

**U.S. District Court  
Eastern District of California – Live System (Sacramento)  
CIVIL DOCKET FOR CASE #: 2:99-cv-00497-MCE-JFM**

Barden, et al v. City of Sacramento, et al  
Assigned to: Chief Judge Morrison C. England, Jr  
Referred to: Magistrate Judge John F. Moulds  
Demand: \$0  
Case in other court: 01-15744  
Cause: 42:12101 Americans with Disabilities Act

Date Filed: 03/15/1999  
Date Terminated: 01/22/2004  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Joan Barden**

represented by **Kresta Nora Daly**  
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**LEAD ATTORNEY**  
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**Plaintiff**

**Susan Barnhill**

represented by **Kresta Nora Daly**  
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**LEAD ATTORNEY**  
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**Larry Wayne Paradis**

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*LEAD ATTORNEY*  
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**Melissa Wendy Kasnitz**  
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**Stuart John Seaborn**  
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**Plaintiff**

**Hollylynn DeLil**  
*TERMINATED: 12/19/2000*

represented by **Larry Wayne Paradis**  
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*LEAD ATTORNEY*  
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**Melissa Wendy Kasnitz**  
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*TERMINATED: 12/19/2000*

**Stuart John Seaborn**  
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**Plaintiff**

**Jeffrey Evans**

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**Larry Wayne Paradis**  
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**Melissa Wendy Kasnitz**  
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**Stuart John Seaborn**  
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**Plaintiff**

**Tony Martinez**

represented by **Kresta Nora Daly**  
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**Larry Wayne Paradis**  
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**Melissa Wendy Kasnitz**  
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**Stuart John Seaborn**  
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**Plaintiff**

**Brenda Pickern**

represented by **Kresta Nora Daly**  
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**Larry Wayne Paradis**  
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**Stuart John Seaborn**  
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**Plaintiff**

**Suzanne Fitts Valters**

represented by **Kresta Nora Daly**  
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**Larry Wayne Paradis**  
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**Stuart John Seaborn**  
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**Plaintiff**

**Mitch Watkins**

represented by **Kresta Nora Daly**  
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**Larry Wayne Paradis**  
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**Melissa Wendy Kasnitz**  
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**Stuart John Seaborn**  
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**Plaintiff**

**Carol Wolfington**

*TERMINATED: 12/19/2000*

represented by **Larry Wayne Paradis**  
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**Melissa Wendy Kasnitz**  
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*TERMINATED: 12/19/2000*

**Stuart John Seaborn**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Jeff Thom**

represented by **Kresta Nora Daly**  
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**Larry Wayne Paradis**  
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*ATTORNEY TO BE NOTICED*

**Melissa Wendy Kasnitz**  
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*LEAD ATTORNEY*  
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**Stuart John Seaborn**  
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V.

**Defendant**

**City of Sacramento**

represented by **David S. Womack**  
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**Gerald Charles Hicks**  
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 TERMINATED: 07/14/2000

**Defendant**

**Mike Kashiwagi**  
 Director Department of Public Works for  
 the City of Sacramento

represented by **Gerald Charles Hicks**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

**Shana Susan Faber**  
 (See above for address)  
 TERMINATED: 07/14/2000

V.

**Unknown**

**Peter Eckert**

represented by **Thomas Nelson Stewart , III**  
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 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text   |
|------------|---|---|
| 03/15/1999 | 1 | COMPLAINT for Violation of Civil Rights; jury demand, fee status paid, receipt # 191366, assigned to Senior Judge Milton L. Schwartz referred to Magistrate Judge John F. Moulds (old) (Entered: 03/16/1999)  |
| 03/15/1999 | 2 | ORDER setting scheduling conference for 9:00 5/7/99 before Senior Judge Milton L. Schwartz (cc: all counsel) (old) (Entered: 03/16/1999)  |
| 03/29/1999 | 3 | WAIVER OF SERVICE by defendant City of Sacramento on 3/19/99 (kdc) (Entered: 03/30/1999)  |
| 04/06/1999 | 4 | AMENDED COMPLAINT [1-1] by plaintiff adding Mike Kashiwagi; jury demand (kdc) (Entered: 04/07/1999)   |
| 04/26/1999 | 5 | WAIVER OF SERVICE by defendant City of Sacramento on 4/19/99 (kdc) (Entered: 04/27/1999)  |
| 04/29/1999 | 6 | STATUS CONFERENCE STATEMENT by plaintiffs (kdc) (Entered: 04/30/1999)   |
| 04/29/1999 | 7 | STATUS REPORT by defendants (kdc) (Entered: 04/30/1999)   |
| 05/07/1999 | 8 | MINUTES before Senior Judge Milton L. Schwartz: status conference held on 5/7/99; final pretrial conference set for 2:00 10/13/00; jury trial set for 9:30 1/8/01 (kdc) (Entered: 05/10/1999)   |
| 05/11/1999 | 9 | SCHEDULING CONFERENCE ORDER by Senior Judge Milton L. Schwartz ORDERING final pretrial conference set for 2:00 10/13/00; jury trial set for 9:30 1/8/00 (cc: all counsel) (kdc) (Entered: 05/11/1999)   |
| 05/20/1999 |   | RESERVICE of DOCUMENT(S) [9-1], [9-2] addressed to plaintiff Joan Barden, plaintiff Susan Barnhill, plaintiff Hollynn DeLil, plaintiff Jeffrey Evans, plaintiff Tony Martinez, plaintiff Brenda Pickern, plaintiff Suzanne Fitts Valters, plaintiff Mitch Watkins, plaintiff Carol Wolfington, defendant City of Sacramento, defendant Mike Kashiwagi (cc: all counsel) (kdc) (Entered: 05/20/1999) |

