

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

CENTER TO ADVANCE SECURITY )  
 IN AMERICA )  
 1802 Vernon Street NW )  
 PMB 2095 )  
 Washington, D.C. 20009, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 U.S. AIR FORCE )  
 1670 Air Force Pentagon )  
 Washington, D.C. 20330-1670 )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

Civil Case No. 1:24-cv-01210

**COMPLAINT**

1. Plaintiff Center to Advance Security in America (“CASA”) brings this action against the U.S. Air Force (“USAF”) under the Freedom of Information Act, 5 U.S.C. § 552 (“FOIA”), seeking declaratory and injunctive relief to compel compliance with the requirements of FOIA.

**JURISDICTION AND VENUE**

2. This Court has jurisdiction over this action pursuant to 5 U.S.C. § 552(a)(4)(B) and 28 U.S.C. § 1331.
3. Venue is proper in this Court pursuant to 5 U.S.C. § 552(a)(4)(B) and 28 U.S.C. § 1391(e).

**PARTIES**

4. Plaintiff CASA is an unincorporated association dedicated to improving the safety and security of the American people. CASA educates and informs the American people about

the actions of their government and its officials that impact their safety; peace and security; democracy, civil rights, and civil liberties; and privacy.

5. Defendant USAF is a federal agency within the meaning of FOIA, 5 U.S.C. § 552(f)(1). USAF has possession, custody, and control of records responsive to Plaintiff's FOIA request.

### **STATEMENT OF FACTS**

6. On or about August 7, 2023, CASA submitted a FOIA request (attached as Exhibit A) seeking the following records related to a USAF memo on diversity, equity, and inclusion goals in USAF's recruitment:

1. All meeting requests, calendar entries, virtual meeting invitations, call logs and any chats in the relevant virtual platforms (e.g., Microsoft Teams, Zoom, Webex, etc.) pertaining to the development of "Officer Source of Commission Applicant Pool Goals".
2. We are seeking records on this topic exchanged between and among the relevant following officials:
  - a. Charles Q. Brown Jr.
  - b. Frank Kendall
  - c. David W. Allvin
  - d. Joanne S. Bass
  - e. Kristyn E. Jones
  - f. Caroline M. Miller
  - g. James C. Slife
  - h. Brian S. Robinson
  - i. James R. Sears
  - j. Chad Bickley
  - k. Matthew A. Leard
  - l. Paul Swenson
  - m. Eric Badger
  - n. Andrea D. Tullos
  - o. Christopher Amrhein
  - p. Christopher A. Miller
  - q. Floyd Dunstan
  - r. Randy P. Oakland
3. We are seeking all emails, text messages, chat sessions, or other forms of written or electronic communication used to discuss the development of the USAFA's "Officer Source of Commission Applicant Pool Goals" and

communications by and between those in #2 above containing the following phrases and/or words; “Officer Source of Commission Applicant Pool Goals”, “Diversity, Equity, and Inclusion”, “DEI”, “race”, “ethnicity”, “gender”, “quotas”, “racial”, “white”, “black”, “Hispanic”, “African-American”, “Latino”, “Indian”, “Asian”, “American Indian”, “Native Alaskan”, “Native Hawaiian”, “Other Pacific Islander”, “male”, “female”, “transgender”, “non-binary”, “pool”.

4. All records exchanged by or between any official listed above with any individual working for one of the following media outlets (with suggested email addresses) on the topic of development of “Officer Source of Commission Applicant Pool Goals” or mandatory “Diversity Equity and Inclusion” or “DEI” training:
  - i. Politico (@politico.com)
  - ii. Military Times (@militarytimes)
  - iii. New York Times (@nytimes.com)
  - iv. Washington Post (@washingtonpost.com)
  - v. NBC News (@nbcnews.com)
  - vi. ABC News (@abcnews.com)
  - vii. LA Times (@latimes.com)
  - viii. CBS News (@cbsnews.com)
  - ix. Fox News (@foxnews.com)
  - x. Wall Street Journal (@wsj.com)
  - xi. USA Today (@usatoday.com)
  - xii. Fortune (@fortune.com)
  - xiii. Forbes (@forbes.com)
  - xiv. Vanity Fair (@vanityfair.com)
  - xv. CNN (@cnn.com)
  - xvi. Associated Press (@ap.com)
  - xvii. George Washington University’s Project for Media and National Security
  - xviii. PBS (@pbs.org)
  
