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U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:20-cv-03590-JEB

FEDERAL TRADE COMMISSION v. FACEBOOK INC.

Assigned to: Judge James E. Boasberg

Case in other court: N. D. Cal., 21-CV-02108

N.D. Cal., 3:20-cv-08817 N.D. Cal., 3:21-cv-618

N.D. Cal., 3:21cv00336

N.D. Cal., 3:21cv00337 N.D. Cal., 4:20-cv-9217

N.D. Cal., 5:20-cv-09130

N.D. Cal., 5:21-cv-01117

Cause: 15:0053 Federal Trade Commission Act

Plaintiff

FEDERAL TRADE COMMISSION

Date Filed: 12/09/2020 Jury Demand: None

Nature of Suit: 410 Anti-Trust Jurisdiction: Federal Question

represented by Daniel John Matheson

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V.

Defendant

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represented by Mark Charles Hansen

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Date Filed	#	Docket Text
12/09/2020	2	ORDER granting 1 Sealed Motion. Signed by Chief Judge Beryl A. Howell on 12/9/2020. (ztd) (Entered: 12/11/2020)
12/09/2020	3	REDACTED DOCUMENT- Complaint by FEDERAL TRADE COMMISSION. (Attachments: # 1 Civil Cover Sheet, # 2 Summons)(ztd) (Entered: 12/11/2020)
12/09/2020	4	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. N.D. Cal 28-8570. (ztd) (Entered: 12/11/2020)
12/09/2020	<u>5</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. N.D. Cal 20-cv-363 BLF. (ztd) (Entered: 12/11/2020)
12/09/2020	<u>6</u>	COMPLAINT against FACEBOOK INC. (Filing Fee: Waived) filed by FEDERAL TRADE COMMISSION.(ztd); (See docket entry no. 3 to view.) Modified on to add fee status 12/14/2020 (znmw). (Entered: 12/11/2020)
12/11/2020	7	SUMMONS (1) Issued Electronically as to FACEBOOK INC (Attachments: # 1 Notice and Consent)(ztd) (Entered: 12/11/2020)
12/11/2020	8	ERRATA Correction to Signature Page of Plaintiff's Complaint by FEDERAL TRADE COMMISSION 6 Complaint filed by FEDERAL TRADE COMMISSION. (Attachments: # 1 Exhibit A)(Matheson, Daniel) (Entered: 12/11/2020)
12/11/2020	9	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 1:20-cv-03589. (Matheson, Daniel) (Entered: 12/11/2020)
12/11/2020	10	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 5:20-cv-08721. (Matheson, Daniel) (Entered: 12/11/2020)

NOTICE of Appearance by Noel Miller on behalf of FEDERAL TRADE COMMISSION (Miller, Noel) (Entered: 12/11/2020)