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| 06/04/1999 |           | RESERVICE of DOCUMENT(S) [9-1], [9-2] addressed to plaintiff, defendant (cc: all counsel) (kdc) (Entered: 06/04/1999)   |
| 06/04/1999 | 10        | ANSWER by defendant; jury demand (old) (Entered: 06/07/1999)  |
| 05/04/2000 |           | NOTICE of designation of reporter's transcripts on appeal by plaintiff regarding [126-1] (hk) Modified on 05/07/2001 (Entered: 05/07/2001)  |
| 05/19/2000 | 11        | JOINT APPLICATION for 60 day extension of time to disclose expert witnesses (ar) (Entered: 05/22/2000)  |
| 05/19/2000 |           | LODGED Proposed Order extending time to disclose expert witnesses (ar) (Entered: 05/22/2000)  |
| 05/23/2000 | <u>12</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING that plt's designation of expert witnesses extended to 7/17/00, dfts' designation of expert witnesses extended to 8/1/00 (cc: all counsel) (nnd) (Entered: 05/23/2000)  |
| 06/30/2000 | 13        | LETTER to court from counsel for plaintiffs enclosed two stipulations for continuance of pretrial and trial dates (nnd) (Entered: 07/03/2000)   |
| 07/11/2000 | <u>14</u> | STIPULATION AND ORDER by Senior Judge Milton L. Schwartz e pltfs designation of expert witnesses set for 11/20/00; dfts 12/4/00; discovery ddl set for 1/9/01; motion filing ddl set for 1/17/01; final pretrial conf set for 2/16/01 2:00; jury trial set for 9:30 5/14/01 (cc: all counsel) (ljr) (Entered: 07/11/2000)   |
| 07/11/2000 | <u>15</u> | STIPULATION AND ORDER by Senior Judge Milton L. Schwartz that this action shall proceed a class action under FRCP Rule 23(b)(2); pltfs Joan Barden, Susan Barnhill, Hollynn Delil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Jeff Thom, Suzanne Fitts Valters, Mitch Watkins, and Carol Wolfington be certified as class representatives and that pltfs' counsel, Disability Rights Advocates be certified as counsel for the class (cc: all counsel) (ljr) (Entered: 07/11/2000) |
| 07/14/2000 | 16        | SUBSTITUTION OF ATTORNEY Gerald Charles Hicks replacing attorney Shana Susan Faber for City of Sacramento, attorney Shana Susan Faber for Mike Kashiwagi (ljr) (Entered: 07/17/2000)  |
| 07/20/2000 | 17        | LETTER to court from counsel for plfts and dfts re mediation (hk) (Entered: 07/21/2000)   |
| 08/07/2000 | 18        | LETTER to court from counsel Gerald C Hicks confirming settlement conference date of 9/11/00 at 3:00 and noting possible need for additional time (old) (Entered: 08/08/2000)   |
| 08/09/2000 | 19        | MOTION for partial summary judgment by pltfs Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom ; memorandum of points and authorities in support thereof; motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For 10/27/00 at 9:00 (ljr) Modified on 08/09/2000 (Entered: 08/09/2000)  |
| 08/09/2000 | 20        | NOTICE by pltfs Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom of motion for summary judgment [19-1] (ljr) (Entered: 08/09/2000)   |
| 08/09/2000 |           | LODGED proposed order granting partial summary judgment by pltfs Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom (ljr) (Entered: 08/09/2000)  |
| 08/09/2000 | 21        | STATEMENT by pltfs Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom of of undisputed facts in support of partial summary judgment [19-1] (ljr) (Entered: 08/09/2000)   |
| 08/09/2000 | 22        | DECLARATION by pltfs of Paul Church in support of motion for partial summary judgment [19-1] (ljr) (Entered: 08/09/2000)  |

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| 08/09/2000 | 23 | DECLARATION by pltfs of Melissa W Kasnitz in support of motion for partial summary judgment [19-1] (ljr) (Entered: 08/09/2000)   |
| 08/09/2000 | 24 | PROOF OF SERVICE by pltfs Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom of [19-1], [20-1], [0-0], [21-1], [22-1], [23-1] (ljr) (Entered: 08/09/2000) |
| 08/28/2000 | 25 | MOTION for partial summary judgment by defendants City of Sacramento and Mike Kashiwagi motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For 10/27/00 at 9:00 (old) (Entered: 08/29/2000)  |
| 08/28/2000 | 26 | MEMORANDUM OF POINTS AND AUTHORITIES by defendant City of Sacramento in support of defendants' motion for partial summary judgment [25-1] (old) (Entered: 08/29/2000)  |
| 08/28/2000 | 27 | STATEMENT by defendant City of Sacramento of undisputed facts and supporting evidence in support of defendants' motion for partial summary judgment [25-1] (old) (Entered: 08/29/2000)   |
| 08/28/2000 | 28 | DECLARATION of Gerald C Hicks in support of defendants' partial motion for summary judgment [25-1] (old) (Entered: 08/29/2000)   |
| 08/28/2000 | 29 | DECLARATION of Shana S Faber in support of defendants' motion for partial summary judgment [25-1] (old) (Entered: 08/29/2000)  |
| 08/28/2000 | 30 | DECLARATION of Nancy Allen in support of defendants' motion for partial summary judgment [25-1] (old) (Entered: 08/29/2000)  |
| 08/28/2000 | 31 | DECLARATION of Chris Lawley in support of defendants' motion for partial summary judgment [25-1] (old) (Entered: 08/29/2000)   |
| 08/28/2000 | 32 | PROOF OF SERVICE by defendants City of Sacramento and Mike Kashiwagi in support of defendants' motion for partial summary judgment and supporting documents [25-1] (old) (Entered: 08/29/2000)   |
| 09/06/2000 | 33 | NOTICE by defendants City of Sacramento and Mike Kashiwagi regarding submission of Confidential Settlement Conference Statement (old) (Entered: 09/07/2000)  |
| 09/08/2000 | 34 | NOTICE by plaintiff of submission of confidential settlement conference statement (mll) (Entered: 09/11/2000)  |
| 09/22/2000 | 36 | NOTICE by plfts Hollylynn DeLil, Carol Wolfington and Larry McIver of related case(s) 00cv2078 (old) (Entered: 09/29/2000)   |
| 09/25/2000 | 35 | MINUTES of Settlement Conference before Magistrate Judge John F. Moulds: case has not settled (ds) (Entered: 09/26/2000)   |
| 10/10/2000 | 37 | MEMORANDUM by City of Sacramento, Mike Kashiwagi in opposition to motion for partial summary judgment [25-1] (old) (Entered: 10/11/2000)   |
| 10/10/2000 | 38 | REPLY (OPPOSITION) by City of Sacramento, Mike Kashiwagi to pltfs' stmt of undisputed facts [21-1] (old) (Entered: 10/11/2000)   |
| 10/10/2000 | 39 | SEPARATE STATEMENT by City of Sacramento, Mike Kashiwagi of undisputed facts and supporting evidence in support to plft's motion for partial summary judgment [37-1] (old) (Entered: 10/11/2000)   |
| 10/10/2000 | 40 | DECLARATION of Gerald C Hicks in opposition to plft's motion for partial summary judgment [19-1] (old) (Entered: 10/11/2000)   |
| 10/10/2000 | 41 | DECLARATION of Mike Kashiwagi in support of of dfts' opposition to plft's motion for partial summary judgment [37-1] (old) (Entered: 10/11/2000)   |
| 10/10/2000 | 42 | PROOF OF SERVICE by defendant City of Sacramento, defendant Mike Kashiwagi of Memorandum of Points and Authorities in Opposition to Motion for Partial Summary Judgment and supporting papers [37-1] (old) (Entered: 10/11/2000)                             |



