

CLOSED, CONSOLIDATED

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:92-cv-00563-SS**

Hopwood, et al v. State of Texas, et al
Assigned to: Judge Sam Sparks
Demand: \$0

Case in other court: 94-50664
95-50062
98-50506
member, 1:93-cv-00210
Fifth Circuit, :94- -50083
Fifth Circuit, :94- -50569
Fifth Circuit, :94- -50664
Fifth Circuit, :95- -50062
Fifth Circuit, :98- -50506

Cause: 42:1983 Civil Rights Act

Plaintiff

Cheryl J. Hopwood

Date Filed: 09/29/1992
Date Terminated: 10/11/2001
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

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Date Filed	#	Docket Text
09/29/1992	1	Complaint filed and 2 summons(es) issued Filing Fee: \$ 120.00 Receipt # 207970 (fe) (Entered: 09/29/1992)
09/29/1992		Court file prepared and forwarded to Judge Sparks. (fe) (Entered: 09/29/1992)
10/16/1992	2	Answer by State of Texas, Bd. of Regents (fe) (Entered: 10/19/1992)
10/27/1992	3	Demand for jury trial by Cheryl J. Hopwood, Stephanie C. Haynes (fe) (Entered: 10/28/1992)
11/05/1992	4	Motion by State of Texas, Bd. of Regents to substitute Javier Aguilar as attorney of record in place of Toni Hunter (fe) (Entered: 11/06/1992)
11/09/1992	5	Order granting motion to substitute Javier Aguilar as attorney of record in place of Toni Hunter [4-1] (fe) (Entered: 11/10/1992)
11/12/1992	6	Unopposed Motion by State of Texas, Bd. of Regents to extend time within which to answer plaintiffs' interrogatories and request for production (fe) (Entered: 11/12/1992)
11/12/1992	7	Amended Notice by State of Texas, Bd. of Regents to take deposition of Cheryl J. Hopwood (fe) (Entered: 11/12/1992)
11/12/1992	8	Notice by State of Texas, Bd. of Regents to take deposition of Stephanie C. Haynes (fe) (Entered: 11/12/1992)
11/16/1992	9	Scheduling order setting Joining of parties, amending of pleadings on 2/14/93 Deadline for filing of all motions 3/16/93 Discovery cutoff 3/16/93 Pretrial order to be submitted on or before 4/15/93 Pretrial conference of attorneys by 3/31/93 (fe) (Entered: 11/17/1992)
11/18/1992	10	Motion by State of Texas, Bd. of Regents for protective order , and for discovery conference (fe) (Entered: 11/18/1992)
11/18/1992	11	Memorandum by State of Texas, Bd. of Regents in support of motion for protective order [10-1], motion discovery conference [10-2] (fe) (Entered: 11/18/1992)
11/30/1992	12	Order granting motion to extend time within which to answer plaintiffs' interrogatories and request for production [6-1] (fe) (Entered: 12/01/1992)
11/30/1992	13	Order, setting a status conference 9:00 12/15/92 (fe) (Entered: 12/01/1992)
12/03/1992	14	Order granting motion discovery conference [10-2], set status conference 4:00 12/17/92 the previous order setting a status conference for December 15, 1992 at 9:00 is Cancelled (fe) (Entered: 12/03/1992)
12/07/1992	15	Unopposed Motion by Cheryl J. Hopwood, Stephanie C. Haynes to extend time in which to respond to motion for protective order and for discovery conference. (fe) (Entered: 12/07/1992)
12/11/1992	16	Response by Cheryl J. Hopwood, Stephanie C. Haynes in opposition to motion for protective order [10-1], motion discovery conference [10-2] (fe) (Entered: 12/11/1992)
12/14/1992	17	Order granting motion to extend time in which to respond to motion for protective order and for discovery conference. [15-1] (fe) (Entered: 12/14/1992)
12/15/1992	18	Motion by State of Texas, Bd. of Regents for (Sarah Anderson) to withdraw as attorney (fe) (Entered: 12/15/1992)
12/15/1992	19	Reply by State of Texas, Bd. of Regents to response to motion for protective order [10-1], motion discovery conference [10-2] (fe) (Entered: 12/15/1992)

