

CLOSED

**U.S. District Court
District of South Dakota (Southern Division)
CIVIL DOCKET FOR CASE #: 4:00-cv-04113-LLP**

Pedersen, et al v. SD High School
Assigned to: U. S. District Judge Lawrence L. Piersol
Demand: \$0
Cause: 28:1343 Violation of Civil Rights

Date Filed: 06/09/2000
Date Terminated: 12/05/2000
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Plaintiff

Steven Pedersen
*as Guardian Ad Litem for Mara
Pedersen, a minor*
Minor
Mara Pedersen

represented by **Frederick M. Entwistle**
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Plaintiff

Cheryl Pedersen
*as Guardian Ad Litem for Mara
Pedersen, a minor*
Minor
Mara Pedersen

represented by **Frederick M. Entwistle**
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LEAD ATTORNEY
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William P. Fuller
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Plaintiff

Suzie Tolzin
*as Guardian Ad Litem for Micah Tolzin
and Elizabeth Tolzin, minors*
Minor
Micah Tolzin
Minor
Elizabeth Tolzin

represented by **Frederick M. Entwistle**
(See above for address)
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William P. Fuller
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V.

Defendant

**South Dakota High School Activities
Association**

represented by **John L. Brown**
Riter, Mayer, Hofer, Wattier & Brown
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Intervenor Plaintiff

United States of America

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TERMINATED: 09/03/2004
 LEAD ATTORNEY
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Date Filed	#	Docket Text
06/09/2000	<u>1</u>	COMPLAINT: 2 summons(es) issued handed to plaintiff's counsel (SKM) (Entered: 06/12/2000)
06/09/2000		FILING FEE PAID: on 6/9/00 in the amount of \$ 150.00, receipt # 25202. (SKM) (Entered: 06/12/2000)
06/09/2000	<u>2</u>	CIVIL COVER SHEET (SKM) (Entered: 06/12/2000)
06/09/2000	<u>3</u>	MOTION (Petition) for appointment of guardians ad litem for Mara Pederson, a minor, to institute action by plaintiff Steven Pedersen, plaintiff Cheryl Pedersen (SKM) (Entered: 06/12/2000)
06/09/2000	<u>4</u>	MOTION (Petition) for appointment of guardian ad litem for Micah Tolzin and Elizabeth Tolzin to institute action by plaintiff Suzie Tolzin (SKM) (Entered: 06/12/2000)
06/14/2000	<u>5</u>	ACCEPTANCE/ACKNOWLEDGEMENT OF SERVICE by defendant SD High School on 6/12/00 (JMM) (Entered: 06/15/2000)
06/14/2000	<u>6</u>	SUMMONS (DEFENDANT(S) SERVED) (JMM) (Entered: 06/15/2000)
06/14/2000	<u>7</u>	ORDER of Recusal by Richard H. Battey (cc:all counsel) (JMM) (Entered: 06/15/2000)
06/14/2000	<u>8</u>	ORDER by Lawrence L. Piersol Case reassigned to Lawrence L. Piersol (cc:all counsel) (JMM) (Entered: 06/15/2000)
06/22/2000	<u>9</u>	ORDER by Lawrence L. Piersol granting motion for appointment of guardians ad litem for Mara Pederson, a minor, to institute action [3-1] (cc:all counsel) (SKM) Modified on 06/23/2000 (Entered: 06/23/2000)
06/22/2000	<u>10</u>	ORDER by Lawrence L. Piersol granting motion for appointment of guardian ad litem for Micah Tolzin and Elizabeth Tolzin to institute action [4-1] (cc:all counsel) (SKM) Modified on 06/23/2000 (Entered: 06/23/2000)
07/05/2000	<u>11</u>	ANSWER by defendant SD High School to complaint [1-1] (JMM) (Entered: 07/05/2000)
07/07/2000	<u>12</u>	ORDER For Form 35 Report and Scheduling Information by Lawrence L. Piersol (cc: all counsel) (FE) (Entered: 07/10/2000)
08/07/2000	<u>13</u>	Form 35 Report Of Parties Planning Meeting re [12-1] (SKM) (Entered: 08/08/2000)
10/05/2000	<u>14</u>	RULE 16 SCHEDULING ORDER Lawrence L. Piersol ; court trial set for 9:00 1/3/01 ;mtn filing ddl set for 11/3/00 ; Discovery ddl set for 11/15/00 (cc: all counsel) (FE) (Entered: 10/05/2000)
10/16/2000	<u>15</u>	STIPULATION and ORDER to allow plaintiffs to file amended complaint by parties (SKM) Modified on 11/14/2000 (Entered: 10/17/2000)
10/17/2000	<u>16</u>	RULE 26 Disclosures of Experts by plaintiff Steven Pedersen, plaintiff Cheryl Pedersen, plaintiff Suzie Tolzin (SLL) (Entered: 10/17/2000)
10/17/2000	<u>17</u>	MOTION to intervene by intervenor plaintiff USA (DLS) (Entered: 10/19/2000)
10/17/2000	<u>18</u>	MEMORANDUM by intervenor plaintiff USA in support of motion to intervene [17-1] (DLS) (Entered: 10/19/2000)
10/27/2000	<u>19</u>	CONSENT to Intervention by plaintiff Steven Pedersen, plaintiff Cheryl Pedersen, plaintiff Suzie Tolzin (JMM) (Entered: 10/27/2000)