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| 10/12/2000 | <u>43</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING 9/22/00 related case notice with regard to CIV.S-00-2078 is [36-1] DENIED; (cc: all counsel) (mll) (Entered: 10/12/2000)   |
| 10/13/2000 | 44        | RESPONSE by plaintiff to statement of undisputed facts [39-1] (old) (Entered: 10/16/2000)  |
| 10/13/2000 | 45        | RESPONSE IN OPPOSITION (entitled mem opp) by plaintiff to motion for partial summary judgment by defendants City of Sacramento and Mike Kashiwagi [25-1] (old) (Entered: 10/16/2000)   |
| 10/13/2000 | 46        | STATEMENT by plaintiff of additional undisputed facts in support of pltf's opposition to dft's motion for partial summary judgment [45-1] (old) (Entered: 10/16/2000)  |
| 10/13/2000 | 47        | DECLARATION of Melissa W. Kasnitz in support pltf's opposition to dft's motion for partial summary judgment [45-1] (old) (Entered: 10/16/2000)   |
| 10/16/2000 | 48        | NOTICE by plaintiffs of submission of pltf's confidential settlement conference statment (old) (Entered: 10/17/2000)   |
| 10/19/2000 | 49        | MEMORANDUM OF POINTS AND AUTHORITIES by plaintiff in support of plts motion for partial summary judgment [19-1] (mll) (Entered: 10/20/2000)  |
| 10/19/2000 | 50        | DECLARATION of Laurence W Paradis in support of plts motion for partial summary judgment [19-1] (mll) (Entered: 10/20/2000)  |
| 10/20/2000 | 51        | DFTS' MEMORANDUM of Points and Authorities in REPLY to plts' opposition to motion for partial summary judgment [25-1] (ndd) (Entered: 10/23/2000)  |
| 10/20/2000 | 52        | DFTS' RESPONSE to plts' Additional Statement of Undisputed facts in oppositoin to dfts' motion for partial summary judgment [46-1] (ndd) (Entered: 10/23/2000)   |
| 10/20/2000 | 53        | DECLARATION of Gerald C Hicks in support of Reply to plts' opposition to motion for partial summary judgment [51-1] (ndd) (Entered: 10/23/2000)  |
| 10/20/2000 | 54        | PROOF OF SERVICE by defendants of [53-1], [52-1], [51-1] (ndd) (Entered: 10/23/2000)   |
| 10/27/2000 | 55        | MINUTES of hearing on motion before Senior Judge Milton L. Schwartz re motion for partial summary judgment by defendants City of Sacramento and Mike Kashiwagi [25-1], re motion for partial summary judgment by pltf's Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom [19-1]; parties may file additional letter or call chambers with new information by 11/6/00; if no contact, matter will be submitted; C/R Sandra Von Haenel (hk) (Entered: 10/30/2000) |
| 10/27/2000 | 56        | NOTICE by plaintiffs submitting original signature page to Paul Church's declaration [22-1] (hk) (Entered: 10/30/2000)   |
| 10/30/2000 | 57        | NOTICE by dft City of Sacramento of hearing mediation set for 10:00 11/29/00 () (old) (Entered: 10/31/2000)  |
| 11/15/2000 | 58        | LETTER to court from counsel for plaintiffs that the settlement conference was taken off calendar for 11/29/00; the parties requesting that the motions be submitted (ndd) (Entered: 11/16/2000)   |
| 11/16/2000 | 59        | MOTION for to restrict scope of the class to exclude "Old Town" by plaintiff ; AND to voluntarily dismiss party by plaintiff motion TO BE HEARD by Senior Judge Milton L. Schwartz, motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For 12/15/00 9:00 (old) (Entered: 11/17/2000)   |
| 11/16/2000 | 60        | MEMORANDUM OF POINTS AND AUTHORITIES by plaintiff in support of motion to restrict and to dismiss [59-1], [59-2] (old) (Entered: 11/17/2000)   |
| 11/16/2000 | 61        | DECLARATION of Patricia Barbosa in support of motion to restrict and to dismiss party [59-1], [59-2] (old) (Entered: 11/17/2000)   |
| 11/16/2000 | 62        | DECLARATION of Melissa Kasnitz in support of motion to restrict and to dismiss party [59-1], [59-2] (old) (Entered: 11/17/2000)  |



