipt)(Dillard, Carter) (Entered: 09/08/2014) |
| 09/08/2014 | 6 | ENTERED IN ERRORRETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the District of Columbia Attorney General. Date of Service Upon District of Columbia Attorney General 9/3/2014. Answer due for ALL D.C. DEFENDANTS by 9/24/2014. (Attachments: # 1 Certificate of Service USPS Return Receipt)(Dillard, Carter) Modified on 9/9/2014 (znmw,). (Entered: 09/08/2014) |
| 09/08/2014 | 7 | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. ROBERT GIBBENS served on 9/2/2014 (Attachments: # 1 Certificate of Service USPS Return Receipt)(Dillard, Carter) (Entered: 09/08/2014) |
| 09/08/2014 | 8 | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 9/3/2014. Answerdue for ALL FEDERAL DEFENDANTS by 11/2/2014. (znmw,) (Entered: 09/09/2014) |
| 09/09/2014 | | NOTICE OF CORRECTED DOCKET ENTRY: Docket Entry <u>6</u> Summons Returned Executed as to DC Attorney General was entered in error (incorrect event) and has been refiled as Docket Entry <u>8</u> Summons Returned Executed as to U.S. Attorney. (znmw,) (Entered: 09/09/2014) |
| 09/16/2014 | 9 | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. THOMAS J VILSACK served on 9/2/2014 (Attachments: # 1 Certificate of Service)(Dillard, Carter) (Entered: 09/16/2014) |
| 09/16/2014 | 10 | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Jessica Blome, :Firm-Animal Legal Defense Fund, :Address- 170 E Cotati Ave, Cotati CA 94931. Phone No707.795.2533. Fax No707.795.7280 Filing fee \$ 100, receipt number 0090-3841133. Fee Status: Fee Paid. by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, |

| 4/2018 | Cas | re 1:17-cv-02770-ABJ Document 28 Page 4 of 8 TRACEY KUEHL (Attachments: # 1 Declaration Jessica Blome, # 2 Text of Proposed Order)(Dillard, Carter) (Entered: 09/16/2014) |
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| 09/17/2014 | | MINUTE ORDER (paperless). The 10 Motion for Admission of Attorney <i>Pro Hac Vice</i> of Jessica Blome, in order to represent plaintiffs in this matter, is GRANTED contingent upon counsel certifying familiarity with the Local Rules of this Court by no later than SEPTEMBER 23, 2014. Counsel shall register with this Court's CM/ECF system. Signed by Judge Colleen Kollar-Kotelly on 09/17/2014. (lcckk2) (Entered: 09/17/2014) |
| 09/17/2014 | 11 | AFFIDAVIT <i>Certifying Familiarity with Local Rules</i> by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Blome, Jessica) (Entered: 09/17/2014) |
| 09/23/2014 | 12 | AMENDED COMPLAINT <i>First</i> against ROBERT GIBBENS, THOMAS J. VILSACK filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Attachments: # 1 Certificate of Service)(Dillard, Carter) (Entered: 09/23/2014) |
| 10/23/2014 | <u>13</u> | NOTICE of Appearance by Jeremy S. Simon on behalf of ROBERT GIBBENS, THOMAS J. VILSACK (Simon, Jeremy) (Entered: 10/23/2014) |
| 10/27/2014 | 14 | Consent MOTION for Extension of Time to <i>Answer or Otherwise Respond to Amended Complaint</i> by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 10/27/2014) |
| 10/28/2014 | | MINUTE ORDER (paperless). The Court has received Defendant's 14 Consent Motion For Extension of Time to Answer or Otherwise Respond to Complaint. The Motion is GRANTED. Defendants shall respond to the Amended Complaint no later than DECEMBER 9, 2014. Signed by Judge Colleen Kollar-Kotelly on 10/27/2014. (lcckk2) (Entered: 10/28/2014) |
| 10/28/2014 | | Set/Reset Deadlines: Answer to Amended Complaint due by 12/9/2014. (dot) (Entered: 10/29/2014) |