12/11/2020

12/11/2020	12	NOTICE of Appearance by David E. Owyang on behalf of FEDERAL TRADE COMMISSION (Owyang, David) (Entered: 12/11/2020)
12/11/2020	<u>13</u>	NOTICE of Appearance by Mark Silvia on behalf of FEDERAL TRADE COMMISSION (Silvia, Mark) (Entered: 12/11/2020)
12/11/2020	14	NOTICE of Appearance by Rebecca Weinstein on behalf of FEDERAL TRADE COMMISSION (Weinstein, Rebecca) (Entered: 12/11/2020)
12/11/2020	<u>15</u>	NOTICE of Appearance by Michael H Smith on behalf of FEDERAL TRADE COMMISSION (Smith, Michael) (Entered: 12/11/2020)
12/11/2020	<u>16</u>	NOTICE of Appearance by Sylvia Zhang on behalf of FEDERAL TRADE COMMISSION (Zhang, Sylvia) (Entered: 12/11/2020)
12/11/2020	<u>17</u>	NOTICE of Appearance by Mary Casale on behalf of FEDERAL TRADE COMMISSION (Casale, Mary) (Entered: 12/11/2020)
12/11/2020	<u>18</u>	NOTICE of Appearance by Krisha A. Cerilli on behalf of FEDERAL TRADE COMMISSION (Cerilli, Krisha) (Entered: 12/11/2020)
12/11/2020	<u>19</u>	NOTICE of Appearance by Maria M. DiMoscato on behalf of FEDERAL TRADE COMMISSION (DiMoscato, Maria) (Entered: 12/11/2020)
12/11/2020	<u>20</u>	NOTICE of Appearance by Patricia Galvan on behalf of FEDERAL TRADE COMMISSION (Galvan, Patricia) (Entered: 12/11/2020)
12/11/2020	<u>21</u>	NOTICE of Appearance by Henry J. Hauser on behalf of FEDERAL TRADE COMMISSION (Hauser, Henry) (Entered: 12/11/2020)
12/11/2020	<u>22</u>	NOTICE of Appearance by Burke W. Kappler on behalf of FEDERAL TRADE COMMISSION (Kappler, Burke) (Entered: 12/11/2020)
12/11/2020	<u>23</u>	NOTICE of Appearance by Gary Mitchell London, Jr on behalf of FEDERAL TRADE COMMISSION (London, Gary) (Entered: 12/11/2020)
12/11/2020	<u>24</u>	NOTICE of Appearance by Owen T. Masters on behalf of FEDERAL TRADE COMMISSION (Masters, Owen) (Entered: 12/11/2020)
12/11/2020	<u>25</u>	NOTICE of Appearance by Eric Cochran on behalf of FEDERAL TRADE COMMISSION (Cochran, Eric) (Entered: 12/11/2020)
12/11/2020	<u>26</u>	NOTICE of Appearance by Michael Mikawa on behalf of FEDERAL TRADE COMMISSION (Mikawa, Michael) (Entered: 12/11/2020)
12/11/2020	<u>27</u>	NOTICE of Appearance by Robert E. Zuver, Jr on behalf of FEDERAL TRADE COMMISSION (Zuver, Robert) (Entered: 12/11/2020)
12/14/2020	<u>28</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 5:20-CV-08815. (Matheson, Daniel) (Entered: 12/14/2020)
12/14/2020	<u>29</u>	NOTICE of Appearance by Brian Telpner on behalf of FEDERAL TRADE COMMISSION (Telpner, Brian) (Entered: 12/14/2020)
12/14/2020	<u>30</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to FEDERAL TRADE COMMISSION. Attorney Brian Telpner terminated. (Telpner, Brian) (Entered: 12/14/2020)
12/18/2020	31	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 5:20-cv-09130. (Matheson, Daniel) (Entered: 12/18/2020)
12/18/2020	<u>32</u>	NOTICE of Appearance by Mark Charles Hansen on behalf of FACEBOOK INC. (Hansen, Mark) (Entered: 12/18/2020)
12/18/2020	33	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by FACEBOOK INC. (Hansen, Mark) (Entered: 12/18/2020)
12/18/2020	<u>34</u>	NOTICE of Appearance by Geoffrey M. Klineberg on behalf of FACEBOOK INC. (Klineberg, Geoffrey) (Entered: 12/18/2020)
12/18/2020	<u>35</u>	NOTICE of Appearance by Kevin J. Miller on behalf of FACEBOOK INC. (Miller, Kevin) (Entered: 12/18/2020)
12/18/2020	<u>36</u>	NOTICE of Appearance by Aaron Martin Panner on behalf of FACEBOOK INC. (Panner, Aaron) (Entered: 12/18/2020)
12/18/2020	<u>37</u>	NOTICE of Appearance by Silvija A. Strikis on behalf of FACEBOOK INC. (Strikis, Silvija) (Entered: 12/18/2020)
12/18/2020	38	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Kevin B. Huff, Filing fee \$ 100, receipt number BDCDC-7978098. Fee Status: Fee Paid. by FACEBOOK INC. (Attachments: # 1 Declaration of Kevin B. Huff, # 2 Text of Proposed Order)(Miller, Kevin) (Entered: 12/18/2020)
12/18/2020	<u>39</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Leslie V. Pope, Filing fee \$ 100, receipt number ADCDC-7978186. Fee Status: Fee Paid. by FACEBOOK INC. (Attachments: # 1 Declaration of Leslie V. Pope, # 2 Text of Proposed Order)(Miller, Kevin) (Entered: 12/18/2020)
12/18/2020	40	WAIVER OF SERVICE. FACEBOOK waiver sent on 12/9/2020, answer due 2/7/2021. (Matheson, Daniel) Modified to correct party waiving service on 12/21/2020 (ztd). (Entered: 12/18/2020)
12/18/2020	41	NOTICE of Filing of Motion to Consolidate by FEDERAL TRADE COMMISSION (Attachments: # 1 Exhibit A)(Matheson,