|            |           |   |
|------------|-----------|---|
| 11/16/2000 |           | LODGED proposed order granting motion to restrict and to dismiss party by plaintiffs (old) (Entered: 11/17/2000)  |
| 11/16/2000 | 63        | STIPULATION permitting service by overnight mail (old) (Entered: 11/17/2000)  |
| 11/17/2000 | 65        | DESIGNATION of expert witnesses by plaintiffs (nnd) (Entered: 11/20/2000)   |
| 11/20/2000 | <u>64</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING that motion for summary adjudication by defendants City of Sacramento and Mike Kashiwagi [25-1] GRANTED in part and DENIED in part; motion for summary adjudication by pltfs Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington, Jeff Thom [19-1] GRANTED (cc: all counsel) (as) (Entered: 11/20/2000) |
| 11/28/2000 | 66        | RESPONSE by defendant City of Sacramento, defendant Mike Kashiwagi to motion for to restrict scope of the class to exclude "Old Town" by plaintiff [59-1] (old) (Entered: 11/29/2000)   |
| 11/28/2000 | 67        | DECLARATION of Gerald Hicks in support of opposition to pltf's motion to restrict scope of class to exclude Old Town [66-1] (old) (Entered: 11/29/2000)   |
| 11/28/2000 | 68        | DECLARATION of Edwin Astone in support of opposition to pltfs' motion to restrict scope to class to Old Town [66-1] (old) (Entered: 11/29/2000)   |
| 12/04/2000 | 69        | DESIGNATION OF EXPERT WITNESSES by defendants (as) (Entered: 12/05/2000)  |
| 12/07/2000 | 70        | EX PARTE application for ran order extending time to hear motion on City of Sacramento transition plan by defendants (as) (Entered: 12/08/2000)   |
| 12/07/2000 | 71        | DECLARATION of Gerald C Hicks in support of ex parte application to extend time to hear motion on city of Sacramento's transition plan [70-1] (as) (Entered: 12/08/2000)  |
| 12/08/2000 | 72        | NOTICE OF MOTION AND MOTION to compel production of documents by plaintiffs Motion Hearing Set for 1/4/01 10:00 (as) (Entered: 12/11/2000)  |
| 12/08/2000 | 73        | MOTION to strike submission by dfts in the declaration of Gerald C Hicks by plaintiffs ; motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For not noticed (as) (Entered: 12/11/2000)  |
| 12/08/2000 | 74        | REPLY by plaintiff in support of motion to restrict the scope of the class to exclude "old town" and to voluntarily dismiss pltfs' Hollynn DeLil and Carol Wolfington w/o prejudice [59-1] (as) (Entered: 12/11/2000)   |
| 12/08/2000 | 75        | REPLY DECLARATION of Melissa Kasnitz in support of motion to restrict the scope of the class to exclude "old town" and to voluntarily dismiss pltfs Hollynn DeLil and Carol Wolfington w/o prejudice [59-1] (as) (Entered: 12/11/2000)  |
| 12/08/2000 | 76        | OPPOSITION by plaintiff to dfts' ex parte application for an order extending time to hear motion on city of Sacramento transition plan [70-1] (as) (Entered: 12/11/2000)  |
| 12/11/2000 | 77        | REPLY by dfts City of Sacramento, Mike Kashiwagi to pltfs' opposition to ex parte application for an order extending time to hear motion on City's transition plan (ljr) (Entered: 12/12/2000)  |
| 12/14/2000 | 78        | NOTICE OF MOTION AND MOTION to compel production of documents by defendants ; Motion Hearing Set for 10:00 01/04/01 (ar) (Entered: 12/15/2000)  |
| 12/15/2000 | 79        | MINUTES before Senior Judge Milton L. Schwartz motion for to restrict scope of the class to exclude "Old Town" by pltf [59-1] SUBMITTED, motion to voluntarily dismiss party by pltf [59-2] SUBMITTED; C/R Catherine R Vestito (ljr) (Entered: 12/18/2000)  |
| 12/19/2000 | <u>80</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING ORDERED that plts' motion for to restrict scope of the class to exclude "Old Town" [59-1] and to voluntarily dismiss plts DeLil and Wolfington w/o prejudice [59-2] is GRANTED party Hollylynn DeLil, party Carol Wolfington DISMISSED; (cc: all counsel) (nnd) (Entered: 12/20/2000)   |
| 12/19/2000 | <u>81</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING dfts' ex parte application for an order extending the time for filing of dispositive motions [70-1] is GRANTED;   |

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|            |           | motion hearing ddl set for 2/16/01 pretrial conference set for 2:00 3/19/01 jury trial set for 9:30 5/14/01 (cc: all counsel) (nnd) (Entered: 12/20/2000)   |
| 12/29/2000 | 82        | STIPULATION regarding discovery disagreement pertaining to pltfs' motion to compel production of documents [72-1] (kdc) (Entered: 12/29/2000)   |
| 12/29/2000 | 83        | STIPULATION regarding discovery disagreement pertaining to dfts' motion to compel production of documents [78-1] (kdc) (Entered: 12/29/2000)  |
| 01/04/2001 | 84        | MINUTES of motion hearing before Magistrate Judge John F. Moulds: as to dfts motion to compel production of documents [78-1] the parites stipulate that the pltf will file authenticated copy of time records (those submitted for mediation), to be maintained under seal until the conclusion of the merits portion of this litigation; authentication declaration will be served upon dft w/in ten days; as to pltf's motion to compel production of documents [72-1]: the documents requested are to be produced w/in ten days of order (old) (Entered: 01/05/2001)   |
| 01/11/2001 | 85        | SEALED document ( ) (old) (Entered: 01/11/2001)   |
| 01/12/2001 | <u>86</u> | ORDER by Magistrate Judge John F. Moulds: pursuant to the stipulation of counsel, dft's motion to compel is dropped from the calendar; w/in ten days from the date of the order, an authenticated copy of pltf's billing records which were previously provided to dfts during the course of mediation proceedings shall be filed under seal w/ the court until the conclusion of the merits of this action and the filing of any attys' fees motion at which time the sealed billing records shall be available for review by the parties; the declaration of pltf's counsel authenticating the billing records shall be served on dfts; the court finds no basis in the record for assertion of the deliberative process privilege, attorney client privilege, or work product; the documents which pltfs seek to compel have been sufficiently described; responsive documents shall be produced, for copying and inspeciton, w/in ten days form the date of this order; (cc: all counsel) (old) (Entered: 01/12/2001) |
| 01/18/2001 | 87        | TRANSCRIPT of 12/15/00 hearing on Motion to restrict scope of class and Dismiss plts Delil and Wolfington by C/R C Vestito (nnd) (Entered: 01/19/2001)  |
| 01/19/2001 | 88        | NOTICE OF MOTION AND MOTION for summary adjudication by plaintiffs motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For 2/16/01 (nnd) Modified on 01/22/2001 (Entered: 01/22/2001)  |
| 01/19/2001 | 89        | MEMORANDUM OF POINTS AND AUTHORITIES in support of plts' Motion for summary adjudication that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 90        | DECLARATION of Melissa W Kasnitz in support of plts' Motion for summary adjudication that sidewalks are covered by requirements [88-1] (nnd) (Entered: 01/22/2001)  |
| 01/19/2001 | 91        | DECLARATION of Suzanne Fitts Valters in support of plts' Motion for summary adjudication that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 92        | DECLARATION of Mitch Watkins in support of plts' Motion for summary adjudication that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 93        | DECLARATION of Deborah Holsey in support of plts' Motion for summary adjudication that sidewalks are covered by program access requirements[88-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 94        | DECLARATION of Jeffrey Evans in support of plts' Motion for summary adjudication that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 95        | DECLARATION of Shawna Parks in support of plts' Motion for summary adjudication that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 01/22/2001)  |

