

**U.S. District Court
Western District of Oklahoma[LIVE] (Oklahoma City)
CIVIL DOCKET FOR CASE #: 5:97-cv-00843-T**

Love, et al v. Ind Sch Dist I-008, et al
Assigned to: Honorable Ralph G. Thompson
Demand: \$0
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 05/21/1997
Date Terminated: 09/21/1999
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Robert Love

represented by **Raymond L Yasser**
University of Tulsa College of Law
3120 E 4th Pl
Tulsa, OK 74104
918-631-2442
Fax: 918-631-2194
Email: raymond-yasser@utulsa.edu
ATTORNEY TO BE NOTICED

Samuel J Schiller
Schiller Law Firm
4113 Cumby Rd
Suite 200
Cookeville, TN 38501
931-528-5050
Fax: 931-528-5051
Email: sjs@schillerlawfirm.com
ATTORNEY TO BE NOTICED

Plaintiff

Kristi Love
*as Parents and Next Friend of Their
Minor Daughter Lori Stein*

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

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

Plaintiff

Billy D Jamison

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

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

Plaintiff

April L Jamison
*as Parents and Next Friend of Their
Minor Daughter Ashley L Jamison*

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

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

Plaintiff

Gary Parish

represented by **Raymond L Yasser**
(See above for address)

ATTORNEY TO BE NOTICED

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

Plaintiff

Karen Parish
*as Parents and Next Friend of Their
Minor Daughters Kaci Parish and Kelli
Parish*

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

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

Plaintiff

Chester West

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

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

Plaintiff

Ladelle West
*as Parents and Next Friend of Their
Minor Daughter Cheslea Jo West*

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

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

Plaintiff

Beverly Frank
*as Parent and Next Friend of Her Minor
Daughter Jackie Carter*

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

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

Plaintiff

Craig Chesnut

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

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

Plaintiff

Sharon Chesnut
*as Parents and Next Friend of Their
Minor Daughter Kayla Chesnut*

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

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

Plaintiff

Donald Scott
*as Parent and Next Friend of His Minor
Daughters Shandi Scott and Shayla Scott*

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

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

Plaintiff

Leslie G Prater

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

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

Plaintiff

Judy A Prater
*as Parents and Next Friend of Their
Minor Daughter Shawna Prater and on
behalf of all others similarly situated*

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

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

V.

Defendant

**Independent School District No I-8 of
Comanche County Oklahoma**
*of Texas County
also known as
Guymon Public Schools*

represented by **Raymond E Zschiesche**
Phillips Murrah PC-101-OKC
101 N Robinson Ave
13th Fl
Oklahoma City, OK 73102
405-235-4100
Fax: 405-235-4133
Email: ecf@phillipsmurrah.com
ATTORNEY TO BE NOTICED

Thomas G Wolfe
Phillips Murrah PC-101-OKC
101 N Robinson Ave
13th Fl
Oklahoma City, OK 73102
405-235-4100
Fax: 405-235-4133
Email: ecf@phillipsmurrah.com
ATTORNEY TO BE NOTICED

Defendant

Mel Yates
*Individually and in his Official Capacity
as Superintendent
TERMINATED: 09/21/1999*

