

**U.S. District Court  
Eastern District of California – Live System (Sacramento)  
CIVIL DOCKET FOR CASE #: 2:05-cv-00830-MCE-CKD**

Paul Madden, et al., v. Fisher, et al.,  
Assigned to: Chief Judge Morrison C. England, Jr  
Referred to: Magistrate Judge Carolyn K. Delaney  
Case in other court: USCA, 10-15471  
USCA, 14-15613  
USCA, 14-15680

Date Filed: 04/27/2005  
Date Terminated: 05/09/2017  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

Cause: 42:1983 Civil Rights Act

**Plaintiff**

**Richard M. Gilman**

*TERMINATED: 09/22/2016*

represented by **Carter Capps White**  
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*TERMINATED: 03/01/2013*

**Plaintiff**

**Michael J. Brodheim**  
*TERMINATED: 07/27/2005*

represented by **Phillip L. Arthur**  
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*TERMINATED: 12/17/2008*

**Plaintiff**

**Paul Madden**

represented by **Ann Catherine McClintock**  
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**Carter Capps White**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**BPT Commissioner M. Perez**  
*BPT Commissioner & Chairperson*  
*TERMINATED: 07/26/2006*

represented by **Christopher John Rench**  
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*TERMINATED: 05/25/2007*

**Defendant**

**Arnold Schwarzenegger**  
*Governor*

represented by **Maria G. Chan**  
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*TERMINATED: 12/07/2011*

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*TERMINATED: 05/25/2007*

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*TERMINATED: 12/07/2011*

**Defendant**

**Noreen Blonien**  
*Board of Prison Terms Deputy  
Commissioner*

represented by **Maria G. Chan**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Christopher John Rench**  
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**Jennifer Anne Neill**  
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**Michael William Pott**  
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*TERMINATED: 12/07/2011*

**Phillip L. Arthur**  
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*TERMINATED: 12/17/2008*

**Sara Romano**  
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**Stephen Acquisto**  
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*TERMINATED: 05/25/2007*

**Terence John Cassidy**  
(See above for address)  
*TERMINATED: 12/07/2011*

**Defendant**

**L Dininni**  
*Board of Prison Term Deputy  
Commissioner*

represented by **Maria G. Chan**  
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**Stephen Acquisto**  
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*TERMINATED: 05/25/2007*

**Terence John Cassidy**  
(See above for address)  
*TERMINATED: 12/07/2011*

**Defendant**

**Jones Moore**  
*Board of Prison Terms*

represented by **Maria G. Chan**  
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*TERMINATED: 12/07/2011*

**Sara Romano**  
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**Stephen Acquisto**  
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*TERMINATED: 05/25/2007*

**Terence John Cassidy**  
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*TERMINATED: 12/07/2011*

**Defendant**

**Booker Welch**  
*Board of Prison Terms Commissioner*

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**Michael William Pott**  
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*TERMINATED: 12/07/2011*

**Phillip L. Arthur**  
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*TERMINATED: 12/17/2008*

**Sara Romano**  
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**Stephen Acquisto**  
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*TERMINATED: 05/25/2007*

**Terence John Cassidy**  
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*TERMINATED: 12/07/2011*

**Defendant**

**Dennis Kenneally**  
*TERMINATED: 06/06/2008*

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**Michael William Pott**  
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*TERMINATED: 12/07/2011*

**Phillip L. Arthur**  
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*TERMINATED: 12/17/2008*

**Stephen Acquisto**  
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*TERMINATED: 05/25/2007*

**Defendant**

**Susan Fisher**  
*TERMINATED: 06/06/2008*

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**Phillip L. Arthur**  
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*TERMINATED: 12/17/2008*

**Stephen Acquisto**  
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*TERMINATED: 05/25/2007*

**Defendant**

**Board of Parole Hearings**

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*TERMINATED: 05/25/2007*

**Defendant**

**M. Hochino**

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**Terence John Cassidy**  
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*TERMINATED: 12/07/2011*

**Defendant**

**J. Davis**

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**Michael William Pott**  
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*TERMINATED: 12/07/2011*

**Phillip L. Arthur**  
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*TERMINATED: 12/17/2008*

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**Terence John Cassidy**  
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*TERMINATED: 12/07/2011*

**Defendant**

**Edmund G. Brown, Jr.**

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V.

**Unknown**

**Richard Berk**

represented by **Richard Berk , NCAED**  
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**Movant****David Scott Curtis**

TERMINATED: 01/10/2011

**Movant****Darrel King**

TERMINATED: 08/17/2011

represented by **Darrel King**

C-31656  
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PO BOX 5101  
DELANO, CA 93216  
PRO SE

**Movant****Timothy Leang Jones**

TERMINATED: 08/17/2011

represented by **Timothy Leang Jones**

B-71557  
KERN VALLEY STATE PRISON (5101)  
PO BOX 5101  
DELANO, CA 93216  
PRO SE

**Movant****Karimi Sutton**

TERMINATED: 12/28/2011

represented by **Karimi Sutton**

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KERN VALLEY STATE PRISON (5101)  
PO BOX 5101  
DELANO, CA 93216  
PRO SE

V.

**Intervenor****Keith Augustine**

Date Filed	#	Docket Text
04/27/2005	<u>1</u>	COMPLAINT against all defendants, filed by Richard M Gilman.(Kirkpatrick, S) (Entered: 04/27/2005)
04/27/2005	<u>2</u>	MOTION to PROCEED IN FORMA PAUPERIS by Richard M Gilman. (Kirkpatrick, S) (Entered: 04/27/2005)
04/27/2005	<u>3</u>	PRISONER NEW CASE DOCUMENTS ISSUED; (Attachments: # <u>1</u> Litigant Letter) (Kirkpatrick, S) (Entered: 04/27/2005)
05/13/2005		RECEIPT number 2049032 for \$250.00 for civil case filing fee from CA Medical Facility for Gilman (Marcotte, D) (Entered: 05/13/2005)
05/16/2005	<u>4</u>	DECLINE to PROCEED BEFORE US MAGISTRATE JUDGE by Richard M Gilman. (Dotson, B) (Entered: 05/17/2005)
05/23/2005	<u>5</u>	FIRST AMENDED COMPLAINT filed by Richard Gilman and Michael Brodheim against Noreen Blonien, L Dininni, Jones Moore, Booker Welch, M. Perez and Arnold Schwartzenegger. (Servantes, G) (Entered: 05/24/2005)
07/01/2005	<u>6</u>	REQUEST (MOTION) for Court to direct that service of Complaint be effected by the US Marshall by Richard M. Gilman. (Servantes, G) (Entered: 07/05/2005)

07/13/2005	<u>7</u>	ORDER signed by Judge Gregory G. Hollows on 7/12/05. Plaintiff shall submit, w/in 30 days from date of Order, an Affidavit in support if Request to Proceed IFP on form provided. Clerk directed to send plaintiff an Application to Proceed IFP by a Prisoner.(Marciel, M) (Entered: 07/13/2005)
07/13/2005		SERVICE BY MAIL: <u>7</u> Order served on Michael J Brodheim, Richard M. Gilman (w/IFP Application sent to plaintiffs). (Marciel, M) Modified on 7/13/2005 (Marciel, M). (Entered: 07/13/2005)
07/13/2005	<u>8</u>	REQUEST (MOTION) to modify plaintiffs' request for court to direct service of complaint by USM filed by Michael J. Brodheim and Richard M. Gilman. (Girgis, C) (Entered: 07/14/2005)
07/13/2005	<u>9</u>	NOTICE regarding representation of defendant by Michael J. Brodheim and Richard M. Gilman (Girgis, C) (Entered: 07/14/2005)
07/18/2005	<u>10</u>	APPLICATION/REQUEST for Screening and an Extension of Time by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, M. Perez <i>with Proposed Order</i> . (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Declaration of service)(Acquisto, Stephen) (Entered: 07/18/2005)
07/18/2005	<u>11</u>	First Amended MOTION to AMEND/CORRECT signatures <i>Request for Screening and Extension of Time</i> by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, M. Perez. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Declaration of service)(Acquisto, Stephen) (Entered: 07/18/2005)
07/20/2005	<u>12</u>	RESPONSE by plaintiffs Michael J Brodheim and Richard M. Gilman to <u>7</u> Order. Notice of payment of fees. (Dotson, B) (Entered: 07/21/2005)
07/20/2005	<u>13</u>	REQUEST for USM to serve dft Schwarzenegger by Michael J Brodheim, Richard M. Gilman. Notice of confirmation of waiver of service received for dft Welch. (Dotson, B) (Entered: 07/21/2005)
07/27/2005	<u>14</u>	ORDER signed by Judge Gregory G. Hollows on 7/26/05. A separate civil action is to opened for plaintiff Michael J. Brodheim. <u>5</u> Amended Complaint filed 5/23/05 is DISMISSED. Clerk directed to send each plaintiff a new form for filing a civil rights action and a new IFP Application. Plaintiffs' <u>6</u> <u>8</u> <u>9</u> <u>13</u> Requests are VACATED as are those of defendants filed on 7/18/02 <u>10</u> <u>11</u> . (Marciel, M) (Entered: 07/27/2005)
07/27/2005		SERVICE BY MAIL: <u>14</u> Order served on plaintiff Richard M. Gilman (w/copy of Amended Complaint and Prisoner Civil Rights packet). (Marciel, M) (Entered: 07/27/2005)
08/04/2005	<u>15</u>	AMENDED COMPLAINT against defendants filed by Richard M. Gilman.(Girgis, C) (Entered: 08/05/2005)
10/27/2005	<u>16</u>	ORDER signed by Judge Gregory G. Hollows on 10/26/05. Dfts Perez, Blonien, and Welch must file their response to 8/4/05 amd cmp within 30 days. Clk is directed to issue and send pla 2 summonses and 6 copies of Consent to Proceed before a US Magistrate form with this order. Clk shall serve upon pla a copy of Local Rules of the Court.(Dotson, B) (Entered: 10/27/2005)
10/27/2005	<u>17</u>	SUMMONS ISSUED as to *Arnold Schwarzenegger* with answer to complaint due within *20* days. Attorney *Richard M. Gilman, C-47508* *California Medical Facility* *PO Box 2500* *Vacaville, CA 95696-2500*. (Dotson, B) (Entered: 10/27/2005)
10/27/2005	<u>18</u>	SUMMONS ISSUED as to *Dennis Kenneally* with answer to complaint due within *20* days. Attorney *Richard M. Gilman, C-47508* *California Medical Facility* *PO Box 2500* *Vacaville, CA 95696-2500*. (Dotson, B) (Entered: 10/27/2005)
10/27/2005		SERVICE BY MAIL: <u>16</u> Order and <u>17</u> , <u>18</u> Issued Summons served on Richard M. Gilman with Local Rules and 6 copies of Consent forms. (Dotson, B) (Entered: 10/27/2005)
11/01/2005	<u>19</u>	REQUEST (entitled motion) for clarification of <u>14</u> Order by Richard M. Gilman. (Caspar, M) (Entered: 11/02/2005)

11/14/2005	<u>20</u>	REQUEST for an extension of time and request of court to direct service of complaint to be effected by USM upon dfts' failure to comply with request for waiver of service by Richard M. Gilman. (Dotson, B) (Entered: 11/15/2005)
11/14/2005	<u>21</u>	DECLINE to PROCEED BEFORE US MAGISTRATE JUDGE by Richard M. Gilman. (Dotson, B) (Entered: 11/15/2005)
11/14/2005	<u>22</u>	CERTIFICATE of SERVICE by Richard M. Gilman of <u>20</u> Request and <u>21</u> Decline of Jurisdiction of US Magistrate Judge. (Dotson, B) (Entered: 11/15/2005)
11/16/2005	<u>23</u>	SUMMONS RETURNED EXECUTED by Richard M. Gilman. Arnold Schwarzenegger and Dennis Kenneally served on 11/5/2005. (Dotson, B) (Entered: 11/17/2005)
11/21/2005	<u>24</u>	ANSWER to AMENDED COMPLAINT by Noreen Blonien, Booker Welch, M. Perez. (Attachments: # <u>1</u> Declaration of Service)(Acquisto, Stephen) (Entered: 11/21/2005)
12/07/2005	<u>25</u>	REQUEST (Motion) for order directing dft's counsel to honor <u>14</u> court's severance of pltf's Gilman from Brodheim by Richard M. Gilman.(Yin, K) (Entered: 12/08/2005)
12/07/2005	<u>26</u>	OBJECTIONS (Motion) to <u>24</u> dft's demand for jury trial by Plaintiff Richard M. Gilman. (Yin, K) (Entered: 12/08/2005)
12/07/2005	<u>27</u>	MOTION for SUMMARY JUDGMENT as to dfts' demand for jury trial by Richard M. Gilman. (Yin, K) (Entered: 12/08/2005)
12/12/2005	<u>28</u>	REQUEST for extension of time for service of summons by Richard M. Gilman. Request for USM-285 forms and costs to serve additional dfts. (Dotson, B) (Entered: 12/13/2005)
12/21/2005	<u>29</u>	REQUEST for 2 USM forms and a schedule of Marshal fees for service by Richard M. Gilman. (Caspar, M) (Entered: 12/22/2005)
01/11/2006	<u>30</u>	MOTION to PROCEED IN FORMA PAUPERIS by Richard M. Gilman. [MAINTAIN ON PAPER] (Dotson, B) (Entered: 01/12/2006)
01/23/2006	<u>31</u>	ORDER signed by Judge Gregory G. Hollows on 1/23/06 DENYING <u>20</u> Request for Order directing service upon dfts Schwarzenegger and Kenneally by USM, and GRANTING <u>20</u> Request for Extension of time to effect service upon dfts Schwarzenegger and Kenneally. Plaintiff must, w/in 60 days, serve process upon defendants Schwarzenegger and Kenneally. Plaintiff must serve dfts w/ a copy of the 10/27/05 order, summons, and 8/4/05 second amended complaint. Plaintiff must also include a copy of this order. The clerk is directed to re-issue and re-send plaintiff, two summons for Schwarzenegger and Kenneally. The clerk shall also send plaintiff one copy of the 8/4/05 second amended complaint, two copies of the Consent and a copy of the order filed on October 27, 2005 with this order.(Donati, J) (Entered: 01/23/2006)
01/23/2006	<u>32</u>	SUMMONS ISSUED as to *Arnold Schwarzenegger* with answer to complaint due within *20* days. Attorney *Richard M. Gilman, C-47508* *California Medical Facility* *PO Box 2500* *Vacaville, CA 95696-2500*. (Donati, J) (Entered: 01/23/2006)
01/23/2006	<u>33</u>	SUMMONS ISSUED as to *Dennis Kenneally* with answer to complaint due within *20* days. Attorney *Richard M. Gilman, C-47508* *California Medical Facility* *PO Box 2500* *Vacaville, CA 95696-2500*. (Donati, J) (Entered: 01/23/2006)
01/23/2006	<u>34</u>	DISCOVERY ORDER signed by Judge Gregory G. Hollows on 1/23/06 ORDERING that discovery in this action be governed by this order and all relevant FRCP and Local Rules.(Donati, J) (Entered: 01/23/2006)
01/23/2006		SERVICE BY MAIL: <u>31</u> Order, <u>32</u> Summons, <u>33</u> Summons, <u>34</u> Discovery Order, <u>16</u> Order, <u>15</u> Amended Complaint, and <u>3</u> Two Consent Forms served on Richard M. Gilman (Donati, J) (Entered: 01/23/2006)
03/01/2006	<u>35</u>	REQUEST (motion) for court to direct service by USM upon dfts' failure to comply with request for waiver of service by Richard M. Gilman. Delaration of Richard M. Gilman. (Dotson, B) (Entered: 03/02/2006)

03/03/2006	<u>36</u>	FIRST REQUEST for production of documents from dft Welch by Richard M. Gilman (Attachments: # <u>1</u> first req for production of documents from dft Perez # <u>2</u> first set of interrogatories)(Reader, L) (Entered: 03/06/2006)
03/08/2006	<u>37</u>	MOTION to SUBSTITUTE PARTY due to resignation by Richard M. Gilman. (Caspar, M) (Entered: 03/09/2006)
03/23/2006	<u>38</u>	ORDER signed by Judge Gregory G. Hollows on 3/22/06. <u>36</u> Discovery requests filed by Richard M. Gilman will be placed in the file and disregarded.(Dotson, B) (Entered: 03/23/2006)
03/23/2006		SERVICE BY MAIL: <u>38</u> Order served on Richard M. Gilman (Dotson, B) (Entered: 03/23/2006)
04/04/2006	<u>39</u>	MOTION for SUMMARY JUDGMENT ; <i>Supporting Memorandum of Points and Authorities and Notice</i> by Noreen Blonien, Booker Welch, M. Perez. (Acquisto, Stephen) Modified on 5/7/2007 (Donati, J). (Entered: 04/04/2006)
04/04/2006	<u>40</u>	STATEMENT of Undisputed Facts by Defendants Noreen Blonien, Booker Welch, M. Perez re <u>39</u> MOTION for SUMMARY JUDGMENT ; <i>Supporting Memorandum of Points and Authorities and Notice</i> . (Attachments: # <u>1</u> Declaration of Tom Remy)(Acquisto, Stephen) (Entered: 04/04/2006)
04/05/2006	<u>41</u>	MOTION for PROTECTIVE ORDER ; <i>Memorandum of Points and Authorities and Notice</i> by Noreen Blonien, Booker Welch, M. Perez. (Attachments: # <u>1</u> Exhibit A,B,C)(Acquisto, Stephen) (Entered: 04/05/2006)
04/17/2006	<u>42</u>	MOTION for EXTENSION of time to file oppositions to defendants' <u>39</u> motion for summary judgment and defendants' <u>41</u> motion for protective order staying discovery by Richard M. Gilman. (Caspar, M) (Entered: 04/18/2006)
04/24/2006	<u>43</u>	RESPONSE (Declaration) in OPPOSITION to <u>39</u> Motion for Summary Judgment. (Yin, K) (Entered: 04/25/2006)
04/24/2006	<u>44</u>	ITEMIZED RESPONSE by Richard M. Gilman to dfts' <u>40</u> Statement of Undisputed Facts. (Yin, K) (Entered: 04/25/2006)
04/24/2006	<u>45</u>	STATEMENT of Disputed Facts by Plaintiff Richard M. Gilman. (Yin, K) (Entered: 04/25/2006)
04/24/2006	<u>46</u>	RESPONSE in OPPOSITION to <u>41</u> Motion for Protective Order by pltf. (Yin, K) (Entered: 04/25/2006)
05/01/2006	<u>47</u>	LETTER Advising Court of Documents Received from Plaintiff by Defendant which were not Filed at Court by M. Perez (Acquisto, Stephen) Modified on 5/3/2006 (Caspar, M). (Entered: 05/01/2006)
05/04/2006	<u>48</u>	ORDER signed by Judge Gregory G. Hollows on 5/3/06 ORDERING that plaintiff's <u>30</u> request to proceed IFP is GRANTED, but no filing fee is due, plaintiff having paid in full; service is appropriate as yet unserved defendants: Gov. Arnold Schwarzenegger and Dennis Kenneally; clerk shall send plaintiff 2 USM forms, one summons, and instruction sheet and a copy of the 8/4/05 second amended complaint and the notice of submission of documents to be completed and returned within 30 days from the date of this order. (Caspar, M) Modified on 5/4/2006 (Caspar, M). (Entered: 05/04/2006)
05/04/2006	<u>49</u>	ORDER signed by Judge Gregory G. Hollows on 5/3/06 ORDERING that defendants' 4/5/06 <u>41</u> motion for a protective order staying discovery as to defendants Perez and Welch is GRANTED, subject to a showing by plaintiff within 20 days of the filed date of this order; plaintiff's 4/17/06 <u>42</u> motion for an extension of time to file his opposition to the 4/4/06 <u>39</u> motion for summary judgment is GRANTED and plaintiff must file his opposition within 30 days of the filed date of this order; any reply to plaintiff's opposition will be due within 7 days of the filing and service dates. (Caspar, M) (Entered: 05/04/2006)
05/04/2006		SERVICE BY MAIL: <u>48</u> and <u>49</u> Orders, 2 USM forms, an instruction sheet, summons and a copy of the 8/4/04 <u>15</u> second amended complaint served on Richard M. Gilman. (Caspar, M) (Entered: 05/04/2006)

05/10/2006	<u>50</u>	LETTER from plaintiff Richard M. Gilman in response to Deputy Attorney General Acquisto's correspondence. (Marciel, M) (Entered: 05/11/2006)
05/11/2006	<u>51</u>	NOTICE of SUBMISSION of DOCUMENTS: 1 completed summons, 2 completed USM forms and 3 copies of the 8/4/05 second amended complaint by Richard M. Gilman (Caspar, M) (Entered: 05/12/2006)
05/12/2006	<u>52</u>	OPPOSITION to defendants' 4/4/06 <u>39</u> motion for summary judgment(Caspar, M) (Entered: 05/15/2006)
05/12/2006	<u>53</u>	DECLARATION of Richard M. Gilman in SUPPORT OF <u>52</u> opposition to defendants' <u>39</u> motion of summary judgment. (Caspar, M) (Entered: 05/15/2006)
05/12/2006	<u>54</u>	NOTICE of SUBMISSION of DOCUMENTS by Richard M. Gilman in response to <u>48</u> Order. (Caspar, M) (Entered: 05/15/2006)
05/12/2006	<u>55</u>	MEMORANDUM in SUPPORT OF plaintiff's opposition to defendants' <u>39</u> motion for summary judgment by Richard M. Gilman. (Caspar, M) (Entered: 05/15/2006)
05/22/2006	<u>56</u>	REPLY BRIEF in Support of <u>39</u> Motion for Summary Judgment by Noreen Blonien, Booker Welch, M. Perez. (Acquisto, Stephen) Modified on 5/23/2006 (Donati, J). (Entered: 05/22/2006)
06/02/2006	<u>57</u>	REQUEST (Motion) to Strike Parts of Defendants' Reply Brief by Richard M. Gilman. (Donati, J) (Entered: 06/05/2006)
06/15/2006	<u>58</u>	REQUEST for ( entitled "Motion" ) for Leave to supplement his Opposition to dfts' Motion for Summary Judgment by pltf Richard M. Gilman. (Marciel, M) (Entered: 06/16/2006)
06/15/2006	<u>59</u>	DECLARATION of Michael Brodheim in SUPPORT OF <u>58</u> Supplement to Opposition to dfts' Motion for Summary Judgment. (Marciel, M) (Entered: 06/16/2006)
06/23/2006	<u>60</u>	ORDER AND ORDER DIRECTING SERVICE BY THE USM without prepayment of costs signed by Judge Gregory G. Hollows on 6/23/06. The Clerk is directed to fwd the instructions for service of process, the completed summons, copies of the 8/4/05 second amended complaint and copies of this order to the USM. Within 10 days from the date of this order, the USM is directed to notify dfts Gov. Arnold Schwarzenegger and Dennis Kenneally of this action. Dfts shall reply to the 8/4/05 second amended complaint within the time provided by the applicable provisions of FRCP 12(a). The Clerk shall serve pltf w/a copy of the lr's of court. (Kastilahn, A) (Entered: 06/23/2006)
06/23/2006		SERVICE BY MAIL: <u>60</u> Order served on Richard M. Gilman w/copy of lr's. Served USM <u>60</u> order and attachments. (Kastilahn, A) (Entered: 06/23/2006)
07/26/2006	<u>61</u>	ORDER signed by Judge Gregory G. Hollows on 7/25/06 ORDERING that pltf's <u>27</u> "motion for summary judgment" is DISREGARDED as such, and construed, instead, as a motion to strike the jury trial demand from the answer of dfts Blonien, Perez and Welch; as construed, pltf's motion is GRANTED and dfts' demand for a jury trial is STRICKEN from their answer; pltf's <u>37</u> motion to substitute a party is GRANTED, Susan Fisher added, M. Perez terminated. Motions terminated.(Yin, K) (Entered: 07/26/2006)
07/26/2006		SERVICE BY MAIL: <u>61</u> Order served on Richard M. Gilman. (Yin, K) (Entered: 07/26/2006)
09/14/2006	<u>62</u>	NOTICE of apparent non-service by USM from plaintiff Richard M. Gilman. (Marciel, M) (Entered: 09/15/2006)
09/18/2006	<u>63</u>	<i>Defendants'</i> ANSWER to AMENDED COMPLAINT by Arnold Schwarzenegger, Dennis Kenneally. Attorney Acquisto, Stephen added. (Attachments: # <u>1</u> Declaration of Service)(Acquisto, Stephen) (Entered: 09/18/2006)
10/02/2006	<u>64</u>	WAIVER of SERVICE returned EXECUTED as to defendants Dennis Kenneally, Arnold Schwarzenegger waiver sent on 9/18/2006, answer due 11/17/2006. (Marciel, M) (Entered: 10/03/2006)