5. All communications exchanged between any of the above officials identified as an employee, agent, consultant, or representative of one of the following organizations:
  - a. National Association of Diversity Officers in Higher Education
  - b. Pacific Education Group
  - c. Courageous Conversations
  - d. Restorative Justice Project
  - e. Casel
  - f. Southern Poverty Law Center
  - g. Panorama Education
  - h. PIVOT Learning
  - i. CT3 Learning
  - j. Insight Education Group
  - k. American Civil Liberties Union

- l. Black Lives Matter
- m. Color of Change
- n. NAACP Legal Defense and Educational Fund, Inc.
- o. Seramount

6. The timeline for the records requested is from May 1, 2022, to the date the search begins.
7. The release of these documents is in the public interest because it will help the public understand whether the U.S. government is prioritizing military readiness and is appropriately using taxpayer resources to keep Americans safe. CASA's explicit purpose in requesting these documents is to inform the public so they can be engaged with their leaders and ensure their decisions are consistent with America's best interests.
8. On August 8, 2023, USAF confirmed receipt of CASA's request and assigned it tracking # 2023-05524-F.
9. On September 26, 2023, USAF sent CASA a response letter to its request. The letter stated that USAF was providing a "No Records" response because its search produced no responsive records.
10. On October 6, 2023, CASA appealed USAF's "No Records" response. As part of its appeal, CASA submitted a letter explaining that USAF's "No Records" determination, and the search process USAF described it used to reach it, were insufficient:

In its response, the Air Force claims that there are "no records" responsive to the request when the specific public documents referenced in the request contain the very search words which the Air Force claims there are no records for. For example, the August 9, 2022, directive entitled "Officer Source of Commission Applicant Pool Goals" from CQ Brown, Frank Kendall, Gina Ortiz Jones, and John Raymond, uses the terms "White", "Black", "Asian", "Hispanic", "American Indian", and "Officer Source of Commission Applicant Pool Goals", and "diversity and inclusion". All of these search terms were included in the original FOIA request. In its response, the Air Force claims there were "electronic searches performed" using these keywords and that "no records were found". This cannot be accurate. Further, the Air Force's response ignored the other parts of the

FOIA request, which asked for communications between Air Force officials and media organizations as well as third party non-profit organizations.

Accordingly, CASA requested that USAF “reopen the request, continue the search, and promptly process and release all responsive records that are found.”

11. On October 16, 2023, USAF sent an email acknowledging CASA’s appeal of the “No Records” determination and assigning the request a new tracking number, 2024-00004-A. USAF’s email stated that CASA’s request had now been placed “in the Complex processing track” and that it estimated it would “provide a response to [CASA’s] request within 30 working days.” The email also stated that CASA’s request for a fee waiver had been granted.
12. USAF’s October 16 acknowledgment letter appears to grant CASA’s appeal. For example, the October 16 letter indicates that it has placed CASA’s request in the “complex” processing track and notes that CASA’s request for a fee waiver is “granted.” These designations only make sense if CASA’s request is a live, active request.
13. This was confirmed when, on April 24, 2024, USAF provided an update stating in part “[y]our request has been assigned to the organization(s) responsible for the records responsive to your request. Once received, our office will begin processing your request for release.”
14. As the record described above indicates, over 190 days have elapsed since USAF acknowledged receipt of CASA’s appeal and reopened its request on October 16, 2023, and over 250 days have elapsed since CASA initially submitted its request on August 7, 2023. Yet USAF still has not determined whether it will comply with CASA’s request. *See Citizens for Responsibility and Ethics in Washington v. FEC*, 711 F.3d 180 (D.C. Cir. 2013). USAF has not produced responsive documents to CASA, has not communicated to

CASA the scope of the documents it intends to produce or withhold—along with the reasons for any such withholding—and has not informed CASA of its ability to appeal any adverse portion of its determination.