Defendant

John Doe
1-50

Defendant

Gary Parish

Date Filed	#	Docket Text
05/21/1997	1	CLASS ACTION COMPLAINT (mb) Modified on 11/19/1997 (Entered: 05/22/1997)
05/21/1997		RECEIPT FOR MONEY RECEIVED in the amount of \$ 150.00 by plfs atty Schiller, receipt # 057734 (mb) (Entered: 05/22/1997)
06/02/1997	2	CERTIFICATE re Rule 11 signed by cnsl Schiller (cjs) (Entered: 06/03/1997)
06/02/1997	3	CERTIFICATE re Rule 11 signed by Ray Yolh (signature illegible) (cjs) (Entered: 06/03/1997)
06/02/1997	4	CERTIFICATE re Rule 11 signed by plaintiff Robert Love, plaintiff Kristi Love (cjs) (Entered: 06/03/1997)
06/02/1997	5	CERTIFICATE re Rule 11 signed by plaintiff Billy D Jamison, plaintiff April L Jamison (cjs) (Entered: 06/03/1997)
06/02/1997	6	CERTIFICATE re Rule 11 signed by plaintiff Chester West, plaintiff Ladelle West (cjs) (Entered: 06/03/1997)
06/02/1997	7	CERTIFICATE re Rule 11 signed by plaintiff Gary Parish, plaintiff Karen Parish (cjs) (Entered: 06/03/1997)
06/02/1997	8	CERTIFICATE re Rule 11 signed by plaintiff Beverly Frank (cjs) (Entered: 06/03/1997)
06/02/1997	9	CERTIFICATE re Rule 11 signed by plaintiff Craig Chesnut, plaintiff Sharon Chesnut (cjs) (Entered: 06/03/1997)
06/02/1997	10	CERTIFICATE re Rule 11 signed by plaintiff Donald Scott (cjs) (Entered: 06/03/1997)
06/02/1997	11	CERTIFICATE re Rule 11 signed by plaintiff Leslie G Prater, plaintiff Judy A Prater (cjs) (Entered: 06/03/1997)
07/18/1997	12	ATTORNEY APPEARANCE for defendant Ind Sch Dist I-008 by Thomas G Wolfe (fp) (Entered: 07/18/1997)
07/18/1997	13	ATTORNEY APPEARANCE for defendant Ind Sch Dist I-008 by Raymond E Zschesche (fp) (Entered: 07/18/1997)
07/21/1997	14	ANSWER by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish (cjs) (Entered: 07/22/1997)
09/09/1997		DOCKET STATUS/SCHEDULING ; status scheduling conf set for 10:20 10/3/97 (cjs) (Entered: 09/10/1997)
09/11/1997	15	MOTION by plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater for class certification (cjs) (Entered: 09/12/1997)
09/11/1997	16	BRIEF IN SUPPORT FILED by plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater regarding motion for class certification [15-1] (cjs) (Entered: 09/12/1997)
09/29/1997	17	APPLICATION/MOTION by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish to extend time to respond to pla's mtn for class certification (cjs) (Entered: 09/29/1997)
09/29/1997	18	STATUS REPORT by plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff

		Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater, defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish; non jury trial demanded; est trial time 2-3 weeks for liab; bif req - no; possibility of settlement - good; med req - no; ptys consent to trial by Magistrate Judge - no (cjs) (Entered: 09/30/1997)
09/30/1997	19	ORDER by Honorable Ralph G. Thompson granting dft's motion to extend time to respond to pla's mtn for class certification [17-1] the court grantes said mtn and dfts shall have until 9/30/97 to respond (cc: all counsel) (cjs) (Entered: 09/30/1997)
09/30/1997	20	RESPONSE and Objection by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish to pla's motion for class certification [15-1] (cjs) (Entered: 10/01/1997)
10/01/1997	21	APPLICATION/MOTION by defendant Ind Sch Dist I-008, defendant Mel Yates to extend time to respond to pla's interrogatories (cjs) (Entered: 10/02/1997)
10/03/1997	22	ORDER by Honorable Ralph G. Thompson granting dft's motion to extend time to respond to pla's interrogatories [21-1] dft's are granted to 10/31/97 to respond to interrogatories (cc: all counsel) (cjs) (Entered: 10/03/1997)
10/03/1997	23	SCHEDULING ORDER Honorable Ralph G. Thompson ; non-jury trial set for 5/11/98 ; Discovery set for 4/1/98 ;mtn filing ddl set for 3/2/98 ; pretrial order due 4/20/98 ; status scheduling conference held on 10:20 10/3/97 mtns to join due: w/in 15 days of this order mtns to amend due: w/in 15 days of this order pla's wit lst due: 2/12/98 pla's exh lst due: 2/12/98 dft's wit lst due: 10 days thereafter dft's exh lst due: 10 days thereafter mtns in limine due: 4/20/98 jury instr due: 4/20/98 voir dire requests due: 4/20/98 trial briefs due : 4/20/98 PFOFact &Concl due: 4/20/98 (cc: all counsel) (cjs) Modified on 06/21/1999 (Entered: 10/06/1997)
10/08/1997	24	APPLICATION/MOTION by plaintiff Robert Love, plaintiff Kristi Love for leave to reply to dfts response to pla's mtn for class action certification (cjs) (Entered: 10/08/1997)
10/09/1997	25	ORDER by Honorable Ralph G. Thompson granting pla's motion for leave to reply to dfts response to pla's mtn for class action certification [24-1] Pla's are granted lv to file reply w/in 11 days of this order (cc: all counsel) (cjs) (Entered: 10/09/1997)
10/20/1997	26	REPLY by plaintiff re dft's response and objection to pla's mtn for class action certification [20-1] (cjs) (Entered: 10/21/1997)
10/30/1997	27	APPLICATION/MOTION by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish for leave to file surreply to pla's reply to dft obj to pla's mtn for class certification (cjs) Modified on 11/19/1997 (Entered: 10/30/1997)
10/31/1997	28	ORDER by Honorable Ralph G. Thompson granting dft's motion for leave to file surreply [27-1] It is therefore ordered that dfts shall have 10 days from the date of this order to file surreply (cc: all counsel) (cjs) (Entered: 10/31/1997)
11/10/1997	29	SURREPLY by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish re pla's mtn for class certification [26-1] (cjs) (Entered: 11/12/1997)
11/24/1997	30	MOTION by plaintiffs' for hearing on class action certification (cjs) (Entered: 11/25/1997)
12/08/1997	31	ORDER by Honorable Ralph G. Thompson finding the motion of pla's for hearing on class action certification [30-1] moot., granting pla's motion for class certification [15-1]; the pla's mtn is granted and the group of individuals defined in para 2 of this order is cert as a class. Formal notice to any members of the cert class is not required (cc: all counsel) (cjs) (Entered: 12/08/1997)
01/26/1998	32	ATTORNEY APPEARANCE for plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater by Samuel J. Schiller (cjs)

