

Date: Wed, Sep 18, 2013 at 7:04 AM

Subject: FAA has not identified Defendant Counsel for Case No.: 3:13-cv-00992-HZ

To: Michelle Rawson <michelle_rawson@ord.uscourts.gov>

Cc: "Michael Huerta, FAA Administrator" <michael.huerta@faa.gov>, David Grizzle <David.Grizzle@faa.gov>, Clay Foushee <Clay.Foushee@faa.gov>

Hello Ms. Rawson,

I am an FAA air traffic controller Whistleblower and I am also the *pro se* Plaintiff in the current FOIA Lawsuit, Lewis v. FAA et al, Case No. 3:13-cv-00992-HZ. I am sending you this email to inform that, for reasons that remain unknown, FAA has failed to identify Defendant Counsel.

Here is a short timeline for Case No. 3:13-cv-00992-HZ:

- **June 14, 2013:** I filed the civil complaint.
- **June 19, 2013:** Judge Hernandez issued **Civil Case Assignment Order**, identifying you as the point of contact for questions about the case. Judge Hernandez also issued **Discovery and Pretrial Scheduling Order**, which defined his expectations for a thorough and cooperative Discovery process and Pretrial conferences toward the prospect of a resolution. Judge Hernandez set 120 days as the Deadline for completing all Discovery. The court promptly mailed these two Orders, which I received on June 20, 2013.
- **June 28, 2013:** I visited the Court Clerk and obtained a copy of the stamped Summons.
- **July 3, 2013:** I mailed all required documents to FAA Administrator Michael Huerta, to initiate service of the Summons.
- **July 15, 2013:** I received a USPS Certified Mail return receipt indicating "A. Williams" at Defendant Huerta's FAA office acknowledged receipt of the service. The receipt had no date, but the USPS Online Tracking webpage notes it was delivered on July 9, 2013 at 11:56AM.
- **August 8, 2013:** I filed **Plaintiff's Memo, Presenting Details of his Complaint**. A copy was served to Defendant Huerta.

Documents related to all of the above is posted at the website, Most documents are viewable as PDF copies at:

http://aireform.com/?page_id=7367

My concern is that it has been more than two months, yet Defendant FAA has still not identified Defendant Counsel. This failure impedes progress within the mandatory time limits imposed by Judge Hernandez. It erodes my ability to obtain FAA records and confer toward an efficient resolution. As such, it substantially undermines the legal process.

Please note, I have taken the liberty to CC a copy of this email to Defendant Huerta, as well as to two other top FAA officials: Mr. David Grizzle, who is currently COO for the ATO and was previously FAA's Chief Counsel, and Mr. H. Clayton Foushee, AAE-1, whose job is to help internally resolve FAA's many Whistleblower disputes.

I would appreciate a response from you, via phone or email, advising if there is anything I need to do to ensure an effective and timely Discovery and Pretrial process. My phone number is (971) 295-7669.

Thank you.

Jeff Lewis