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| 01/19/2001 |     | LODGED Order granting plts' motion for summary adjudication (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 96  | NOTICE OF MOTION AND MOTION for summary adjudication by defendants ; motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For 2/16/01 (nnd) (Entered: 01/22/2001) |
| 01/19/2001 | 97  | MEMORANDUM OF POINTS AND AUTHORITIES in support of dfts' Motion for partial summary judgment [96-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 98  | SEPARATE STATEMENT in support of Motion for partial summary judgment [96-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 99  | DECLARATION of Ken Fleming in support of dfts' Motion for summary adjudication [96-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 100 | DECLARATION of Gerald C Hicks in support of Motion for partial summary judgment [96-1] (nnd) (Entered: 01/22/2001)  |
| 01/19/2001 | 101 | DECLARATION of Michael Whipple in support of Motion for summary adjudication [96-1] (nnd) (Entered: 01/22/2001)   |
| 01/19/2001 | 102 | PROOF OF SERVICE by defendants of [101-1], [100-1], [99-1], [98-1], [97-1], [96-1] (nnd) (Entered: 01/22/2001)  |
| 01/19/2001 | 109 | MOTION for leave to file second amended complaint by plaintiffs ; motion TO BE HEARD by Senior Judge Milton L. Schwartz ; Motion Hearing Set For 2/16/01 (nnd) (Entered: 02/05/2001)    |
| 01/19/2001 | 110 | DECLARATION of Shawna Parks in support of plts' motion for leave to file second amended complaint [109-1] (nnd) (Entered: 02/05/2001)   |
| 01/19/2001 |     | LODGED Order granting plts' motion to file second amended complaint (nnd) (Entered: 02/05/2001)   |
| 01/19/2001 |     | LODGED Document Order granting plts' motion for summary adjudication lodged [0-0] VACATED; not to be signed (nnd) (Entered: 03/16/2001)   |
| 02/01/2001 | 103 | MEMORANDUM of Points and Authorities in opposition to plts' motion that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 02/02/2001)                         |
| 02/01/2001 | 104 | DECLARATION of Gerald C Hicks in support of Opposition to plts' motion that sidewalks are covered by program access requirements [103-1] (nnd) (Entered: 02/02/2001)                    |
| 02/01/2001 | 105 | DECLARATION of Michael Whipple in support of dfts' Opposition to plts' motion for partial summary judgment [103-1] (nnd) (Entered: 02/02/2001)  |
| 02/01/2001 | 106 | DECLARATION of Gregory F Hurley in support of dfts' Opposition to plts' motion for partial summary judgment [103-1] (nnd) (Entered: 02/02/2001)   |
| 02/01/2001 | 107 | PROOF OF SERVICE by defendants of [106-1], [105-1], [104-1], [103-1] (nnd) (Entered: 02/02/2001)  |
| 02/01/2001 | 108 | PROOF OF SERVICE by defendants of dfts' Memorandum of points and authorities in opposition to plts' motion for leave to file second amended complaint (nnd) (Entered: 02/02/2001)       |
| 02/01/2001 | 111 | MEMORANDUM of Points and Authorities in opposition by defendants to plts' motion for leave to file second amended complaint [109-1] (nnd) (Entered: 02/05/2001)                         |
| 02/02/2001 | 112 | OPPOSITION by plaintiffs to dftss' second partial motion for summary judgment [96-1] (nnd) (Entered: 02/05/2001)  |
| 02/02/2001 | 113 | DECLARATION of Peter Margen in support of Opposition to dfts' second motion for partial summary judgment [112-1] (nnd) (Entered: 02/05/2001)  |
| 02/02/2001 | 114 | DECLARATION of Melissa W Kasnitz in support of Opposition to dfts' second partial motion for summary judgment [112-1] (nnd) (Entered: 02/05/2001)                                       |

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| 02/09/2001 | 115        | PLTS' REPLY in support of motion for leave to file second amended complaint [109-1] (nnd) (Entered: 02/12/2001)  |
| 02/09/2001 | 116        | REPLY DECLARATION of Shawna Parks in support of Reply to motion for leave to file second amended complaint [115-1] (nnd) (Entered: 02/12/2001)   |
| 02/09/2001 | 117        | PLTS' REPLY in support of motion for summary adjudication that sidewalks are covered by program access requirements [88-1] (nnd) (Entered: 02/12/2001)   |
| 02/09/2001 | 118        | DECLARATION of Shawna Parks in support of plts' Reply to motion for summary adjudication that sidewalks are covered by program access requirements [117-1] (nnd) (Entered: 02/12/2001)   |
| 02/09/2001 | 119        | DECLARATION of Peter Margen in support of Reply to plts' motion for summary adjudication that sidewalks are covered by program access requirements [117-1] (nnd) (Entered: 02/12/2001)   |
| 02/09/2001 | 120        | APPENDIX of DECLARATIONS from named plts and class members in support of Reply to plts' summary adjudication motion [117-1] (nnd) (Entered: 02/12/2001)  |
| 02/09/2001 | 121        | REPLY to plts' opposition to dfts' motion for partial summary judgment [96-1] (nnd) (Entered: 02/12/2001)  |
| 02/09/2001 | 122        | DECLARATION of Gerald C Hicks in support of Reply to plts' opposition to dfts' motion for partial summary judgment [121-1] (nnd) (Entered: 02/12/2001)   |
| 02/14/2001 | 123        | SUPPLEMENTAL REPLY DECLARATION of Peter Margen in support of Reply to plts' motion for leave to file second amended complaint [115-1] (nnd) (Entered: 02/15/2001)  |
| 02/16/2001 | 124        | RESPONSE by defendants to motion that sidewalks are covered by program access requirements; decl of Michael P. Gibbens (hk) (Entered: 02/16/2001)  |
| 02/16/2001 |            | LODGED Stip and Injunctive Relief Order concerning a transition plan for curb ramps and program access re curb ramps by dfts City of Sacramento, Mike Kashiwagi (old) (Entered: 02/20/2001)  |
| 02/20/2001 | <u>125</u> | STIPULATION AND ORDER by Senior Judge Milton L. Schwartz ordering that lodged injunctive relief order concerning a transition plan for curb ramps and program access re curb ramps GRANTED (see order for specific details) (cc: all counsel) (as) (Entered: 02/21/2001)   |
| 02/20/2001 | 126        | MINUTES of 2/16/01 before Senior Judge Milton L. Schwartz motion for leave to file second amended complaint by plaintiffs [109-1] GRANTED; motion for summary adjudication by defendants [96-1] partially WITHDRAWN; motion for summary adjudication by plaintiffs [88-1] SUBMITTED; 2nd amended complaint due 2/20/01; C/R Laurie Howard (as) (Entered: 02/21/2001) |
| 02/21/2001 | 128        | MOTION to strike Declaration of Michael P Gibbens in opposition to plts' motion that sidewalks are covered by program access requirements by plaintiffs ; motion TO BE HEARD by Senior Judge Milton L. Schwartz ; (nnd) (Entered: 02/22/2001)  |
| 02/21/2001 | 129        | LETTER to court from counsel for plaintiff regarding pltf's motion to strike [128-1] (as) (Entered: 02/23/2001)  |
| 02/23/2001 | 131        | OPPOSITION by defendant City of Sacramento, defendant Mike Kashiwagi to motion to strike Declaration of Michael P Gibbens in opposition to plts' motion that sidewalks are covered by program access requirements by plaintiffs [128-1] (jh) (Entered: 02/26/2001)   |
| 02/26/2001 | 127        | SECOND AMENDED COMPLAINT for Violation of Civil rights [4-1] by plaintiffs (nnd) Modified on 02/26/2001 (Entered: 02/22/2001)  |
| 02/26/2001 | <u>130</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING that plts' motion for leave to file second amended complaint [109-1] is GRANTED (cc: all counsel) (nnd) (Entered: 02/26/2001)  |
| 03/01/2001 |            | LODGED Proposed order granting in part defendants' second partial motion for summary judgment and denying plaintiffs' motion for partial summary adjudication by defendants (bd) (Entered: 03/05/2001)   |