		(Entered: 01/27/1998)
01/26/1998	33	ATTORNEY APPEARANCE for plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater by Ray Yasser (cjs) (Entered: 01/27/1998)
02/11/1998	34	JOINT APPLICATION/MOTION by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish to extend deadlines for ninety days for ext of deadlines (cjs) (Entered: 02/11/1998)
02/12/1998	35	ENTER ORDER by Honorable Ralph G. Thompson striking jnt pty motion to extend deadlines for ninety days for ext of deadlines [34-1] Stricken for failure to provide a proposed order which complies with LR7.1(f) (cc: all counsel) (cjs) (Entered: 02/12/1998)
02/13/1998	36	JOINT MOTION by plaintiff, defendant for extension of deadlines (fp) (Entered: 02/17/1998)
02/17/1998	37	ORDER by Honorable Ralph G. Thompson granting motion for extension of deadlines [36-1] ; Discovery set for 6/29/98 ; Motion Filing ddl 5/31/98 ; Pretrial order ddl 7/19/98 (cc: all counsel) (cjs) (Entered: 02/18/1998)
05/11/1998	38	JOINT MOTION by all Plfs' and all Dfts' for extension of deadlines (fp) (Entered: 05/11/1998)
05/12/1998	39	ORDER by Honorable Ralph G. Thompson granting motion for extension of deadlines [38-1] ; Discovery set for 9/29/98 ; Motion Filing ddl 8/31/98 ; Pretrial order ddl 10/19/98 ; Jury trial 11/9/98 The court extends all deadlines by 90 days (cc: all counsel) (cjs) (Entered: 05/12/1998)
08/12/1998	40	JOINT APPLICATION/MOTION by plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater, defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish to extend (cjs) (Entered: 08/12/1998)
08/13/1998	41	ORDER by Honorable Ralph G. Thompson granting motion to extend [40-1] ; Discovery set for 12/29/98 ; Motion Filing ddl 11/31/98 ; Pretrial order ddl 1/19/99 ; Jury trial 2/8/99 (cc: all counsel) (cjs) (Entered: 08/13/1998)
11/10/1998	42	JOINT APPLICATION/MOTION by plaintiff Robert Love, plaintiff Kristi Love, plaintiff Billy D Jamison, plaintiff April L Jamison, plaintiff Gary Parish, plaintiff Karen Parish, plaintiff Chester West, plaintiff Ladelle West, plaintiff Beverly Frank, plaintiff Craig Chesnut, plaintiff Sharon Chesnut, plaintiff Donald Scott, plaintiff Leslie G Prater, plaintiff Judy A Prater, defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish to extend deadlines (cjs) (Entered: 11/10/1998)
11/12/1998	<u>43</u>	ORDER by Honorable Ralph G. Thompson granting jnt pty motion to extend deadlines [42-1] ; Discovery set for 3/29/99 ; Motion Filing ddl 2/28/99 ; Pretrial order ddl 4/19/99 ; Jury trial 5/10/99 ; court extends all current deadlines for a period of 90 days (cc: all counsel) (cjs) (Entered: 11/12/1998)
02/12/1999	44	JOINT APPLICATION/MOTION by defendant Ind Sch Dist I-008, defendant Mel Yates, defendant Does 1-50, defendant Gary Parish to extend deadlines (cjs) (Entered: 02/12/1999)
02/17/1999	<u>45</u>	ORDER by Honorable Ralph G. Thompson granting motion to extend deadlines [44-1] ; Discovery set for 6/29/99 ; Motion Filing ddl 5/28/99 ; Pretrial order ddl 7/19/99 ; Jury trial 8/99 (cc: all counsel) (cjs) Modified on 06/21/1999 (Entered: 02/17/1999)

