

Strategic Legal Action Timeline - DOJ/Army Case

May 2, 2025 - Final DOJ Pressure Email

Send a final communication to DOJ trial attorney outlining:

- The 3-year history of containment efforts and attempts to resolve informally
- Newly confirmed FOIA referrals from DoD OIG to Army CID/IG
- Contradiction between DOJ's brief and government record
- Explicit warning: FCA filing, remand motion, and congressional brief are in preparation

Include a deadline for DOJ to respond by May 15.

May 15, 2025 - DOJ Decision Deadline

If no engagement or resolution indication is received from DOJ, proceed with planned escalation steps.

Internally finalize:

- Draft of motion to remand
- Draft of congressional issue brief
- Pre-filing outline of FCA claim

May 20, 2025 - Notice of Intent to Brief Congress

Send a short formal notice to DOJ indicating intent to brief oversight officials in Congress regarding whistleblower retaliation, FOIA suppression, and conflicting agency narratives.

Mention specific committees or caucuses (e.g., House Oversight, Senate Homeland Security).

May 30, 2025 - File Motion to Remand

Submit motion to remand based on:

- FOIA-confirmed DoD OIG referrals and withheld law enforcement records
- Government's misstatement that 'no action was taken'
- Due process implications and incomplete record before MSPB

Attach:

- FOIA responses
- Referral tracking numbers
- Evidence of Army CID and IG stalling or obstructing

June 5, 2025 - Submit Congressional Materials

If DOJ has not responded credibly, send materials to designated congressional staff or committee liaisons.

Include:

- Timeline of agency conduct
- Suppressed referrals
- Legal contradictions in DOJ filings
- Request for oversight or investigative inquiry

June 10, 2025 - Final DOJ Deadline / FCA and Media Prep

If no substantive action or resolution offer is received:

- Complete FCA complaint filing preparation (for sealed submission)
- Prepare press-friendly public statement draft and document index
- Consider submission to the Office of Special Counsel with new FOIA evidence

June 15, 2025 - Trigger Parallel Escalation

- File FCA complaint under seal (if not already submitted)
- Begin press outreach or coordinated media leak (if warranted)
- Optional: File preliminary civil suit (Bivens or WPA) against named officials

June 30, 2025 - Submit Reply Brief

File Federal Circuit reply brief. Include:

- Summary of contradictions between DOJ's statements and FOIA record
- Timeline of suppression and retaliation indicators
- Exhibits: FOIA responses, remand motion, DOJ emails, agency stall patterns

July 2025 - Full Public Exposure (if unresolved)

If no settlement or corrective action is offered:

- Proceed with media publication and document dissemination
- Launch civil retaliation suit (if not filed earlier)
- Coordinate ongoing congressional follow-up and watchdog pressure