| 11/06/2014 | <u>15</u> | NOTICE of Appearance by Daniel H. Lutz on behalf of ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL (Lutz, Daniel) (Entered: 11/06/2014) |
| 12/09/2014 | 16 | MOTION to Dismiss <i>Amended Complaint</i> by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # 1 Proposed Order, # 2 Table of Authorities, # 3 Memorandum Opinion in Animal Legal Def. Fund v. USDA, Case No. 13-cv-20076 (S.D. Fla.))(Simon, Jeremy) (Entered: 12/09/2014) |
| 12/10/2014 | 17 | MOTION for Extension of Time to File Response/Reply as to 16 MOTION to Dismiss <i>Amended Complaint</i> by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL (Attachments: # 1 Text of Proposed Order, # 2 Certificate of Service) (Blome, Jessica) (Entered: 12/10/2014) |
| 12/12/2014 | | MINUTE ORDER (paperless). The Court has received Plaintiffs' 17 Consent Motion For Extension of Time to Reply to Defendants' Motion to Dismiss. The Motion is GRANTED. Plaintiffs shall file an opposition to the motion to dismiss no later than JANUARY 26, 2015. Defendant shall a reply no later than FEBRUARY 10, 2015. Signed by Judge Colleen Kollar-Kotelly on 12/12/2014. (lcckk2) (Entered: 12/12/2014) |
| 12/12/2014 | | Set/Reset Deadlines: Plaintiffs' Opposition due by 1/26/2015. Defendant Reply due by 2/10/2015. (dot) (Entered: 12/15/2014) |
| 01/08/2015 | 18 | MOTION to Clarify, <i>Or Obtain Relief From, The Application Of Local Rule 7(n) To Defendants' Motion to Dismiss Or, In the Alternative</i> , MOTION for Extension of Time to <i>Comply With Local Rule 7(n)</i> by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 01/08/2015) |

| 4/4/2018 Case 2 | | se 1:17-cv-02770-ABJ Doc িলাভিন ্থেওত্ম <mark>শিক্তিকিন্তুর</mark> তিনি |
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| 01/09/2015 | | MINUTE ORDER (paperless). The Court has received Defendants' 18 Motion to Clarify, Or Obtain Relief from, the Application of Local Rule 7(n) to Defendants' Motion to Dismiss or, in the Alternative, Motion for Extension of Time to Comply With Local Rule 7(n). Plaintiff does not consent to the motion. Defendants claim that the administrative record is not necessary to the resolution of the pending 16 Motion to Dismiss because that motion is based on purely legal grounds. Accordingly, Plaintiff shall file an opposition to the Motion to Clarify, by no later than Tuesday, JANUARY 13, 2015, indicating why the administrative record is necessary in order for the Court to resolve Defendants' 16 Motion to Dismiss that is currently pending. Signed by Judge Colleen Kollar-Kotelly on 1/9/2015. (lcckk2) (Entered: 01/09/2015) |
| 01/09/2015 | | Set/Reset Deadlines: Plaintiff's opposition to Motion to Clarify due by 1/13/2015. (dot) (Entered: 01/13/2015) |
| 01/13/2015 | 19 | Memorandum in opposition to re 18 MOTION to Clarify, <i>Or Obtain Relief From, The Application Of Local Rule 7(n) To Defendants' Motion to Dismiss Or, In the Alternative</i> MOTION for Extension of Time to <i>Comply With Local Rule 7(n)</i> filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Attachments: # 1 Exhibit Dec 22, 2014 IPR Letter, # 2 Exhibit Moms Against Mercury Scheduling Order, # 3 Exhibit Goldentyer Declaration, # 4 Exhibit Jun 7, 2014 APHIS Letter)(Lutz, Daniel) (Entered: 01/13/2015) |
