

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

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ALVIN DORSEY,

Plaintiff,

v.

DRUG ENFORCEMENT ADMINISTRATION,

Defendant.

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Civil Action No. 11-1350 (EGS)

**MEMORANDUM OPINION AND ORDER**

Plaintiff brought this action under the Freedom of Information Act, *see* 5 U.S.C. § 552, and the Privacy Act, *see* 5 U.S.C. § 552a, against the Drug Enforcement Administration (“DEA”). Since plaintiff filed his complaint, two events have changed the course of this case substantially. First, plaintiff has reformulated his FOIA request to such an extent that it barely resembles the request initially submitted to the DEA. Second, plaintiff has made a payment of \$475.00 toward search fees estimated for the processing of potentially responsive records. In light of these developments, and on consideration of Defendant’s Notice of Withdrawal of Argument [Dkt. #28], it is hereby

ORDERED that Defendant’s Motion to Dismiss, or in the Alternative, for Summary Judgment [Dkt. #13] is DENIED WITHOUT PREJUDICE; it is

FURTHER ORDERED that, within 45 days of this Order, defendant shall file either a renewed summary judgment motion, or a proposed schedule for further proceedings.

SO ORDERED.

September 12, 2012

EMMET G. SULLIVAN  
United States District Judge