15. In the alternative, if the October 16 acknowledgement letter does not indicate that USAF has granted CASA's appeal, then USAF has failed to make a determination with respect to CASA's appeal within the requisite statutory time period. *See* 5 U.S.C. § 552(a)(6)(a)(ii). In such case, CASA has constructively exhausted its administrative remedies and seeks judicial relief to rectify the wrongful withholding of responsive records.
16. Given these facts, it appears that USAF has not met its statutory obligations to provide the requested records, nor intends to meet them absent litigation.
17. Through USAF's failure to make a determination within the time period required by law, CASA has constructively exhausted its administrative remedies and seeks immediate judicial review.

### **COUNT I**

#### **Violation of FOIA, 5 U.S.C. § 552** **Wrongful Withholding of Non-Exempt Responsive Records**

18. CASA repeats and incorporates by reference each of the foregoing paragraphs as if fully set forth herein.
19. CASA properly submitted a request for records within the possession, custody, and control of USAF.
20. USAF is an agency subject to FOIA, and therefore has an obligation to release any non-exempt records and provide a lawful reason for withholding any materials in response to a proper FOIA request.

21. USAF is wrongfully withholding non-exempt agency records requested by CASA by failing to produce non-exempt records responsive to its request.
22. USAF's failure to provide all non-exempt responsive records violates FOIA.
23. Plaintiff CASA is therefore entitled to declaratory and injunctive relief requiring Defendant to promptly produce all non-exempt records responsive to its FOIA request and provide an index justifying the withholding of any responsive records withheld under claim of exemption.

**REQUESTED RELIEF**

Center to Advance Security in America respectfully requests this Court:

- (1) Assume jurisdiction in this matter and maintain jurisdiction until Defendant complies with the requirements of FOIA and any and all orders of this Court.
- (2) Order Defendant to produce, within ten days of the Court's order, or by other such date as the Court deems appropriate, any and all non-exempt records responsive to CASA's FOIA request and an index justifying the withholding of all or part of any responsive records withheld under claim of exemption.
- (3) Award CASA the costs of this proceeding, including reasonable attorney's fees and other litigation costs reasonably incurred in this action, pursuant to 5 U.S.C. § 552(a)(4)(E).
- (4) Grant CASA other such relief as the Court deems just and proper.

Dated: April 24, 2024

Respectfully submitted,

CENTER TO ADVANCE SECURITY  
IN AMERICA

By Counsel:

/s/Gary M. Lawkowski

Gary M. Lawkowski

D.D.C. Bar ID: VA125

DHILLON LAW GROUP, INC.

2121 Eisenhower Avenue, Suite 608

Alexandria, Virginia 22314

Telephone: 703-574-1654

[GLawkowski@Dhillonlaw.com](mailto:GLawkowski@Dhillonlaw.com)

Jacob W. Roth

D.D.C. Bar # 1673038

DHILLON LAW GROUP, INC.

1601 Forum Place, Suite 403

West Palm Beach, FL 33401

Telephone: 415-433-1700, ext. 646

[JRoth@DhillonLaw.com](mailto:JRoth@DhillonLaw.com)

*Counsel for the Plaintiff*





August 7, 2023

United States Air Force  
Air Education and Training Command

RE: FREEDOM OF INFORMATION ACT REQUEST

Dear FOIA Officer:

This letter constitutes a request under the federal Freedom of Information Act (FOIA), 5 U.S.C. § 552. An August 9, 2022 memo signed by Air Force Chief of Staff Charles Q. Brown Jr., among other Air Force Leadership, with the subject “Officer Source of Commission Applicant Pool Goals” was sent to the Air Education and Training Command HQ.

