

CASREF,PROSE-NP,STAYED,TYPE-F

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:16-cv-02313-TJK-GMH**

ELLIS et al v. JACKSON et al  
Assigned to: Judge Timothy J. Kelly  
Referred to: Magistrate Judge G. Michael Harvey  
Case: [1:17-cv-00022-TJK-GMH](#)  
Cause: 05:702 Administrative Procedure Act

Date Filed: 11/18/2016  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: U.S. Government Defendant

**Plaintiff****MICHAEL BEALS ELLIS**

represented by **MICHAEL BEALS ELLIS**  
5052 N.C. County Road 0220  
Rice, TX 75155  
903-326-6263  
PRO SE

**Plaintiff****ROBERT A. MCNEIL**

represented by **ROBERT A. MCNEIL**  
729 Grapevine Highway  
Apartment 148  
Hurst, TX 76054  
713-806-5199  
PRO SE

**Plaintiff****HAROLD R. STANLEY**  
*17cv0022*

represented by **HAROLD R. STANLEY**  
3705 Big Sky Lane  
Talala, OK 74080  
(816) 304-8665  
PRO SE

V.

**Defendant****AMY BERMAN JACKSON**

represented by **Megan Eileen Hoffman-Logsdon**  
U.S. DEPARTMENT OF JUSTICE  
Tax Division  
P.O. Box 227, Ben Franklin Station  
Washington, DC 20044  
(202) 616-3342  
Fax: (202) 514-6866  
Email: megan.e.hoffman-

logsdon@usdoj.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**CHRISTOPHER COOPER**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**PADMANABHAN SRINIVASAN**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**CAROLINE CIRAULO-KLEPPER**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**RYAN O. MCMONAGLE**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**COMMISSIONER INTERNAL  
REVENUE SERVICE**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**UNITED STATES ATTORNEY  
GENERAL**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**TWO UNAMED IRS/DOJ  
ATTORNEYS**

represented by **Megan Eileen Hoffman-Logsdon**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**JOHN KOSKINEN***Personal Capacity Only (17cv0022)*represented by **Megan Eileen Hoffman-Logsdon**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****LORETTA E. LYNCH***Personal Capacity Only - (17cv0022)*represented by **Megan Eileen Hoffman-Logsdon**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****BARACK HUSSEIN OBAMA, II***Personal Capacity Only*represented by **Megan Eileen Hoffman-Logsdon**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Movant****BARRY EUGENE BROOKS***17cv0022*represented by **BARRY EUGENE BROOKS**

5651 County Road 4068

Kemp, 56 75143

PRO SE

**Movant****GREGORY ALBERT DARST***17cv0022*represented by **GREGORY ALBERT DARST**

185 Saddlebrook Drive

Lima, OH 45807

PRO SE

**Movant****GARY DWAILEEBE***17cv0022*represented by **GARY DWAILEEBE**

PMB 456

Goffstown, NH 03045

PRO SE

**Movant****EBENEZER K. HOWE, IV***17cv0022*represented by **EBENEZER K. HOWE, IV**

301 Thelma Drive

Apartment 441

Casper, WY 82609

(307) 251-4271

PRO SE

**Movant****LYNNE M. KUCHENBUCH***17cv0022*represented by **LYNNE M. KUCHENBUCH**

50079 Fisher Road East

Reardan, WA 99029

(509) 796-7080

PRO SE

**Movant****WILLIAM B. MCGARVIN***17cv0022*represented by **WILLIAM B. MCGARVIN**

2977 Highway K

Suite 235

O'Fallon, MO 63368

PRO SE

**Movant****LEE C. PRYMMER**represented by **LEE C. PRYMMER**

4699 Springmeadow Lane

Sarasota, FL 34233

PRO SE

**Movant****JAN MARIE SCHIEBERL**represented by **JAN MARIE SCHIEBERL**

4000 Pimlico Drive

114-152

Pleasanton, CA 94588

PRO SE

**Movant****ANTHONY TINSMAN***17cv0022*represented by **ANTHONY TINSMAN**

106 East 1st Street

Suite 24

Hartford, AR 72938

(479) 252-8274

PRO SE

**Movant****TODD BRANDON CASEY***17-cv-22*represented by **TODD BRANDON CASEY**

1620 Central Avenue

Cheyenne, WY 82001

PRO SE

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
11/18/2016	<a href="#">1</a>	COMPLAINT against CAROLINE CIRAULO-KLEPPER, COMMISSIONER INTERNAL REVENUE SERVICE, CHRISTOPHER COOPER, AMY BERMAN JACKSON, RYAN O. MCMONAGLE, PADMANABHAN SRINIVASAN, TWO UNAMED IRS/DOJ ATTORNEYS, UNITED STATES ATTORNEY GENERAL ( Filing fee \$ 400, receipt number 4616081758) filed by ROBERT A. MCNEIL, MICHAEL BEALS ELLIS. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Civil Cover Sheet)(jf) (Entered: 11/23/2016)