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| 03/07/2001 | <u>132</u> | ORDER by Senior Judge Milton L. Schwartz ORDERING defendant's second partial motion for summary judgment [96-1] GRANTED in part; and pltf's motion for partial summary adjudication [88-1] DENIED; the matter is therefore hereby CERTIFIED for appeal pursuant to 28:1292(b); in the pending trial and pretrial date in this action are VACATED; and all further proceedings before this court are STAYED, except for enforcement of the Stipulated Injunctive Relief Order filed by 02/20/01; pretrial conference jury trial VACATED ; Case STAYED as to all further proceedings (cc: all counsel) (ar) (Entered: 03/07/2001) |
| 03/15/2001 | 133        | TRANSCRIPT of 2/16/01 by C/R L Howard (nnd) (Entered: 03/16/2001)   |
| 04/03/2001 | 134        | TRANSCRIPT of 2/16/01 by C/R Laurie Howard Diamond Court Reporters (as) (Entered: 04/04/2001)   |
| 04/23/2001 | 135        | NOTICE OF APPEAL by plaintiffs from District Court decision fee status paid receipt# 201 2468 ) (hk) (Entered: 04/24/2001)  |
| 05/01/2001 | 137        | TRANSCRIPT DESIGNATION and Ordering Form for dates 2/16/01 re appeal [135-1] regarding transcript [134-1] (old) (Entered: 05/02/2001)   |
| 05/02/2001 | 136        | MAILED case information/docket fee payment notice, copy of Notice of Appeal to 9th Circuit Court of Appeals, copy of appeal and docket sheet to all parties (hk) (Entered: 05/02/2001)  |
| 05/04/2001 | 138        | NOTICE OF DESIGNATION by plaintiff [137-1] (hk) (Entered: 05/07/2001)   |
| 05/08/2001 | 139        | NOTICE by Joan Barden, Susan Barnhill, Jeffrey Evans, Tony Martinez, Brenda Pickern, Suzanne Fitts Valters, Mitch Watkins, Jeff Thom of association of attorney Kresta Nora Daly (lm) (Entered: 05/09/2001)   |
| 05/18/2001 |            | NOTIFICATION by 9th Circuit of Appellate Docket Number 01-15744 (mm1) (Entered: 05/21/2001)   |
| 01/30/2002 |            | CLERK'S record on appeal transmitted to 9th Circuit: case file 5 volumes; 1 transcripts; and copy of docket mailed to 9th Circuit regarding appeal [135-1] (ak) (Entered: 01/30/2002)   |
| 02/07/2002 |            | RETURNED Receipt from USCA of receiving 5 volumes and 2 expandos (ak) (Entered: 02/07/2002)   |
| 06/24/2002 | 140        | BILL OF COSTS submitted by plaintiffs (mdk) (Entered: 06/25/2002)   |
| 08/10/2002 | <u>141</u> | ORDER by Chief Judge William B. Shubb ORDERING Case REASSIGNED to Judge Morrison C. England Jr NO DDLs VACATED (cc: all counsel) (kb) (Entered: 08/10/2002)   |
| 09/16/2002 | 142        | CERTIFIED COPY of judgment from 9th Circuit the Decision of the District Court re Appeal [135-1] ] is REVERSED and REMANDED (cc: all counsel) (old) (Entered: 09/17/2002)   |
| 09/24/2002 |            | RECORD on appeal returned from 9th Circuit: volumes 5 and 1 expando (mdk) (Entered: 09/25/2002)   |
| 09/24/2002 | 143        | MINUTE ORDER status conference SET for 9:00 11/25/02 ; joint status report due 14 days prior to the hearing (cc: all counsel) (nnd) (Entered: 09/25/2002)   |
| 11/07/2002 | 144        | EX PARTE APPLICATION by defendants for continuance of status conference (mdk) (Entered: 11/08/2002)   |
| 11/07/2002 | 145        | DECLARATION of Samuel L Jackson in support of ex parte request for continuance of status conference [144-1] (mdk) (Entered: 11/08/2002)   |
| 11/08/2002 | 146        | MINUTE ORDER by CRD: dft's ex parte application for continuance of status conference [144-1] GRANTED; status conference RESET for 9:00 3/3/03 (cc: all counsel) (mdk) (Entered: 11/08/2002)   |
| 02/18/2003 |            | LODGED joint application for continuance of status conference (mdk) (Entered: 02/19/2003)   |