This memo directed AETC officials to “develop a diversity and inclusion outreach plan aimed at achieving these goals no later than 30 September 2022”. The “goals” in the directive were outlined in the chart below:

Diversity & Inclusion Goals*	White (67.5%)	Black / African American (13%)	Asian (10%)	American Indian / Native Alaskan (1.5%)	Native Hawaiian / Other Pacific Islander (1%)	E T H N I C	Hispanic / Latino (15%)
Male (64%)	43%	8.5%	6.5%	1%	.5%	I	9.5%
Female (36%)	24.5%	4.5%	3.5%	.5%	.5%	T Y	5.5%

\* Total diversity & inclusion goals equal 93%; excluding multi-racial category of 7% (4.5% Male/2.5% Female)

Diversity, Equity, and Inclusion, or “DEI” has been increasingly injected into the Department of Defense’s military strategy and planning since the change of Administrations in early 2021. There have also been news reports surrounding this DEI directive, including an August 30, 2022 [Air Force Times article](#). Many Americans interpret directives such as this as appearing to be in violation of federal discrimination laws and prioritizing race over merit in the recruitment of future officers in our nation’s armed forces. This raises questions about the dedication of scarce resources to politically charged issues and the impact on military preparedness and operations. To advance the public interest, the Center to Advance Security in America (CASA) requests the following documents:

1. All meeting requests, calendar entries, virtual meeting invitations, call logs and any chats in the relevant virtual platforms (e.g., Microsoft Teams, Zoom, Webex, etc.) pertaining to the development of “Officer Source of Commission Applicant Pool Goals”.



2. We are seeking records on this topic exchanged between and among the relevant following officials:
  - a. Charles Q. Brown Jr.
  - b. Frank Kendall
  - c. David W. Allvin
  - d. Joanne S. Bass
  - e. Kristyn E. Jones
  - f. Caroline M. Miller
  - g. James C. Slife
  - h. Brian S. Robinson
  - i. James R. Sears
  - j. Chad Bickley
  - k. Matthew A. Leard
  - l. Paul Swenson
  - m. Eric Badger
  - n. Andrea D. Tullos
  - o. Christopher Amrhein
  - p. Christopher A. Miller
  - q. Floyd Dunstan
  - r. Randy P. Oakland
3. We are seeking all emails, text messages, chat sessions, or other forms of written or electronic communication used to discuss the development of the USAFA's "Officer Source of Commission Applicant Pool Goals" and communications by and between those in #2 above containing the following phrases and/or words; "Officer Source of Commission Applicant Pool Goals", "Diversity, Equity, and Inclusion", "DEI", "race", "ethnicity", "gender", "quotas", "racial", "white", "black", "Hispanic", "African-American", "Latino", "Indian", "Asian", "American Indian", "Native Alaskan", "Native Hawaiian", "Other Pacific Islander", "male", "female", "transgender", "non-binary", "pool".
4. All records exchanged by or between any official listed above with any individual working for one of the following media outlets (with suggested email addresses) on the topic of development of "Officer Source of Commission Applicant Pool Goals" or mandatory "Diversity Equity and Inclusion" or "DEI" training:
  - i. Politico (@politico.com)
  - ii. Military Times (@militarytimes)
  - iii. New York Times (@nytimes.com)
  - iv. Washington Post (@washingtonpost.com)
  - v. NBC News (@nbcnews.com)
  - vi. ABC News (@abcnews.com)
  - vii. LA Times (@latimes.com)



- viii. CBS News (@cbsnews.com)
  - ix. Fox News (@foxnews.com)
  - x. Wall Street Journal (@wsj.com)
  - xi. USA Today (@usatoday.com)
  - xii. Fortune (@fortune.com)
  - xiii. Forbes (@forbes.com)
  - xiv. Vanity Fair (@vanityfair.com)
  - xv. CNN (@cnn.com)
  - xvi. Associated Press (@ap.com)
  - xvii. George Washington University's Project for Media and National Security
  - xviii. PBS (@pbs.org)
5. All communications exchanged between any of the above officials identified as an employee, agent, consultant, or representative of one of the following organizations:
- a. National Association of Diversity Officers in Higher Education
  - b. Pacific Education Group
  - c. Courageous Conversations
  - d. Restorative Justice Project
  - e. Casel
  - f. Southern Poverty Law Center
  - g. Panorama Education
  - h. PIVOT Learning
  - i. CT3 Learning
  - j. Insight Education Group
  - k. American Civil Liberties Union
  - l. Black Lives Matter
  - m. Color of Change
  - n. NAACP Legal Defense and Educational Fund, Inc.
  - o. Seramount
6. The timeline for the records requested is from May 1, 2022 through the date when this search begins.