11/18/2016		Summons (7) Issued as to CAROLINE CIRAOLLO-KLEPPER, COMMISSIONER INTERNAL REVENUE SERVICE, CHRISTOPHER COOPER, AMY BERMAN JACKSON, RYAN O. MCMONAGLE, PADMANABHAN SRINIVASAN, UNITED STATES ATTORNEY GENERAL. (jf) (Entered: 11/23/2016)
12/05/2016		Summons Issued as to non party Channing Phillips-U.S. Attorney (md) (Entered: 12/05/2016)
01/25/2017	<a href="#">2</a>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CAROLINE CIRAOLLO-KLEPPER served on 12/2/2016; COMMISSIONER INTERNAL REVENUE SERVICE served on 12/2/2016; CHRISTOPHER COOPER served on 12/2/2016; AMY BERMAN JACKSON served on 12/2/2016; RYAN O. MCMONAGLE served on 12/7/2016; PADMANABHAN SRINIVASAN served on 11/30/2016; UNITED STATES ATTORNEY GENERAL served on 12/5/2016, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/05/2016., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/15/2016. ( Answer due for ALL FEDERAL DEFENDANTS by 2/13/2017.) "Let this be filed" signed by Judge Emmet G. Sullivan on 01/25/2017 (jf) (Entered: 01/27/2017)
01/30/2017	<a href="#">3</a>	FIRST AMENDED COMPLAINT against CAROLINE CIRAOLLO-KLEPPER, COMMISSIONER INTERNAL REVENUE SERVICE, CHRISTOPHER COOPER, AMY BERMAN JACKSON, RYAN O. MCMONAGLE, PADMANABHAN SRINIVASAN, TWO UNAMED IRS/DOJ ATTORNEYS, UNITED STATES ATTORNEY GENERAL filed by ROBERT A. MCNEIL, MICHAEL BEALS ELLIS. (Attachments: # <a href="#">1</a> Exhibits)(jf) (Entered: 01/31/2017)
02/03/2017		MINUTE ORDER referring this case to Magistrate Judge Harvey for full case management, up to but excluding trial pursuant to Local Civil Rule 72.2. This includes, with respect to any potentially dispositive motions, the preparation of a report and recommendation pursuant to Local Civil Rule 72.3. The parties are reminded, that pursuant to Local Civil Rule 73.1, the parties may consent to the assignment of this action to a magistrate judge for all purposes, including trial. Consent of the district court judge is not necessary. Signed by Judge Emmet G. Sullivan on 2/3/2017. (lcegs1) (Entered: 02/03/2017)
02/03/2017		CASE DIRECTLY REFERRED to Magistrate Judge G. Michael Harvey for Full Case Management. (sth) (Entered: 02/06/2017)
02/13/2017	<a href="#">4</a>	ENTERED IN ERROR. . . . MOTION to Dismiss by CAROLINE CIRAOLLO-KLEPPER, COMMISSIONER INTERNAL REVENUE SERVICE, CHRISTOPHER COOPER, AMY BERMAN JACKSON, RYAN O. MCMONAGLE, PADMANABHAN SRINIVASAN, TWO UNAMED IRS/DOJ ATTORNEYS, UNITED STATES ATTORNEY GENERAL (Attachments: # <a href="#">1</a> Memorandum in Support, # <a href="#">2</a> Text of Proposed Order)(Hoffman-Logsdon, Megan) Modified on 2/14/2017 (td). (Entered: 02/13/2017)