| 01/14/2015 | | MINUTE ORDER (paperless). The Court has received and considered Plaintiffs' 19 Opposition to Defendants' Motion for Clarification and/or Relief from the Application of Local Rule 7(n). Defendants shall file a response to Plaintiffs' arguments of no more than TEN pages by no later than Tuesday , JANUARY 20 , 2015 . The response SHALL NOT include any arguments about the applicability of Local Rule 7(n) or the Court's Standing Order &n dash; even to respond to Plaintiffs' arguments; the Court considers those issues to be fully briefed. Defendant shall respond to Plaintiffs' arguments about why an administrative record, and therefore a certified list of its contents, is necessary <i>in this case</i> for the resolution of the currently pending 16 Motion to Dismiss. Signed by Judge Colleen Kollar-Kotelly on 1/14/2015. (lcckk2) (Entered: 01/14/2015) |
| 01/14/2015 | <u>20</u> | NOTICE of Appearance by Katherine A. Meyer on behalf of ANIMAL LEGAL DEFENSE FUND (Meyer, Katherine) (Entered: 01/14/2015) |
| 01/14/2015 | 21 | NOTICE of Appearance by Katherine A. Meyer on behalf of All Plaintiffs (Meyer, Katherine) (Entered: 01/14/2015) |
| 01/20/2015 | 22 | REPLY to opposition to motion re 18 MOTION to Clarify, <i>Or Obtain Relief From, The Application Of Local Rule 7(n) To Defendants' Motion to Dismiss Or, In the Alternative</i> MOTION for Extension of Time to <i>Comply With Local Rule 7(n)</i> filed by ROBERT GIBBENS, THOMAS J. VILSACK. (Simon, Jeremy) (Entered: 01/20/2015) |
| 01/22/2015 | | MINUTE ORDER (paperless). The Court has considered Defendants' 18 Motion to Clarify, Or Obtain Relief from, the Application of Local Rule 7(n) to Defendants' Motion to Dismiss or, in the Alternative, Motion for Extension of Time to Comply With Local Rule 7(n), along with Plaintiffs' 19 Opposition to the Motion and Defendants' 22 Reply. Generally, in APA cases an Administrative Record must be filed. See American Bioscience Inc. v. Thompson, 243 F.3d 579, 582 (D.C. Cir. 2001). Given the disputes between the parties, the Court does not find it sufficiently clear that an exception should be granted with respect to the motion to dismiss that is currently pending. Accordingly, the 18 motion is GRANTED-IN-PART and DENIED-IN-PART. The motion is DENIED insofar as Defendants seek a "clarification" that the requirements of Local Civil Rule 7(n) do not apply in these circumstances and insofar as Defendants seek an exception from the requirement to file a certified list of the contents of the administrative record. The motion |

| 02/20/2015 | | MINUTE ORDER (paperless). The Court has received Plaintiffs' 26 Motion to Compel the Complete Administrative Record and Memorandum of Points and Authorities. Plaintiffs argue that the administrative record filed is inadequate because it omits relevant documents that were before the agency at the time it made the annual licensing decisions. The Court has also received Plaintiffs' 27 Motion to Stay Briefing of Motion to Dismiss Pending the Resolution of the Motion to Compel the Complete Administrative Record. The Motion to Stay is GRANTED. The Court will shortly issue another order about how the parties should proceed in briefing the Motion to Compel. Signed by Judge Colleen Kollar-Kotelly on 2/20/2015. (lcckk2) (Entered: 02/20/2015) |
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| 03/06/2015 | <u>28</u> | Memorandum in opposition to re 26 MOTION to Compel Complete Administrative Record |

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| 03/15/2015 | <u>29</u> | REPLY to opposition to motion re 26 MOTION to Compel <i>Complete Administrative Record</i> filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Attachments: # 1 Exhibit OMB Supporting Statement)(Lutz, Daniel) (Entered: 03/15/2015) |