“Records” means information and documents of any kind, including: documents (handwritten, typed, electronic, or otherwise produced, reproduced, or stored), letters, emails (including attachments), facsimiles, memoranda, correspondence, notes, databases, drawings, diagrams, maps, graphs, charts, photographs, minutes of meetings, calendar entries, meeting agendas, summaries of telephone conversations, notes and summaries of interviews, electronic and magnetic recordings of meetings, virtual meeting records (including meeting requests, attendees, attached documents, and chats from software such as Zoom, Microsoft Teams, or Webex), and any other compilation of data from which information can be obtained. The term “records” also



includes any personal email messages, telephone voice mails or text messages, and internet ‘chat’ or social media messages. It also includes any attachments to such documents or information.

We prefer to receive the report and all records in electronic format. To the extent practicable, we seek electronic copies of the records in native file format, or, if that is not practicable, with full metadata for all fields. 5 U.S.C. § 552(a)(3)(B) (agency shall provide records in any form or format if the record is readily reproducible in that form or format).

The Center to Advance Security in America (CASA) is a nonpartisan organization dedicated to improving the safety and security of the American people. CASA educates and informs the American people about the actions of their government and its officials that impact their safety; peace and security; democracy, civil rights, and civil liberties; and privacy.

CASA is focused on public education, and all materials and information requested will be disseminated to the public for this purpose. Thus, the disclosure of the requested records would not be to our primary benefit but would be to the primary benefit of the general public. Further, these records focus on an issue of widespread public interest, with potentially vital national security implications: whether the U.S. government is prioritizing military readiness and appropriately using taxpayer resources to keep Americans safe. For these reasons, we request a fee waiver pursuant to the FOIA Act, which provides for fee waivers when: (1) “disclosure of the requested information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government”; and (2) disclosure “is not primarily in the commercial interest of the requester.” 5 U.S.C. § 552(a)(4)(A)(iii); *see also* 40 C.F.R. § 2.107(l)(1).

Moreover, CASA is a representative of the news media for purposes of FOIA. *See* 5 U.S.C. § 552(a)(4)(A)(ii); *see also Cause of Action v. Federal Trade Commission*, 799 F.3d 1108, 1120 (D.C. Cir. 2015). To wit, CASA is an entity that gathers information, including through FOIA requests such as this one, that is of interest to at least a segment of the population. For example, CASA has launched investigations into the Department of Homeland Security’s reference to “false or misleading narratives,” which is of interest to Americans concerned about civil liberties, and the meaning of a “diplomatic boycott” of the 2022 Olympic Games, which is of interest to people concerned about human rights and America’s relationship with China. *See* CASA Press Releases, <https://advancing-america.org/category/press-releases/>.

CASA also takes the information it gathers and uses its editorial skills to turn it into distinct works, which are then distributed to an audience. For example, CASA has already produced several op-eds, *see* CASA Op-eds, <https://advancing-america.org/category/op-eds/>, and has provided editorial commentary that has been cited in multiple media reports. *See* CASA Media, <https://advancing-america.org/category/media/>. Going forward, CASA intends to continue to gather information, use its editorial skill to turn that information into distinct works, including, but not limited to, press releases, editorial comments to other publications, op-eds and other



written works, and social media engagement. *See Cause of Action*, 799 F.3d at 1122 (“A substantive press release or editorial comment can be a distinct work based on the underlying material, just as a newspaper article about the same documents would be — and its composition can involve ‘a significant degree of editorial discretion.’”) (quoting *Nat. Sec. Archive v. U.S. Dept. of Defense*, 880 F.2d 1381, 1387 (D.C. Cir. 1989)). At minimum, CASA will post distinct works on its website and email them to email list subscribers. CASA will also work with an ever-growing list of journalists to reach its audience. For these reasons, at minimum CASA qualifies for a waiver from search and production costs as a representative of the news media.