10/01/0000	10	Daniel) (Entered: 12/18/2020)
12/21/2020	42	Unopposed MOTION for Leave to File <i>Revised Partially Redacted Complaint and Updated Proposal Regarding Sealing</i> re <u>3</u> Redacted Document <i>Complaint</i> by FEDERAL TRADE COMMISSION (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Text of Proposed Order)(Matheson, Daniel) Modified relief on 12/28/2020 (znmw). (Entered: 12/21/2020)
01/04/2021	43	NOTICE of Filing of Response to Motion to Consolidate by FACEBOOK INC. re 41 Notice (Other) (Attachments: # 1 Exhibit A)(Hansen, Mark) (Entered: 01/04/2021)
01/05/2021	44	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 4:20-cv-9217. (Matheson, Daniel) (Entered: 01/05/2021)
01/05/2021	45	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 3:20-cv-08817. (Matheson, Daniel) (Entered: 01/05/2021)
01/08/2021	46	NOTICE OF WITHDRAWAL OF APPEARANCE as to FEDERAL TRADE COMMISSION. Attorney Burke W. Kappler terminated. (Matheson, Daniel) (Entered: 01/08/2021)
01/12/2021		MINUTE ORDER: Upon consideration of <u>41</u> Plaintiffs' Notice of Motion to Consolidate in <u>State of New York, et al. v. Facebook, Inc.</u> , 20-cv-3589-JEB, and <u>43</u> Defendant's Notice of Response thereto, the Court, with the consent of Judge Boasberg hereby directs the Clerk of Court, pursuant to Local Civil Rules 40.5(a)(3) and (c)(2), to transfer this case to the Calendar Committee for reassignment to Judge Boasberg as related to civil action 20-cv-3589. Signed by Judge Christopher R. Cooper on 1/12/2021. (lccrc2) (Entered: 01/12/2021)
01/12/2021	47	Case directly reassigned to Judge James E. Boasberg as there is an earlier related case. Judge Christopher R. Cooper is no longer assigned to the case. (rj) (Entered: 01/12/2021)
01/12/2021	48	Consent MOTION for Extension of Time to <i>Respond to Complaint</i> by FACEBOOK INC. (Attachments: # 1 Text of Proposed Order)(Hansen, Mark) (Entered: 01/12/2021)
01/13/2021		MINUTE ORDER GRANTING Consent 48 Motion for Extension of Time. The Court ORDERS that: (1) Defendant shall file its answer or otherwise respond to Plaintiff's complaint by March 10, 2021; (2) Plaintiff shall file its opposition to Defendant's motion to dismiss, if any, by April 7, 2021; and (3) Defendant shall file its reply, if any, by April 21, 2021. So ORDERED by Judge James E. Boasberg on 1/13/2021. (lcjeb2) (Entered: 01/13/2021)
01/13/2021		Set/Reset Deadlines: Answer due by 3/10/2021. Responses due by 4/7/2021. Replies due by 4/21/2021. (znbn) (Entered: 01/13/2021)
