

CLASS,CLOSED,DISCREP,LC-2,SETCON

**U.S. District Court**  
**U.S. District Court for the Northern District of Oklahoma (Tulsa)**  
**CIVIL DOCKET FOR CASE #: 4:01-cv-00460-seh-FHM**

Gwinn, et al v. Tulsa Sch Dist 9  
Assigned to: Judge Sven Erik Holmes  
Referred to: Magistrate Judge Frank H McCarthy  
Demand: \$0  
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 06/27/2001  
Date Terminated: 02/12/2002  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Ron Gwinn**

*as parent and next friend of his minor daughter*

—

Jamie Gwinn

represented by **Raymond L Yasser**  
Smolen Smolen & Roytman PLLC  
701 S CINCINNATI AVE  
TULSA, OK 74119  
918-585-2667  
Fax: 918-585-2669  
Email: [raymond-yasser@utulsa.edu](mailto:raymond-yasser@utulsa.edu)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Samuel J Schiller**  
Schiller Law Firm  
4113 Cumby Rd  
Ste 200  
Cookeville, TN 38501  
931-528-5050  
Fax: 931-528-5051  
Email: [sjs@schillerlawfirm.com](mailto:sjs@schillerlawfirm.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Bobbie Gwinn**

*as parent and next friend of her minor daughter*

—

Jamie Gwinn

represented by **Raymond L Yasser**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Samuel J Schiller**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Marla Stanford**

*as parent and next friend of her minor daughter*

—

Elaina Stanford

represented by **Raymond L Yasser**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Samuel J Schiller**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Jeannie Whitten**

*as parent and next friend of her minor daughter*

—

Dara J Burge

represented by **Raymond L Yasser**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Samuel J Schiller**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

**Plaintiff**

**Barry Whitten**  
*as parent and next friend of his minor daughter; and on behalf of all others similarly situated*

represented by **Raymond L Yasser**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

—  
 Dara J Burge

**Samuel J Schiller**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

V.

**Defendant**

**Independent School District No. 9 of Tulsa County, Oklahoma**  
*also known as*  
 Union Public Schools

represented by **Karen Lea Long**  
 Rosenstein Fist & Ringold  
 525 S MAIN STE 700  
 TULSA, OK 74103  
 918-585-9211  
 Fax: 918-583-5617  
 Email: [karenl@rflaw.com](mailto:karenl@rflaw.com)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/27/2001	<u>1</u>	COMPLAINT (Summons(es) issued) (Consent form sent) (fee status: pd ) (lml, Dpty Clk) (Entered: 06/28/2001)
06/27/2001		FILING FEE PAID IN FULL by plaintiff Ron Gwinn, plaintiff Bobbie Gwinn, plaintiff Marla Stanford, plaintiff Jeannie Whitten, plaintiff Barry Whitten on 6/27/01 in the amount of \$ 150.00 receipt # 97824 (fee status: pd ) (lml, Dpty Clk) (Entered: 06/28/2001)
06/29/2001	<u>2</u>	ATTORNEY APPEARANCE for plaintiff Ron Gwinn, plaintiff Bobbie Gwinn by Samuel J Schiller (sac, Dpty Clk) (Entered: 06/29/2001)
07/19/2001	<u>3</u>	ATTORNEY APPEARANCE for defendant Tulsa Sch Dist 9 by Karen Lea Long (crp, Dpty Clk) (Entered: 07/19/2001)
07/19/2001	<u>4</u>	MOTION by defendant Tulsa Sch Dist 9 to extend time to answer cmlnt until 8/7/01 (crp, Dpty Clk) (Entered: 07/19/2001)
07/19/2001	<u>5</u>	ORDER by Court Clerk granting motion to extend time to answer cmlnt until 8/7/01 [4-1] (cc: mvt counsel) (crp, Dpty Clk) (Entered: 07/19/2001)
08/07/2001	<u>6</u>	ANSWER by defendant Tulsa Sch Dist 9 to complaint [1-1] (sac, Dpty Clk) (Entered: 08/08/2001)
08/31/2001	<u>7</u>	ORDER by Judge Sven Erik Holmes directing parties to submit a Joint Status Report on or before 9/10/01 (cc: all counsel) (sac, Dpty Clk) (Entered: 08/31/2001)
09/10/2001	<u>8</u>	JOINT STATUS REPORT Received (sac, Dpty Clk) (Entered: 09/11/2001)
09/24/2001	<u>9</u>	ORDER by Magistrate Judge Claire V. Eagan SETTLMT CONF set for 9:30 11/5/01 before Magistrate Judge Claire V. Eagan (cc: all counsel) (sjm, Dpty Clk) (Entered: 09/24/2001)
09/24/2001	<u>10</u>	NOTICE by plaintiff Barry Whitten, plaintiff Jeannie Whitten, plaintiff Marla Stanford, plaintiff Bobbie Gwinn, plaintiff Ron Gwinn of change of address of