If this request is denied in whole or part, please justify all such denials by reference to specific exemptions, and provide an explanation of why the Department of Defense “reasonably foresees that disclosure would harm an interest” protected by that exemption or why “disclosure is prohibited by law[.]” 5 U.S.C. § 552(a)(8). Please also ensure that all segregable portions of otherwise exempt material are released.

If you have any questions regarding this request, please feel free to contact me at [james@advancing-america.org](mailto:james@advancing-america.org).

CASA looks forward to your determination within 20 working days of this request, as is required by FOIA. 5 U.S.C. § 552(a)(6)(A)(i). Thank you in advance for your assistance in this matter.

Sincerely,

James Fitzpatrick  
Director  
Center to Advance Security in America  
1802 Vernon Street NW  
PMB2095  
Washington, DC 20009  
United States

CIVIL COVER SHEET

JS-44 (Rev. 11/2020 DC)

I. (a) PLAINTIFFS
Center to Advance Security in America
1802 Vernon Street, NW
PMB 2095
Washington, D.C. 20009
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF (EXCEPT IN U.S. PLAINTIFF CASES)

DEFENDANTS
U.S. Air Force
1670 Air Force Pentagon
Washington, D.C. 20330
COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT (IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

(c) ATTORNEYS (FIRMNAME, ADDRESS, AND TELEPHONE NUMBER)
Mr. Gary M. Lawkowski
Dhillon Law Group
2121 Eisenhower Avenue, Suite 608
Alexandria, VA 22314

ATTORNEYS (IF KNOWN)
U.S. Attorney's Office for the District of Columbia
Civil Division
601 D Street, N.W.
Washington, DC 20530

II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)
1 U.S. Government Plaintiff
2 U.S. Government Defendant
3 Federal Question (U.S. Government Not a Party)
4 Diversity (Indicate Citizenship of Parties in item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY!
PTF DFT
Citizen of this State
Citizen of Another State
Citizen or Subject of a Foreign Country
Incorporated or Principal Place of Business in This State
Incorporated and Principal Place of Business in Another State
Foreign Nation

IV. CASE ASSIGNMENT AND NATURE OF SUIT

(Place an X in one category, A-N, that best represents your Cause of Action and one in a corresponding Nature of Suit)

A. Antitrust
B. Personal Injury/Malpractice
C. Administrative Agency Review
D. Temporary Restraining Order/Preliminary Injunction
Any nature of suit from any category may be selected for this category of case assignment.
\*(If Antitrust, then A governs)\*

E. General Civil (Other) OR F. Pro Se General Civil
Real Property
Personal Property
Bankruptcy
Prisoner Petitions
Property Rights
Federal Tax Suits
Forfeiture/Penalty
Other Statutes

<input type="radio"/> <b>G. Habeas Corpus/ 2255</b>  <input type="checkbox"/> 530 Habeas Corpus – General <input type="checkbox"/> 510 Motion/Vacate Sentence <input type="checkbox"/> 463 Habeas Corpus – Alien Detainee	<input type="radio"/> <b>H. Employment Discrimination</b>  <input type="checkbox"/> 442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation)  *(If pro se, select this deck)*	<input checked="" type="radio"/> <b>I. FOIA/Privacy Act</b>  <input checked="" type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 890 Other Statutory Actions (if Privacy Act)  *(If pro se, select this deck)*	<input type="radio"/> <b>J. Student Loan</b>  <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (excluding veterans)
<input type="radio"/> <b>K. Labor/ERISA (non-employment)</b>  <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Labor Railway Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="radio"/> <b>L. Other Civil Rights (non-employment)</b>  <input type="checkbox"/> 441 Voting (if not Voting Rights Act) <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 445 Americans w/Disabilities – Employment <input type="checkbox"/> 446 Americans w/Disabilities – Other <input type="checkbox"/> 448 Education	<input type="radio"/> <b>M. Contract</b>  <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 153 Recovery of Overpayment of Veteran’s Benefits <input type="checkbox"/> 160 Stockholder’s Suits <input type="checkbox"/> 190 Other Contracts <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<input type="radio"/> <b>N. Three-Judge Court</b>  <input type="checkbox"/> 441 Civil Rights – Voting (if Voting Rights Act)