01/23/2007	<u>65</u>	SCHEDULING ORDER signed by Judge Gregory G. Hollows on 1/23/07 ORDERING: Discovery due by 4/20/2007. All Pretrial Motions due by 6/8/2007. Plaintiff's Pretrial Statement due by 9/7/07. Defendant's Pretrial Statement due by 9/21/07. Pretrial Conference is set for 9/28/07, before the magistrate judge. The pretrial conference shall be conducted on the file only, without appearance by either party. Jury Trial set for 12/11/2007 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Donati, J) (Entered: 01/23/2007)
01/23/2007		SERVICE BY MAIL: <u>65</u> Scheduling Order served on Richard M. Gilman (Donati, J) (Entered: 01/23/2007)
01/30/2007	<u>66</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 1/29/07. Plaintiff's Motion for Continuance of defendants' <u>39</u> MOTION for SUMMARY JUDGMENT is GRANTED and the stay of plaintiff's discovery requests upon defendants Fisher and Welch is LIFTED. Defendants' Motion for Summary Judgment is VACATED from Court's calendar. Defendants Fisher and Welch directed to produce plaintiff, w/in 30 days, only the specific pages of decision portion of parole consideration hearing. Clerk to note in docket that case caption of matter be modified and "Gilman v Perez, et al".(Marciel, M) Modified on 3/28/2007 (Marciel, M). (Entered: 01/30/2007)
01/30/2007		SERVICE BY MAIL: <u>66</u> Order served on plaintiff Richard M. Gilman. (Marciel, M) (Entered: 01/30/2007)
02/13/2007	<u>67</u>	REQUEST for RECONSIDERATION and to STAY Discovery by Board of Parole Hearings, Noreen Blonien, Susan Fisher, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally re <u>66</u> Order. Attorney Acquisto, Stephen added. (Attachments: # <u>1</u> Declaration of Service)(Acquisto, Stephen) Modified on 2/14/2007 (Donati, J). (Entered: 02/13/2007)
02/16/2007	<u>68</u>	MOTION by Richard M. Gilman requesting Clarification as to status of court's 5/4/06 protective order with respect to discovery. (Donati, J) (Entered: 02/20/2007)
02/23/2007	<u>69</u>	REQUEST by plaintiff Richard M. Gilman for Extension to file an Opposition to defendants' <u>67</u> Request for Reconsideration. (Marciel, M) (Entered: 02/26/2007)
03/07/2007	<u>70</u>	ORDER signed by Judge Lawrence K. Karlton on 3/6/07 ORDERING that, upon reconsideration, the order of the magistrate judge filed 1/30/07 <u>66</u> is AFFIRMED and Dfts' 2/13/07 motion for a stay of discovery <u>67</u> is DENIED. (Engbretson, K.) (Entered: 03/07/2007)
03/07/2007		SERVICE BY MAIL: <u>70</u> Order served on Richard M. Gilman. (Engbretson, K.) (Entered: 03/07/2007)
03/27/2007	<u>71</u>	MOTION for PROTECTIVE ORDER <i>And REQUEST for Additional Time to Comply with Court's January 30, 2007 Order</i> by Noreen Blonien, Susan Fisher, L Dininni, Jones Moore, Booker Welch, Board of Parole Hearings, Arnold Schwarzenegger, Dennis Kenneally. (Attachments: # <u>1</u> Declaration # <u>2</u> Declaration of Service)(Acquisto, Stephen) Modified on 3/28/2007 (Donati, J). (Entered: 03/27/2007)
03/27/2007	<u>72</u>	PROPOSED ORDER re <u>71</u> Motion for Protective Order and Request for Additional Time. (Acquisto, Stephen) Modified on 3/28/2007 (Donati, J). (Entered: 03/27/2007)
03/28/2007	<u>73</u>	EX PARTE APPLICATION by dfts for an Order Shortening Time on <u>41</u> Dfts' Motion for Protective Order and Additional Time; Supporting Declaration of Counsel. (Attachments: # <u>1</u> Declaration of Service)(Acquisto, Stephen) Modified on 3/29/2007 (Yin, K). (Entered: 03/28/2007)
03/28/2007	<u>74</u>	ORDER signed by Judge Gregory G. Hollows on 3/28/07 ORDERING that <u>73</u> Ex Parte Application is DISREGARDED as Moot and Clarifying the Protective order re: <u>68</u> Motion to Clarify. (Donati, J) (Entered: 03/28/2007)
03/28/2007		SERVICE BY MAIL: <u>74</u> Order served on Richard M. Gilman (Donati, J) (Entered: 03/28/2007)
03/30/2007	<u>75</u>	MOTION to COMPEL DISCOVERY by Richard M. Gilman. (Yin, K) (Entered: 04/02/2007)
03/30/2007	<u>76</u>	MOTION for SANCTIONS and for order compelling production by Richard M. Gilman. (Yin, K) (Entered: 04/02/2007)

03/30/2007	<u>77</u>	DECLARATION (Certification) of pltf Richard M. Gilman. (Yin, K) Modified on 4/2/2007 (Yin, K). (Entered: 04/02/2007)
03/30/2007	<u>78</u>	EXHIBITS A–C by Richard M. Gilman. (Yin, K) (Entered: 04/02/2007)
04/05/2007	<u>79</u>	REQUEST for Clarification re: telephone conference call by Richard M. Gilman. (Donati, J) (Entered: 04/06/2007)
04/06/2007	<u>80</u>	ORDER signed by Judge Gregory G. Hollows on 4/6/07 ORDERING that defendants will produce only the specific pages of the decision portion of parole consideration hearing transcripts. Defense counsel has agreed that any argument that this production does not constitute a sufficient representative sample is waived. Defendants must produce and make available to plaintiff the transcripts, as set forth in this order, within 30 days of the filed date of this order. Upon service of the transcripts and re–notice of the summary judgment motion, plaintiff will have 30 days to review the production and to file an opposition or supplemental opposition. Transcripts will be stored in a secure location at the prison, preferably in the senior librarian's office in the prison law library. Plaintiff will have full access to the transcripts, but he will only have access while he is in the prison law library. The defendants are to ascertain that plaintiff is GRANTED the most latitude possible to be in the law library to review the records. Defendants will have 15 days, following service of any supplemental opposition by plaintiff to their dispositive motion, to file a reply. Re <u>71</u> Motion for Protective Order, <u>75</u> Motion to Compel Discovery and <u>76</u> Motion for Sanctions. (Donati, J) Modified on 2/26/2008 (Donati, J). (Entered: 04/06/2007)
04/06/2007		SERVICE BY MAIL: <u>80</u> Order served on Richard M. Gilman (Donati, J) (Entered: 04/06/2007)
04/10/2007	<u>81</u>	NOTICE of Dag Acquisto's communication with pltf following telephone conference call with court on the morning of 04/05/07 by Richard M. Gilman. (Manzer, C) (Entered: 04/11/2007)
04/13/2007	<u>82</u>	REQUEST (Motion) to Determine Sufficiency of Objections for by Richard M. Gilman. (Donati, J) (Entered: 04/16/2007)
04/23/2007	<u>83</u>	MOTION to COMPEL Discovery by Richard M. Gilman. (Donati, J) (Entered: 04/24/2007)
04/25/2007	<u>84</u>	MOTION to COMPEL Discovery by Richard M. Gilman. (Yin, K) (Entered: 04/26/2007)
05/04/2007	<u>85</u>	RE–NOTICE of <u>39</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Declaration of Service)(Acquisto, Stephen) Modified on 5/7/2007 (Donati, J). (Entered: 05/04/2007)
05/25/2007	<u>86</u>	DESIGNATION of COUNSEL FOR SERVICE. Added attorney Phillip L. Arthur and Phillip L. Arthur for Noreen Blonien and Susan Fisher, attorney Stephen Acquisto terminated (Attachments: # <u>1</u> Declaration of Service)(Arthur, Phillip) (Entered: 05/25/2007)
05/25/2007	<u>87</u>	JOINDER in Re–Noticed Motion for Summary Judgment by Noreen Blonien, Susan Fisher, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally. (Attachments: # <u>1</u> Declaration of Service)(Arthur, Phillip) Modified on 5/29/2007 (Manzer, C). (Entered: 05/25/2007)
05/30/2007	<u>88</u>	MEMORANDUM/RESPONSE in OPPOSITION to <u>83</u> and <u>84</u> motions to compel. Attorney Arthur, Phillip L. added. (Attachments: # <u>1</u> Declaration of Service)(Arthur, Phillip) Modified on 5/31/2007 (Manzer, C). (Entered: 05/30/2007)
06/06/2007	<u>89</u>	REQUEST for Postponement of Consideration of dfts' motion for summary judgment until dfts turn specific information over to plaintiff by Richard M. Gilman. (Duong, D) (Entered: 06/07/2007)
06/06/2007	<u>90</u>	AFFIDAVIT in support of <u>89</u> Request for Postponment of Consideration of dfts' motion for summary judgment by Richard M. Gilman. (Duong, D) (Entered: 06/07/2007)
06/06/2007	<u>91</u>	REQUEST for Extension of time to submit plt's Supplemental Opposition to dfts' Re–Noticed Motion for Summary Judgment <u>85</u> by Richard M. Gilman (Attachments: # <u>1</u> Declaration of Richard M. Gilman)(Duong, D) (Entered: 06/07/2007)

06/07/2007	<u>92</u>	MOTION for SUMMARY JUDGMENT ; <i>Memorandum of Points and Authorities in Support Thereof</i> by Noreen Blonien, Susan Fisher, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally. (Attachments: # <u>1</u> Declaration of Service)(Arthur, Phillip) (Entered: 06/07/2007)
06/07/2007	<u>93</u>	STATEMENT of Undisputed Facts by Defendants Noreen Blonien, Susan Fisher, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally re <u>92</u> MOTION for SUMMARY JUDGMENT ; <i>Memorandum of Points and Authorities in Support Thereof</i> . (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Declaration of Service)(Arthur, Phillip) (Entered: 06/07/2007)
06/12/2007	<u>94</u>	REPLY to RESPONSE to MOTION by plaintiff re <u>83</u> <u>84</u> MOTIONS to COMPEL. (Cayo, A) (Entered: 06/13/2007)
06/12/2007	<u>95</u>	MOTION for EXTENSION of time to file a motion for summary judgment by Michael J. Brodheim. (Anderson, J) (Entered: 06/13/2007)
06/19/2007	<u>96</u>	ORDER signed by Judge Gregory G. Hollows on 6/19/07 re <u>95</u> MOTION for EXTENSION of time is DENIED as MOOT. Plaintiff to file his supplemental opposition and cross-motion for summary judgment on or before July 9, 2007. (Cayo, A) (Entered: 06/19/2007)
06/19/2007		SERVICE BY MAIL: <u>96</u> Order served on Richard M. Gilman (Cayo, A) (Entered: 06/19/2007)
06/21/2007	<u>97</u>	MOTION for EXTENSION of time to file opposition to <u>92</u> MOTION for SUMMARY JUDGMENT by Richard M. Gilman. (Anderson, J) Modified on 6/22/2007 (Anderson, J). (Entered: 06/22/2007)
06/29/2007	<u>98</u>	ORDER granting <u>97</u> Motion for Extension signed by Judge Gregory G. Hollows on 6/29/07. Pltf shall file his supplemental opposition and cross-motion for summary judgment on or before 7/30/07. (Kastilahn, A) (Entered: 06/29/2007)
06/29/2007		SERVICE BY MAIL: <u>98</u> Order served on Richard M. Gilman. (Kastilahn, A) (Entered: 06/29/2007)
07/30/2007	<u>99</u>	OPPOSITION by plt to dft's <u>92</u> MOTION for SUMMARY JUDGMENT. (Attachments: # <u>1</u> Supplemental Opposition# <u>2</u> Declaration of Richard Gilman# <u>3</u> Declaration of Richard M. Gilman# <u>4</u> Itemized Response to dft's Statement of Undisputed Facts)(Duong, D) Additional attachment(s) added on 8/3/2007 (Carlos, K). Additional attachment(s) added on 8/9/2007 (Carlos, K). (Entered: 07/31/2007)
07/30/2007	<u>100</u>	REQUEST (entitled MOTION) for Postponement of consideration of dft Schwarzenegger's motion for summary judgment <u>92</u> by Richard M. Gilman (Duong, D) (Entered: 07/31/2007)
07/30/2007	<u>101</u>	MOTION for SUMMARY JUDGMENT by Richard M. Gilman. (Duong, D) (Entered: 07/31/2007)
07/30/2007	<u>102</u>	STATEMENT of Undisputed Facts by plt Richard M. Gilman re <u>101</u> MOTION for SUMMARY JUDGMENT. (Attachments: # <u>1</u> Declaration of Richard M. Gilman# <u>2</u> List of Exhibits 1 – 52 Maintained on Paper)(Duong, D) (Entered: 07/31/2007)
07/30/2007	<u>103</u>	EXHIBITS 53 – 64 by Richard M. Gilman re <u>101</u> MOTION for SUMMARY JUDGMENT. (Attachments: # <u>1</u> Exhibits 65 – 75# <u>2</u> Exhibits 76– 77# <u>3</u> Exhibits 78 – 85)(Duong, D) Modified on 8/1/2007 (Duong, D). (Entered: 07/31/2007)
08/03/2007	<u>104</u>	REPLY TO OPPOSITION to <u>92</u> dfts motion for summary judgment (Arthur, Phillip) Modified on 8/7/2007 (Becknal, R). Modified on 9/4/2007 (Davis, D). (Entered: 08/03/2007)
08/03/2007	<u>105</u>	REPLY BRIEF IN SUPPORT OF dfts renoticed <u>101</u> motion for summary judgment (Arthur, Phillip) Modified on 8/7/2007 (Becknal, R). (Entered: 08/03/2007)
08/06/2007	<u>106</u>	MOTION TO VACATE Pretrial and Trial Dates; by dfts. (Attachments: # <u>1</u> Svc by Mail) (Arthur, Phillip) Modified on 8/7/2007 (Marciel, M). Modified on 8/7/2007 (Becknal, R). (Entered: 08/06/2007)



08/10/2007	<u>107</u>	REQUEST for copies by Richard M. Gilman of Pltf's Statement of Undisputed Facts" [Response Sent: "The Clerks's Office does not provide copies of documents to parties"]. (Reader, L) (Entered: 08/13/2007)
08/13/2007	<u>108</u>	RESPONSE in OPPOSITION re <u>106</u> MOTION to VACATE pretrial and trial dates (Anderson, J) (Entered: 08/14/2007)
08/14/2007	<u>109</u>	ORDER signed by Judge Gregory G. Hollows on 8/13/2007 ORDERING <u>106</u> Dfts 8/6/2007 Motion to Vacate the 9/28/2007 Pretrial Conference and 12/11/2007 trial dates set in the 1/23/2007 Scheduling order is GRANTED <u>65</u> . The dates for the pretrial conference, for filing pretrial statements, and for a jury trial will be re-set, if appropriate, upon adjudication of the pending dispositive motions. (Reader, L) (Entered: 08/14/2007)
08/14/2007		SERVICE BY MAIL: <u>109</u> Order on Motion to Vacate, served on Richard M. Gilman (Reader, L) (Entered: 08/14/2007)
08/14/2007	<u>110</u>	OPPOSITION by Defendant Arnold Schwarzenegger to <u>100</u> Request. <i>for Postponement of Consideration of Schwarzenegger's Motion for Summary Judgment</i> (Attachments: # <u>1</u> Declaration of service by mail)(Arthur, Phillip) (Entered: 08/14/2007)
08/20/2007	<u>111</u>	MEMORANDUM/RESPONSE in OPPOSITION re <u>101</u> MOTION for SUMMARY JUDGMENT. (Attachments: # <u>1</u> Declaration of Service)(Arthur, Phillip) (Entered: 08/20/2007)
08/20/2007	<u>112</u>	STATEMENT of Disputed and Undisputed Facts by Defendants Noreen Blonien, Susan Fisher, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally re <u>102</u> Statement – R. (Attachments: # <u>1</u> Declaration of Service)(Arthur, Phillip) (Entered: 08/20/2007)
08/23/2007	<u>113</u>	REQUEST by Richard M. Gilman for reconsideration by the district court of magistrate judge's ruling. (Kastilahn, A) (Entered: 08/24/2007)
08/27/2007	<u>114</u>	REQUEST by plaintiff Richard M. Gilman for Extension of Time to submit Reply to Opposition for Motion requesting postponement of consideration. (Marciel, M) (Entered: 08/28/2007)
08/31/2007	<u>115</u>	MOTION for 30 day EXTENSION OF TIME by plf to file reply to <u>111</u> Dft's Opposition to Summary Judgment. (Benson, A) (Entered: 09/04/2007)
09/05/2007	<u>116</u>	ORDER signed by Judge Gregory G. Hollows on 9/5/07 partially GRANTING <u>114</u> Request for extension of time. Plaintiff is GRANTED 20 days from this date of this order to file his reply. There will be no further extension. (Anderson, J) (Entered: 09/05/2007)
09/05/2007		SERVICE BY MAIL: <u>116</u> Order served on Richard M. Gilman (Anderson, J) (Entered: 09/05/2007)
09/12/2007	<u>117</u>	ORDER signed by Judge Lawrence K. Karlton on 09/11/07 ORDERING that upon reconsideration, <u>109</u> Order by Magistrate Judge is AFFIRMED. (Benson, A) (Entered: 09/12/2007)
09/12/2007		SERVICE BY MAIL: <u>117</u> Order served on Richard M. Gilman (Benson, A) (Entered: 09/12/2007)
09/12/2007	<u>118</u>	MOTION to APPOINT COUNSEL by Richard M. Gilman. (Attachments: # <u>1</u> Declaration)(Reader, L) (Entered: 09/13/2007)
09/14/2007	<u>119</u>	REPLY to RESPONSE to MOTION re <u>97</u> MOTION for EXTENSION opposition re <u>92</u> MOTION for SUMMARY JUDGMENT. (Kaminski, H) (Entered: 09/17/2007)
09/20/2007	<u>120</u>	ORDER signed by Judge Gregory G. Hollows on 9/20/07 DENYING <u>118</u> MOTION to APPOINT COUNSEL. (Anderson, J) (Entered: 09/20/2007)
09/20/2007		SERVICE BY MAIL: <u>120</u> Order, served on Richard M. Gilman (Anderson, J) (Entered: 09/20/2007)
10/01/2007	<u>121</u>	REPLY to Dfts' RESPONSE to MOTION re <u>101</u> MOTION for SUMMARY JUDGMENT. (Kastilahn, A) (Entered: 10/04/2007)

10/30/2007	<u>122</u>	REQUEST for judicial notice by Richard M. Gilman. (Kastilahn, A) (Entered: 10/31/2007)
01/17/2008	<u>123</u>	NOTICE of Citation of Supplemental Authority; Request for Judicial Notice by Richard M. Gilman. (Anderson, J) (Entered: 01/18/2008)
03/07/2008	<u>124</u>	ORDER and FINDINGS and RECOMMENDATIONS signed by Magistrate Judge Gregory G. Hollows on 3/7/08 ORDERING that plaintiff's <u>115</u> motion for a thirty-day extension of timeto file a reply to defendants' opposition to plaintiff's (cross-) motion for summary judgment is DISREGARDED in light of the court's recommendation that the cross-motion be denied. Plaintiff's <u>89</u> motion, for a continuance of the renoticed motion for summary judgment brought by defendants Blonien, Fisher, Welch and Kenneally is DENIED. Plaintiff's <u>82</u> "motion to determine sufficiency of objections," construed as a motion to compel discovery, is DENIED as moot. Plaintiff's <u>83</u> motion to compel discovery, filed on April 23, 2007 is DENIED. Plaintiff's <u>84</u> motion to compel discovery is DENIED as moot. It is RECOMMENDED that the <u>39</u> motion for summary judgment, filed on April 4, 2006, and renoticed on May 4, 2007 <u>85</u> by defendants Blonien, Welch and Perez (now Fisher), in which defendant Kenneally joined on May 25, 2007 <u>87</u> be denied. Defendant Schwarzenegger's <u>92</u> motion for summary judgment, filed on June 7,2007, be denied. Plaintiff's <u>101</u> (cross-) motion for summary judgment be denied. This matter be set for a bench trial. Objections due within 20 days after being served with these findings and recommendations. Any reply to the objections due within ten days after service of the objections. (Duong, D) Modified on 3/11/2008 (Duong, D). (Entered: 03/07/2008)
03/07/2008		SERVICE BY MAIL: <u>124</u> Order and Findings and Recommendations served on Richard M. Gilman. (Duong, D) (Entered: 03/07/2008)
03/19/2008	<u>125</u>	OBJECTIONS to FINDINGS and RECOMMENDATIONS <u>124</u> by Defendants Noreen Blonien, Susan Fisher, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally. [ <i>Objections to Magistrate Judge's Findings and Recommendations</i> ] (Arthur, Phillip) (Entered: 03/19/2008)
03/31/2008	<u>126</u>	ORDER ADOPTING in FULL <u>124</u> FINDINGS and RECOMMENDATIONS, signed by Senior Judge Lawrence K. Karlton on 3/31/08. Motion <u>39</u> for summary judgment filed on 4/4/06 and renoticed on 5/4/07 <u>85</u> by dfts Blonien, Welch and Perez (now Fisher), in which dft Kenneally joined on 5/25/07 <u>87</u> is DENIED. Dft Schwarzenegger's motion <u>92</u> for summary judgment is DENIED. Pltff's cross-motion <u>101</u> for summary judgment is DENIED. This matter will be set for bench trial. (Kastilahn, A) (Entered: 03/31/2008)
03/31/2008		SERVICE BY MAIL: <u>126</u> Order Adopting Findings and Recommendations served on Richard M. Gilman. (Kastilahn, A) (Entered: 03/31/2008)
04/03/2008	<u>127</u>	FURTHER SCHEDULING ORDER signed by Magistrate Judge Gregory G. Hollows on 4/3/08. Plaintiff shall file and serve his Pretrial Statement and any Motions necessary to obtain attendance of witnesses on or before 6/6/08. Defendants shall file their Pretrial Statement or or before 6/20/08. Pretrial Conference set for 6/27/08 before Magistrate Judge Hollows and shall be conducted on file ONLY. The dates for Trial Confirmation Hearing and Bench Trial will be set in Pretrial Order. (Marciel, M) (Entered: 04/03/2008)
04/03/2008		SERVICE BY MAIL: <u>127</u> Further Scheduling Order served on plaintiff Richard M. Gilman. (Marciel, M) (Entered: 04/03/2008)
04/07/2008	<u>128</u>	REPLY to defendants' <u>125</u> Objections to Findings and Recommendations by Richard M. Gilman. (Becknal, R) (Entered: 04/08/2008)
05/07/2008	<u>129</u>	REQUEST for <i>for Substitution of Parties</i> by Noreen Blonien, Susan Fisher, Booker Welch, Arnold Schwarzenegger, Dennis Kenneally. (Attachments: # <u>1</u> Proposed Order)(Arthur, Phillip) Modified on 5/8/2008 (Anderson, J). (Entered: 05/07/2008)
05/16/2008	<u>130</u>	REQUEST for clarification as to <u>127</u> Order by Richard M. Gilman. (Becknal, R) (Entered: 05/19/2008)
05/22/2008	<u>131</u>	PLAINTIFF'S RESPONSE to defendants' <u>129</u> Request for party substitution by Richard M. Gilman. (Becknal, R) (Entered: 05/23/2008)