		cnsI, Samuel J Schiller Law Firm to: Schiller Law Firm, 4113 Cumby Rd, Suite 200, Cookeville, TN 38501 (931) 528-5050, fax (931) 528-5051 (crp, Dpty Clk) (Entered: 09/25/2001)
09/25/2001	<u>11</u>	SCHEDULING ORDER by Judge Sven Erik Holmes ; motion filing ddl set for 2/8/02 ; discovery due 1/17/02 ; proposed pretrial order due 5/24/02 ; SUMMARY JUDGMENT HRG set for 1:30 3/8/02 ; PRETRIAL CONF set for 1:30 5/31/02 ; JURY TRIAL set for 9:30 6/17/02 (see sched ord for further ddlns) (cc: all cnsI) (sac, Dpty Clk) (Entered: 09/26/2001)
10/15/2001	<u>12</u>	MOTION by defendant Tulsa Sch Dist 9 to continue/resched stlmnt conf (o2CVE) (pll, Dpty Clk) (Entered: 10/16/2001)
10/16/2001	<u>13</u>	MINUTE ORDER: by Judge Sven Erik Holmes referring to Magistrate Judge Claire V. Eagan the motion to continue/resched stlmnt conf (o2CVE) [12-1] (pll, Dpty Clk) (Entered: 10/16/2001)
10/16/2001	<u>14</u>	ORDER by Magistrate Judge Claire V. Eagan granting motion to resched stlmnt conf [12-1]; SETTLMT CONF reset for 10:30 11/20/01 before Magistrate Judge Claire V. Eagan (cc: all counsel) (crp, Dpty Clk) (Entered: 10/17/2001)
10/22/2001	<u>15</u>	SETTLEMENT CONFERENCE STATUS REPORT: SETTLEMENT CONF reset for 9:30 11/19/01 before Magistrate Judge Claire V. Eagan (cc: all counsel) (crp, Dpty Clk) (Entered: 10/22/2001)
12/13/2001	<u>16</u>	SETTLEMENT CONFERENCE REPORT by Judge Claire V. Eagan ; settlement conference held 12/13/01 ; advising litigation was settled; dismissal jt mtn for class cert &apprvl of stlmnt agrmt due 1/20/02 (sac, Dpty Clk) (Entered: 12/14/2001)
02/12/2002	<u>17</u>	JOINT STIPULATION OF DISMISSAL by defendant Tulsa Sch Dist 9, plaintiff Barry Whitten, plaintiff Jeannie Whitten, plaintiff Marla Stanford, plaintiff Bobbie Gwinn, plaintiff Ron Gwinn ; CASE DISMISSED s/reservatio of juris to enfrc stlmnt agrmt (sac, Dpty Clk) (Entered: 02/13/2002)
02/12/2002	<u>18</u>	STIPULATION (RELEASE AND SETTLEMENT OF CLAIM FOR ATTORNEY FEES AND COSTS) (sac, Dpty Clk) (Entered: 02/13/2002)
02/12/2002		PROPOSED Order re: class action certification; forwarded to: seh-j (sac, Dpty Clk) (Entered: 02/13/2002)
02/12/2002		PROPOSED Settlement Agreement submitted by defendant Tulsa Sch Dist 9, plaintiff Barry Whitten, plaintiff Jeannie Whitten, plaintiff Marla Stanford, plaintiff Bobbie Gwinn, plaintiff Ron Gwinn (forwarded to seh-j) (sac, Dpty Clk) (Entered: 02/13/2002)
03/20/2002	<u>19</u>	MOTION by defendant Tulsa Sch Dist 9, plaintiff Barry Whitten, plaintiff Jeannie Whitten, plaintiff Marla Stanford, plaintiff Bobbie Gwinn, plaintiff Ron Gwinn to certify class action (sac, Dpty Clk) (Entered: 03/20/2002)
03/26/2002	<u>20</u>	ORDER FOR CLASS CERTIFICATION by Judge Sven Erik Holmes granting motion to certify class action [19-1]; it is ordered that pltf s need not provide any formal ntc to members of the certified class (cc: all counsel) (crp, Dpty Clk) (Entered: 03/28/2002)
03/26/2002	<u>21</u>	ORDER (SETTLEMENT AGREEMENT) by Judge Sven Erik Holmes (See agreement for details) (cc: all counsel) (crp, Dpty Clk) (Entered: 03/28/2002)