01/13/2021		MINUTE ORDER GRANTING 38 Motion for Admission <i>Pro Hac Vice</i> of KEVIN B. HUFF. Counsel should register for efiling via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. So ORDERED by Judge James E. Boasberg on 1/13/2021. (lcjeb2) (Entered: 01/13/2021)
01/13/2021		MINUTE ORDER GRANTING 39 Motion for Admission <i>Pro Hac Vice</i> of LESLIE V. POPE. Counsel should register for efiling via PACER and file a notice of appearance pursuant to LCvR 83.6(a). Click for instructions. So ORDERED by Judge James E. Boasberg on 1/13/2021. (lcjeb2) (Entered: 01/13/2021)
01/13/2021		MINUTE ORDER GRANTING Plaintiff's 42 Motion. The Court ORDERS that: (1) the Clerk of the Court shall place on the public docket Plaintiff's revised partially redacted Complaint, attached as Exhibit 1 to the 42 Motion; and (2) Plaintiff's unredacted Complaint shall remain sealed until further Order of the Court. So ORDERED by Judge James E. Boasberg on 1/13/2021. (lcjeb2) (Entered: 01/13/2021)
01/13/2021		MINUTE ORDER: The Court ORDERS that Plaintiff's 41 Motion to Consolidate is HELD IN ABEYANCE until the Court reviews any forthcoming motions to dismiss or, if such are not filed, the initial scheduling conference. The parties are further advised that the Local Rules do not provide for notices of motions; parties should simply file the motions themselves. Any further motion notices will be stricken. So ORDERED by Judge James E. Boasberg on 1/13/2021. (lcjeb2) (Entered: 01/13/2021
01/13/2021	<u>51</u>	REDACTED DOCUMENT - Complaint by FEDERAL TRADE COMMISSION. (ztth) (Entered: 01/21/2021)
01/20/2021	<u>49</u>	NOTICE of Appearance by Kevin Huff on behalf of FACEBOOK INC. (Huff, Kevin) (Entered: 01/20/2021)
01/20/2021	<u>50</u>	NOTICE of Appearance by Leslie V. Pope on behalf of FACEBOOK INC. (Pope, Leslie) (Entered: 01/20/2021)
01/28/2021	<u>52</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 3:21-cv-00618. (Matheson, Daniel) (Entered: 01/28/2021)
01/28/2021	<u>53</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 3:21-cv-00336. (Matheson, Daniel) (Entered: 01/28/2021)
02/02/2021	<u>54</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 3:21-cv-00337. (Matheson, Daniel) (Entered: 02/02/2021)
02/17/2021	<u>55</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 5:21-cv-01117. (Matheson, Daniel) (Entered: 02/17/2021)
03/10/2021	<u>56</u>	MOTION to Dismiss FTC Complaint by FACEBOOK INC (Attachments: # 1 Memorandum in Support, # 2 Declaration of Mark C. Hansen, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Text of Proposed Order)(Hansen, Mark) (Entered: 03/10/2021)
03/11/2021	<u>57</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 3:21-cv-01518. (Matheson, Daniel) (Entered: 03/11/2021)