05/27/2008	<u>132</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 5/27/2008 re <u>130</u> Request for Clarification filed by Richard M. Gilman.(Matson, R) (Entered: 05/27/2008)
05/27/2008		SERVICE BY MAIL: <u>132</u> Order served on Richard M. Gilman. (Matson, R) (Entered: 05/27/2008)
05/30/2008	<u>133</u>	MOTION to APPOINT COUNSEL by Richard M. Gilman. Attorney White, Carter Capps added. (Attachments: # <u>1</u> Declaration of Carter C. White # <u>2</u> Proposed Order) (White, Carter) Modified on 6/9/2008 (Marciel, M). (Entered: 05/30/2008)
06/02/2008	<u>134</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 06/02/08 GRANTING <u>133</u> Motion to Appoint Counsel; Appointed Carter C. White and David M. Porter for Richard M. Gilman; the Clerk shall make available to counsel a copy of the file; counsel shall submit all deposition transcript costs for payment; the court's 04/03/08 <u>127</u> further scheduling order, including the requirements for filing pretrial orders, is VACATED. Status Conference set for 6/12/2008 at 10:00 AM in Courtroom 24 (GGH) before Magistrate Judge Gregory G. Hollows.(Manzer, C) (Entered: 06/02/2008)
06/06/2008	<u>135</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 6/3/08 ORDERING that M. Hochino take the place of Dft Kenneally and J. Davis take the place of Dft Fisher. Dfts Kenneally and Fisher are hereby DISMISSED from this action. (Engbretson, K.) (Entered: 06/06/2008)
06/11/2008	<u>136</u>	DESIGNATION of COUNSEL FOR SERVICE. Attorneys Jennifer Anne Neill and Phillip L. Arthur added as counsel for defendants for Noreen Blonien, Booker Welch, Arnold Schwarzenegger, M. Hochino, and J. Davis. (Arthur, Phillip) Modified on 6/12/2008 (Marciel, M). (Entered: 06/11/2008)
06/12/2008	<u>137</u>	MINUTES (Text Only) for proceedings held before Magistrate Judge Gregory G. Hollows: STATUS CONFERENCE held on 6/12/2008. The court is reluctant to start this case from the beginning but, will allow the Amended Complaint to be filed, if he is to remain in charge of this case. The Court further explains, he is not certain of his role and him or Judge Karlton will issue an order once it has been determined who the case is before. Plaintiffs Counsel Carter White present. Defendants Counsel Jennifer A. Neill and Phillip Arthur present. Court Reporter/CD Number: 1 of 1. (Callen, V) (Entered: 06/12/2008)
06/20/2008	<u>138</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 6/20/08 ORDERING that if plaintiff elects to proceed upon an amended complaint, plaintiff must file a third amended complaint within thirty days. Should plaintiff name additional defendants, as plaintiffs counsel anticipates, counsel is responsible for serving the third amended complaint upon any newly named defendants.(Kastilahn, A) (Entered: 06/20/2008)
07/18/2008	<u>139</u>	STIPULATION and PROPOSED ORDER extending time for plaintiff to file Third Amended Complaint by Richard M. Gilman. (White, Carter) Modified on 7/23/2008 (Marciel, M). (Entered: 07/18/2008)
07/22/2008	<u>140</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 7/21/08 GRANTING plaintiff 60 days, up to and including 9/22/08 to file a third amended complaint.(Becknal, R) (Entered: 07/22/2008)
09/22/2008	<u>141</u>	STIPULATION and PROPOSED ORDER extending time for Plaintiff to file third amended complaint by Richard M. Gilman. (White, Carter) (Entered: 09/22/2008)
09/25/2008	<u>142</u>	STIPULATION and ORDER signed by Magistrate Judge Gregory G. Hollows on 09/25/08 GRANTING pltf an additional 14 days up to and including 10/06/08 to file a third amended complaint. (Manzer, C) (Entered: 09/25/2008)
10/07/2008	<u>143</u>	THIRD AMENDED COMPLAINT against all defendants by Richard M. Gilman.(White, Carter) (Entered: 10/07/2008)
10/08/2008	<u>144</u>	STIPULATION and PROPOSED ORDER to consider Third Amended Complaint as timely filed by Richard M. Gilman. (White, Carter) (Entered: 10/08/2008)
10/10/2008	<u>145</u>	MOTION for Screening and Extension of time to file Responsive Pleading. Attorney Arthur, Phillip L. added. (Attachments: # <u>1</u> Proposed Order)(Arthur, Phillip) Modified on 10/15/2008 (Becknal, R). (Entered: 10/10/2008)

10/16/2008	<u>146</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 10/16/08 ORDERING that dfts' 10/10/08 (# 145) request for the court to screen the third amended complaint is GRANTED. Dfts have 30 days from the date of this order to file a responsive pleading. (Kastilahn, A) (Entered: 10/16/2008)
10/16/2008	<u>147</u>	STIPULATION and ORDER <u>144</u> to consider the third amended complaint as timely filed, signed by Magistrate Judge Gregory G. Hollows on 10/16/08. (Kastilahn, A) (Entered: 10/16/2008)
11/17/2008	<u>148</u>	MOTION for EXTENSION of TIME to FILE ANSWER re <u>143</u> Amended Complaint by Noreen Blonien, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. (Attachments: # <u>1</u> Proposed Order Granting Defs EOT to Respond to Third Amended Complaint)(Arthur, Phillip) Modified on 11/18/2008 (Plummer, M). (Entered: 11/17/2008)
11/20/2008	<u>149</u>	(VACATED pursuant to order #151) ORDER partially granting <u>148</u> Motion for Extension of Time signed by Magistrate Judge Gregory G. Hollows on 11/20/08: Defendants have twenty days from the date of this order to file a responsive pleading. (Kaminski, H) Modified on 12/8/2008 (Becknal, R). (Entered: 11/20/2008)
12/03/2008	<u>150</u>	PROPOSED ORDER / Unopposed Request to Vacate Order of November 20, 2008, by Richard M. Gilman. (Porter, David) (Entered: 12/03/2008)
12/08/2008	<u>151</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 12/8/08 ORDERING the the Court's order filed November 20, 2008 <u>149</u> is VACATED. Plaintiffs shall file their motion for leave and for class certification on or before December 12, 2008. (Becknal, R) (Entered: 12/08/2008)
12/12/2008	<u>152</u>	SUBSTITUTION of ATTORNEY – PROPOSED, submitted by Noreen Blonien, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. (Cassidy, Terence) (Entered: 12/12/2008)
12/12/2008	<u>153</u>	PROPOSED ORDER request for extension of one court day re <u>151</u> Order, by Richard M. Gilman. (Porter, David) (Entered: 12/12/2008)
12/15/2008	<u>154</u>	MOTION to AMEND the COMPLAINT <i>fourth amended/supplemental complaint</i> by Richard M. Gilman. Motion Hearing set for 1/12/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Exhibit lodged fourth amended/supplemental complaint)(Porter, David) (Entered: 12/15/2008)
12/15/2008	<u>155</u>	MOTION to CERTIFY CLASS by Richard M. Gilman. Motion Hearing set for 1/12/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Porter, David) (Entered: 12/15/2008)
12/17/2008	<u>156</u>	ORDER SUBSTITUTING ATTORNEY signed by Magistrate Judge Gregory G. Hollows on 12/17/2008 ORDERING <u>152</u> Attorney Terence John Cassidy for Noreen Blonien, Booker Welch, Arnold Schwarzenegger, M. Hochino and J. Davis, attorney Phillip L. Arthur and Jennifer Anne Neill terminated. (Reader, L) Modified on 12/17/2008 (Reader, L). (Entered: 12/17/2008)
12/19/2008	<u>157</u>	MOTION for PRELIMINARY INJUNCTION by Richard M. Gilman. Motion Hearing set for 1/12/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Exhibit 1)(Porter, David) (Entered: 12/19/2008)
12/23/2008	<u>158</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 12/23/08 ORDERING that the hearings on motions <u>154</u> , <u>155</u> and <u>157</u> are CONTINUED to January 30, 2009 at 10 AM. Oppositions or statements of non-opposition SHALL be filed not later than January 5, 2009. Replies, if any, SHALL be filed not later than January 12, 2009; The referral of discovery to the magistrate judge remains in effect. All law and motion practice shall be set for hearing before the undersigned. The parties shall refer to the case in future filings as No. Civ. 2:05-cv-00830 LKK/GGH, dropping the P designation at the end.(Becknal, R) (Entered: 12/23/2008)
12/23/2008	<u>159</u>	STIPULATION and PROPOSED ORDER for Stipulation and Order to Extend Briefing Schedule for Motions to Amend Complaint, For Class Certification and For Preliminary Injunction by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. Attorney Cassidy, Terence John added. (Cassidy, Terence) (Entered: 12/23/2008)



01/05/2009	<u>160</u>	STIPULATION and ORDER re <u>159</u> signed by Senior Judge Lawrence K. Karlton on 1/5/09. Responses to Motion to Amend Complaint <u>154</u> , Motion for Class Certification <u>155</u> , and Motion for Prelim Injunction <u>157</u> are DUE by 1/9/09. Reply briefs, if any, are DUE by 1/16/09.(Kastilahn, A) (Entered: 01/05/2009)
01/09/2009	<u>161</u>	DESIGNATION of COUNSEL FOR SERVICE to add Monica Knox for Richard M. Gilman. (Knox, Monica) Modified on 1/12/2009 (Matson, R). (Entered: 01/09/2009)
01/09/2009	<u>162</u>	MOTION to STRIKE <i>Defendants' Related Motion/CounterMotion to Strike Third Amended Complaint</i> by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. Motion Hearing set for 1/30/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Cassidy, Terence) (Entered: 01/09/2009)
01/09/2009	<u>163</u>	OPPOSITION by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. <i>Defendants' Opposition to Plaintiffs' Motion for Preliminary Injunction</i> (Cassidy, Terence) (Entered: 01/09/2009)
01/09/2009	<u>164</u>	MOTION to STRIKE <i>Defendants' Motion to Strike Portions of Plaintiffs' Motion for Preliminary Injunction</i> by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. Motion Hearing set for 1/30/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Cassidy, Terence) (Entered: 01/09/2009)
01/09/2009	<u>165</u>	OPPOSITION by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. <i>Defendants' Opposition to Plaintiffs' Motion for Leave to File Fourth Amended/Supplemental Complaint</i> (Cassidy, Terence) (Entered: 01/09/2009)
01/09/2009	<u>166</u>	OPPOSITION by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. <i>Defendants' Opposition to Plaintiffs' Motion for Class Certification</i> (Cassidy, Terence) (Entered: 01/09/2009)
01/09/2009	<u>167</u>	DECLARATION of Declaration of Terence J. Cassidy in Support of Defendants' Oppositions to Plaintiffs' Motions for Leave to File Fourth Amended/Supplemental Complaint, Class Certification, and Preliminary Injunction re <u>166</u> Opposition to Motion, <u>163</u> Opposition to Motion, <u>165</u> Opposition to Motion. (Cassidy, Terence) (Entered: 01/09/2009)
01/15/2009	<u>168</u>	NOTICE of <i>Unavailability of Counsel</i> by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. (Cassidy, Terence) (Entered: 01/15/2009)
01/16/2009	<u>169</u>	REPLY/RESPONSE by Richard M. Gilman re <u>166</u> Opposition to Motion. <i>Plaintiffs' Reply to Opposition to Class Certification</i> (Knox, Monica) (Entered: 01/16/2009)
01/16/2009	<u>170</u>	PLAINTIFF'S OPPOSITION to <u>164</u> to Motion to Strike Portions of Motion for Preliminary Injunction by Richard M. Gilman. (Attachments: # <u>1</u> Declaration of Monica Knox; Transcript 2000 Parole Hrg; Transcript 2002 Parole Hrg, # <u>2</u> Transcript 2003 Parole Hrg; Transcript 2005 Parole Hrg, # <u>3</u> Transcript 2006 Parole Hrg; Transcript 2007 Parole Hrg; CDC/BPH Psychological Evaluations, # <u>4</u> CDC Counselor Reports; District Court & Circuit Court Orders; BOP Terms En Banc Dec of 4/14/04; Governor's Dec Reversing Parole Grant-5/13/04; Governor's Dec Reversing Parole Grant-5/2/08; L.A. Sup Crt Ord; BOP Hrg's Opening Brief on Appeal)(Knox, Monica) Modified on 1/20/2009 (Becknal, R). (Entered: 01/16/2009)
01/16/2009	<u>171</u>	REPLY by Richard M. Gilman to RESPONSE to <u>157</u> Motion for Preliminary Injunction. (Porter, David) Modified on 1/20/2009 (Becknal, R). (Entered: 01/16/2009)
01/16/2009	<u>172</u>	REPLY to Opposition to <u>154</u> Motion for Leave to File Fourth Amended/Supplemental Complaint by Richard M. Gilman . (Porter, David) Modified on 1/20/2009 (Becknal, R). (Entered: 01/16/2009)
01/16/2009	<u>173</u>	OPPOSITION to motion/countermotion <u>162</u> to strike third amended complaint by Richard M. Gilman. (Porter, David) Modified on 1/20/2009 (Becknal, R). (Entered: 01/16/2009)

01/23/2009	<u>174</u>	REPLY by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis to OPPOSITION to <i>Motion to Strike Portions of Motion for Preliminary Injunction</i> <u>162</u> (Cassidy, Terence) Modified on 1/23/2009 (Reader, L). (Entered: 01/23/2009)
01/29/2009	<u>175</u>	CORRECTED <u>154</u> FOURTH AMENDED/SUPPLEMENTAL COMPLAINT by Richard M. Gilman. (Porter, David) Modified on 1/30/2009 (Engbretson, K.). (Entered: 01/29/2009)
01/30/2009	176	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: MOTION HEARING held on 1/30/2009 re <u>154</u> , <u>155</u> , <u>157</u> , <u>162</u> , <u>164</u> . After oral argument, the motions stand SUBMITTED. Court order to follow. Plaintiffs Counsel Carter White, Monica Knox, David Porter, Daniel Sharpe (certified law student) present. Defendants Counsel Terence Cassidy present. Court Reporter: C. Bodene. (Rivas, A) (Entered: 02/02/2009)
02/06/2009	<u>177</u>	TRANSCRIPT of Proceedings held on 1-30-09, before Senior Judge Lawrence K. Karlton, filed by Court Reporter Cathie Bodene, Phone number 916-446-6360 E-mail cbodene@caed.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 2/27/2009. Redacted Transcript Deadline set for 3/9/2009. Release of Transcript Restriction set for 5/7/2009. (Bodene, C) (Entered: 02/06/2009)
02/06/2009	<u>178</u>	SUPPLEMENT by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Arnold Schwarzenegger, M. Hochino, J. Davis. <i>Supplemental Evidence in Support of Opposition to Motion for Preliminary Injunction</i> (Cassidy, Terence) (Entered: 02/06/2009)
02/09/2009	<u>179</u>	REQUEST for to <i>File Plaintiffs' Reply to Defendants' Supplemental Evidence re: Preliminary Injunction</i> by Richard M. Gilman. (Knox, Monica) (Entered: 02/09/2009)
02/09/2009	<u>180</u>	REPLY/RESPONSE to Defendants' Supplemental Evidence re: Preliminary Injunction by Richard M. Gilman. (Attachments: # <u>1</u> Case No. SC135399A – Stipulated Procedures, # <u>2</u> Lifer Scheduling and Tracking System, # <u>3</u> 2007 Parole hearing transcript in re: James Masoner)(Knox, Monica) (Entered: 02/09/2009)
02/25/2009	<u>181</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 2/25/09 ORDERING that pursuant to the request of plaintiffs, and good cause appearing therefor, plaintiffs shall file their motion for leave and for class certification on or before December 15, 2008. (Becknal, R) (Entered: 02/26/2009)
03/04/2009	<u>182</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 3/4/2009 GRANTING plaintiffs' <u>155</u> Motion for Class Certification. (Marciel, M) (Entered: 03/04/2009)
03/04/2009	<u>183</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 3/4/2009 DENYING defendants' <u>162</u> Motion to Strike Third Amended Complaint and GRANTING plaintiffs' <u>154</u> Motion for Leave to file a Fourth Amended /Supplemental Complaint. (Marciel, M) (Entered: 03/04/2009)
03/18/2009	<u>184</u>	PETITION for <i>Permission to Appeal Class Certification Order</i> by Arnold Schwarzenegger. (Cassidy, Terence) (Entered: 03/18/2009)
03/19/2009	<u>185</u>	STIPULATION and PROPOSED ORDER for Extend Time to Respond to Plaintiffs' Fourth Amended Complaint by Arnold Schwarzenegger. (Cassidy, Terence) (Entered: 03/19/2009)
03/20/2009	<u>186</u>	STIPULATION and ORDER <u>185</u> signed by Senior Judge Lawrence K. Karlton on 03/19/09 ORDERING that the time for Dfts to respond to Pltfs' fourth amended complaint is extended to 3/30/09. (Engbretson, K.) (Entered: 03/20/2009)
03/30/2009	<u>187</u>	MOTION to DISMISS plaintiffs' [Corrected] Fourth Amended/Supplemental Complain by Arnold Schwarzenegger. Motion Hearing set for 5/18/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Memorandum of Points and Authorities, # <u>2</u> Request for Judicial Notice) (Cassidy, Terence) Modified on 3/31/2009 (Kaminski, H). (Entered: 03/30/2009)

04/23/2009	<u>188</u>	REQUEST by Timothy W. Marion to be added to this action. (Becknal, R) (Entered: 04/24/2009)
05/01/2009	<u>189</u>	OPPOSITION by Richard M. Gilman to <u>187</u> Motion to Dismiss. (Knox, Monica) Modified on 5/4/2009 (Marciel, M). (Entered: 05/01/2009)
05/11/2009	<u>190</u>	REPLY to <u>189</u> Opposition to Motion to Dismiss (Cassidy, Terence) Modified on 5/11/2009 (Benson, A.). (Entered: 05/11/2009)
05/18/2009	191	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: MOTION HEARING held on 5/18/2009 re <u>187</u> Motion to Dismiss plaintiffs' [Corrected] Fourth Amended/Supplemental Complaint filed by Arnold Schwarzenegger. After oral argument, the matter stands SUBMITTED. Court order to follow. Plaintiffs Counsel David Porter, Monica Knox, Carter White present. Defendants Counsel Terence Cassidy present. Court Reporter: C. Bodene. (Rivas, A) (Entered: 05/21/2009)
06/02/2009		RECEIPT number #CAE200017298 \$455.00 fbo Arnold Schwarzenegger by Porter Scott on 6/2/2009. (Streeter, J) (Entered: 06/02/2009)
06/02/2009	<u>192</u>	ORDER of USCA GRANTING <u>184</u> Petition For Permission to Appeal the District Court's 3/4/09 Order. (Streeter, J) (Entered: 06/02/2009)
06/02/2009	<u>193</u>	TRANSCRIPT REQUEST by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Board of Parole Hearings, Arnold Schwarzenegger, M. Hochino, J. Davis (Cassidy, Terence) (Entered: 06/02/2009)
06/02/2009		RECEIPT number #CAE200017298 \$455.00 fbo Arnold Schwarzenegger by Porter Scott on 6/2/2009. (Streeter, J) Modified on 6/4/2009 (Streeter, J). (Entered: 06/04/2009)
06/03/2009	194	CASE CLOSED pursuant to <u>15</u> Notice of Voluntary Dismissal under FRCP 41 (a). (TEXT ONLY ENTRY) (Donati, J) (Entered: 06/03/2009)
06/03/2009	195	CLERK'S NOTICE of DOCKET CORRECTION: PLEASE DISREGARD 194 CASE CLOSED NOTICE. Case remains open and pending. 194 Notice docketed in the incorrect case. (TEXT ONLY ENTRY) (Donati, J) (Entered: 06/03/2009)
06/03/2009	<u>197</u>	APPEAL PROCESSED to Ninth Circuit Filed dates for Notice of Appeal *6/2/2009*, Complaint *4/27/2005* and Appealed Order / Judgment *3/4/2009*. Court Reporter: *C. Bodene*. *Fee Status: Paid on 6/2/2009 in the amount of \$455.00* ** (Attachments: # <u>1</u> Appeal Notice) (Duong, D) (Entered: 06/03/2009)
07/02/2009	<u>198</u>	STIPULATION and PROPOSED ORDER for extending time for service of <u>175</u> Corrected Fourth Amended/Supplemental Complaint by Richard M. Gilman. (White, Carter) Modified on 7/8/2009 (Marciel, M). (Entered: 07/02/2009)
07/08/2009	<u>199</u>	STIPULATION and ORDER <u>198</u> for extension of time signed by Senior Judge Lawrence K. Karlton on 7/8/2009. The time for service of Fourth Amended/Supplemental Complaint on all defendants is EXTENDED to and including 8/3/2009. (Marciel, M) (Entered: 07/08/2009)
07/16/2009	<u>200</u>	MOTION to intervene by non-party Michael L. Hughes. (Carlos, K) Modified on 10/15/2009 (Manzer, C). (Entered: 07/17/2009)
07/16/2009	<u>201</u>	MOTION to intervene by non-party. (Carlos, K) Modified on 10/15/2009 (Manzer, C). (Entered: 07/17/2009)
08/05/2009	<u>202</u>	STIPULATION and PROPOSED ORDER for Concerning Service of Process and Filing of Responsive Pleading by Richard M. Gilman. (Porter, David) (Entered: 08/05/2009)
08/06/2009	<u>203</u>	OPPOSITION by Arnold Schwarzenegger to <u>201</u> Motion to Intervene, <u>200</u> Motion to Intervene. (Cassidy, Terence) Modified on 8/7/2009 (Streeter, J). (Entered: 08/06/2009)
08/11/2009	<u>204</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 08/11/09 ORDERING the parties to submit briefing not to exceed 15 pages regarding the effect of the Ninth Circuit's grant of permission on this court's jurisdiction over this case, and regarding the effect of that decision on the motions currently under submission. Such additional

		briefing shall be filed w/i 15 court days of the date of this order. The court further grants the <u>202</u> parties' stipulation of 08/05/09. Service of process of the Fourth Amended/Supplemental Complaint on behalf of the Commissioners and Deputy Commissioners in their official capacities has been completed, and responsive pleading by those dfts to the Fourth Amended/Supplemental Complaint shall be filed w/i 20 days from the Court's ruling on dft's motion to dismiss. (Benson, A.) (Entered: 08/11/2009)
08/18/2009	<u>205</u>	REPLY (Traverse) by Michael L. Hughes, and Raymond Scott, to <u>203</u> OPPOSITION by Arnold Schwarzenegger re <u>200</u> , <u>201</u> Motions to intervene. (Reader, L) (Entered: 08/20/2009)
08/26/2009	<u>206</u>	RESPONSE to <u>204</u> Order: <i>Plaintiff's Position re Effect of Interpocutory Appeal</i> by Richard M. Gilman. (Knox, Monica) Modified on 8/27/2009 (Engbretson, K.). (Entered: 08/26/2009)
09/01/2009	<u>207</u>	BRIEF <i>Regarding Effect of Interlocutory Appeal</i> by Arnold Schwarzenegger. (Cassidy, Terence) (Entered: 09/01/2009)
09/01/2009	<u>208</u>	MOTION to STAY by Arnold Schwarzenegger. Motion Hearing set for 10/13/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Memorandum of Points and Authorities, # <u>2</u> Declaration, # <u>3</u> Proposed order)(Cassidy, Terence) (Entered: 09/01/2009)
09/29/2009	<u>209</u>	OPPOSITION by Richard M. Gilman to <u>208</u> MOTION to STAY. (Porter, David) (Entered: 09/29/2009)
10/05/2009	<u>210</u>	REPLY by Arnold Schwarzenegger re <u>209</u> Opposition to Motion. (Cassidy, Terence) (Entered: 10/05/2009)
10/13/2009	211	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: MOTION HEARING held on 10/13/2009 re <u>208</u> MOTION to STAY filed by Arnold Schwarzenegger. After oral argument, the matter stands SUBMITTED. Court order to follow. Plaintiffs Counsel David Porter, Carter White present. Defendants Counsel Michael Pott present. Court Reporter: C. Bodene. (Rivas, A) (Entered: 10/13/2009)
10/15/2009	<u>212</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 10/15/2009 ORDERING; <u>208</u> Motion to Stay is GRANTED in part as to <u>200</u> <u>201</u> Motions to Intervene. In all other respects, the motion to stay is DENIED WITHOUT PREJUDICE. The parties may commence with discovery and other proceedings relevant to the claims of the named plaintiffs. (Suttles, J) Modified on 10/15/2009 (Manzer, C). (Entered: 10/15/2009)
12/23/2009	<u>213</u>	MOTION to COMPEL Discovery Responses and to Strike Objections (Local Rule 251) by Richard M. Gilman. Motion Hearing set for 1/14/2010 at 10:00 AM before Judge Gregory G. Hollows . (Porter, David) Modified on 12/24/2009 (Duong, D). (Entered: 12/23/2009)
01/11/2010	<u>214</u>	STIPULATION and PROPOSED ORDER re <u>213</u> MOTION to COMPEL Discovery Responses and to Strike Objections (Local Rule 251) by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order)(White, Carter) (Entered: 01/11/2010)
01/12/2010	<u>215</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 01/11/10 ordering that the hearing on plaintiff's motion to compel discovery responses and to strike objections <u>213</u> is rescheduled to Thursday 01/28/10 at 10:00 a.m. (Plummer, M) Modified on 1/12/2010 (Plummer, M). Modified on 1/13/2010 (Plummer, M). (Entered: 01/12/2010)
01/25/2010	<u>216</u>	STIPULATION and PROPOSED ORDER for Resetting Hearing re <u>213</u> MOTION to COMPEL Discovery Responses and to Strike Objections (Local Rule 251) by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order)(White, Carter) (Entered: 01/25/2010)
02/04/2010	<u>217</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 02/04/10 ORDERING that plfs' <u>157</u> Motion for Preliminary Injunction is GRANTED as to the named plfs. Defendants and their agents are ENJOINED from enforcing the provisions of Proposition 9 that amend former California Penal Code section 3041.5(b)(2)(A) as to the named plaintiffs. Dfts' <u>164</u> Motion to Strike is DENIED; dfts' <u>187</u> Motion to