08/10/1999	<u>46</u>	ORDER by Honorable Ralph G. Thompson Administrative Closing: That Clerk administratively terminate this action without prejudice to the rights of the parties to reopen for entry of any stipulation or order; if parties have not reopened within 30 days to obtain final determination, action will be deemed dismissed with prejudice (cc: all counsel) [EOD Date 8/10/99] (FE) (Entered: 08/10/1999)
09/02/1999	47	MOTION by defendant Ind Sch Dist I-008 to reopen the case (cjs) (Entered: 09/03/1999)
09/03/1999	<u>48</u>	ORDER by Honorable Ralph G. Thompson granting dft's motion to reopen the case [47-1] IT IS THEREFORE ORDERED, that the proceedings in action shall be reopened for the purpose of allowing the ptys to submit their settlement agreement to the Court for approval and to allow the ptys to file their jnt stip of dism as to Mel Yates and the Independent School Dist No 8 of Texas County, aka Guymon Public Schools (cc: all counsel) [EOD Date 9/3/99] (cjs) (Entered: 09/03/1999)
09/13/1999	49	JOINT APPLICATION/MOTION by defendant Gary Parish, defendant Does 1-50, defendant Mel Yates, defendant Ind Sch Dist I-008, plaintiff Judy A Prater, plaintiff Leslie G Prater, plaintiff Donald Scott, plaintiff Sharon Chesnut, plaintiff Craig Chesnut, plaintiff Beverly Frank, plaintiff Ladelle West, plaintiff Chester West, plaintiff Karen Parish, plaintiff Gary Parish, plaintiff April L Jamison, plaintiff Billy D Jamison, plaintiff Kristi Love, plaintiff Robert Love for order for approval of settlement agreement (cjs) (Entered: 09/14/1999)
09/20/1999	<u>50</u>	SETTLEMENT AGREEMENT/ ORDER by Honorable Ralph G. Thompson granting motion for order for approval of settlement agreement [49-1] (cc: all counsel) [EOD Date 9/20/99] (cjs) (Entered: 09/20/1999)
09/21/1999	51	JOINT STIPULATION OF DISMISSAL / NOTICE OF DISMISSAL as to party Mel Yates (cjs) (Entered: 09/21/1999)
09/21/1999	52	JOINT Stipulation of dismissal by defendant Gary Parish, defendant Does 1-50, defendant Ind Sch Dist I-008, plaintiff Judy A Prater, plaintiff Leslie G Prater, plaintiff Donald Scott, plaintiff Sharon Chesnut, plaintiff Craig Chesnut, plaintiff Beverly Frank, plaintiff Ladelle West, plaintiff Chester West, plaintiff Karen Parish, plaintiff Gary Parish, plaintiff April L Jamison, plaintiff Billy D Jamison, plaintiff Kristi Love, plaintiff Robert Love (cjs) (Entered: 09/21/1999)