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| 02/21/2003 | <u>147</u> | ORDER by Judge Morrison C. England Jr ORDERING scheduling conference reset for 9:00 4/28/03 (cc: all counsel) (hk) (Entered: 02/21/2003)   |
| 03/06/2003 | 148        | MINUTES of Settlement before Magistrate Judge John F. Moulds; case has NOT settled (old) (Entered: 03/07/2003)   |
| 04/14/2003 |            | LODGED joint application for continuance of status conference (mdk) (Entered: 04/15/2003)  |
| 04/16/2003 | <u>149</u> | ORDER by Judge Morrison C. England Jr ORDERING scheduling conference set for 9:00 7/28/03 (cc: all counsel) (hk) (Entered: 04/16/2003)   |
| 07/01/2003 | 150        | MINUTES of Settlement Conference before Magistrate Judge John F. Moulds; Case has SETTLED (crf) (Entered: 07/01/2003)  |
| 07/14/2003 | 151        | JOINT STATUS REPORT by pltf's and dft's (hk) (Entered: 07/15/2003)   |
| 07/17/2003 | <u>152</u> | ORDER by Judge Morrison C. England Jr ORDERING pursuant to the representations of the parties the court has determined that this case is settled; dispositional documents are to be filed on or before 8/6/03 (cc: all counsel) (hk) (Entered: 07/17/2003)   |
| 08/04/2003 |            | LODGED stip to extend time to file dispositional docs by plaintiffs (hk) (Entered: 08/05/2003)   |
| 08/06/2003 | <u>153</u> | STIPULATION AND ORDER by Judge Morrison C. England Jr ORDERING that pursuant to stipulation of the parties, dispositional documents are to be filed on or before 8/15/03 (cc: all counsel) (hk) (Entered: 08/06/2003)  |
| 08/14/2003 | 154        | NOTICE OF MOTION AND JOINT MOTION for certification of a revised class definition and preliminary approval of settlement agreement by the parties ; Memorandum of points and authorities in support; motion TO BE HEARD by Judge Morrison C. England Jr ; Motion Hearing Set For 9/22/03 1:30pm (nnd) Modified on 08/15/2003 (Entered: 08/15/2003) |
| 08/14/2003 | 155        | DECLARATION of Laurence W Paradis in support of Joint Motion for preliminary approval of settlement agreement [154-1] (nnd) (Entered: 08/15/2003)  |
| 08/14/2003 | 156        | DECLARATION of Gerald C Hicks in support of Joint Motion for preliminary approval of settlement agreement [154-1] (nnd) (Entered: 08/15/2003)  |
| 08/14/2003 |            | LODGED Proposed Preliminary Approval Order by defendants (nnd) (Entered: 08/15/2003)   |
| 08/14/2003 |            | LODGED Proposed Class Action Settlement Agreement by defendants (nnd) (Entered: 08/15/2003)  |
| 08/14/2003 | 157        | NOTICE OF MOTION AND JOINT MOTION for leave to file third amended complaint by the parties ; Memorandum of points and authorities in support; motion TO BE HEARD by Judge Morrison C. England Jr; Motion Hearing Set For 9/22/03 1:30pm (nnd) Modified on 08/15/2003 (Entered: 08/15/2003)   |
| 08/14/2003 | 158        | DECLARATION of Amy Petre Hill in support of Motion for leave to file thrid amended complaint [157-1] (nnd) (Entered: 08/15/2003)   |
| 08/14/2003 |            | LODGED Proposed Order Granting Joint Motion for leave to file third amended complaint (nnd) (Entered: 08/15/2003)  |
| 08/14/2003 | 159        | PROOF OF SERVICE of [0-0], [158-1], [157-1], [0-0], [0-0], [156-1], [155-1], [154-1] (nnd) (Entered: 08/15/2003)   |
| 09/22/2003 | 161        | THIRD AMENDED COMPLAINT complaint [127-1] TERMINATED by plaintiffs (hk) (Entered: 09/23/2003)  |
| 09/23/2003 | <u>160</u> | ORDER by Judge Morrison C. England Jr ORDERING that motion for leave to file third amended complaint by the parties [157-1] GRANTED (cc: all counsel) (hk) (Entered: 09/23/2003)   |
| 09/23/2003 | <u>162</u> | PRELIMINARY APPROVAL ORDER by Judge Morrison C. England Jr: The court hereby preliminarily approves the settlement agreement including the injunctive relief and the attorneys' fees and costs settlement (cc: all counsel) (hk) (Entered: 09/23/2003)   |



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| 09/23/2003 | 163        | MINUTES of hrg on motions before Judge Morrison C. England Jr; motion for leave to file third amended complaint by the parties [157-1] GRANTED, motion for certification of a revised class definition and preliminary approval of settlement agreement by the parties [154-1] GRANTED C/R D. Shepard (hk) (Entered: 09/23/2003)   |
| 09/25/2003 | 164        | MAIL returned [160-1] addressed to Kresta Daly (mdk) (Entered: 09/26/2003)   |
| 09/25/2003 | 165        | MAIL returned [162-1] addressed to Kresta Daly (mdk) (Entered: 09/26/2003)   |
| 09/30/2003 | 166        | MINUTE ORDER: the fairness hearing is SET for 10:00 12/4/03 in Courtroom 26 before JFM (cc: all counsel) (ak) (Entered: 10/01/2003)  |
| 10/29/2003 | 167        | MINUTE ORDER The Fairness Hearing RESET for 11:00 12/4/03 in Courtroom 26, 8th Floor (cc: all counsel) (sk) (Entered: 10/30/2003)  |
| 11/24/2003 | 168        | DECLARATION of California Counsel of the Blind in support of final approval of class action settlement (sk) (Entered: 11/25/2003)  |
| 11/24/2003 | 169        | DECLARATION of California Foundation for Independent Living Centers in support of final approval of class action settlement (sk) (Entered: 11/25/2003)   |
| 11/24/2003 | 170        | DECLARATION of Resources for Independent Living in support of final approval of class action settlement (sk) (Entered: 11/25/2003)   |
| 11/24/2003 | 171        | DECLARATION of Melissa W Kasnitz in support of final approval of class action settlement (sk) (Entered: 11/25/2003)  |
| 11/24/2003 | 172        | PROOF OF SERVICE of [171-1], [170-1], [169-1], [168-1] (sk) (Entered: 11/25/2003)  |
| 11/25/2003 | 173        | DECLARATION of Gerald C Hicks in support of motion for final approval of class action settlement agreement (sk) (Entered: 11/26/2003)  |
| 11/25/2003 | 174        | DECLARATION of Michael A Whipple in support of motion for final approval of class action settlement agreement (sk) (Entered: 11/26/2003)   |
| 12/03/2003 |            | LODGED (proposed) order granting final approval to class action settlement by plaintiffs (sk) (Entered: 12/04/2003)  |
| 12/03/2003 | 175        | PROOF OF SERVICE by plaintiffs of lodged order [0-0] (sk) (Entered: 12/04/2003)  |
| 12/04/2003 | 176        | MINUTES of fairness hearing before Magistrate Judge John F. Moulds in-court hearing held on 12/4/03 ; Edward Kemper present and speaks as unrepresented class member; dfts call Michael Whipple, Public Works ADA Coordinator, sworn and testified; arguments; matter is submitted; court to issue order; appearances by Melissa Kasnitz for pltf and Gerald Hicks for dft (daw) (Entered: 12/05/2003)   |
| 12/29/2003 | <u>177</u> | FINDINGS AND RECOMMENDATIONS by John F Moulds Magistrate Judge RECOMMENDING that the District Court approve the class action settlement; see original findings and recommendations in file for further details (cc: all counsel) (lm) (Entered: 12/29/2003)  |
| 01/22/2004 | <u>178</u> | ORDER by Judge Morrison C. England Jr ORDERING the findings & recommendations filed 12/29/03 [177-1] ADOPTED in full; The class action settlement is approved; The Court approves the settlement of Class Counsel's claim for reasonable attorneys' fees in the amount of \$745,000; This court directs all parties to take all necessary steps to effecutate the agreement according to its terms; The Court dismisses this action with prejudice except that this Court retains jurisdiction to enforce the agreement and to resolve any disputes that may arise under the terms of the agreement; See order for further details; CASE DISMISSED (cc: all counsel) (nac) (Entered: 01/22/2004) |
| 12/01/2005 | <u>179</u> | NOTICE of CHANGE of ADDRESS by Melissa Wendy Kasnitz to 2001 Center Street, Third Floor, Berkeley, CA 94704. (Krueger, M) (Entered: 12/02/2005)  |
| 05/05/2008 | <u>180</u> | NOTICE of RELATED CASE C-07-00825 by City of Sacramento. Attorney Womack, David S. added. (Womack, David) (Entered: 05/05/2008)  |