02/14/2017		NOTICE OF CORRECTED DOCKET ENTRY: re <a href="#">4</a> MOTION to Dismiss was entered in error per counsel and document will be refiled. (td) (Entered: 02/14/2017)
02/14/2017	<a href="#">5</a>	MOTION to Dismiss by CAROLINE CIRAOLLO-KLEPPER, COMMISSIONER INTERNAL REVENUE SERVICE, CHRISTOPHER COOPER, AMY BERMAN JACKSON, RYAN O. MCMONAGLE, PADMANABHAN SRINIVASAN, TWO UNAMED IRS/DOJ ATTORNEYS, UNITED STATES ATTORNEY GENERAL (Attachments: # <a href="#">1</a> Memorandum in Support, # <a href="#">2</a> Text of Proposed Order)(Hoffman-Logsdon, Megan) (Entered: 02/14/2017)
02/15/2017	<a href="#">6</a>	ORDER. Signed by Magistrate Judge G. Michael Harvey on 2/15/2017. (lcmh2) (Entered: 02/15/2017)
02/15/2017		Set/Reset Deadlines/Hearings: Plaintiffs' Response to <a href="#">5</a> Defendants' Motion to Dismiss due by 3/8/2017. Defendants' Reply, if any, due by 3/15/2017. (lcmh2) (Entered: 02/15/2017)
03/07/2017	<a href="#">7</a>	Memorandum in opposition to re <a href="#">5</a> MOTION to Dismiss filed by MICHAEL BEALS ELLIS, ROBERT A. MCNEIL. (td) (Entered: 03/08/2017)
04/26/2017	<a href="#">8</a>	Amended MOTION to Dismiss Case as Frivolous , MOTION to Dismiss for Lack of Jurisdiction by CAROLINE CIRAOLLO-KLEPPER, COMMISSIONER INTERNAL REVENUE SERVICE, CHRISTOPHER COOPER, AMY BERMAN JACKSON, JOHN KOSKINEN, LORETTA E. LYNCH, RYAN O. MCMONAGLE, BARACK HUSSEIN OBAMA, II, PADMANABHAN SRINIVASAN, TWO UNAMED IRS/DOJ ATTORNEYS, UNITED STATES ATTORNEY GENERAL (Attachments: # <a href="#">1</a> Memorandum in Support, # <a href="#">2</a> Text of Proposed Order)(Hoffman-Logsdon, Megan) (Entered: 04/26/2017)
04/26/2017	<a href="#">9</a>	MOTION to Vacate Reference, by MICHAEL BEALS ELLIS (zrdj) Modified on 5/1/2017 (zrdj). (Entered: 04/28/2017)
04/26/2017	10	Appeal of Magistrate Judge Decision to District Court by MICHAEL BEALS ELLIS (See docket entry <a href="#">9</a> to view document)(zrdj) (Entered: 05/01/2017)
05/01/2017	<a href="#">11</a>	ORDER re <a href="#">8</a> Amended MOTION to Dismiss Case. Signed by Magistrate Judge G. Michael Harvey on 5/1/17. (lcmh1) (Entered: 05/01/2017)
05/01/2017		Set/Reset Deadlines: Plaintiffs Responses to Defendants' Motion to Dismiss due by 5/10/2017. Defendants' Replies, if any, due by 5/17/2017. (ldc) (Entered: 05/01/2017)
05/10/2017	<a href="#">12</a>	MOTION to Continue Magistrate Order Setting Response Date by BARRY EUGENE BROOKS, TODD BRANDON CASEY, GREGORY ALBERT DARST, GARY DWAILEEBE, MICHAEL BEALS ELLIS, EBENEZER K. HOWE, IV, LYNNE M. KUCHENBUCH, WILLIAM B. MCGARVIN, ROBERT A. MCNEIL, LEE C. PRYMMER, JAN MARIE SCHIEBERL, HAROLD R. STANLEY, ANTHONY TINSMAN, BARRY EUGENE BROOKS, TODD BRANDON CASEY, GREGORY ALBERT DARST, GARY DWAILEEBE, EBENEZER K. HOWE, IV, LYNNE M. KUCHENBUCH, WILLIAM B. MCGARVIN, HAROLD R. STANLEY, ANTHONY TINSMAN (jf) (Entered: 05/12/2017)