| 05/14/2015 | 30 | NOTICE OF SUPPLEMENTAL AUTHORITY by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL (Attachments: # 1 Exhibit Vargus v McHugh Slip Opinion)(Lutz, Daniel) (Entered: 05/14/2015) |
| 06/16/2015 | 31 | NOTICE OF SUPPLEMENTAL AUTHORITY by ROBERT GIBBENS, THOMAS J. VILSACK (Simon, Jeremy) (Entered: 06/16/2015) |
| 06/18/2015 | 32 | RESPONSE re <u>31</u> NOTICE OF SUPPLEMENTAL AUTHORITY filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Lutz, Daniel) (Entered: 06/18/2015) |
| 06/23/2015 | 33 | MEMORANDUM OPINION and ORDER DENYING Plaintiff's <u>26</u> Motion to Compel the Complete Administrative Record. Signed by Judge Colleen Kollar-Kotelly on 6/23/2015. (lcckk2) (Entered: 06/23/2015) |
| 06/23/2015 | | Set/Reset Deadlines: Response to Motion to Dismiss due by 7/23/2015. Reply due by 8/21/2015. (dot) (Entered: 06/26/2015) |
| 07/16/2015 | 34 | Consent MOTION for Leave to File <i>Supplemental Complaint</i> by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL (Attachments: # 1 Exhibit)(Lutz, Daniel) (Entered: 07/16/2015) |
| 07/17/2015 | | MINUTE ORDER (paperless). Plaintiffs' 34 Consent Motion for Leave to Supplement Amended Complaint is GRANTED IN PART and DENIED IN PART. Because the Supplemental Complaint includes new allegations—and a new claim based on those allegations—that pertain to events occurring after the filing of the previous Amended Complaint, it must fulfill the requirements of Rule 15(d). See Hall v. C.I.A., 437 F.3d 94, 100 (D.C. Cir. 2006); United States v. Hicks, 283 F.3d 380, 385 (D.C. Cir. 2002). The Court concludes that it does so. The Court GRANTS leave to file the attached Supplemental Complaint. The Court notes that this Supplemental Complaint replaces the previously filed Amended Complaint in its entirety. |
| | | The parties propose continuing to brief Defendant's 16 Motion to Dismiss that was filed in response to the first Amended Complaint. That request is DENIED. Because the new complaint contains a new claim in which Plaintiffs challenge the 2015 license renewal—and eliminates the claim challenging the 2014 license renewal—the Court DENIES WITHOUT PREJUDICE Defendant's 16 Motion to Dismiss Amended Complaint. If Defendant intends to move to dismiss the Supplemental Complaint, Defendant shall file such a motion to dismiss by no later than JULY 28, 2015. (Otherwise, the parties shall file a schedule for further proceedings by that same date.) Defendant shall file a certified list of the contents of the Administrative Record by JULY 28, 2015, as well. See LCvR 7(n). Plaintiff shall file an opposition to any motion to dismiss that has been filed by no later than AUGUST 28, 2015, and Defendant shall file a reply by no later than SEPTEMBER 28, 2015. Finally, the Court notes that it will not entertain disputes over the administrative record that merely repeat the previously resolved dispute over the 2014 administrative record. Signed by Judge Colleen Kollar-Kotelly on 7/17/2015. (lcckk2) |
| | | (Entered: 07/17/2015) |
| 07/17/2015 | | Set/Reset Deadlines: Plaintiff's Response due by 8/28/2015. Defendant's Reply due by |

| /4/2018 | Cas | se 1:17-cv-02770-ABJ Doclimient20中ia 阿帕姆94/06/18 Page 8 of 8 9/28/2015. (dot) (Entered: 07/17/2015) |