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| 05/08/2008 | <u>181</u> | NOTICE OF PLAINTIFF'S POSITION RE WHETHER THIS IS A RELATED CASE by Peter Eckert. Attorney Stewart, Thomas Nelson added. (Stewart, Thomas) (Entered: 05/08/2008)   |
| 05/28/2008 | <u>182</u> | ORDER signed by Judge Morrison C. England, Jr on 5/27/08. The Court has determined that it is inappropriate to relate or reassign the cases, and therefore declines to to so. This order is issued for informational purposes only, and shall have no effect on the status of the cases, including any previous Related (or Non-Related) Case Order of this court.(Mena-Sanchez, L) (Entered: 05/28/2008)  |
| 06/25/2009 | <u>183</u> | NOTICE of RELATED CASE 2:09-CV-01715 by City of Sacramento. (Womack, David) (Entered: 06/25/2009)  |
| 07/01/2009 | <u>184</u> | ORDER signed by Judge Morrison C. England, Jr. on 7/1/2009 DECLINING defendant City of Sacramento's <u>183</u> Notice of Related Case. This Order is for informational purposes only and shall have no effect on status of cases. (Marciel, M) (Entered: 07/01/2009)   |
| 10/29/2012 | <u>185</u> | REQUEST for <i>Mediation Session Regarding Compliance with Settlement Agreement</i> by Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Jeff Thom, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington. Attorney Paradis, Larry Wayne added. (Attachments: # <u>1</u> Attachment A)(Paradis, Larry) (Entered: 10/29/2012)  |
| 11/27/2012 | <u>186</u> | ORDER signed by Magistrate Judge John F. Moulds on 11/27/2012 ORDERING that the Status on Settlement Agreement hearing scheduled for 11/29/2012 is VACATED. On or before 12/18/2012, the parties shall provide a joint mediation conference statement to the undersigned's chambers. The joint mediation statement should not be filed with the Clerk of Court, but rather shall be sent directly to chambers. A mediation session on the dispute concerning the amount of attorneys' fees and costs relating to monitoring that Class Counsel are entitled to under the Agreement is set for 1/10/2013 at 1:30 p.m in the chambers of the undersigned. (Zignago, K.) (Entered: 11/27/2012)  |
| 03/08/2013 | <u>187</u> | MOTION to COMPEL Payment of Monitoring Fees and Costs by Joan Barden, Susan Barnhill, Hollylynn DeLil, Jeffrey Evans, Tony Martinez, Brenda Pickern, Jeff Thom, Suzanne Fitts Valters, Mitch Watkins, Carol Wolfington. Attorney Seaborn, Stuart John added. Motion Hearing set for 4/11/2013 at 11:00 AM in 8th floor courtroom (JFM) before Magistrate Judge John F. Moulds. (Attachments: # <u>1</u> Proposed Order)(Seaborn, Stuart) Modified on 3/14/2013 (Zignago, K.). (Entered: 03/08/2013)  |
| 03/08/2013 | <u>188</u> | DECLARATION of Laurence Paradis in Support of <u>187</u> Motion to Compel. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Seaborn, Stuart) Modified on 3/14/2013 (Zignago, K.). (Entered: 03/08/2013)   |
| 03/21/2013 | <u>189</u> | MINUTE ORDER (TEXT ONLY) by CRD: Due to the Court's unavailability the <u>187</u> Motion to Compel currently set for 04/11/2013 at 11:00 AM is VACATED and RESET before Magistrate Judge Dale A. Drozd for 5/24/2013 at 10:00 AM in Courtroom 27 (DAD). (Anderson, J) (Entered: 03/21/2013)  |
| 05/10/2013 | <u>190</u> | OPPOSITION to <u>187</u> Motion to Compel by City of Sacramento, Mike Kashiwagi. (Attachments: # <u>1</u> Declaration of Robert Thomas, # <u>2</u> Declaration of Gerald Hicks, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F) (Hicks, Gerald) Modified on 5/13/2013 (Michel, G). (Entered: 05/10/2013)   |
| 05/17/2013 | <u>191</u> | REPLY by Joan Barden to RESPONSE to <u>187</u> MOTION to COMPEL. (Attachments: # <u>1</u> Declaration of Laurence Paradis)(Paradis, Larry) Modified on 5/22/2013 (Zignago, K.). (Entered: 05/17/2013)  |
| 05/24/2013 | <u>192</u> | MINUTES (Text Only) for proceedings held before Magistrate Judge Dale A. Drozd: MOTION HEARING held on 5/24/2013 re <u>187</u> MOTION to COMPEL filed by Suzanne Fitts Valters, Tony Martinez, Jeffrey Evans, Mitch Watkins, Hollylynn DeLil, Carol Wolfington, Joan Barden, Jeff Thom, Susan Barnhill, Brenda Pickern. Court addressed pltf's counsel as to settlement terms and diminumis work with respect to reviewing and monitoring during the settlement period. Dfts' counsel raised concern and stated for the record that every discussion is classified as a dispute. After hearing of extensive oral arguments, for reasons stated on the record, <u>187</u> Motion to Compel Submitted. Court to issue brief written order. Plaintiffs Counsel Laurence Paradis present. Defendants Counsel Gerald Hicks present. Court Reporter/CD Number: |

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|            |            | Jonathan Anderson/1. (Buzo, P) (Entered: 05/24/2013)  |
| 06/03/2013 | <u>193</u> | ORDER signed by Magistrate Judge Dale A. Drozd on 5/31/2013 ORDERING that class counsel's <u>187</u> motion to compel the award of attorneys fees' and costs is DENIED. (Zignago, K.) (Entered: 06/03/2013) |