		Dismiss is GRANTED IN PART. Plaintiffs' substantive due process challenge to Proposition 9 is DISMISSED W/O PREJUDICE. Defendants' motion to dismiss is DENIED as to plfs' Ex Post Facto challenge to Proposition 9. As explained in the concurrently filed order, dfts' motion to dismiss is also DENIED as to plfs' ninth claim, challenging Cal. Const. Art. V, § 8(b). (Benson, A.) (Entered: 02/04/2010)
02/04/2010	<u>218</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 02/04/10 ORDERING that <u>187</u> dfts' motion to dismiss is DENIED as to plfs' ninth claim. As explained in the courts concurrently-filed order, dfts' motion to dismiss is GRANTED IN PART as to plfs' eighth claim, which challenges Proposition 9 of 2008. (Benson, A.) (Entered: 02/04/2010)
02/05/2010	<u>219</u>	STIPULATION and PROPOSED ORDER for Resetting Hearing re <u>213</u> MOTION to COMPEL Discovery Responses and to Strike Objections (Local Rule 251) by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order)(White, Carter) (Entered: 02/05/2010)
02/08/2010	<u>220</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 2/8/10 and stipulated between the parties RESETTING the Motion to Compel Hearing for 3/4/2010 at 10:00 AM in Courtroom 9 (GGH) before Magistrate Judge Gregory G. Hollows. (Yin, K) (Entered: 02/08/2010)
02/18/2010	<u>221</u>	ANSWER to COMPLAINT by Arnold Schwarzenegger. Attorney Pott, Michael William added.(Pott, Michael) (Entered: 02/18/2010)
02/22/2010	<u>222</u>	MOTION to INTERVENE by Stephen Liebb. (Reader, L) (Entered: 02/23/2010)
02/24/2010	<u>223</u>	MOTION to intervene in Class action by Edward S. Renteria. (Becknal, R) (Entered: 02/26/2010)
02/25/2010	<u>224</u>	MOTION to intervene in Class action by David Monroe. (Becknal, R) (Entered: 02/26/2010)
02/25/2010	<u>225</u>	MOTION to intervene in Class action by Felix Lucero. (Becknal, R) (Entered: 02/26/2010)
02/26/2010	<u>226</u>	STATEMENT of (Joint) re: Discovery Disagreements (Local Rule 251) by Plaintiff Richard M. Gilman re <u>213</u> MOTION to COMPEL Discovery Responses and to Strike Objections (Local Rule 251). (Attachments: # <u>1</u> Exhibits A & B – Declaration(s) of Sandra Maciel)(Porter, David) (Entered: 02/26/2010)
02/26/2010	<u>227</u>	MOTION intervene in class action by Noel Valdivia, Sr. (Becknal, R) (Entered: 03/01/2010)
03/02/2010	<u>228</u>	MOTION to STAY by Arnold Schwarzenegger. Motion Hearing set for 4/15/2010 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Motion, # <u>2</u> Declaration)(Pott, Michael) (Entered: 03/02/2010)
03/02/2010	<u>229</u>	EX PARTE APPLICATION for Order Shortening Time by Arnold Schwarzenegger for Order Shortening Time. (Pott, Michael) (Entered: 03/02/2010)
03/02/2010	<u>230</u>	EX PARTE APPLICATION for Order by Arnold Schwarzenegger for Order. (Pott, Michael) (Entered: 03/02/2010)
03/02/2010	<u>233</u>	MOTION to INTERVENE in class action by iname Clement Brown. (Duong, D) (Entered: 03/03/2010)
03/03/2010	<u>231</u>	NOTICE of INTERLOCUTORY APPEAL by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Board of Parole Hearings, Arnold Schwarzenegger, M. Hochino, J. Davis as to <u>217</u> Order. Attorney Pott, Michael William added. (Attachments: # <u>1</u> Exhibit #1 – 9th Cir. Docket, # <u>2</u> Exhibit #2 – USDC EDCA Order, # <u>3</u> Exhibit #3 – Statement of Representation)(Pott, Michael) Modified on 3/3/2010 (Mena-Sanchez, L). (Entered: 03/03/2010)
03/03/2010	<u>232</u>	NOTICE OF PAYMENT of filing fee re: APPEAL <u>231</u> . (Pott, Michael) Modified on 3/3/2010 (Mena-Sanchez, L). (Entered: 03/03/2010)
03/03/2010		RECEIPT number #CAE200024250 \$455.00 Appeal Fee fbo Defendants Arnold Schwarzenegger et al by Porter Scott on 3/3/2010. (Reader, L) (Entered: 03/03/2010)

03/03/2010	<u>234</u>	APPEAL PROCESSED to Ninth Circuit re <u>231</u> Notice of Appeal. Filed dates for Notice of Appeal *3/3/2010*, Complaint *4/27/2005* and Appealed Order / Judgment *2/4/2010*. Court Reporter: *C. Bodene*. *Fee Status: Paid on 3/3/2010 in the amount of \$455.00* ** (Attachments: # <u>1</u> Appeal Information) (Mena-Sanchez, L) (Entered: 03/03/2010)
03/03/2010	<u>235</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 3/3/2010 DENYING without prejudice <u>229</u> Ex Parte Application to shorten time filed by Arnold Schwarzenegger. Defendants may either re-notice the motion for a stay for 4/5/2010 or file renewed application to shorten time explaining why a hearing on 4/5/2010 will be inadequate. (Waggoner, D) (Entered: 03/03/2010)
03/04/2010	236	MINUTES (Text Only) for proceedings held before Magistrate Judge Gregory G. Hollows: MOTION HEARING held on 3/4/2010 re <u>213</u> MOTION to COMPEL Discovery Responses and to Strike Objections (Local Rule 251) filed by Richard M. Gilman. The court issued a ruling from the bench regarding production the Transcripts and ordered a Joint Supplemental Statement regarding the Lifer Packets. A summary order to follow. Plaintiffs Counsel Carter White and David Porter present. Defendants Counsel Michael W. Pott present. Court Reporter/CD Number: I of 1. (Callen, V) (Entered: 03/04/2010)
03/05/2010	<u>237</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 03/04/10 ordering defendants are to produce in electronic form, within 30 days, parole hearing transcripts for 50% of the 6200 lifer inmates on defendants' list referenced at hearing, beginning with no. 1, and producing the transcript thereafter for every other inmate on the list (in other words, producing the transcript for those inmates on the list whose list number would be 1, 3, 5,7, et seq); in addition, defendants are to produce the list of 6200 inmates itself to plaintiffs within the same time period. No later than 03/15/10, the parties must file a joint supplemental statement setting forth an agreed statistically reasonable percentage of "lifer packets" to be produced by defendants, or their positions regarding such. (Plummer, M) (Entered: 03/05/2010)
03/05/2010	<u>238</u>	NOTICE Amended Notice of Motion to Stay Enforcement by Arnold Schwarzenegger re <u>228</u> MOTION to STAY. (Pott, Michael) (Entered: 03/05/2010)
03/08/2010	239	USCA CASE NUMBER 10-15471 for <u>231</u> Notice of Appeal, filed by Jones Moore, Arnold Schwarzenegger, J. Davis, Booker Welch, M. Hochino, Board of Parole Hearings, L Dininni, Noreen Blonien. (Engbretson, K.) (Entered: 03/08/2010)
03/12/2010	<u>240</u>	STATEMENT REGARDING TRANSCRIPTS FOR APPEAL by Noreen Blonien, L Dininni, Jones Moore, Booker Welch, Board of Parole Hearings, Richard M. Gilman, Arnold Schwarzenegger, M. Hochino, J. Davis (Cassidy, Terence) Modified docket text on 3/15/2010 (Waggoner, D). (Entered: 03/12/2010)
03/12/2010	<u>241</u>	MOTION for permissive joinder as a plaintiff by non-party Gonzales. (Carlos, K) (Entered: 03/15/2010)
03/15/2010	<u>242</u>	OPPOSITION by Arnold Schwarzenegger to <u>233</u> MOTION to INTERVENE, <u>227</u> MOTION intervene, <u>225</u> MOTION, <u>224</u> MOTION, <u>223</u> MOTION, <u>222</u> MOTION to INTERVENE. Attorney Williams, Glen Andrew added. (Williams, Glen). (Entered: 03/15/2010)
03/15/2010	<u>243</u>	STIPULATION and PROPOSED ORDER re <u>237</u> Order. by Richard M. Gilman. (Porter, David) Modified on 3/17/2010 (Kaminski, H). (Entered: 03/15/2010)
03/16/2010	<u>244</u>	MOTION For Permissive Joinder as named Plaintiff by Reginald Cooper. (Mena-Sanchez, L) (Entered: 03/17/2010)
03/18/2010	<u>245</u>	TRANSCRIPT REQUEST by Richard M. Gilman re <u>231</u> Notice of Appeal, (Porter, David) (Entered: 03/18/2010)
03/18/2010	<u>246</u>	RESPONSE by Richard M. Gilman to <u>233</u> MOTION to INTERVENE, <u>244</u> MOTION Permissive Joinder as named Plaintiff, <u>227</u> MOTION intervene, <u>225</u> MOTION, <u>241</u> MOTION, <u>224</u> MOTION, <u>223</u> MOTION, <u>222</u> MOTION to INTERVENE. (Porter, David) (Entered: 03/18/2010)
03/19/2010	<u>247</u>	SUPPLEMENT by Richard M. Gilman re <u>237</u> Order,,,. (Porter, David) (Entered: 03/19/2010)

03/22/2010	<u>248</u>	STIPULATION and ORDER signed by Magistrate Judge Gregory G. Hollows on 3/22/2010 and agreed between the parties to EXTEND TIME for the parties to respond to the 3/5/2010 court's order. (Yin, K) (Entered: 03/22/2010)
03/22/2010	<u>249</u>	OPPOSITION by Richard M. Gilman to <u>228</u> MOTION to STAY. (Porter, David) (Entered: 03/22/2010)
03/23/2010	<u>250</u>	TRANSCRIPT of Proceedings Re: Hearing on Motion to Dismiss held on May 18, 2009, before Senior Judge Lawrence K. Karlton, filed by Court Reporter Cathie Bodene, Phone number 916-446-6360 E-mail cbodene@caed.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 4/13/2010. Redacted Transcript Deadline set for 4/23/2010. Release of Transcript Restriction set for 6/21/2010. (Bodene, C) (Entered: 03/23/2010)
03/25/2010	<u>251</u>	MOTION for permissive joinder as named plaintiff by Kenneth Scott Rodgers. (Becknal, R) (Entered: 03/26/2010)
03/29/2010	<u>252</u>	REPLY by Arnold Schwarzenegger re <u>249</u> Opposition to Motion. (Pott, Michael) (Entered: 03/29/2010)
03/31/2010	<u>253</u>	MOTION to INTERVENE IN CLASS ACTION by Keith Augustine. (Williams, D) (Entered: 04/02/2010)
04/05/2010	<u>254</u>	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: MOTION HEARING held on 4/5/2010 re <u>238</u> MOTION to Stay Enforcement of Preliminary Injunction filed by Defendants. After oral arugment, the matter stands SUBMITTED. Court order to follow. Plaintiffs Counsel Monica Knox, David Porter, Carter White present. Defendants Counsel Michael Pott present. Court Reporter: C. Bodene. (Rivas, A) Modified on 4/6/2010 (Rivas, A). (Entered: 04/06/2010)
04/06/2010	<u>255</u>	MOTION For Permissive Joinder as named Plaintiff by George Bubier. (Owen, K) (Entered: 04/07/2010)
04/07/2010	<u>256</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 4/7/10: The order of February 4, 2010, granting a preliminary injunction is STAYED SOLELY AS TO PLAINTIFF GILMAN. The injunction remains in effect as to plaintiffs OLSON and FOWLER <u>217</u> . All motions to intervene and/or for permissive joinder are STAYED pending resolution of the appeal of class certification. These include: <u>222</u> Stephen Liebb), <u>223</u> (Edward S. Renteria), <u>224</u> (David Monroe), <u>225</u> (Felix Lucero), <u>227</u> (Noel Valdivia, Sr., <u>233</u> (Clement Brown), <u>241</u> (Richard Gonzales), <u>244</u> (Reginald Cooper), <u>251</u> (Kenneth Scott Rodgers), <u>253</u> (Keith Augustine). (Kaminski, H) (Entered: 04/07/2010)
06/03/2010	<u>257</u>	USCA MEMORANDUM #09-16087, that the decision of the district court is AFFIRMED. <u>193</u> (Reader, L) (Entered: 06/03/2010)
06/28/2010	<u>258</u>	MANDATE of USCA re <u>257</u> USCA order. (Benson, A.) (Entered: 06/28/2010)
06/28/2010	<u>259</u>	MOTION for PRELIMINARY INJUNCTION <i>Expand Preliminary Injunction to Entire Class</i> by Richard M. Gilman. Motion Hearing set for 07/26/10 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Attachment)(Porter, David) (Entered: 06/28/2010)
06/29/2010	<u>260</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 6/28/2010 ORDERING that pltf's <u>213</u> motion to compel discovery responses is VACATED w/out prejudice. (Yin, K) (Entered: 06/29/2010)
07/07/2010	<u>261</u>	STIPULATION and PROPOSED ORDER for /to Move Hearing date re <u>259</u> MOTION for PRELIMINARY INJUNCTION <i>Expand Preliminary Injunction to Entire Class</i> by Arnold Schwarzenegger. (Pott, Michael) (Entered: 07/07/2010)
07/08/2010	<u>262</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 7/8/2010 ORDERING the MOTION HEARING as to <u>259</u> MOTION for PRELIMINARY INJUNCTION to <i>Expand Preliminary Injunction to Entire Class</i> is continued to 8/9/2010 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Matson, R) (Entered: 07/08/2010)

07/23/2010	<u>263</u>	EXHIBITS in support of <u>259</u> Motion to Expand Preliminary Injunction to Entire Class filed by Richard M. Gilman. (Attachments: # <u>1</u> Exhibit Table of Contents, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11, # <u>13</u> Exhibit 12, # <u>14</u> Exhibit 13, # <u>15</u> Exhibit 14, # <u>16</u> Exhibit 15, # <u>17</u> Exhibit 16, # <u>18</u> Exhibit 17, # <u>19</u> Exhibit 18, # <u>20</u> Exhibit 19, # <u>21</u> Exhibit 20)(Knox, Monica) Modified on 7/26/2010 (Benson, A.). (Entered: 07/23/2010)
07/26/2010	<u>264</u>	OPPOSITION by Arnold Schwarzenegger to <u>259</u> Motion to Expand Preliminary Injunction to Entire Class. (Attachments: # <u>1</u> Objections to Evidence, # <u>2</u> Declaration)(Pott, Michael) (Entered: 07/26/2010)
07/30/2010	<u>265</u>	WITHDRAWAL of <u>259</u> Motion to Expand Preliminary Injunction to Entire Class by Richard M. Gilman. (Knox, Monica) (Entered: 07/30/2010)
08/05/2010	<u>266</u>	MOTION for Joinder of Class Action by David Scott Curtis. (Matson, R) (Entered: 08/06/2010)
08/26/2010	<u>267</u>	OPPOSITION by Arnold Schwarzenegger to <u>266</u> MOTION for Joinder of Class Action. (Pott, Michael) (Entered: 08/26/2010)
08/30/2010	<u>268</u>	MOTION for Permissive Joinder as Named Plaintiff by Steven Eric Walker. (Williams, D) (Entered: 08/31/2010)
09/02/2010	<u>269</u>	MOTION for ajoiner to the instant action by John Laponte. (Williams, D) (Entered: 09/03/2010)
09/14/2010	<u>271</u>	MOTION for Permissive Joinder filed by Dennis J. Peddy. (Williams, D) (Entered: 09/15/2010)
09/15/2010	<u>270</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 9/15/2010 ORDERING the motions to intervene filed by the following people are denied: Michael L. Hughes, ECF No. 200; Raymond Scott, ECF No. 201; Stephen Liebb, ECF No. 222; Edward S. Renteria, ECF No. 223; David Monroe, ECF No. 224; Felix Lucero, ECF No. 225; Noel Valdivia, ECF No. 227; Clement Brown, ECF No. 233; Richard Gonzalez, ECF No. 241; Stephen Eric Walker, ECF No. 244; Kenneth Scott Rodgers, ECF No. 251; Keith Augustine, ECF No. 253; George Bubier, ECF No. 255; David Scott Curtis, ECF No. 266; Stephen Eric Walker, ECF No. 268; and John Laponte, ECF No. 269. The Clerk is instructed to serve a copy of this order upon the sixteen individuals named above at the addresses listed in their motions. (Matson, R) (Entered: 09/15/2010)
09/15/2010		SERVICE BY MAIL: <u>270</u> Order, served on Michael L. Hughes, Raymond Scott, Stephen Liebb, Edward S. Renteria, David Monroe, Felix Lucero, Noel Valdivia, Clement Brown, Richard Gonzalez, Stephen Eric Walker, Kenneth Scott Rodgers, Keith Augustine, George Bubier, David Scott Curtis, Stephen Eric Walker, and John Laponte.(Matson, R) (Entered: 09/15/2010)
09/16/2010	<u>272</u>	MOTION for Joinder filed by Russell A. Bowden. (Williams, D) (Entered: 09/17/2010)
09/22/2010	<u>273</u>	MOTION for JOINDER to Class Action filed by Jeffrey P. Perrotte. (Zignago, K.) (Entered: 09/23/2010)
09/23/2010	<u>274</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 9/22/2010 DENYING <u>271</u> Motion for permissive joinder filed by Dennis J. Peddy. The Clerk of Court is instructed to serve a copy of this order upon Dennis J. Peddy at the address listed in his motion. (cc: D.J.Peddy/CSP-Solano). (Reader, L) (Entered: 09/23/2010)
09/23/2010		SERVICE BY MAIL: <u>274</u> Order on Motion, served on David Scott Curtis. (Reader, L) (Entered: 09/23/2010)
09/23/2010	<u>275</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 9/22/2010 DENYING <u>272</u> Motion for permissive joinder filed by Russell A. Bowden. The Clerk of Court is instructed to serve a copy of this order upon Russel A. Bowden, Edwin D. McMillan, Donnie Holland, Aaron Sprague, Henry Murray, Charles Wiseman, Abraham Gasper, Edward Jones, Richard Smith, Jesse Pena and Mark A. Ballou, at the addresses listed in their motion. (cc: listed parties/CSATF-Corcoran) (Reader, L) (Entered: 09/23/2010)



09/23/2010		SERVICE BY MAIL: <u>275</u> Order on Motion, served on David Scott Curtis. (Reader, L) (Entered: 09/23/2010)
09/27/2010		MAIL RETURNED as RTS: Paroled: <u>270</u> Order, sent to Noel Valdivia Sr. Notice of Change of Address due by 12/6/2010. (Mena-Sanchez, L) (Entered: 09/28/2010)
09/28/2010	<u>276</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 09/27/10 DENYING <u>273</u> Motion for Permissive Joinder by Jeffrey P. Perrotte. (Williams, D) (Entered: 09/28/2010)
09/28/2010		SERVICE BY MAIL: <u>276</u> Order on Motion for Joinder served on David Scott Curtis. (cc: Jeffrey P. Perrotte) (Williams, D) (Entered: 09/28/2010)
09/28/2010	<u>277</u>	MOTION for Permissive Joinder of parties plaintiff by Phillip Adams. (Duong, D) (Entered: 09/29/2010)
10/01/2010	<u>278</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 10/1/10 ORDERING that the MOTION for permissive joinder, ECF <u>277</u> is DENIED. The Clerk is instructed to serve a copy of this order upon Phillip Adams at the address listed in his motion. (Mena-Sanchez, L) (Entered: 10/01/2010)
10/01/2010		SERVICE BY MAIL: <u>278</u> Order, served on David Scott Curtis and Phillip Adams P.O. Box 5248 Corcoran CA 93212-5245. (Mena-Sanchez, L) (Entered: 10/01/2010)
11/04/2010	<u>279</u>	MOTION to COMPEL Production of Documents and to Strike Objections by Richard M. Gilman. Motion Hearing set for 12/2/2010 at 10:00 AM in Courtroom 9 (GGH) before Magistrate Judge Gregory G. Hollows. (White, Carter) (Entered: 11/04/2010)
11/09/2010	<u>280</u>	NOTICE to RESCHEDULE HEARING on <u>279</u> MOTION to COMPEL Production of Documents and to Strike Objections : Motion Hearing set for 12/9/2010 at 10:00 AM in Courtroom 9 (GGH) before Magistrate Judge Gregory G. Hollows. (White, Carter) (Entered: 11/09/2010)
11/10/2010	<u>281</u>	STANDING 251 STIPULATED ORDER signed by Judge Gregory G. Hollows on 11/10/2010. (Marciel, M) (Entered: 11/10/2010)
11/10/2010		SERVICE BY MAIL: <u>281</u> Standing 251 Stipulated Order served on movant David Scott Curtis. (Marciel, M) (Entered: 11/10/2010)
11/12/2010	<u>282</u>	MINUTE ORDER: re <u>279</u> Motion to Compel, <u>280</u> Notice to Reschedule Hearing on Motion. Due to the Court's changing schedule this matter is hereby advanced to the original date of Thursday, December 2, 2010 @ 10:00 am. If the parties have any questions please contact the Court Clerk, Valerie Callen at(916) 930-4199. (Callen, V) (Entered: 11/12/2010)
11/18/2010	<u>283</u>	MINUTE ORDER: re <u>279</u> Motion to Compel, <u>280</u> Notice to Reschedule Hearing on Motion, <u>282</u> Minute Order. Due to circumstances beyond the Court's control the Discovery Motion currently set on Thursday, December 2, 2010 is hereby continued once again to Thursday, December 9, 2010 @ 10:00 a.m. (Callen, V) (Entered: 11/18/2010)
11/19/2010	<u>284</u>	MOTION for PRELIMINARY INJUNCTION to entire class by Richard M. Gilman. Motion Hearing set for 12/20/2010 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Knox, Monica) Modified on 1/6/2011 (Marciel, M). (Entered: 11/19/2010)
11/19/2010	<u>285</u>	EXHIBIT <i>Table of Contents, Exhibits 1-23</i> re <u>284</u> MOTION for PRELIMINARY INJUNCTION <i>To Entire Class</i> filed by Richard M. Gilman. (Attachments: # <u>1</u> Exhibits 1-10, # <u>2</u> Exhibits 11-20, # <u>3</u> Exhibits 21-23)(Knox, Monica) (Entered: 11/19/2010)
11/22/2010	<u>286</u>	MOTION to Amend Order granting Class Certification by Richard M. Gilman. Motion Hearing set for 12/20/2010 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Porter, David) Modified on 11/23/2010 (Owen, K). (Entered: 11/22/2010)
12/02/2010	<u>287</u>	JOINT STATEMENT re: Discovery Disagreements by Plaintiff Richard M. Gilman re <u>279</u> MOTION to COMPEL Production of Documents and to Strike Objections. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Declaration of Sandra Maciel, # <u>3</u> Exhibit, # <u>4</u> Exhibit,