/28/2021		District of Columbia live database
03/29/2021	<u>58</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 3:21-cv-02017. (Matheson, Daniel) (Entered: 03/29/2021)
04/07/2021	<u>59</u>	Memorandum in opposition to re 56 MOTION to Dismiss <i>FTC Complaint</i> filed by FEDERAL TRADE COMMISSION. (Attachments: # 1 Declaration of Daniel Matheson, # 2 Exhibit A, # 3 Text of Proposed Order)(Matheson, Daniel) (Entered: 04/07/2021)
04/14/2021	<u>60</u>	NOTICE OF RELATED CASE by FEDERAL TRADE COMMISSION. Case related to Case No. 21-CV-02108. (Matheson, Daniel) (Entered: 04/14/2021)
04/16/2021	<u>61</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to FEDERAL TRADE COMMISSION. Attorney Mary Casale terminated. (Matheson, Daniel) (Entered: 04/16/2021)
04/21/2021	<u>62</u>	REPLY to opposition to motion re 56 MOTION to Dismiss FTC Complaint filed by FACEBOOK INC (Hansen, Mark) (Entered: 04/21/2021)
04/22/2021	<u>63</u>	MOTION to Compel <i>A Rule 26(f) Conference</i> by FEDERAL TRADE COMMISSION. (Attachments: # 1 Memorandum in Support, # 2 Exhibit A, # 3 Exhibit B, # 4 Text of Proposed Order)(Matheson, Daniel) (Entered: 04/22/2021)
04/27/2021	<u>64</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by FACEBOOK INC. (Attachments: # 1 Exhibit A)(Hansen, Mark) (Entered: 04/27/2021)
04/30/2021	<u>65</u>	Unopposed MOTION for Leave to File <i>Response to Defendant's Notice of Supplemental Authority (ECF No. 64)</i> by FEDERAL TRADE COMMISSION. (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order)(Matheson, Daniel) (Entered: 04/30/2021)
05/03/2021		MINUTE ORDER GRANTING Plaintiff's 65 Motion for Leave to File. The Court ORDERS that Plaintiff's Response, attached as Exhibit 1 to its Motion, is deemed filed. So ORDERED by Judge James E. Boasberg on 5/3/2021. (lcjeb2) (Entered: 05/03/2021)
05/03/2021	<u>67</u>	RESPONSE re <u>64</u> NOTICE OF SUPPLEMENTAL AUTHORITY filed by FEDERAL TRADE COMMISSION. (ztth) (Entered: 05/07/2021)
05/06/2021	<u>66</u>	Memorandum in opposition to re 63 MOTION to Compel <i>A Rule 26(f) Conference</i> filed by FACEBOOK INC (Attachments: # 1 Text of Proposed Order)(Hansen, Mark) (Entered: 05/06/2021)
05/10/2021	<u>68</u>	REPLY to opposition to motion re <u>63</u> MOTION to Compel <i>A Rule 26(f) Conference</i> filed by FEDERAL TRADE COMMISSION. (Matheson, Daniel) (Entered: 05/10/2021)
05/11/2021		MINUTE ORDER: The Court ORDERS that Plaintiff's 63 Motion to Compel Rule 26(f) Conference is DENIED. Given that Facebook's Motion to Dismiss raises a number of serious challenges to the Complaint, it would be premature for the parties to discuss discovery until the contours of what, if anything, remains are known. As the Court expects to issue a decision next month, moreover, there is little possibility of delay adversely affecting Plaintiff. So ORDERED by Judge James E. Boasberg on 5/11/2021. (lcjeb2) (Entered: 05/11/2021)
05/17/2021	<u>69</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by FACEBOOK INC. (Attachments: # 1 Exhibit A)(Hansen, Mark) (Entered: 05/17/2021)
05/21/2021	<u>70</u>	Unopposed MOTION for Leave to File <i>Response to Defendant's Notice of Supplemental Authority (ECF No. 69)</i> by FEDERAL TRADE COMMISSION. (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order)(Matheson, Daniel) (Entered: 05/21/2021)
05/21/2021		MINUTE ORDER GRANTING Plaintiff's 70 Motion for Leave to File. The Court ORDERS that Plaintiff's [70-1] Response is deemed filed. So ORDERED by Judge James E. Boasberg on 5/21/2021. (lcjeb2) (Entered: 05/21/2021)
05/21/2021	71	RESPONSE re 69 NOTICE OF SUPPLEMENTAL AUTHORITY filed by FEDERAL TRADE COMMISSION. (ztth) (Entered: 06/16/2021)
06/28/2021	72	ORDER: The Court ORDERS that: (1) Facebook's Motion to Dismiss is GRANTED; (2) Plaintiff's Complaint is DISMISSED WITHOUT PREJUDICE; and (3) Plaintiff shall file any amended Complaint by July 29, 2021. Signed by Judge James E. Boasberg on 6/28/2021. (lcjeb2) (Entered: 06/28/2021)
06/28/2021	73	MEMORANDUM es E. Boasberg on 6/28/2021. (lcjeb2) (Entered: 06/28/2
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