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| 07/17/2015 | 35 | SUPPLEMENTAL/AMENDED COMPLAINT against ROBERT GIBBENS, THOMAS J. VILSACK filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL.(znmw) (Entered: 07/20/2015) |
| 07/28/2015 | 36 | NOTICE of Filing of Certified List of Contents of Administrative Record by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # 1 Certified List of Contents of Administrative Record)(Simon, Jeremy) (Entered: 07/28/2015) |
| 07/28/2015 | <u>37</u> | MOTION to Dismiss <i>Supplemental Complaint</i> by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # 1 Table of Authorities, # 2 Proposed Order)(Simon, Jeremy) (Entered: 07/28/2015) |
| 08/28/2015 | 38 | Memorandum in opposition to re <u>37</u> MOTION to Dismiss <i>Supplemental Complaint and Proposed Order</i> filed by ANIMAL LEGAL DEFENSE FUND, LISA K KUEHL, TRACEY KUEHL. (Attachments: # <u>1</u> Exhibit Administrative Record, # <u>2</u> Exhibit USDA Administrative Complaint, # <u>3</u> Exhibit Ray v Vilsack: Order Den. Mot. Dismiss, # <u>4</u> Exhibit Ray v Vilsack: USDA Mot. Summ. J., # <u>5</u> Exhibit APHIS License Renewal Application)(Lutz, Daniel) (Entered: 08/28/2015) |
| 08/30/2015 | <u>39</u> | NOTICE of Change of Address by Katherine A. Meyer (Meyer, Katherine) (Entered: 08/30/2015) |
| 09/25/2015 | 40 | NOTICE of Appearance by Robin Michelle Meriweather on behalf of ROBERT GIBBENS, THOMAS J. VILSACK (Meriweather, Robin) (Entered: 09/25/2015) |
| 09/25/2015 | 41 | Consent MOTION for Extension of Time to File Response/Reply as to <u>37 MOTION</u> to Dismiss <i>Supplemental Complaint</i> by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # <u>1</u> Text of Proposed Order)(Meriweather, Robin) (Entered: 09/25/2015) |
| 09/30/2015 | | MINUTE ORDER (paperless). Defendant's <u>41</u> Motion for Enlargement of Time to File Reply is GRANTED, <i>nunc pro tunc</i> . Plaintiff consents to the relief requested in this motion. Defendant shall file its reply in support of its motion to dismiss by no later than OCTOBER 19, 2015. Signed by Judge Colleen Kollar-Kotelly on 9/30/2015. (lcckk2) (Entered: 09/30/2015) |
| 09/30/2015 | | Set/Reset Deadlines: Defendant's Reply due by 10/19/2015. (dot) (Entered: 10/01/2015) |
| 10/15/2015 | 42 | Consent MOTION for Extension of Time to <i>File Reply in Support of Motion to Dismiss</i> by ROBERT GIBBENS, THOMAS J. VILSACK (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 10/15/2015) |
| 10/16/2015 | | MINUTE ORDER (paperless). Defendant's <u>42</u> Consent Motion for Enlargement of Time to File Reply in Support of Motion to Dismiss is GRANTED. This is Defendant's second request for extension with respect to this deadline. For good cause stated in the motion, the motion is granted. Defendant shall file its reply in support of its motion to dismiss by no later than OCTOBER 26, 2015. Signed by Judge Colleen Kollar-Kotelly on 10/16/2015. (lcckk2) (Entered: 10/16/2015) |
| 10/16/2015 | | Set/Reset Deadlines: Defendant's Reply due by 10/26/2015. (dot) (Entered: 10/16/2015) |
| 10/26/2015 | 43 | REPLY to opposition to motion re <u>37</u> MOTION to Dismiss <i>Supplemental Complaint</i> filed by ROBERT GIBBENS, THOMAS J. VILSACK. (Attachments: # <u>1</u> Table of Authorities) (Simon, Jeremy) (Entered: 10/26/2015) |
| 12/02/2015 | 44 | NOTICE OF WITHDRAWAL OF APPEARANCE as to ROBERT GIBBENS, THOMAS J. VILSACK. Attorney Robin Michelle Meriweather terminated. (Meriweather, Robin) (Entered: 12/02/2015) |
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