		# <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Declaration of Michael W. Pott)(Porter, David) Modified on 12/3/2010 (Reader, L). (Entered: 12/02/2010)
12/03/2010	<u>291</u>	MOTION for Joinder in Civil Rights Complaint by Ivan Von Staich. (Attachments: # <u>1</u> IFP Motion)(Mena-Sanchez, L) (Entered: 12/07/2010)
12/06/2010	<u>288</u>	OPPOSITION by Arnold Schwarzenegger to <u>286</u> Motion to Amend Order Granting Class Certification. (Pott, Michael) (Entered: 12/06/2010)
12/06/2010	<u>289</u>	OPPOSITION by Arnold Schwarzenegger to <u>284</u> MOTION for PRELIMINARY INJUNCTION <i>To Entire Class</i> . (Attachments: # <u>1</u> Declaration)(Pott, Michael) (Entered: 12/06/2010)
12/07/2010	<u>290</u>	USCA JUDGMENT as to <u>232</u> Notice of Appeal: decision of District Court REVERSED. (Benson, A.) (Entered: 12/07/2010)
12/08/2010	292	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: STATUS CONFERENCE held on 12/8/2010. The hearing on the motions <u>284</u> and <u>286</u> , currently set for 12/20/2010, is CONTINUED TO 1/12/2011 at 01:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Plaintiffs Counsel David Porter, Monica Knox, Carter White present. Defendants Counsel Michael Potts, Glen Williams present. (Rivas, A) (Entered: 12/09/2010)
12/09/2010	293	MINUTES (Text Only) for proceedings held before Magistrate Judge Gregory G. Hollows: MOTION HEARING held on 12/9/2010 re <u>279</u> MOTION to COMPEL Production of Documents and to Strike Objections filed by Richard M. Gilman, 283 Minute Order. After discussion the Court states he will issue the protective order and also clarifies whether or not there are three or four request at issue. The parties clarify there are three request at issue. Plaintiffs Counsel Monica Knox, Carter White and David Porter present. Defendants Counsel Glen A. Williams present. Court Reporter/CD Number: 1 of 1. (Callen, V) (Entered: 12/09/2010)
12/09/2010	<u>294</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 12/9/10 ORDERING that Pltf's <u>279</u> Motion to Compel is GRANTED pursuant to a modified protective order to be submitted. Def'ts are to submit, within 7 days, a protective order that complies with the court's modifications. Once submitted as directed, the court will approve the proposed protective order. Def'ts will have 14 days to produce the subject discovery documents. (Owen, K) (Entered: 12/09/2010)
12/09/2010		SERVICE BY MAIL: <u>294</u> Order on Motion to Compel, served on David Scott Curtis. (Owen, K) (Entered: 12/09/2010)
12/10/2010	<u>295</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 12/9/10, ORDERING that the hearing on <u>284</u> the Motion for Preliminary Injunction <i>To Entire Class</i> , and <u>286</u> the Motion to Amend Order Granting Class Certification is CONT'D from 12/20/10 tor 1/12/2011 at 01:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Kastilahn, A) (Entered: 12/10/2010)
12/10/2010		SERVICE BY MAIL: <u>295</u> Order served on David Scott Curtis. (Kastilahn, A) (Entered: 12/10/2010)
12/10/2010	<u>296</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 12/10/10 DENYING the <u>291</u> Motion for Permissive Joinder. Clerk directed to serve a copy of this order on Ivan Von Staich at address listed in his motion. (Owen, K) (Entered: 12/10/2010)
12/10/2010		SERVICE BY MAIL: <u>296</u> Order on Motion served on David Scott Curtis, and Ivan Von Staich. (Owen, K) (Entered: 12/10/2010)
12/15/2010	<u>297</u>	STIPULATION and PROPOSED ORDER for Briefing Schedule by Richard M. Gilman. (Porter, David) (Entered: 12/15/2010)
12/16/2010	<u>298</u>	STIPULATION and ORDER signed by Senior Judge Lawrence K. Karlton on 12/15/2010 ORDERING that Dfts may file supplemental oppositions to the motion for preliminary injunction and the motion to amend the order granting class certification by 12/29/2010. Pltf's may file their replies regarding the preliminary injunction motion and the motion to amend by 1/5/2011. (Zignago, K.) (Entered: 12/16/2010)

12/16/2010		SERVICE BY MAIL: <u>298</u> Stipulation and Order served on David Scott Curtis. (Zignago, K.) (Entered: 12/16/2010)
12/16/2010	<u>299</u>	PROPOSED PROTECTIVE ORDER by Arnold Schwarzenegger. (Pott, Michael) Modified on 12/17/2010 (Marciel, M). (Entered: 12/16/2010)
12/20/2010	<u>300</u>	[WITHDRAWN pursuant to document <u>303</u> ] BILL of COSTS SUBMITTED by Arnold Schwarzenegger. (Williams, Glen) Modified on 12/29/2010 (Manzer, C). (Entered: 12/20/2010)
12/23/2010	<u>301</u>	PROTECTIVE ORDER signed by Magistrate Judge Gregory G. Hollows on 12/22/10. (See order for further details)(Plummer, M) (Entered: 12/23/2010)
12/23/2010		SERVICE BY MAIL: <u>301</u> Order served on David Scott Curtis. (Plummer, M) (Entered: 12/23/2010)
12/23/2010	<u>302</u>	MOTION to COMPEL PRODUCTION of DOCUMENTS by Richard M. Gilman. Motion Hearing set for 1/13/2011 at 10:00 AM in Courtroom 9 (GGH) before Magistrate Judge Gregory G. Hollows. (Porter, David) Modified on 1/7/2011 (Marciel, M). (Entered: 12/23/2010)
12/27/2010	<u>303</u>	NOTICE of Withdrawal of Bill of Costs by Arnold Schwarzenegger re <u>300</u> Bill of Costs Submitted. (Pott, Michael) (Entered: 12/27/2010)
12/29/2010	<u>304</u>	SUPPLEMENT by Arnold Schwarzenegger re <u>289</u> Opposition to Motion. (Pott, Michael) (Entered: 12/29/2010)
01/05/2011	<u>305</u>	NOTICE of Unopposed Request to file documents under seal pursuant to L.R. 141 by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order) (Porter, David) Modified on 1/6/2011 (Marciel, M). (Entered: 01/05/2011)
01/05/2011	<u>306</u>	REPLY by Richard M. Gilman to defendants' <u>289</u> Opposition to Motion for Preliminary Injunction. (Attachments: # <u>1</u> Exhibit 24, # <u>2</u> Exhibit 25, # <u>3</u> Exhibit 26, # <u>4</u> Exhibit 27, # <u>5</u> Exhibit 28, # <u>6</u> Exhibit 29, # <u>7</u> Exhibit 30) (Knox, Monica) Modified on 1/6/2011 (Marciel, M). (Entered: 01/05/2011)
01/05/2011	<u>307</u>	REPLY by Richard M. Gilman to defendants' <u>288</u> Opposition to Motion to Amend Order Granting Class Certification. (Porter, David) Modified on 1/6/2011 (Marciel, M). (Entered: 01/05/2011)
01/06/2011	<u>308</u>	STIPULATION and PROPOSED ORDER to move <u>302</u> Motion to Compel Hearing by Arnold Schwarzenegger. (Pott, Michael) Modified on 1/7/2011 (Marciel, M). (Entered: 01/06/2011)
01/07/2011	<u>309</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 1/7/11 ORDERING Plaintiffs submitted a report titled "April 2010 Special Stipulation Report #3 Excerpt" in support of their motion for a preliminary injunction. See Exh. 20 filed in support of Motion for Preliminary Injunction. This report contains information concerning 444 parole cases whose parole hearing dates were modified in light of a settlement in a state court case. These cases appear to be sorted first by institution and second by CDC number. The court is unable to manipulate the data because it is in a scanned file. For the foregoing reasons, the court instructs plaintiffs to file by noon on Monday, January 10, 2011 a document that sorts the data in the following manner: ( see: page 2 ) Defendants may notify the court of any errors in plaintiffs' calculations in writing by 9:00 a.m on Wednesday, January 12, 2011. Defendants are not invited to submit supplemental briefing as to the significance of this data. (Becknal, R) (Entered: 01/07/2011)
01/10/2011	<u>310</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 1/7/2011 re <u>305</u> ORDERING that Exhibits 31 and 32 to the Reply to Defendants Opposition for Preliminary Injunction to Entire Class be filed under seal.(Duong, D) (Entered: 01/10/2011)
01/10/2011		SERVICE BY MAIL: <u>310</u> Order served on David Scott Curtis. (Duong, D) (Entered: 01/10/2011)
01/10/2011	<u>311</u>	EXHIBIT 33 by Richard M. Gilman, to Motion For Preliminary Injunction to Entire Class. re <u>309</u> Order. (Attachments: # <u>1</u> Exhibit)(Knox, Monica) Modified on 1/12/2011 (Reader, L). (Entered: 01/10/2011)

01/10/2011	<u>312</u>	SEALED EVENT (Attachments: # <u>1</u> part 2) (Waggoner, D) (Entered: 01/10/2011)
01/12/2011	<u>313</u>	STIPULATION and ORDER signed by Magistrate Judge Gregory G. Hollows on 1/12/2011 ORDERING that the hearing on the <u>302</u> Motion to Compel Production of Documents is CONTINUED to 1/27/2011 at 10:00 AM in Courtroom 9 (GGH) before Magistrate Judge Gregory G. Hollows. The deadline for filing the requisite Joint Statement re: Discovery Disagreement will be altered in accordance with the new hearing date and pursuant to Eastern District Local Rule 251. (Duong, D) (Entered: 01/12/2011)
01/12/2011	314	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: MOTION HEARING held on 1/12/2011 re <u>284</u> Motion for Preliminary Injunction to entire class filed by Richard M. Gilman, and <u>286</u> Motion to Amend Order granting Class Certification filed by Richard M. Gilman. After oral argument, the parties' request for an evidentiary hearing is granted. Evidentiary Hearing set for 4/6/2011 and 04/07/2011 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Plaintiffs Counsel David Porter, Monica Knox, Carter White present. Defendants Counsel Michael Pott, Glen Williams present. Court Reporter: C. Bodene. (Rivas, A) (Entered: 01/13/2011)
01/19/2011	<u>315</u>	STIPULATION and PROPOSED ORDER for /regarding Production of Documents by Arnold Schwarzenegger. (Pott, Michael) (Entered: 01/19/2011)
01/19/2011	316	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: STATUS CONFERENCE held on 1/19/2011. Further Status Conference set for 1/20/2011 at 02:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Plaintiffs Counsel Dan Broderick, David Porter, Monica Knox, Carter White present. Defendants Counsel Michael Pott, Glen Williams present. (Rivas, A) (Entered: 01/19/2011)
01/20/2011	317	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: STATUS CONFERENCE held on 1/20/2011. The Evidentiary Hearing currently set on 04/06/2011 will proceed as schedule. The Court will set a further status conference to establish a schedule for trial on the merits. Court order to follow. Plaintiffs Counsel Dan Broderick, David Porter, Monica Knox, Carter White present. Defendants Counsel Michael Pott, Glen Williams present. (Rivas, A) (Entered: 01/20/2011)
01/20/2011	<u>318</u>	WITHDRAWAL of <u>302</u> Motion to Compel Production of Documents by Richard M. Gilman. (Porter, David) (Entered: 01/20/2011)
01/21/2011	<u>319</u>	STIPULATION and ORDER REGARDING PRODUCTION OF DOCUMENTS signed by Magistrate Judge Gregory G. Hollows on 1/20/2011 ORDERING that by 2/7/2011, Dfts will produce the documents described in the Requests Numbers 1, 2, and 3, in the 12/23/2010 Request for Production of Documents, and by 2/7/2011, Dfts will produce the documents in Request Number 4 in the 8/18/2010 Request for Production of Documents, which shall be produced as "confidential" material subject to the provisions of the <u>301</u> Protective Order. (Zignago, K.) (Entered: 01/21/2011)
01/21/2011	<u>320</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 1/20/2011 re <u>284</u> <u>286</u> ORDERING that a two-day evidentiary hearing is set to begin at 10:00 a.m. on April 6, 2011. The parties shall file proposed findings of fact and conclusions of law by March 23, 2011. The court further orders that a status conference shall be held on February 28, 2011 at 3:00 p.m. to set a date for trial on plaintiffs' Proposition 9 ex post facto claim. Status reports shall be filed fourteen (14) days prior to the status conference.(Duong, D) (Entered: 01/21/2011)
01/24/2011	<u>321</u>	ORDER Amending Opinion AND AMENDED OPINION [For Publication] ORDERING that the district court decision is REVERSED. (Duong, D) (Entered: 01/24/2011)
02/08/2011	<u>322</u>	USCA MANDATE as to <u>231</u> Notice of Appeal, filed by Jones Moore, Arnold Schwarzenegger, J. Davis, Booker Welch, M. Hochino, Board of Parole Hearings, L Dininni, Noreen Blonien. (Kaminski, H) (Entered: 02/09/2011)
02/14/2011	<u>323</u>	STATUS REPORT by Arnold Schwarzenegger. (Pott, Michael) (Entered: 02/14/2011)



02/14/2011	<u>324</u>	STATUS REPORT by Richard M. Gilman. (Porter, David) (Entered: 02/14/2011)
02/22/2011	<u>325</u>	TRANSCRIPT of Proceedings held on January 12th, 2011, before Senior Judge Lawrence K. Karlton, filed by Court Reporter Cathie Bodene, Phone number 916-446-6360 E-mail cbodene@caed.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through Court Reporter Cathie Bodene or PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 3/17/2011. Redacted Transcript Deadline set for 3/25/2011. Release of Transcript Restriction set for 5/23/2011. (Bodene, C) (Entered: 02/22/2011)
02/28/2011	<u>326</u>	SUPPLEMENT by Richard M. Gilman re <u>286</u> Motion to Amend Order granting Class Certification. (Knox, Monica) (Entered: 02/28/2011)
02/28/2011	327	MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: SCHEDULING CONFERENCE held on 2/28/2011. Further Status Conference set for 9/6/2011 at 02:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Plaintiffs Counsel Dan Broderick, Monica Knox, Carter White, Cheryl Wei present. Defendants Counsel Michael Pott present. (Rivas, A) (Entered: 02/28/2011)
03/02/2011	<u>328</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 3/1/11 ORDERING a status conference was held in chambers on 2/28/11. After hearing, the court orders a further Status Conference set for 9/6/11 at 02:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Becknal, R) (Entered: 03/02/2011)
03/23/2011	<u>329</u>	PROPOSED FINDINGS of FACT by Arnold Schwarzenegger.(Pott, Michael) (Entered: 03/23/2011)
03/24/2011	<u>330</u>	PROPOSED FINDINGS of FACT by Richard M. Gilman. Attorney Broderick, Daniel J. added. (Broderick, Daniel) (Entered: 03/24/2011)
03/31/2011	<u>331</u>	PRE-HEARING BRIEF by plaintiff Richard M. Gilman. (Knox, Monica) Modified on 4/1/2011 (Marciel, M). (Entered: 03/31/2011)
04/01/2011	<u>332</u>	BRIEF FOR EVIDENTIARY HEARING by dfts. (Pott, Michael) Modified on 4/4/2011 (Benson, A.). (Entered: 04/01/2011)
04/05/2011	<u>333</u>	REQUEST to Seal Document(s) pursuant to L.R. 141 by Richard M. Gilman. (Porter, David) Modified on 4/6/2011 (Kaminski, H). (Entered: 04/05/2011)
04/06/2011	<u>334</u>	MINUTES for proceedings held before Senior Judge Lawrence K. Karlton: EVIDENTIARY HEARING held on 4/6/2011. Witnesses: Monica Knox and Sue Facciola. EXHIBITS ADMITTED: Plaintiffs Exhibits: 21, 35, 36, 37, 38, 39, 40, 41, 42, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 60, 61, 62, 63, 64, 65, 66. Defendants Exhibits: A, B. Plaintiffs Counsel Dan Broderick, David Porter, Carter White present. Defendants Counsel Michael Pott, Glen William present. Court Reporter: K. O'Halloran. (Rivas, A) (Entered: 04/07/2011)
04/08/2011	<u>335</u>	MOTION TO ADMIT EXHIBITS and PROPOSED ORDER by Richard M. Gilman. (Broderick, Daniel) Modified on 4/11/2011 (Benson, A.). (Entered: 04/08/2011)
04/11/2011	<u>336</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 4/8/11 ORDERING the summaries previously identified as exhibits 43-48 shall not be admitted. The packets of parole suitability information are admitted and assigned the following exhibit numbers: James Alexander (#43), Na Her (#44), Joel Kyne (#45), Daniel Rees (#46), Frank Salas (# 47), and Edward Sanders (#48); pltf's summary chart identified as exhibit #59 is admitted; the parole suitability packet involving Henry Bratton shall be added to exhibit 63 and the packet involving Billy Counts shall be added to exhibit 64. (Carlos, K) (Entered: 04/11/2011)
04/12/2011	<u>337</u>	PROPOSED ORDER To Seal Documents by Richard M. Gilman. (Porter, David) (Entered: 04/12/2011)
04/14/2011	<u>338</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 04/13/11 ORDERING that plfs' <u>333</u> Motion to Seal Documents is GRANTED as to pages BPH 75-3555. Clerk to file and maintain these documents UNDER SEAL indefinitely, permitting access only to officers and employees of the court, and court reporters where disclosure is

		necessary. The Motion is DENIED as to pages BPH 1–69. Excerpts from these pages shall be filed in the public docket as Exhibits 38 to 42. (Benson, A.) (Entered: 04/14/2011)
04/21/2011	<u>339</u>	PROPOSED ORDER amending definitions of Certified Class by Richard M. Gilman. (Knox, Monica) Modified on 4/25/2011 (Marciel, M). (Entered: 04/21/2011)
04/25/2011	<u>340</u>	ORDER <u>339</u> amending definitions of Certified Class signed by Senior Judge Lawrence K. Karlton on 4/22/2011. As to Claim 8, class is defined as "all California state prisoners who have been sentenced to life term with possibility of parole for an offense that occurred before 11/4/2008." As to Claim 9, class is defined as "all California state prisoners who have been sentenced to life term with possibility of parole for offense that occurred before 11/8/1988." As to all other claims, class is defined as "all California state prisoners who have been sentenced to life term with possibility of parole and have reached eligibility for parole consideration hearing." (Marciel, M) (Entered: 04/25/2011)
04/26/2011	<u>341</u>	Plaintiffs' NOTICE OF LODGING of EXHIBIT <i>Admitted At Evidentiary Hearing</i> by Richard M. Gilman. (Attachments: # <u>1</u> Table of Contents, # <u>2</u> Exhibit 34, # <u>3</u> Exhibit 35, # <u>4</u> Exhibit 36, # <u>5</u> Exhibit 37, # <u>6</u> Exhibit 38, # <u>7</u> Exhibit 39, # <u>8</u> Exhibit 40, # <u>9</u> Exhibit 41, # <u>10</u> Exhibit 42, # <u>11</u> Exhibit 43.1, # <u>12</u> Exhibit 43.2)(Knox, Monica) Modified on 4/28/2011 (Mena–Sanchez, L). (Entered: 04/26/2011)
04/26/2011	<u>342</u>	Plaintiff's NOTICE OF LODGING of EXHIBITS <i>Admitted At Evidentiary Hearing</i> by Richard M. Gilman. (Attachments: # <u>1</u> Exhibit 43, # <u>2</u> Exhibit 43.4, # <u>3</u> Exhibit 44, # <u>4</u> Exhibit 44.1, # <u>5</u> Exhibit 45, # <u>6</u> Exhibit 45.1, # <u>7</u> Exhibit 46, # <u>8</u> Exhibit 46.1, # <u>9</u> Exhibit 46.3)(Knox, Monica) Modified on 4/28/2011 (Mena–Sanchez, L). (Entered: 04/26/2011)
04/26/2011	<u>343</u>	Plaintiff's NOTICE OF LODGING of EXHIBITS <i>Admitted At Evidentiary Hearing</i> by Richard M. Gilman. (Attachments: # <u>1</u> Exhibit 47, # <u>2</u> Exhibit 47.1, # <u>3</u> Exhibit 48, # <u>4</u> Exhibit 48.1, # <u>5</u> Exhibit 49, # <u>6</u> Exhibit 50, # <u>7</u> Exhibit 51, # <u>8</u> Exhibit 52, # <u>9</u> Exhibit 53, # <u>10</u> Exhibit 54, # <u>11</u> Exhibit 55, # <u>12</u> Exhibit 56, # <u>13</u> Exhibit 57, # <u>14</u> Exhibit 58, # <u>15</u> Exhibit 59)(Knox, Monica) Modified on 4/28/2011 (Mena–Sanchez, L). (Entered: 04/26/2011)
04/26/2011	<u>344</u>	Plaintiffs' NOTICE OF LODGING of EXHIBITS <i>Admitted At Evidentiary Hearing</i> by Richard M. Gilman. (Attachments: # <u>1</u> Exhibit 60, # <u>2</u> Exhibit 61, # <u>3</u> Exhibit 62, # <u>4</u> Exhibit 63, # <u>5</u> Exhibit 63.1, # <u>6</u> Exhibit 63.2, # <u>7</u> Exhibit 63.4, # <u>8</u> Exhibit 63.5, # <u>9</u> Exhibit 64, # <u>10</u> Exhibit 64.1, # <u>11</u> Exhibit 64.2, # <u>12</u> Exhibit 64.4, # <u>13</u> Exhibit 65)(Knox, Monica) Modified on 4/28/2011 (Mena–Sanchez, L). (Entered: 04/26/2011)
04/26/2011	<u>345</u>	Plaintiffs' NOTICE of Lodging of Sealed Exhibits <i>Admitted At Evidentiary Hearing</i> by Richard M. Gilman re <u>338</u> Order. (Knox, Monica) Modified on 4/28/2011 (Mena–Sanchez, L). (Entered: 04/26/2011)
04/27/2011	<u>346</u>	SEALED EVENT (Attachments: # <u>1</u> Part 2, # <u>2</u> Part 3, # <u>3</u> Part 4, # <u>4</u> Part 5, # <u>5</u> Part 6, # <u>6</u> Part 7, # <u>7</u> Part 8, # <u>8</u> Part 9, # <u>9</u> Part 10, # <u>10</u> Part 11, # <u>11</u> Part 12, # <u>12</u> Part 13, # <u>13</u> Part 14, # <u>14</u> Part 15) (Kastilahn, A) (Entered: 04/27/2011)
05/17/2011	<u>347</u>	TRANSCRIPT of Evidentiary Hearing held on 4/6/11, before Senior Judge Lawrence K. Karlton, filed by Court Reporter Kelly OHalloran, Phone number 916–448–2712 E–mail kohalloran@comcast.net. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may also be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 6/9/2011. Redacted Transcript Deadline set for 6/17/2011. Release of Transcript Restriction set for 8/15/2011. (O'Halloran, K) (Entered: 05/17/2011)
05/24/2011	<u>348</u>	NOTICE of INTENT to REQUEST REDACTION by Michael William Pott re <u>347</u> Transcript,, (Pott, Michael) (Entered: 05/24/2011)
06/07/2011	<u>349</u>	PROPOSED ORDER and REQUEST for <i>Additional Redactions to Transcript of Evidentiary Hearing</i> <u>347</u> by Arnold Schwarzenegger. (Pott, Michael) Modified on 6/8/2011 (Reader, L). (Entered: 06/07/2011)