05/31/2017	<a href="#">13</a>	ORDER denying <a href="#">12</a> Motion to Continue. Plaintiffs shall file opposition to <a href="#">8</a> Defendants' Amended Motion to Dismiss on or before June 14, 2017; Defendants shall file a reply, if any, on or before June 21, 2017. Signed by Magistrate Judge G. Michael Harvey on 5/31/17. (lcmh1) (Entered: 05/31/2017)
06/01/2017		Set/Reset Deadlines: Plaintiffs shall file opposition to <a href="#">8</a> Defendants' Amended Motion to Dismiss on or before June 14, 2017; Defendants shall file a reply, if any, on or before June 21, 2017. (ldc) Modified on 6/1/2017 (ldc). (Entered: 06/01/2017)
07/17/2017		MINUTE ORDER. In view of the referral of this case to a Magistrate Judge for full case management, proceedings before the Honorable Emmet G. Sullivan are hereby STAYED. Signed by Judge Emmet G. Sullivan on 7/17/2017. (lcegs1) (Entered: 07/17/2017)
07/27/2017	<a href="#">14</a>	ORDER denying <a href="#">9</a> plaintiffs' motion to vacate reference. Signed by Judge Emmet G. Sullivan on July 27, 2017. (lcegs2) (Entered: 07/27/2017)
08/07/2017	<a href="#">15</a>	MOTION to Certify and Amend <a href="#">14</a> Order on Motion to Vacate by MICHAEL BEALS ELLIS, ROBERT A. MCNEIL (jf) (Entered: 08/09/2017)
08/07/2017	<a href="#">16</a>	Memorandum in opposition to re <a href="#">8</a> Amended MOTION to Dismiss Case as Frivolous MOTION to Dismiss for Lack of Jurisdiction filed by MICHAEL BEALS ELLIS, ROBERT A. MCNEIL. (jf) (Entered: 08/09/2017)
08/11/2017	<a href="#">17</a>	MOTION to Recuse Judge Emmet G. Sullivan and Magistrate Judge G. Michael Harvey by MICHAEL BEALS ELLIS, ROBERT A. MCNEIL (jf) (Entered: 08/14/2017)
08/17/2017	<a href="#">18</a>	NOTICE of Plaintiffs' Intent to Secure Mandamus Relief to the Hon. Judge Sullivan from the D.C. Circuit by MICHAEL BEALS ELLIS, ROBERT A. MCNEIL (Attachments: # <a href="#">1</a> Exhibit Proposed Petition for Mandamus)(jf) (Entered: 08/18/2017)
09/18/2017		Case directly reassigned to Judge Timothy J. Kelly. Judge Emmet G. Sullivan is no longer assigned to the case. (ztnr) (Entered: 09/18/2017)
10/10/2017	<a href="#">19</a>	Mail Returned as Undeliverable; Sent to Ebenezer K. Howe, IV; Type of Document Returned: Reassignment Notice filed 9/18/2017; Resent at New Address: N/A. (kh) (Entered: 10/10/2017)
11/01/2017	<a href="#">20</a>	REPORT AND RECOMMENDATION. Signed by Magistrate Judge G. Michael Harvey on 11/1/17. (lcmh1) (Entered: 11/01/2017)
11/01/2017		MINUTE ORDER: Plaintiffs filed a motion to recuse both Judge Sullivan and the undersigned from this case. "The judge who is the object of the recusal motion rules on the motion." United States v. Miller, 355 F. Supp. 2d 404, 405 (D.D.C. 2005). For the reasons articulated in the Report and Recommendation filed today [Dkt. 20], the motion is denied as to the undersigned. SO ORDERED. Signed by Magistrate Judge G. Michael Harvey on 11/1/17. (lcmh1) (Entered: 11/01/2017)
11/15/2017	<a href="#">21</a>	OBJECTION to <a href="#">20</a> Report and Recommendations filed by ROBERT A. MCNEIL. (Attachments: # <a href="#">1</a> Exhibit)(jf) (Entered: 11/20/2017)
02/13/2018	<a href="#">22</a>	NOTICE to the Court re Hearing in 17cv187(EPG) by MICHAEL BEALS ELLIS, ROBERT A. MCNEIL (Attachments: # <a href="#">1</a> Exhibit)(jf) (Entered: 02/21/2018)

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<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
02/22/2018 21:27:02			
<b>PACER Login:</b>	ramcneil49:5108641:0	<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	1:16-cv-02313-TJK-GMH Start date: 11/1/2016 End date: 2/22/2018
<b>Billable Pages:</b>	6	<b>Cost:</b>	0.60