11/03/2000	<u>20</u>	MOTION to continue trial date by defendant SD High School (SKM) (Entered: 11/03/2000)
11/03/2000	<u>21</u>	OBJECTION by defendant SD High School to intervention by the USA (SKM) (Entered: 11/03/2000)
11/06/2000	<u>22</u>	MOTION to dismiss , or in alternative for summary judgment by defendant SD High School (SLL) (Entered: 11/06/2000)
11/06/2000	<u>23</u>	MEMORANDUM/BRIEF by defendant SD High School in support of motion to dismiss [22-1], of motion for summary judgment [22-2] (SLL) (Entered: 11/06/2000)
11/06/2000	<u>24</u>	CERTIFICATE OF SERVICE by defendant SD High School (SLL) (Entered: 11/06/2000)
11/07/2000	<u>25</u>	ORDER by Lawrence L. Piersol granting motion to intervene [17-1] (cc:all counsel) (SLL) (Entered: 11/07/2000)
11/07/2000	<u>26</u>	INTERVENOR'S COMPLAINT by intervenor plaintiff USA (SLL) (Entered: 11/07/2000)
11/13/2000	<u>27</u>	RESPONSE by intervenor plaintiff USA to motion to continue trial date [20-1] (SKM) (Entered: 11/13/2000)
11/13/2000	<u>27</u>	MOTION to amend Rule 16 scheduling order by intervenor plaintiff USA (SKM) (Entered: 11/13/2000)
11/14/2000	<u>28</u>	MINUTES RE: Telephone Conference before the Hon. Lawrence L. Piersol, US Chief Judge, Sioux Falls, SD. Discussion re: changing Court Trial date; Court will issue Order; Total In Court Time 25 minutes (FE) (Entered: 11/15/2000)
11/14/2000	<u>29</u>	AMENDED RULE 16 SCHEDULING ORDER by Lawrence L. Piersol granting motion to continue trial date [20-1] granting motion to amend Rule 16 scheduling order [27-1] ;Court trial set for 9:00 1/16/01 motion filing ddl satisfied ; discovery ddl set for (cc:all counsel) (FE) (Entered: 11/15/2000)
11/15/2000	<u>30</u>	AMENDED COMPLAINT by plaintiff Steven Pedersen, plaintiff Cheryl Pedersen, plaintiff Suzie Tolzin (SKM) (Entered: 11/15/2000)
11/15/2000	<u>31</u>	AFFIDAVIT of Marlyn Goldhammer in support of continuance (SKM) (Entered: 11/15/2000)
11/15/2000	<u>32</u>	AFFIDAVIT of Marlyn Goldhammer opposing United States intervention (SKM) (Entered: 11/15/2000)
11/15/2000	<u>33</u>	AFFIDAVIT of Marlyn Goldhammer supporting motion for dismissal (SKM) (Entered: 11/15/2000)
11/17/2000	<u>34</u>	ANSWER TO AMENDED COMPLAINT by defendant SD High School to [30-1] (FE) (Entered: 11/17/2000)
11/17/2000	<u>35</u>	ANSWER by defendant SD High School to Complaint-In-Intervention of the USA [26-1] (FE) (Entered: 11/17/2000)
12/05/2000	<u>36</u>	STIPULATION and CONSENT ORDER re. girls high school volleyball by Lawrence L. Piersol : (cc: all counsel) (SLL) (Entered: 12/06/2000)
05/11/2001	<u>37</u>	SUBMISSION OF PLAN Implementing Season Transition by defendant SD High School (JMM) (Entered: 05/14/2001)
05/24/2001	<u>38</u>	MOTION for time to respond to defendant's proposed plan by intervenor plaintiff USA, plaintiff Suzie Tolzin, plaintiff Cheryl Pedersen, plaintiff Steven Pedersen (SKM) (Entered: 05/25/2001)
05/24/2001	<u>39</u>	ORDER by Lawrence L. Piersol granting motion for time to respond to defendant's proposed plan [38-1]; plaintiff-parties shall file a response by 6/20/01 (cc:all counsel) (SKM) (Entered: 05/25/2001)
06/19/2001	<u>40</u>	MOTION for enlargement of time by intervenor plaintiff USA, plaintiff Suzie Tolzin, plaintiff Cheryl Pedersen, plaintiff Steven Pedersen (SLL) (Entered: 06/19/2001)