06/09/2011	<u>350</u>	NOTICE OF WITHDRAWAL of Request for Additional Redactions by Arnold Schwarzenegger, re <u>349</u> Request. (Pott, Michael) Modified on 6/9/2011 (Reader, L). (Entered: 06/09/2011)
06/15/2011	<u>351</u>	REQUEST for extension of time for filing Plaintiffs' post-hearing brief by Richard M. Gilman. (Porter, David) (Entered: 06/15/2011)
06/16/2011	<u>352</u>	RESPONSE by Arnold Schwarzenegger to <u>351</u> Request. (Pott, Michael) (Entered: 06/16/2011)
06/16/2011	<u>353</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 06/16/11 ORDERING that the deadline for plf's post-hearing brief is EXTENDED to 06/27/11; dft's deadline for their post-hearing brief is EXTENDED to 06/27/11. (Benson, A.) (Entered: 06/16/2011)
06/27/2011	<u>354</u>	STIPULATION and PROPOSED ORDER for Request to Extend the Time for Filing Plaintiffs' Post-Hearing Brief; Declartion of Counsel by Richard M. Gilman. (Knox, Monica) (Entered: 06/27/2011)
06/27/2011	<u>355</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 6/27/11 ORDERING that Pursuant to the request of Plaintiffs, and good cause appearing therefor, the deadline for the filing of all parties' post-hearing briefs is extended to July 5, 2011. (Becknal, R) (Entered: 06/27/2011)
07/05/2011	<u>356</u>	PLAINTIFF'S Post-Evidentiary Hearing Brief re Preliminary Injunction by Richard M. Gilman. (Knox, Monica) (Entered: 07/05/2011)
07/05/2011	<u>357</u>	DEFENDANTS' Post-Hearing Brief for evidentiary hearing on Plaintiffs' Motion for Preliminary Injunction by Arnold Schwarzenegger. (Attachments: # <u>1</u> Declaration)(Pott, Michael). (Entered: 07/05/2011)
07/11/2011	<u>358</u>	CORRECTED BRIEF Post-Evidentiary Hearing Re: Preliminary Injunction by Richard M. Gilman. (Knox, Monica) (Entered: 07/11/2011)
07/25/2011	<u>359</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 7/22/2011 ORDERING that the parties are ORDERED TO SHOW CAUSE why a statistical expert witness or witnesses should not be appointed to analyze the issues discussed above within thirty (30) days. The parties are FURTHER ORDERED TO SHOW CAUSE as to why, if the court appoints an expert or experts, it should not apportion half of the expert costs to plaintiffs and half to defendants within thirty (30) days. The parties are FURTHER ORDERED to either stipulate to an expert witness or witnesses or to each provide the court with three nominations for such a witness or witnesses within thirty (30) days. (Duong, D) (Entered: 07/25/2011)
08/15/2011	<u>360</u>	JOINDER in this case and Request for Judicial Notice by Timothy Leang Jones, Darrel King. (Duong, D) Modified on 8/17/2011 (Reader, L). (Entered: 08/16/2011)
08/17/2011	<u>361</u>	ORDER signed by Senior Judge Lawrence K. Karlton on 8/16/2011 ORDERING <u>360</u> The motion for permissive joinder, is DENIED; and The Clerk of Court is instructed to serve a copy of this order upon Darrel King and Timothy Leang Jones at the address listed in his motion. (cc: USPS, D.King and T.L.Jones @ KVSP) (Reader, L) (Entered: 08/17/2011)
08/17/2011		SERVICE BY MAIL: <u>361</u> Order on Motion for Joiner, served on Timothy Leang Jones, Darrel King. (Reader, L) (Entered: 08/17/2011)
08/24/2011	<u>362</u>	RESPONSE to 7/25/2011 <u>359</u> Order to Show Cause by Richard M. Gilman. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Broderick, Daniel) Modified on 8/25/2011 (Marciel, M). (Entered: 08/24/2011)
08/24/2011	<u>363</u>	RESPONSE to <u>359</u> Order to Show Cause by Arnold Schwarzenegger. (Attachments: # <u>1</u> Exhibits A - D) (Pott, Michael) Modified on 8/25/2011 (Marciel, M). (Entered: 08/24/2011)
08/29/2011	<u>364</u>	MOTION for RECONSIDERATION for petition for permissive joinder by Darrell King. (Reader, L) (Entered: 08/30/2011)
08/31/2011	<u>365</u>	ORDER signed by Judge Lawrence K. Karlton on 8/31/2011 ORDERING Professor Berk is APPOINTED as neutral expert witness; Professor Berk shall be compensated

		at the rate of \$250 per hour and shall submit quarterly itemized bills to the court; the court will file the bills and provide the parties with 14 days to object; the court will then direct payment of the bill in full, or in part; plaintiffs shall submit to the court w/ 14 days of this order an electronic version of all data described above; they must also serve a copy of such data upon defendants; the 9/6/2011 status conference in this case is VACATED. (Waggoner, D) (Entered: 08/31/2011)
09/02/2011	<u>366</u>	ORDER signed by Judge Lawrence K. Karlton on 9/1/11 ORDERING that Mr. King and Mr. Jones' Motion for Reconsideration and Requeest for an Interlocutory appeal <u>364</u> is DENIED. The Clerk is instructed to serve this order upon Mr. King and Mr. Jones at the address listed on the Motion. (Mena-Sanchez, L) (Entered: 09/02/2011)
09/02/2011		SERVICE BY MAIL re ORDER <u>366</u> on Darrel King and Timonthy Leang Jones at P.O. Box 501 Delano, CA 93216. (Mena-Sanchez, L) (Entered: 09/02/2011)
09/08/2011	<u>367</u>	MOTION to COMPEL production of documents and to STRIKE objections by Richard M. Gilman. Motion Hearing set for 9/29/2011 at 10:00 AM in Courtroom 9 (GGH) before Magistrate Judge Gregory G. Hollows. (Knox, Monica) Modified on 9/9/2011 (Marciel, M). (Entered: 09/08/2011)
09/12/2011	<u>368</u>	RESPONSE by Richard M. Gilman to <u>365</u> Order, Terminate Deadlines and Hearings,,,,. (Attachments: # <u>1</u> Declaration of Monica Knox, # <u>2</u> December 16, 2010 Protective Order and Nondisclosure Agreement, # <u>3</u> Governor's Executive Report for 2007, # <u>4</u> Governor's Executive Report for 2008, # <u>5</u> Governor's Executive Report for 2009)(Porter, David) (Entered: 09/12/2011)
09/12/2011	<u>369</u>	NOTICE of lodging of CD containing Governor's Executive Reports 2007, 2008, 2009, 2010 by Richard M. Gilman re <u>368</u> Response. (CC received and routed to the filerom)(Porter, David) Modified on 9/13/2011 (Becknal, R). (Entered: 09/12/2011)
09/14/2011	370	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: STATUS CONFERENCE re Plaintiffs' Response to 08/31/2011 Order <u>368</u> held on 9/14/2011. After discussions, plaintiffs' request for an additional three weeks to obtain the Rutherford data is GRANTED. Court order to follow. Plaintiffs Counsel David Porter, Monica Knox, Carter White, Dan Broderick present. Defendants Counsel Michael Pott, Glen Williams present. (Rivas, A) Modified on 9/15/2011 (Rivas, A). (Entered: 09/15/2011)
09/21/2011		MAIL RETURNED as Fwd time expired KVSP 3130 Delano CA 93215-3130: <u>366</u> Order on Motion for Reconsideration, sent to Timothy Leang Jones. Notice of Change of Address due by 12/1/2011. (Mena-Sanchez, L) (Entered: 09/22/2011)
09/22/2011	<u>371</u>	STATEMENT of joint discovery statement by Plaintiff Richard M. Gilman re <u>367</u> Motion to Compel Production of Documents and to Strike Objections. (Attachments: # <u>1</u> Declaration of Glen A. Williams, # <u>2</u> Declaration of Thomas Remy)(Porter, David) (Entered: 09/22/2011)
09/23/2011		RE-SERVICE BY MAIL re ORDER <u>366</u> on Timonthy Leang Jones at KVSP P.O. Box 3130 Delano, CA 93215-3130 (Mena-Sanchez, L) (Entered: 09/23/2011)
09/23/2011	<u>372</u>	CORRECTED Joint Statement re: Discovery Disagreements by Plaintiff Richard M. Gilman re <u>367</u> Motion to Compel Production of Documents and to Strike Objections. (Attachments: # <u>1</u> Declaration of Glen A. Williams, # <u>2</u> Declaration of Thomas Remy)(Porter, David) Modified on 9/26/2011 (Michel, G). (Entered: 09/23/2011)
09/27/2011	<u>373</u>	ORDER signed by Judge Lawrence K. Karlton on 9/26/2011 ORDERING that the Court's 370 Order granting Pltfs three additional weeks to submit the Rutherford data, is VACATED. Within 7 days, Pltfs shall submit to the Court a disk containing the evidence presented at the evidentiary hearing. Pltfs are not required to submit the raw Rutherford data. (Zignago, K.) (Entered: 09/27/2011)
09/28/2011	<u>374</u>	NOTICE of LODGING DOCUMENT in PAPER by Richard M. Gilman: 3 Disks. (Porter, David) [1 copy routed to Chambers & 2 routed to Filerom] Modified on 9/28/2011 (Marciel, M). (Entered: 09/28/2011)
09/29/2011	<u>375</u>	NOTICE OF LODGING DOCUMENT IN PAPER by Richard M. Gilman: Amended Notice of Lodging. (Broderick, Daniel) Modified on 9/29/2011. Received on 9/29/11: 1 copy routed to chambers and 2 routed to file room. (Meuleman, A). Modified on



		9/29/2011 (Meuleman, A). (Entered: 09/29/2011)
09/29/2011	<u>376</u>	MINUTES (Text Only) for proceedings held before Magistrate Judge Gregory G. Hollows: MOTION HEARING held on 9/29/2011 re <u>367</u> Motion to Compel Production of Documents and to Strike Objections filed by Richard M. Gilman. Defense Counsel request sixty days to provide discovery. Plaintiff objects stating this matter is already six years old. The court agrees with plaintiff and states, we need to move this matter along. The court gives Defense Counsel forty days to provide discovery, which shall be limited to class members only. Plaintiffs Counsel Monica Knox, Daniel Broderick, and Carter White present. Defendants Counsel Glen A. Williams present. Court Reporter/CD Number: 1 of 1. (Callen, V) (Entered: 09/29/2011)
10/03/2011	<u>377</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 09/30/11 ordering plaintiff's motion for production of documents in response to request for production No. 3 of plaintiff's requests for production of documents, set 3 filed on 09/08/11 <u>367</u> is granted as set forth below. (See order for further details) (Plummer, M) (Entered: 10/03/2011)
10/26/2011	<u>378</u>	EX PARTE MOTION TO REDACT certain information from defendants' production of documents , by Arnold Schwarzenegger. (Attachments: # <u>1</u> Memorandum of Points and Authorities, # <u>2</u> Declaration of Michael W. Pott, # <u>3</u> Declaration of Everett Fischer)(Pott, Michael) Modified on 10/27/2011 (Kastilahn, A). (Entered: 10/26/2011)
10/27/2011	<u>379</u>	OPPOSITION by Richard M. Gilman to <u>378</u> MOTION. (Porter, David) (Entered: 10/27/2011)
10/31/2011	<u>380</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 10/28/11 ordering that defendants' 10/26/11 Motion for redaction of certain information from the Executive Case Summaries, previously ordered produced subject to a protective order <u>378</u> is denied except insofar as the court has ordered additional protection above. (Plummer, M) (Entered: 10/31/2011)
11/04/2011	<u>381</u>	REQUEST for STATUS / DISPOSITION by movant Darrel King. (Marciel, M) (Entered: 11/07/2011)
11/16/2011	<u>382</u>	REQUEST for Court to set deadline for Expert Witness's Report by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order) (Porter, David) Modified on 11/30/2011 (Marciel, M). (Entered: 11/16/2011)
11/30/2011	<u>383</u>	TRANSCRIPT REQUEST by Richard M. Gilman for proceedings held on 9/29/2011 before Judge Hollows, (Porter, David) (Entered: 11/30/2011)
11/30/2011	<u>384</u>	ORDER signed by Judge Lawrence K. Karlton on 11/30/2011. Court is in receipt of Report by Professor Richard Berk, which is ordered filed herewith. Parties are GRANTED 20 days to file such Supplemental Briefs as they believe are justified by virtue of the Report. Thereafter, the matter will stand SUBMITTED. (Attachments: # <u>1</u> Report on Statistical Analyses) (Marciel, M) (Entered: 11/30/2011)
11/30/2011	<u>385</u>	NOTICE signed by Judge Lawrence K. Karlton ordering parties to pay bill submitted by Professor Richard Berk. (Zignago, K.) (Entered: 12/02/2011)
11/30/2011	<u>386</u>	JOINDER by Karimi Sutton. (Zignago, K.) (Entered: 12/02/2011)
12/05/2011	<u>387</u>	ORDER signed by Judge Lawrence K. Karlton on 12/5/2011 DENYING <u>386</u> Joinder filed by Karimi Sutton. (cc: Karimi Sutton) (Michel, G) (Entered: 12/05/2011)
12/05/2011		SERVICE BY MAIL: <u>387</u> Order served on Karimi Sutton. (Michel, G) (Entered: 12/05/2011)
12/06/2011	<u>388</u>	SUBSTITUTION of ATTORNEY – PROPOSED, submitted by Noreen Blonien, Board of Parole Hearings, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch. (Neill, Jennifer) (Entered: 12/06/2011)
12/07/2011	<u>389</u>	ORDER SUBSTITUTING ATTORNEY signed by Judge Lawrence K. Karlton on 12/7/2011 ORDERING that attorneys Christopher John Rench,Sara Romano and Jennifer Anne Neill substitute for Defendants Governor Edmund G. Brown Jr., the Chairperson of the Board of Parole Hearings, All Commissioners of the Board of

		Parole Hearings, and All Deputy Commissioners of the Board of Parole Hearings Who Hear Lifer Cases in place of the law firm of Porter Scott, a Professional Corporation, 350 University Avenue, Suite 200, Sacramento, California, 95825, counsel Terrence J. Cassidy, Michael W. Pott, and Glen A. William. (Duong, D) (Entered: 12/07/2011)
12/20/2011	<u>390</u>	SUPPLEMENT BRIEF by Defendants re <u>384</u> Order. Attorney Rench, Christopher John added. (Attachments: # <u>1</u> Proof of Service Certificate of Service)(Rench, Christopher) Modified on 12/21/2011 (Kastilahn, A). (Entered: 12/20/2011)
12/20/2011	<u>391</u>	RESPONSE by Richard M. Gilman to <u>384</u> Order. (Attachments: # <u>1</u> Declaration of Dr. Barry Krisberg)(Knox, Monica) (Entered: 12/20/2011)
12/27/2011	<u>392</u>	TRANSCRIPT of Plaintiff's Motion to Compel Production of Documents and to Strike Objections Proceedings held on 09/29/2011, before Magistrate Judge Gregory G. Hollows. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 1/20/2012. Redacted Transcript Deadline set for 1/27/2012. Release of Transcript Restriction set for 3/26/2012 filed by ECRO Jonathan Anderson, Phone number 916-930-4072 E-mail janderson@caed.uscourts.gov. (Anderson, J) (Entered: 12/27/2011)
12/28/2011	<u>393</u>	Defendants' OBJECTION to Declaration of Dr. Barry Krisberg. Attorney Romano, Sara added. (Romano, Sara) Modified on 12/29/2011 (Mena-Sanchez, L). (Entered: 12/28/2011)
12/28/2011		PARTY UPDATE: Karimi Sutton TERMINATED pursuant to <u>387</u> Order Denying <u>386</u> Joinder. (Michel, G) (Entered: 12/28/2011)
01/11/2012	<u>394</u>	MOTION for LEAVE TO FILE AN AMENDED ANSWER to Plaintiffs' [Corrected] Fourth Amended/Supplemental Complaint for Declaratory and Injunctive Relief – Class Action by Edmund G. Brown, Jr. (Attachments: # <u>1</u> Exhibit 1)(Romano, Sara) Modified on 1/11/2012 (Benson, A.). (Entered: 01/11/2012)
01/11/2012	<u>395</u>	PROPOSED ORDER re <u>394</u> Motion for Leave by Edmund G. Brown, Jr. (Romano, Sara) Modified on 1/11/2012 (Benson, A.). (Entered: 01/11/2012)
01/30/2012	<u>396</u>	OPPOSITION by Richard M. Gilman to <u>394</u> Motion for Leave to File an Amended Answer. (Porter, David) (Entered: 01/30/2012)
02/03/2012	<u>397</u>	REPLY by Edmund G. Brown, Jr. in Support of <u>394</u> Motion to Amend Answer. (Romano, Sara) Modified on 2/6/2012 (Reader, L). (Entered: 02/03/2012)
02/13/2012	<u>398</u>	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: MOTION HEARING held on 2/13/2012. The Court GRANTS Defendant's Motion for Leave to Amend <u>394</u> . Defense counsel to prepare a formal order. Plaintiffs Counsel David Porter and Carter White present. Defendants Counsel Christopher Rench and Sara Romano present. Court Reporter: Michelle Babbitt. (Krueger, M) (Entered: 02/13/2012)
02/14/2012	<u>399</u>	PROPOSED ORDER re <u>394</u> Motion for Leave to File an Amended Answer. (Attachments: # <u>1</u> Proof of Service)(Romano, Sara) Modified on 2/15/2012 (Kaminski, H). (Entered: 02/14/2012)
02/16/2012	<u>400</u>	STIPULATION and ORDER signed by Judge Lawrence K. Karlton on 2/16/12 GRANTING <u>394</u> Motion for Leave to File an Amended Answer. Counsel for defendants is directed to file the amended answer submitted with the 1/11/12 motion. (Manzer, C) (Entered: 02/16/2012)
02/16/2012	<u>401</u>	AMENDED ANSWER by Edmund G. Brown, Jr. Amending <u>221</u> Answer to Complaint. (Romano, Sara) Modified on 2/16/2012 (Kaminski, H). (Entered: 02/16/2012)
02/22/2012	<u>402</u>	RESPONSE by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr., J. Davis, L. Dininni, Susan Fisher, Richard M. Gilman, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch to <u>385</u> Notice – Other. Attorney Rench, Christopher John added. (Rench, Christopher) (Entered: 02/22/2012)

		02/22/2012)
02/22/2012	<u>403</u>	NOTICE of Payment to Court Expert by Richard M. Gilman. (Attachments: # <u>1</u> copy of payment)(Porter, David) (Entered: 02/22/2012)
03/15/2012	<u>404</u>	MOTION for JUDGMENT <i>on the Pleadings</i> by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch. Motion Hearing set for 4/23/2012 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Rench, Christopher) Modified on 3/16/2012 (Reader, L). (Entered: 03/15/2012)
03/21/2012	<u>405</u>	ORDER signed by Judge Lawrence K. Karlton on 3/20/2012 ORDERING defendants SHALL file a reply to plaintiffs' response brief no later than 14 days from the issuance of this order.(Reader, L) (Entered: 03/21/2012)
04/03/2012	<u>406</u>	STIPULATION and PROPOSED ORDER for /To Reset Hearing Date by Richard M. Gilman. (Porter, David) (Entered: 04/03/2012)
04/03/2012	<u>407</u>	REPLY by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch re <u>405</u> Order, <u>391</u> Response. (Rench, Christopher) (Entered: 04/03/2012)
04/05/2012	<u>408</u>	STIPULATION and ORDER signed by Judge Lawrence K. Karlton on 4/4/12 ORDERING that Defendants' MOTION <u>404</u> for JUDGMENT <i>on the pleadings</i> hearing is CONTINUED from 4/30/12 to 5/21/2012 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Plaintiffs opposition shall be filed on or before 4/30/12, and Defendants reply, if any, shall be filed on or before 5/14/12.(Mena-Sanchez, L) (Entered: 04/05/2012)
04/05/2012	<u>409</u>	ORDER signed by Judge Lawrence K. Karlton on 4/4/12 ORDERING that Plaintiff's MOTION for a Preliminary Injunction <u>284</u> is DENIED. A Status Conference is SET for 4/30/2012 at 03:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Mena-Sanchez, L) (Entered: 04/05/2012)
04/05/2012	<u>410</u>	REQUEST for Permission to Contact Statistical Expert Richard Berk by Richard M. Gilman. (Broderick, Daniel) Modified on 4/6/2012 (Michel, G). (Entered: 04/05/2012)
04/06/2012	<u>411</u>	ORDER signed by Judge Lawrence K. Karlton on 4/5/2012 GRANTING <u>410</u> Request for Permission to Contact Statistical Expert Richard Berk. (Michel, G) (Entered: 04/06/2012)
04/09/2012	<u>412</u>	EX PARTE REQUEST for Modification of September 30, 2011 Discovery Order by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C)(Knox, Monica) (Entered: 04/09/2012)
04/10/2012	<u>413</u>	OPPOSITION by Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch to <u>412</u> Ex parte Request. (Rench, Christopher) (Entered: 04/10/2012)
04/12/2012	<u>414</u>	ORDER signed by Magistrate Judge Gregory G. Hollows on 4/11/12 ORDERING that Plaintiffs <u>412</u> request for modification of the discovery order at docket <u>377</u> is DENIED insofar as plaintiffs seek an order requiring production of Executive Case Summaries for the period for which Decision Face Sheets have been produced, but defendants are hereby directed to provide a spreadsheet that provides each inmates name, correctional identification number and parole release date from the Executive Case Summaries for all convicted murderers within the subclass granted parole by the BPH from January 1, 2009 to August 31, 2011; and The spreadsheet identifying inmates and their parole release dates must be produced to plaintiffs by no later than April 19, 2012, and must be submitted with a declaration under penalty of perjury attesting to its accuracy and completeness.(Dillon, M) (Entered: 04/12/2012)
04/30/2012	415	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: SCHEDULING CONFERENCE held on 4/30/2012. Final Pretrial Conference set for 12/17/2012 at 1:30 PM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. A 4 Day Court Trial set for 3/19/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge

		Lawrence K. Karlton. Court Order to follow. Plaintiffs Counsel David Porter present. Defendants Counsel Christopher Rench, Sara Romano, and Jennifer Neill present. (Krueger, M) (Entered: 04/30/2012)
04/30/2012	<u>416</u>	OPPOSITION by Richard M. Gilman to <u>404</u> MOTION for JUDGMENT <i>on the pleadings</i> . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Porter, David) (Entered: 04/30/2012)
05/03/2012	<u>417</u>	STATUS (PRETRIAL SCHEDULING) CONFERENCE ORDER signed by Judge Lawrence K. Karlton on 5/2/12: Discovery due by 7/16/2012. Completed Motions due 9/16/12 (all law and motion matters must be heard by this date); Final Pretrial Conference set for 12/17/2012 at 01:30 PM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Bench Trial set for 3/19/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. The parties represent in good faith that the trial will take approximately 4 days. (Meuleman, A) (Entered: 05/03/2012)
05/14/2012	<u>418</u>	REPLY by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch re <u>416</u> Opposition to Motion. (Attachments: # <u>1</u> Proof of Service Certificate of Service)(Rench, Christopher) (Entered: 05/14/2012)
05/21/2012	<u>419</u>	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: MOTION HEARING held on 5/21/2012 re <u>404</u> MOTION for JUDGMENT on the filed by Defendants. After oral argument, the Motion STANDS SUBMITTED. A Court Order to follow. Plaintiffs Counsel David Porter present. Defendants Counsel Christopher Rench and Sara Romano present. Court Reporter: C. Bodene. (Krueger, M) (Entered: 05/21/2012)
05/31/2012	<u>420</u>	ORDER signed by Judge Lawrence K. Karlton on 5/30/2012 GRANTING <u>404</u> Motion for Judgment on the Pleadings with respect to claims 2, 4, 5, and 7; DENYING <u>404</u> Motion for Judgment on the Pleadings with respect to all remaining claims. (Michel, G) (Entered: 05/31/2012)
06/01/2012	<u>421</u>	DESIGNATION/DISCLOSURE of EXPERT WITNESS by Richard M. Gilman. (Attachments: # <u>1</u> Declaration Expert Report of Barry Krisberg, Ph.D., # <u>2</u> Exhibit Curriculum Vitae of Barry Krisberg, Ph.D.)(Porter, David) (Entered: 06/01/2012)
06/29/2012	<u>422</u>	DESIGNATION/DISCLOSURE of EXPERT WITNESS by Edmund G. Brown, Jr. (Attachments: # <u>1</u> Exhibit 1)(Rench, Christopher) Modified on 7/3/2012 (Zignago, K.). (Entered: 06/29/2012)
06/29/2012	<u>423</u>	MID-LITIGATION STATEMENT by Defendants Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch. Attorney Romano, Sara added. (Attachments: # <u>1</u> Proof of Service)(Romano, Sara) Modified on 7/3/2012 (Zignago, K.). (Entered: 06/29/2012)
07/03/2012	<u>424</u>	STATEMENT of midlitigation status by Plaintiff Richard M. Gilman. (Porter, David) (Entered: 07/03/2012)
08/07/2012	<u>425</u>	MOTION for SUMMARY JUDGMENT by defendants. Motion Hearing set for 9/4/2012 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Rench, Christopher) Modified on 8/22/2012 (Marciel, M) (Entered: 08/07/2012)
08/07/2012	<u>426</u>	MOTION to DECERTIFY each plaintiff class by defendants. Motion Hearing set for 9/4/2012 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Rench, Christopher) Modified on 8/22/2012 (Marciel, M) Modified on 5/7/2013 (Meuleman, A). (Entered: 08/07/2012)
08/07/2012	<u>427</u>	NOTICE of Request to Seal Document(s) pursuant to L.R. 141 by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order)(Knox, Monica) (Entered: 08/07/2012)
08/07/2012	<u>428</u>	MOTION for SUMMARY JUDGMENT or, alternatively, for PRELIMINARY INJUNCTION by Richard M. Gilman. Motion Hearing set for 9/4/2012 at 10:00 AM before Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Points and Authorities, # <u>2</u> Declaration of Monica Knox, # <u>3</u> Statement of Undisputed Facts, # <u>4</u> Exhibit 1, # <u>5</u> Exhibit 2, # <u>6</u> Exhibit 3, # <u>7</u> Exhibit 4, # <u>8</u> Exhibit 5, # <u>9</u> Exhibit 6, # <u>10</u> Exhibit 7, #



		<u>11</u> Exhibit 8, # <u>12</u> Exhibit 9, # <u>13</u> Exhibit 10, # <u>14</u> Exhibit 11) (Knox, Monica) Modified on 8/8/2012 (Reader, L) (Entered: 08/07/2012)
08/21/2012	<u>429</u>	NOTICE of ASSOCIATION of COUNSEL by attorney Maria Chan for defendants. Attorney Chan, Maria G. added. (Chan, Maria) Modified on 8/21/2012 (Marciel, M) (Entered: 08/21/2012)
08/21/2012	<u>430</u>	OPPOSITION by defendants to <u>428</u> Motion for Summary Judgment or, alternatively, for Preliminary Injunction. Attorney Chan, Maria G. added. (Chan, Maria) Modified on 8/21/2012 (Marciel, M) (Entered: 08/21/2012)
08/21/2012	<u>431</u>	OPPOSITION by Richard M. Gilman to <u>426</u> Motion to Decertify each plaintiff class. (Knox, Monica) Modified on 8/22/2012 (Marciel, M) (Entered: 08/21/2012)
08/21/2012	<u>432</u>	MOTION for LEAVE to file Fifth <u>143</u> Amended Complaint by Richard M. Gilman. Motion Hearing set for 9/4/2012 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Porter, David) Modified on 8/22/2012 (Marciel, M) (Entered: 08/21/2012)
08/21/2012	<u>433</u>	EX PARTE MOTION to SHORTEN TIME for hearing on <u>432</u> Motion for Leave to file Fifth Amended Complaint by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order) (Porter, David) Modified on 8/22/2012 (Marciel, M) (Entered: 08/21/2012)
08/21/2012	<u>434</u>	LODGED – FIFTH AMENDED / SUPPLEMENTAL COMPLAINT for Declaratory and Injunctive Relief – Class Action filed by Richard M. Gilman. (Porter, David) Modified on 8/22/2012 (Marciel, M) (Entered: 08/21/2012)
08/21/2012	<u>435</u>	OPPOSITION by Richard M. Gilman to <u>425</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Declaration of Monica Knox in support, # <u>2</u> Response in Opposition to Statement of Undisputed Facts, # <u>3</u> Statement of Facts in Opposition) (Porter, David) Modified on 8/22/2012 (Marciel, M) (Entered: 08/21/2012)
08/23/2012	<u>436</u>	OPPOSITION by defendants to <u>433</u> Ex Parte Motion to Shorten Time to file <u>432</u> Motion for Leave to file Fifth Amended Complaint. (Chan, Maria) Modified on 8/24/2012 (Marciel, M) (Entered: 08/23/2012)
08/27/2012	<u>437</u>	ORDER signed by Judge Lawrence K. Karlton on 8/27/12 ORDERING that <u>433</u> the application for an order shortening time is GRANTED. Defendants reply to plaintiffs' <u>432</u> Motion for Leave to File the Fifth Amendment Complaint is due no later than 8/28/2012 at 4:30 p.m. Plaintiffs reply, if any, is due no later than 8/31/2012 at 4:30 p.m.. The motion for leave to amend is now SCHEDULED to be heard on 9/4/2012 at 10:00 a.m. on the court's regular Law & Motion Calendar. The cross-motions for summary judgment, the request to seal, and defendants' motion to decertify (Dkt. Nos. 425, 426 & 428), are REMOVED from the 9/4/2012 Law & Motion Calendar; and are SPECIALLY SET to be heard on 9/14/2012 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Replies to those motions, if any, shall be filed no later than 8/31/2012 at 4:30 p.m. (Kastilahn, A) (Entered: 08/27/2012)
08/28/2012	<u>438</u>	OPPOSITION by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch to <u>432</u> Motion for Leave to file Fifth <u>143</u> Amended Complaint. (Chan, Maria) (Entered: 08/28/2012)
08/31/2012	<u>439</u>	NOTICE of REQUEST to seal documents pursuant to L.R. 141 by Richard M. Gilman. (Attachments: # <u>1</u> Proof of Service) (Porter, David) Modified on 9/5/2012 (Marciel, M) (Entered: 08/31/2012)
08/31/2012	<u>440</u>	REPLY by plaintiffs to Opposition to <u>428</u> Motion for Summary Judgment or, alternatively, Preliminary Injunction. (Attachments: # <u>1</u> Exhibit 12, # <u>2</u> Exhibit 13, # <u>3</u> Exhibit 14, # <u>4</u> Exhibit 15, # <u>5</u> Exhibit 16) (Porter, David) Modified on 9/5/2012 (Marciel, M) (Entered: 08/31/2012)
08/31/2012	<u>441</u>	REPLY by Richard M. Gilman to defendants' Opposition to <u>432</u> Motion for Leave to file Fifth <u>143</u> Amended Complaint. (Porter, David) Modified on 9/5/2012 (Marciel, M) (Entered: 08/31/2012)
08/31/2012	<u>442</u>	REPLY by defendants to plaintiffs' Opposition to <u>426</u> Motion to Decertify each plaintiff class. (Rench, Christopher) Modified on 9/5/2012 (Marciel, M) (Entered: 08/31/2012)

		08/31/2012)
08/31/2012	<u>443</u>	REPLY by defendants to plaintiffs' <u>425</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Exhibit) (Rench, Christopher) Modified on 9/5/2012 (Marciel, M) (Entered: 08/31/2012)
09/04/2012	444	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: MOTION HEARING held on 9/4/2012 re <u>432</u> Motion for Leave to file Fifth <u>143</u> Amended Complaint filed by Richard M. Gilman. After oral argument, the matter stands SUBMITTED. Court order to follow. Plaintiffs Counsel Daniel Broderick, David Porter present. Defendants Counsel Maria Chan, Christopher Rench present. Court Reporter: M. Babbitt. (Rivas, A) (Entered: 09/04/2012)
09/07/2012	<u>445</u>	ORDER signed by Judge Lawrence K. Karlton on 9/6/2012 GRANTING <u>426</u> Motion to De-Certify the Class for Claims 1, 3 and 6; DENYING <u>432</u> Motion for leave to file a Fifth Amended Complaint. (Michel, G) (Entered: 09/07/2012)
09/14/2012	446	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: MOTION HEARING held on 9/14/2012 re <u>428</u> Motion for Summary Judgment or, alternatively, Preliminary Injunction filed by Richard M. Gilman, <u>426</u> Motion to Decertify each plaintiff class filed by Defendants, <u>425</u> Motion for Summary Judgment filed by Defendants. After oral argument, the matters stand SUBMITTED. Court order to follow. Plaintiffs Counsel David Porter, Monica Knox present. Defendants Counsel Christopher Rench, Maria Chan present. Court Reporter: M. Babbitt. (Rivas, A) (Entered: 09/14/2012)
12/03/2012	<u>447</u>	PRETRIAL STATEMENT by Plaintiff Richard M. Gilman. (Attachments: # <u>1</u> Appendix Plaintiffs' Witness and Exhibit Lists)(Porter, David) (Entered: 12/03/2012)
12/03/2012	<u>448</u>	STATEMENT of joint statement of facts by Plaintiff Richard M. Gilman. (Porter, David) (Entered: 12/03/2012)
12/10/2012	<u>449</u>	PRETRIAL STATEMENT by Defendants Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, M. Hochino, Jones Moore, Arnold Schwarzenegger, Booker Welch.(Rench, Christopher) (Entered: 12/10/2012)
12/10/2012	<u>450</u>	MOTION for STAY or REMOVAL from CLASS ACTION STATUS filed by Emil Joseph Exdahl, III. (Marciel, M) (Entered: 12/11/2012)
12/17/2012	<u>451</u>	ASSOCIATION of ATTORNEY: Added attorney Matthew McCrary Scoble for Richard M. Gilman. (Porter, David) (Entered: 12/17/2012)
12/17/2012	452	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: FINAL PRETRIAL CONFERENCE held on 12/17/2012. The parties are to meet on January 3, 2013 to go over the designated disputed facts. Updated Pretrial Conference Statements are due January 10, 2013. A Further Pretrial Conference is set for January 22, 2013 at 02:00 PM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Plaintiffs Counsel Monica Knox, Matthew Scoble, David Porter, Carter White, Daniel Broderick present. Defendants Counsel Christopher J. Rench, Maria G. Chan, Jennifer A. Neill present. (Rivas, A) (Entered: 12/17/2012)
01/10/2013	<u>453</u>	PRETRIAL STATEMENT by Defendants Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, M. Hochino, Jones Moore, Arnold Schwarzenegger, Booker Welch. (Attachments: # <u>1</u> List of Witnesses and Exhibits)(Rench, Christopher) (Entered: 01/10/2013)
01/10/2013	<u>454</u>	STATEMENT of revised joint statement of facts by Plaintiff Richard M. Gilman. (Porter, David) (Entered: 01/10/2013)
01/11/2013	<u>455</u>	MOTION for 2-DAY EXTENSION OF TIME and Proposed Order, to File Updated Pretrial Statement by Richard M. Gilman. (Porter, David) Modified on 1/14/2013 (Reader, L). (Entered: 01/11/2013)
01/14/2013	<u>456</u>	ORDER signed by Judge Lawrence K. Karlton on 1/14/2013 ORDERING <u>455</u> that the Plaintiffs' updated pretrial conference statement shall be filed on or before 1/14/2013. (Reader, L) (Entered: 01/14/2013)

01/14/2013	<u>457</u>	PRETRIAL STATEMENT by Plaintiff Richard M. Gilman. (Attachments: # <u>1</u> Updated Witness and Exhibit List)(Porter, David) (Entered: 01/14/2013)
01/22/2013	<u>458</u>	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: FINAL PRETRIAL CONFERENCE held on 1/22/2013. Bench Trial is CONTINUED TO 4/23/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Parties are to bring on Motions in Limine to be heard on 3/8/2013 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Court order to follow. Plaintiffs Counsel Monica Knox, Matthew Scoble, David Porter, Carter White present. Defendants Counsel Christopher J. Rench, Maria G. Chan, Jennifer A. Neill present. (Rivas, A) (Entered: 01/24/2013)
02/07/2013	<u>459</u>	PRETRIAL CONFERENCE ORDER [TENTATIVE] signed by Judge Lawrence K. Karlton on 2/7/13. Court Trial is now CONTINUED to 4/23/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Mena-Sanchez, L) (Entered: 02/07/2013)
02/08/2013	<u>460</u>	MOTION IN LIMINE & <i>Memorandum of Points and Authorities</i> by defendants. Motion Hearing set for 3/8/2013 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Rench, Christopher) Modified on 2/11/2013 (Kaminski, H). (Entered: 02/08/2013)
02/20/2013	<u>461</u>	STIPULATION and PROPOSED ORDER to exchange Exhibits on or before 3/4/2013 by Richard M. Gilman. (Porter, David) Modified on 2/21/2013 (Marciel, M) (Entered: 02/20/2013)
02/21/2013	<u>462</u>	OBJECTIONS by defendant Edmund G. Brown, Jr. to tentative <u>459</u> Pretrial Conference Order. (Rench, Christopher) Modified on 2/21/2013 (Marciel, M) (Entered: 02/21/2013)
02/21/2013	<u>463</u>	OBJECTIONS by plaintiff Richard M. Gilman to <u>459</u> Pretrial Conference Order. (Porter, David) Modified on 2/22/2013 (Marciel, M) (Entered: 02/21/2013)
02/22/2013	<u>464</u>	OPPOSITION by Richard M. Gilman to <u>460</u> MOTION IN LIMINE. (Porter, David) Modified on 2/25/2013 (Mena-Sanchez, L). (Entered: 02/22/2013)
02/26/2013	<u>465</u>	STIPULATION and ORDER signed by Judge Lawrence K. Karlton on 2/25/2013 ORDERING that the <u>459</u> Pretrial Conference Order [Tentative] is AMENDED to provide that the parties shall exchange copies of exhibits on or before 3/4/2013. (Zignago, K.) (Entered: 02/26/2013)
02/28/2013	<u>466</u>	RESPONSE by Edmund G. Brown, Jr to <u>463</u> Objections. (Rench, Christopher) (Entered: 02/28/2013)
03/01/2013	<u>467</u>	DESIGNATION of COUNSEL FOR SERVICE., attorney Daniel J. Broderick terminated (Harter, Linda) (Entered: 03/01/2013)
03/01/2013	<u>468</u>	REPLY by Edmund G. Brown, Jr re <u>464</u> Opposition to Motion. (Rench, Christopher) (Entered: 03/01/2013)
03/04/2013	<u>469</u>	NOTICE of Letter regarding <i>Vick's Opinion</i> by Edmund G. Brown, Jr. (Attachments: # <u>1</u> Exhibit <i>Vick's Opinion</i> )(Rench, Christopher) Modified on 3/5/2013 (Kastilahn, A). (Entered: 03/04/2013)
03/06/2013	<u>470</u>	ORDER signed by Judge Lawrence K. Karlton on 3/5/2013 ORDERING in limine Motions Hearing RESET for 5/13/2013 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton; Trial RESET for 6/25/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Waggoner, D) (Entered: 03/06/2013)
03/12/2013	<u>471</u>	ORDER by Chief Judge Morrison C. England, Jr.: Due to the recalled appointment of Magistrate Judge * Gregory G. Hollows* to the bench of the Eastern District, this action is reassigned to *Magistrate Judge Carolyn K. Delaney* for all further proceedings. (Waggoner, D) (Entered: 03/12/2013)
03/18/2013	<u>472</u>	OBJECTIONS TO PLAINTIFFS' PRETRIAL EXHIBITS by Defendants Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, M. Hochino, Jones Moore, Arnold Schwarzenegger, Booker Welch. (Chan, Maria) Modified on 3/19/2013 (Meuleman, A). (Entered: 03/18/2013)

04/02/2013	<u>473</u>	PRETRIAL CONFERENCE ORDER signed by Judge Lawrence K. Karlton on 3/29/13. (Meuleman, A) (Entered: 04/02/2013)
04/12/2013	<u>474</u>	REQUEST to Opt-Out of class action by A. Davies. (Kaminski, H) Modified on 5/9/2013 (Rivas, A). (Entered: 04/15/2013)
04/26/2013	<u>475</u>	ORDER signed by Judge Lawrence K. Karlton on 4/26/2013 ORDERING that the unopposed request to file documents under seal is GRANTED. The Clerk of the Court is directed to file and maintain Exhibits 1 and 5 to Plaintiffs' Motion for Summary Judgment and Preliminary Injunction under seal indefinitely. (Zignago, K.) (Entered: 04/26/2013)
04/26/2013	<u>476</u>	ORDER signed by Judge Lawrence K. Karlton on 4/26/2013 ORDERING that the unopposed request to file documents under seal is GRANTED. The Clerk of the Court is directed to file and maintain Exhibit 14 to Plaintiffs' Reply to Opposition to Motion for Summary Judgment (BPH 6145 to BPH 21171) under seal indefinitely. (Zignago, K.) (Entered: 04/26/2013)
04/26/2013	<u>477</u>	SEALED EVENT (Zignago, K.) (Entered: 04/26/2013)
04/26/2013	<u>478</u>	SEALED EVENT (Zignago, K.) (Entered: 04/26/2013)
05/07/2013	<u>479</u>	ORDER signed by Judge Lawrence K. Karlton on 5/6/13 DENYING <u>428</u> Motion for Summary Judgment; DENYING <u>425</u> Motion for Summary Judgment; and DENYING <u>426</u> Motion to Decertify the Remaining Classes. Motions to Opt Out of Class Action <u>450</u> and <u>474</u> are GRANTED. All currently scheduled dates in this matter are CONFIRMED. (Meuleman, A) Modified on 5/9/2013 (Rivas, A). (Entered: 05/07/2013)
05/08/2013	<u>480</u>	DEFENDANT'S AMENDMENT TO <u>460</u> Motion in Limine by Edmund G. Brown, Jr. (Chan, Maria) Modified on 5/10/2013 (Becknal, R). (Entered: 05/08/2013)
05/13/2013	<u>481</u>	MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: MOTION HEARING held on 5/13/2013 re <u>460</u> Motion in Limine. Arguments heard. After consideration, Defendant's motions in limine are GRANTED and/or DENIED as stated on the record in open court. Counsel are ordered to file and serve Proposed Findings of Fact and Conclusions of Law. Plaintiffs Counsel Matthew Scoble, Carter White, David Porter present. Defendants Counsel Christopher Rench, Maria Chan present. Court Reporter: M. Babbitt. (Rivas, A) Modified on 5/14/2013 (Rivas, A). (Entered: 05/14/2013)
05/14/2013	<u>482</u>	APPLICATION by Richard M. Gilman for Reconsideration of 481 Order granting <u>460</u> Motion to Exclude proposed Exhibit 66. (Attachments: # <u>1</u> Proposed Order) (Porter, David) Modified on 5/15/2013 (Marciel, M) Modified on 5/17/2013 (Meuleman, A). (Entered: 05/14/2013)
05/15/2013	<u>483</u>	RESPONSE by Edmund G. Brown, Jr. to plaintiffs' <u>482</u> Motion for Reconsideration. (Attachments: # <u>1</u> Certificate of Electronic Service) (Rench, Christopher) Modified on 5/15/2013 (Marciel, M) (Entered: 05/15/2013)
05/16/2013	<u>484</u>	REPLY by plaintiffs to defendants' <u>483</u> Response to <u>482</u> Application for Reconsideration. (Porter, David) Modified on 5/17/2013 (Marciel, M) (Entered: 05/16/2013)
05/17/2013	<u>485</u>	ORDER signed by Judge Lawrence K. Karlton on 5/16/13 DENYING <u>482</u> Application for Reconsideration. Plaintiffs are cautioned that they must comply with the Local Rules of this court, including those dealing with noticed motions and ex parte applications. (Meuleman, A) (Entered: 05/17/2013)
05/20/2013	<u>486</u>	MOTION for RECONSIDERATION re 481 Order on Motions in Limine by Richard M. Gilman. Motion Hearing SET for 6/17/2013 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Porter, David) Modified on 5/21/2013 (Michel, G). (Entered: 05/20/2013)
05/23/2013	<u>487</u>	ORDER signed by Judge Lawrence K. Karlton on 5/23/2013 DENYING WITH PREJUDICE <u>486</u> Motion for Reconsideration; VACATING the Motion Hearing as to <u>486</u> Motion for Reconsideration set for 6/17/2013. (Michel, G) (Entered: 05/23/2013)