**V. ORIGIN**  
 1 Original Proceeding  
  2 Removed from State Court  
  3 Remanded from Appellate Court  
  4 Reinstated or Reopened  
  5 Transferred from another district (specify)  
  6 Multi-district Litigation  
  7 Appeal to District Judge from Mag. Judge  
  8 Multi-district Litigation – Direct File

**VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.)**  
 5 U.S.C. § 552 et seq. seeking agency records responsive to Plaintiff’s FOIA request.

<b>VII. REQUESTED IN COMPLAINT</b>	<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23	<b>DEMAND \$</b> <b>JURY DEMAND:</b>	Check YES only if demanded in complaint YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
<b>VIII. RELATED CASE(S) IF ANY</b>	(See instruction)	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If yes, please complete related case form

DATE: <u>April 24, 2024</u>	SIGNATURE OF ATTORNEY OF RECORD <u>/s/Gary M. Lawkowski</u>
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**INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET JS-44**  
 Authority for Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and services of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil coversheet. These tips coincide with the Roman Numerals on the cover sheet.

- I.** COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: Use 11001 to indicate plaintiff if resident of Washington, DC, 88888 if plaintiff is resident of United States but not Washington, DC, and 99999 if plaintiff is outside the United States.
- III.** CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed only if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV.** CASE ASSIGNMENT AND NATURE OF SUIT: The assignment of a judge to your case will depend on the category you select that best represents the primary cause of action found in your complaint. You may select only one category. You must also select one corresponding nature of suit found under the category of the case.
- VI.** CAUSE OF ACTION: Cite the U.S. Civil Statute under which you are filing and write a brief statement of the primary cause.
- VIII.** RELATED CASE(S), IF ANY: If you indicated that there is a related case, you must complete a related case form, which may be obtained from the Clerk’s Office.

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**LEARN FOR**

Center to Advance Security in America

*Plaintiff*

v.

U.S. Air Force

*Defendant*

Civil Action No. 1:24-cv-01210

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

U.S. Air Force  
c/o Civil Process Clerk  
U.S. Attorney's Office for D.C.  
601 D Street, NW  
Washington, DC 20530

A lawsuit has been filed against you.

Within 30 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Mr. Gary Lawkowski  
Dhillon Law Group  
2121 Eisenhower Avenue  
Suite 608  
Alexandria, VA 22314

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*ANGELA D. CAESAR, CLERK OF COURT*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*



**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**LEARN FOR**

Center to Advance Security in America

*Plaintiff*

v.

U.S. Air Force

*Defendant*

Civil Action No. 1:24-cv-01210

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

U.S. Air Force  
c/o U.S. Attorney General  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530

A lawsuit has been filed against you.

Within 30 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Mr. Gary Lawkowski  
Dhillon Law Group  
2121 Eisenhower Avenue  
Suite 608  
Alexandria, VA 22314

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*ANGELA D. CAESAR, CLERK OF COURT*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**LEARN FOR**

Center to Advance Security in America

*Plaintiff*

v.

U.S. Air Force

*Defendant*

Civil Action No. 1:24-cv-01210

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

U.S. Air Force  
c/o Secretary of the Air Force  
1670 Air Force Pentagon  
Washington, D.C. 20330

A lawsuit has been filed against you.

Within 30 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Mr. Gary Lawkowski  
Dhillon Law Group  
2121 Eisenhower Avenue  
Suite 608  
Alexandria, VA 22314

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*ANGELA D. CAESAR, CLERK OF COURT*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*