		06/20/2001)
06/20/2001	<u>41</u>	RESPONSE by intervenor plaintiff USA to defendant's Submission of Plan Implementing Season Transition [37-1] (DJP) (Entered: 06/21/2001)
06/21/2001	<u>42</u>	ORDER by Judge Lawrence L. Piersol granting motion for enlargement of time [40-1]; plaintiff-parties shall have until June 27, 2001, to file a response to defendant's proposed transition plan (cc:all counsel) (DJP) (Entered: 06/22/2001)
06/27/2001	<u>43</u>	RESPONSE by plaintiff-parties' to defendant's proposed transition plan [37-1] (SLL) Modified on 06/28/2001 (Entered: 06/27/2001)
08/08/2001	<u>44</u>	ORDER by Judge Lawrence L. Piersol; oral argument set for 8/17/01 1:30; counsel may appear personally or by telephone (cc:all counsel) (SKM) (Entered: 08/08/2001)
08/30/2001	<u>45</u>	JOINT MOTION/STIPULATION for order/approval of transition plan by intervenor plaintiff USA, defendant SD High School, plaintiff Suzie Tolzin, plaintiff Cheryl Pedersen, plaintiff Steven Pedersen (FE) (Entered: 08/31/2001)
08/30/2001	<u>46</u>	ORDER by Judge Lawrence L. Piersol granting motion for order/approval of transition plan [45-1]; Transition Plan and all relevant attachments incorporated is approved subject to further orders and modifications as provided for in Court's Consent Order of 12/5/00 (cc:all counsel) (FE) (Entered: 08/31/2001)
04/24/2002	<u>47</u>	ORDER AND RECEIPT for File by Judge Lawrence L. Piersol that Brett Lovrien may check out original file (DJP) (Entered: 04/30/2002)
08/28/2003	<u>48</u>	TRANSMITTAL of Transition Plan Report, with attachment (attachment is in a binder in expando) (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> # <u>9</u> # <u>10</u>) (DJP) (Entered: 08/29/2003)
08/27/2004	<u>49</u>	TRANSMITTAL OF TRANSITION PLAN REPORT (Attachments (Participation Survey Report 2003-2004) : # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u>) (DJP) (Entered: 08/27/2004)
09/01/2004	<u>50</u>	Letter from John Brown w/attached Page 144 of Participation Survey (Takini School figures) (JMM,) (Entered: 09/01/2004)
09/03/2004		Remark - Pursuant to telephone conversation with Ted McBride's office, he is no longer with USA and should be terminated from this case. Attorney McBride terminated as of 9/3/04 (DJP) (Entered: 09/03/2004)
06/28/2005	<u>51</u>	STIPULATION for Dismissal of Consent Order by Steven Pedersen, Cheryl Pedersen, Suzie Tolzin, South Dakota High School Activities Association, United States of America. (SKM) (Entered: 06/28/2005)
06/29/2005	<u>52</u>	ORDER directing dissolution of consent order <u>36</u> dated December 5, 2000, re Stipulation <u>51</u> filed by United States of America,, Steven Pedersen,, Cheryl Pedersen,, Suzie Tolzin,, South Dakota High School Activities Association, Signed by Judge Lawrence L. Piersol on 6/29/05. (SLL,) (Entered: 06/30/2005)