05/28/2013	<u>488</u>	TRANSCRIPT of Proceedings held on 5-13-13, before Judge Lawrence K. Karlton, filed by Court Reporter Michelle Babbitt, E-mail mbabbitt@caed.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through Reporter Babbitt or PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 6/20/2013. Redacted Transcript Deadline set for 6/28/2013. Release of Transcript Restriction set for 8/26/2013. (Babbitt, M) (Entered: 05/28/2013)
06/11/2013	<u>489</u>	TRIAL BRIEF by Board of Parole Hearings, Edmund G. Brown, Jr.(Romano, Sara) (Entered: 06/11/2013)
06/11/2013	<u>490</u>	PROPOSED FINDINGS of FACT by Board of Parole Hearings, Edmund G. Brown, Jr. (Attachments: # <u>1</u> Proof of Service)(Rench, Christopher) Modified on 6/12/2013 (Donati, J). (Entered: 06/11/2013)
06/11/2013	<u>491</u>	PROPOSED FINDINGS of FACT by Richard M. Gilman.(Porter, David) (Entered: 06/11/2013)
06/11/2013	<u>492</u>	TRIAL BRIEF by Richard M. Gilman.(Porter, David) (Entered: 06/11/2013)
06/18/2013	<u>493</u>	STATEMENT designating portions of Depositions & Interrogatories intended to be offered or read by Plaintiff Richard M. Gilman. (Scoble, Matthew) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/18/2013	<u>494</u>	NOTICE re Post-Pretrial Discovery of Exhibit pursuant to <u>473</u> Pretrial Conference Order by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr., J. Davis, L. Dininni, M. Hochino, Jones Moore, Booker Welch. (Chan, Maria) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/18/2013	<u>495</u>	MOTION to CONTINUE Trial One Day by Richard M. Gilman. (Porter, David) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/18/2013	<u>496</u>	APPLICATION to Shorten Time to permit a ruling on <u>495</u> Motion to Continue by Richard M. Gilman. (Attachments: # <u>1</u> Proposed Order) (Porter, David) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/18/2013	<u>497</u>	MINUTE ORDER (TEXT ONLY) by Courtroom Deputy A. Rivas re <u>495</u> Motion to Continue. Defendants are instructed to file a response to Plaintiffs' Motion to Continue by 4:30PM today. Matter will then stand SUBMITTED. Ordered by Judge Lawrence K. Karlton on June 18, 2013. (Rivas, A) (Entered: 06/18/2013)
06/18/2013	<u>498</u>	PROPOSED ORDER granting <u>495</u> Motion to Continue Trial by Richard M. Gilman. (Porter, David) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/18/2013	<u>499</u>	OPPOSITION to <u>495</u> Motion to Continue Trial by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr., J. Davis, L. Dininni, M. Hochino, Jones Moore, Booker Welch. (Attachments: # <u>1</u> Declaration of Maria G. Chan) (Chan, Maria) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/18/2013	<u>500</u>	REPLY to <u>492</u> Trial Brief by Board of Parole Hearings, Edmund G. Brown, Jr. (Romano, Sara) Modified on 6/19/2013 (Michel, G). (Entered: 06/18/2013)
06/19/2013	<u>501</u>	NOTICE re Relabel and Completion of Defendant's Exhibit Y by Richard M. Gilman. (Porter, David) Modified on 6/20/2013 (Michel, G). (Entered: 06/19/2013)
06/19/2013	<u>502</u>	ORDER signed by Judge Lawrence K. Karlton on 6/19/2013 GRANTING <u>495</u> Motion to Continue Trial. Trial is CONTINUED TO 6/26/2013 at 09:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Donati, J) (Entered: 06/19/2013)
06/20/2013	<u>503</u>	OBJECTIONS to <u>501</u> Notice re Relabel and Completion of Defendant's Exhibit Y by Defendants Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, M. Hochino, Jones Moore, Booker Welch. (Attachments: # <u>1</u> Attachment A) (Chan, Maria) Modified on 6/21/2013 (Michel, G). (Entered: 06/20/2013)
06/21/2013	<u>504</u>	MINUTE ORDER (TEXT ONLY) by Courtroom Deputy A. Rivas. The parties are hereby notified that the Bench Trial set for 06/26/2013 is CONTINUED to 6/27/2013 at 09:15 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Ordered by



		Judge Lawrence K. Karlton on June 21, 2013. (Rivas, A) (Entered: 06/21/2013)
06/25/2013	<u>505</u>	JOINT STATEMENT Regarding Present Trial Dates and Schedule by Defendants Board of Parole Hearings, Edmund G. Brown, Jr re 504 Minute Order. (Chan, Maria) Modified on 6/27/2013 (Zignago, K.). (Entered: 06/25/2013)
06/27/2013	<u>506</u>	MINUTES for proceedings held before Judge Lawrence K. Karlton: BENCH TRIAL – Day 1 held on 6/27/2013. Opening Statments. Witnesses Thomas Masters and Monica Knox. EXHIBITS ADMITTED: Plaintiffs Exhibits 1, 53, 54. EXHIBIT IN EVIDENCE (No objections): Plaintiffs exhibits 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 35, 36, 49, 72, 73, 74, 76. Defendants exhibits A, U, V, W, X, Z, 2A, 2B. Court in recess until 6/28/2013 at 9:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Plaintiffs Counsel Matthew Scoble, David Porter, Carter White present. Defendants Counsel Maria Chan, Christopher Rench present. Court Reporter: D. Shepard. (Rivas, A) (Entered: 06/27/2013)
06/27/2013	<u>507</u>	BRIEF regarding plaintiffs' use of summarized testimony pursuant to Rule 1006, Federal Rules of Evidence by Richard M. Gilman. (Porter, David) Modified on 6/28/2013 (Michel, G). (Entered: 06/27/2013)
06/28/2013	<u>508</u>	REPLY by Board of Parole Hearings, Edmund G. Brown, Jr re <u>507</u> Brief. (Chan, Maria) (Entered: 06/28/2013)
06/28/2013	<u>509</u>	MINUTES for proceedings held before Judge Lawrence K. Karlton: BENCH TRIAL – Day 2 held on 6/28/2013. Witnesses: Dr. Barry Krisberg, Dr. Stephen P. Klein, Monica Knox. EXHIBITS ADMITTED: Plaintiffs Exhibits 51, 52, 54, 56, 67, 68, 75, 77. Court in recess until 7/01/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Plaintiffs Counsel Matthew Scoble, David Porter, Carter White present. Defendants Counsel Maria Chan, Christopher Rench, Sara Romano present. Court Reporter: D. Shepard. (Rivas, A) (Entered: 07/01/2013)
07/01/2013	<u>510</u>	MINUTES for proceedings held before Judge Lawrence K. Karlton: BENCH TRIAL – Day 3 held on 7/1/2013. Witnesses: Monica Knox, Jennifer Shaffer. EXHIBITS ADMITTED: Plaintiffs Exhibits 30, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 55, 57, 58, 61, 62, 69, 70, 71, 80. Court in recess until 7/2/2013 at 10:30 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. Plaintiffs Counsel Matthew Scoble, David Porter, Carter White present. Defendants Counsel Maria Chan, Christopher Rench, Sara Romano present. Court Reporter: D. Shepard. (Rivas, A) (Entered: 07/03/2013)
07/02/2013	<u>511</u>	MINUTES for proceedings held before Judge Lawrence K. Karlton: BENCH TRIAL – Day 4 completed on 7/2/2013. Witness Jennifer Shaffer. Defendants rested. Plaintiffs rested. The parties stipulated to a briefing schedule re closing briefs: Simultaneous Briefs due 09/30/2013; Replies due 10/21/2013. The matter will then stand SUBMITTED. Plaintiffs Counsel Matthew Scoble, David Porter, Monica Knox, Carter White present. Defendants Counsel Maria Chan, Christopher Rench, Sara Romano present. Court Reporter: D. Shepard. (Rivas, A) (Entered: 07/03/2013)
08/05/2013	<u>512</u>	TRANSCRIPT of Proceedings, Bench Trial Volume 1, held on June 27, 2013, before Judge Lawrence K. Karlton, filed by Court Reporter Diane Shepard, Phone number 916-554-7460 E-mail diane.shepard@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 8/26/2013. Redacted Transcript Deadline set for 9/6/2013. Release of Transcript Restriction set for 11/4/2013. (Shepard, D) (Entered: 08/05/2013)
08/05/2013	<u>513</u>	TRANSCRIPT of Proceedings, Bench Trial Volume 2, held on June 28, 2013, before Judge Lawrence K. Karlton, filed by Court Reporter Diane Shepard, Phone number 916-554-7460 E-mail diane.shepard@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 8/26/2013. Redacted Transcript Deadline set for 9/6/2013. Release of Transcript Restriction set for 11/4/2013. (Shepard, D) (Entered: 08/05/2013)

08/05/2013	<u>514</u>	TRANSCRIPT of Proceedings, Bench Trial Volume 3, held on July 1, 2013, before Judge Lawrence K. Karlton, filed by Court Reporter Diane Shepard, Phone number 916-554-7460 E-mail diane.shepard@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 8/26/2013. Redacted Transcript Deadline set for 9/6/2013. Release of Transcript Restriction set for 11/4/2013. (Shepard, D) (Entered: 08/05/2013)
08/05/2013	<u>515</u>	TRANSCRIPT of Proceedings, Bench Trial Volume 4, held on July 2, 2013, before Judge Lawrence K. Karlton, filed by Court Reporter Diane Shepard, Phone number 916-554-7460 E-mail diane.shepard@gmail.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction must be filed within 5 court days. Redaction Request due 8/26/2013. Redacted Transcript Deadline set for 9/6/2013. Release of Transcript Restriction set for 11/4/2013. (Shepard, D) (Entered: 08/05/2013)
09/30/2013	<u>516</u>	CLOSING BRIEF by defendants. (Rench, Christopher) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>517</u>	WRITTEN SUMMATION following Trial by Richard M. Gilman. (Attachments: # <u>1</u> Tabs 1-5, # <u>2</u> Tab 6, # <u>3</u> Tab 7) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>518</u>	APPENDIX – TAB 8 by Richard M. Gilman in support of <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 8, Part 2, # <u>2</u> Tab 8, Part 3) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>519</u>	APPENDIX – TAB 9 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 9, Part 2, # <u>2</u> Tab 10, # <u>3</u> Tab 11, # <u>4</u> Tab 12, # <u>5</u> Tab 13) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>520</u>	APPENDIX – TAB 14 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 14, Part 2, # <u>2</u> Tab 15) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>521</u>	APPENDIX – TAB 16 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 17, # <u>2</u> Tab 18, # <u>3</u> Tab 19, # <u>4</u> Tab 20) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>522</u>	APPENDIX – TAB 21 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 22, # <u>2</u> Tab 23, # <u>3</u> Tab 24) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>523</u>	APPENDIX – TAB 29 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 30, # <u>2</u> Tab 31) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>524</u>	APPENDIX – TAB 32 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 33, # <u>2</u> Tab 34) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>525</u>	APPENDIX – TAB 35 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 36, # <u>2</u> Tab 37, # <u>3</u> Tab 38, # <u>4</u> Tab 39, # <u>5</u> Tab 40, # <u>6</u> Tab 41) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>526</u>	APPENDIX – TAB 35 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 43, # <u>2</u> Tab 44, # <u>3</u> Tab 45, # <u>4</u> Tab 46, # <u>5</u> Tab 47) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
09/30/2013	<u>527</u>	APPENDIX – TAB 48 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 49, # <u>2</u> Tab 50, # <u>3</u> Tab 51) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)

09/30/2013	<u>528</u>	APPENDIX – TAB 52 by Richard M. Gilman for <u>517</u> Closing Brief filed by Richard M. Gilman. (Attachments: # <u>1</u> Tab 53, # <u>2</u> Tab 54, # <u>3</u> Tab 55, # <u>4</u> Tab 56) (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 09/30/2013)
10/02/2013	<u>529</u>	NOTICE of Corrected Attachment #1, Tabs 1 – 5 by Richard M. Gilman for <u>517</u> Closing Brief. (Knox, Monica) Modified on 10/2/2013 (Marciel, M) (Entered: 10/02/2013)
10/21/2013	<u>530</u>	REPLY by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch re <u>517</u> Brief. (Rench, Christopher) (Entered: 10/21/2013)
10/21/2013	<u>531</u>	REPLY by Richard M. Gilman re <u>516</u> Brief. (Porter, David) (Entered: 10/21/2013)
02/28/2014	<u>532</u>	ORDER signed by Judge Lawrence K. Karlton on 2/27/14: Going forward, the Board shall apply Cal. Penal Code § 3041.5, as it existed prior to Proposition 9, to all class members. That is, all class members are entitled to a parole hearing annually, unless the Board finds, under former Section 3041.5(b) that a longer deferral period is warranted. The Governor of California shall refrain from imposing longer sentences on class members than are called for by application of the same factors the Board is required to consider, as provided for by Proposition 89.43 This order is stayed for 31 days, and goes into effect immediately thereafter, unless a timely appeal is filed. (Kaminski, H) (Entered: 02/28/2014)
02/28/2014	<u>533</u>	(VACATED per <u>569</u> Order) JUDGMENT dated *2/28/2014* pursuant to order signed by Judge Lawrence K. Karlton on 2/27/14. (Kaminski, H) Modified on 5/9/2017 (Kastilahn, A). (Entered: 02/28/2014)
03/05/2014	<u>535</u>	RECEIPT For Trial Exhibits from Plaintiffs and Defendants. (Meuleman, A) Modified on 3/10/2014 (Reader, L). (Entered: 03/06/2014)
03/07/2014	<u>534</u>	MOTION to ALTER or AMEND to <u>533</u> JUDGMENT by Richard M. Gilman. Motion Hearing set for 4/7/2014 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Porter, David) Modified on 3/11/2014 (Marciel, M) (Entered: 03/07/2014)
03/11/2014	<u>536</u>	ORDER signed by Judge Lawrence K. Karlton on 3/10/2014 DENYING plaintiffs' <u>534</u> Motion to Alter or Amend <u>533</u> Judgment and the hearing on this Motion, set for 4/7/2014, is VACATED. (Marciel, M) (Entered: 03/11/2014)
03/14/2014	<u>537</u>	[ *** STRICKEN PER <u>539</u> ORDER *** ] MOTION for Court order enforcing granting of parole by Ivan Von Staich. (Attachments: # <u>1</u> Letter and Exhibits, # <u>2</u> Proposed Order) (Zignago, K.) Modified on 3/26/2014 (Zignago, K.). (Entered: 03/18/2014)
03/26/2014	<u>539</u>	ORDER signed by Judge Lawrence K. Karlton on 3/25/2014 ORDERING that the Clerk of the Court shall STRIKE <u>537</u> Motion and shall not file in this action any further documents submitted by an inmate proceeding pro se. All documents bearing the above-captioned case name and/or number which are submitted to the Clerk of the Court by an inmate proceeding pro se shall be returned to the inmate with a copy of this order. (Zignago, K.) (Entered: 03/26/2014)
03/27/2014	<u>540</u>	NOTICE of APPEAL by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch. (Attachments: # <u>1</u> Exhibit – Attachment 1)(Rench, Christopher) (Entered: 03/27/2014)
03/27/2014		RECEIPT number #CAE200059019 \$505.00 fbo Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch by State of California on 3/27/2014 RE: Notice of Appeal <u>540</u> . (Mena-Sanchez, L) (Entered: 03/27/2014)
03/28/2014	<u>541</u>	APPEAL PROCESSED to Ninth Circuit re <u>540</u> Notice of Appeal, filed by Jones Moore, Edmund G. Brown, Jr., Arnold Schwarzenegger, J. Davis, M. Hochino, Booker Welch, Susan Fisher, Board of Parole Hearings, L Dininni, M. Perez, Dennis Kenneally, Noreen Blonien. Notice of Appeal filed *3/27/2014*, Complaint filed *4/27/2005* and Appealed Order / Judgment filed *2/28/2014*. Court Reporter: *D.

		Shepard*. *Fee Status: Paid on 3/27/2014 in the amount of \$505.00* (Attachments: # <u>1</u> Appeal Information) (Kastilahn, A) (Entered: 03/28/2014)
03/28/2014	<u>542</u>	MOTION for ATTORNEY FEES by Richard M. Gilman. Motion Hearing set for 5/5/2014 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Exhibit)(White, Carter) (Entered: 03/28/2014)
04/04/2014	<u>543</u>	TRANSCRIPT REQUEST by Noreen Blonien, Board of Parole Hearings, Edmund G. Brown, Jr, J. Davis, L Dininni, Susan Fisher, M. Hochino, Dennis Kenneally, Jones Moore, M. Perez, Arnold Schwarzenegger, Booker Welch (Rench, Christopher) (Entered: 04/04/2014)
04/08/2014	<u>544</u>	NOTICE of APPEAL by Richard M. Gilman. (Knox, Monica) (Entered: 04/08/2014)
04/09/2014	<u>545</u>	APPEAL PROCESSED to Ninth Circuit re <u>544</u> Notice of Appeal filed by Richard M. Gilman. Notice of Appeal filed *4/8/2014*, Complaint filed *4/27/2005* and Appealed Order / Judgment filed *5/17/2013*. Court Reporter: *D. Shepard*. *Fee Status: IFP Granted on 6/2/2008* (Attachments: # <u>1</u> Appeal Information) (Zignago, K.) (Entered: 04/09/2014)
04/21/2014	<u>546</u>	OPPOSITION by defendants to plaintiffs' <u>542</u> Motion for Attorney Fees. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5) (Romano, Sara) Modified on 4/22/2014 (Marciel, M) (Entered: 04/21/2014)
04/21/2014	<u>547</u>	MOTION to ENFORCE JUDGMENT by Richard M. Gilman. Motion Hearing set for 5/19/2014 at 10:00 AM before Judge Lawrence K. Karlton. (Porter, David) (Entered: 04/21/2014)
04/22/2014	548	USCA CASE NUMBER 14-15613 for <u>540</u> Notice of Appeal, filed by Jones Moore, Edmund G. Brown, Jr., Arnold Schwarzenegger, J. Davis, M. Hochino, Booker Welch, Susan Fisher, Board of Parole Hearings, L Dininni, M. Perez, Dennis Kenneally, Noreen Blonien. (Zignago, K.) (Entered: 04/22/2014)
04/22/2014	549	USCA CASE NUMBER 14-15680 for <u>544</u> Notice of Appeal filed by Richard M. Gilman. (Zignago, K.) (Entered: 04/22/2014)
04/28/2014	<u>550</u>	REPLY by Richard M. Gilman to RESPONSE to <u>542</u> Motion for Attorney Fees. (Attachments: # <u>1</u> Declaration of Ernest Galvan with exhibits)(White, Carter) (Entered: 04/28/2014)
04/30/2014	<u>551</u>	ORDER signed by Judge Lawrence K. Karlton on 4/29/2014 VACATING the 5/5/2014 <u>542</u> Motion for Attorney Fees hearing and taking the matter under submission. (Donati, J) (Entered: 04/30/2014)
05/05/2014	<u>552</u>	DEFENDANTS' OPPOSITION to <u>547</u> Motion to Enforce Judgment. (Rench, Christopher) Modified on 5/8/2014 (Becknal, R). (Entered: 05/05/2014)
05/12/2014	<u>553</u>	REPLY by Richard M. Gilman re <u>552</u> Opposition to Motion. (Knox, Monica) (Entered: 05/12/2014)
05/13/2014	<u>554</u>	ORDER signed by Judge Lawrence K. Karlton on 5/12/14 ORDERING that the <u>547</u> Motion to Enforce Judgment is taken under submission and the 5/19/14 hearing is VACATED. (Manzer, C) (Entered: 05/13/2014)
07/23/2014	<u>555</u>	ORDER signed by Judge Lawrence K. Karlton on 7/22/2014 GRANTING <u>547</u> Plaintiffs' Motion to Enforce Judgment; and that portion of the court's order and judgment <u>532</u> , <u>533</u> , that issued a stay pending appeal is hereby VACATED, effective 21 days from the date of this order, so that a stay may be sought from the Ninth Circuit. (Reader, L) (Entered: 07/23/2014)
07/28/2014	<u>556</u>	ORDER signed by Judge Lawrence K. Karlton on 7/25/2014 GRANTING IN PART the <u>542</u> Motion for Attorney Fees; ORDERING the defendants to pay the plaintiffs' counsel such fees in the total amount of \$34,201.56; DENYING the defendants' Request for Stay of Payment without prejudice to its renewal under F.R.Cv.P. Rule 61(d), or pursuant to a motion otherwise explaining their entitlement to a stay. (Michel, G) (Entered: 07/28/2014)
07/29/2014	<u>557</u>	REQUEST for <i>Order Shortening Time to Hear Motion for Reconsideration; Declaration of Maria G. Chan</i> by Noreen Blonien, Board of Parole Hearings, Edmund



		G. Brown, Jr, J. Davis, L Dininni, M. Hochino, Jones Moore, Booker Welch. (Attachments: # <u>1</u> Proposed Order)(Chan, Maria) (Entered: 07/29/2014)
07/29/2014	<u>558</u>	Defendants' MOTION for RECONSIDERATION re <u>557</u> Request. Motion Hearing set for 8/4/2014 at 10:00 AM in Courtroom 4 (LKK) before Judge Lawrence K. Karlton. (Chan, Maria) Modified on 7/31/2014 (Mena-Sanchez, L). (Entered: 07/29/2014)
07/30/2014	<u>559</u>	RESPONSE by Richard M. Gilman to <u>558</u> MOTION for RECONSIDERATION re <u>557</u> Request, and <i>Clarification</i> . (Knox, Monica) (Entered: 07/30/2014)
08/05/2014	<u>560</u>	ORDER signed by Judge Lawrence K. Karlton on 8/5/2014 ORDERING <u>557</u> defendants application for an Order ShorteningTime is DENIED; and defendants' <u>558</u> Motion for Reconsideration is DENIED. (Waggoner, D) (Entered: 08/05/2014)
02/22/2016	<u>561</u>	ORDER REASSIGNING CASE signed by Chief Judge Morrison C. England, Jr.: Due to the retirement of District Judge *Lawrence K. Karlton* from the bench of the Eastern District of California, this action is reassigned to *Chief Judge Morrison C. England, Jr* for all further proceedings. (Donati, J) (Entered: 02/22/2016)
02/22/2016	<u>562</u>	USCA OPINION as to <u>540</u> & <u>544</u> Notices of Appeal. The decision of the District Court is REVERSED and REMANDED with instructions. CASE REOPENED. (Donati, J) (Entered: 02/22/2016)
03/01/2016	<u>563</u>	NOTICE of APPEARANCE by Ann Catherine McClintock on behalf of Richard M. Gilman. Attorney McClintock, Ann Catherine added. (McClintock, Ann) (Entered: 03/01/2016)
06/02/2016	<u>564</u>	USCA MANDATE as to <u>544</u> Notice of Appeal filed by Richard M. Gilman, <u>540</u> Notice of Appeal, filed by Jones Moore, Edmund G. Brown, Jr., Arnold Schwarzenegger, J. Davis, M. Hochino, Booker Welch, Susan Fisher, Board of Parole Hearings, L Dininni, M. Perez, Dennis Kenneally, Noreen Blonien. The decision of the District Court is Reversed and Remanded. (Washington, S) Modified on 6/3/2016 (Washington, S). (Entered: 06/03/2016)
06/07/2016	<u>565</u>	NOTICE of Plaintiffs' Intent to File Petition for Certiorari by Richard M. Gilman. (McClintock, Ann) (Entered: 06/07/2016)
08/18/2016	<u>566</u>	MOTION Suggestion of Death; Mtn to Substitute Paul Madden as Named Representative Plaintiff by Richard M. Gilman. Motion Hearing set for 9/22/2016 at 02:00 PM in Courtroom 7 (MCE) before District Judge Morrison C. England Jr.. (Attachments: # <u>1</u> Proposed Order)(McClintock, Ann) (Entered: 08/18/2016)
09/20/2016	<u>567</u>	MINUTE ORDER (Text Only) issued by courtroom deputy for District Judge, Morrison C. England, Jr.: On the Court's own motion and pursuant to Local Rule 230(g), the Plaintiffs' Motion of Suggestion of Death (ECF No. 566), scheduled for hearing on September 22, 2016, is submitted without oral argument and the hearing is vacated. If the Court determines that oral argument is needed it will be scheduled at a later date. Any outstanding request for telephonic appearance is denied as moot. (Deutsch, S) (Entered: 09/20/2016)
09/22/2016	<u>568</u>	ORDER signed by District Judge Morrison C. England, Jr on 9/21/16 ORDERING that the Court finds that the rights of the class members survive Mr. Gilman's death, this action does not abate, but proceeds in favor of the remaining plaintiff class members. Therefore, Plaintiffs' request that class member PAUL MADDEN be substituted as Plaintiffs' named plaintiff representative is GRANTED. The Clerk is directed to change the caption of this action to Paul Madden, et al. v. Edmund G. Brown, et al., (Becknal, R) (Entered: 09/22/2016)
05/09/2017	<u>569</u>	ORDER signed by District Judge Morrison C. England, Jr., on 5/9/17 ORDERING that the judgment entered on 2/28/2014, is VACATED, and the Clerk is directed to enter judgment for the State of California. CASE CLOSED (Kastilahn, A) (Entered: 05/09/2017)
05/09/2017	<u>570</u>	JUDGMENT dated *5/9/17* entered pursuant to order signed by District Judge Morrison C. England, Jr., on 5/9/17. (Kastilahn, A) (Entered: 05/09/2017)