12/17/1992		Status conference held (fe) (Entered: 12/18/1992)
12/18/1992	20	Order granting motion for (Sarah Anderson) to withdraw as attorney [18-1] (Terminated attorney Sarah L. Anderson for Bd. of Regents, attorney Sarah L. Anderson for State of Texas (fe) (Entered: 12/18/1992)
12/22/1992	21	Order granting in part, denying in part motion for protective order [10-1]. The court will keep the rest of defendants' Motion for Protective Order UNDER ADVISEMENT. (fe) (Entered: 12/23/1992)
12/24/1992	22	Second Amended Notice by State of Texas, Bd. of Regents to take deposition of Cheryl J. Hopwood (fe) (Entered: 12/29/1992)
12/31/1992	23	Motion by Cheryl J. Hopwood, Stephanie C. Haynes for leave to file limited response to defendants' reply memorandum in support of a motion for protective order and discovery conference (fe) (Entered: 01/04/1993)
01/12/1993	24	Order regarding a discovery procedure with regard to the issue of "standing". . . (fe) (Entered: 01/13/1993)
01/19/1993	25	Unopposed Motion by State of Texas, Bd. of Regents to extend time in which to take depositions of Law School Admissions Committee Members (fe) (Entered: 01/20/1993)
01/19/1993	26	Motion by State of Texas, Bd. of Regents for summary judgment against Cheryl Hopwood for failure to maintain her eligibility for admission (fe) (Entered: 01/20/1993)
01/19/1993	27	Memorandum by State of Texas, Bd. of Regents in support of motion for summary judgment against Cheryl Hopwood for failure to maintain her eligibility for admission [26-1] (fe) (Entered: 01/20/1993)
01/21/1993	28	Defendant's first supplement to the appendix to memorandum of law in support of motion for summary judgment against plaintiff Cheryl Hopwood for failure to maintain her eligibility for admission. (fe) (Entered: 01/21/1993)
01/22/1993	29	Motion by Stephanie C. Haynes to dismiss plaintiff Stephanie C. Haynes from this lawsuit with prejudice (fe) (Entered: 01/22/1993)
01/22/1993	30	Response by Cheryl J. Hopwood, Stephanie C. Haynes motion to extend time in which to take depositions of Law School Admissions Committee Members [25-1] (fe) (Entered: 01/22/1993)
01/26/1993	31	Ordered that Plaintiff Hopwood timely respond to the Motion for Summary Judgment and FURTHER ORDERED that there will be an enlargement of time for the taking of the depositions following the determination of the pending Motion for Summary Judgment. . . (fe) (Entered: 01/26/1993)
02/02/1993	32	Response by Cheryl J. Hopwood, Stephanie C. Haynes motion for summary judgment against Cheryl Hopwood for failure to maintain her eligibility for admission [26-1] (fe) (Entered: 02/03/1993)
02/11/1993	33	Order granting motion to dismiss plaintiff Stephanie C. Haynes from this lawsuit with prejudice [29-1] (fe) (Entered: 02/12/1993)
02/12/1993	34	Reply by State of Texas, Bd. of Regents to response to motion for summary judgment against Cheryl Hopwood for failure to maintain her eligibility for admission [26-1] (fe) (Entered: 02/12/1993)
02/12/1993	35	Order denying motion for summary judgment against Cheryl Hopwood for failure to maintain her eligibility for admission [26-1] Discovery to be completed within sixty days of the date of this order and appropriate briefs within seventy days of the date of this order regarding the standing issue of the plaintiff Hopwood. (fe) (Entered: 02/16/1993)
04/06/1993	36	Motion by Cheryl J. Hopwood for additional interrogatories and requests for admission and modification of discovery and briefing schedule (fe) (Entered: 04/08/1993)

04/12/1993	37	Response by State of Texas, Bd. of Regents motion for additional interrogatories and requests for admission and modification of discovery and briefing schedule [36-1] (fe) (Entered: 04/14/1993)
04/12/1993	37	Motion by State of Texas, Bd. of Regents with memorandum in support to strike (fe) (Entered: 04/14/1993)
04/14/1993	38	Reply by Cheryl J. Hopwood to response to motion for additional interrogatories and requests for admission and modification of discovery and briefing schedule [36-1] (fe) (Entered: 04/15/1993)
04/14/1993	38	Response by Cheryl J. Hopwood motion to strike [37-1] (fe) (Entered: 04/15/1993)
04/14/1993	39	Supplement to Defendants' reply to plaintiff's motion for additional discovery and Defendants' motion and memorandum to strike. (fe) (Entered: 04/15/1993)
04/16/1993	40	Order granting motion for additional interrogatories and requests for admission and modification of discovery and briefing schedule [36-1] The discovery and briefing deadlines imposed by the Court's order dated February 11, 1993 are extended by 30 days. (fe) (Entered: 04/21/1993)
04/19/1993	41	Motion by Cheryl J. Hopwood to compel discovery (fe) (Entered: 04/21/1993)
04/27/1993	42	Motion by Cheryl J. Hopwood to allow plaintiff to withdraw motion for order compelling discovery (fe) (Entered: 04/27/1993)
04/29/1993	43	Order denying motion to strike [37-1] (fe) (Entered: 04/30/1993)
04/29/1993	44	Order granting motion to allow plaintiff to withdraw motion for order compelling discovery [42-1], withdrawing motion to compel discovery [41-1] (fe) (Entered: 04/30/1993)
05/04/1993	45	Motion by State of Texas, Bd. of Regents with memorandum in support for consideration of defendants' motion for summary judgment against plaintiff Cheryl Hopwood for failure to maintain her eligibility for admission and defendants' request for oral argument on the summary judgment motion (fe) (Entered: 05/05/1993)
05/04/1993	46	Motion by State of Texas, Bd. of Regents with memorandum in support to extend time for filing a motion for summary judgment on the issue of standing (fe) (Entered: 05/05/1993)
05/06/1993	47	Response by Cheryl J. Hopwood motion to extend time for filing a motion for summary judgment on the issue of standing [46-1], motion for consideration of defendants' motion for summary judgment against plaintiff Cheryl Hopwood for failure to maintain her eligibility for admission and defendants' request for oral argument on the summary judgment motion [45-1] (fe) (Entered: 05/10/1993)
05/10/1993	48	Supplemental Memorandum by State of Texas, Bd. of Regents in support of motion for consideration of defendants' motion for summary judgment against plaintiff Cheryl Hopwood for failure to maintain her eligibility for admission and defendants' request for oral argument on the summary judgment motion [45-1] (fe) (Entered: 05/11/1993)
05/11/1993	49	Order granting motion to extend time for filing a motion for summary judgment on the issue of standing [46-1], granting in part, denying in part motion for consideration of defendants' motion for summary judgment against plaintiff Cheryl Hopwood for failure to maintain her eligibility for admission and defendants' request for oral argument on the summary judgment motion [45-1], discovery deadline 6/5/93 FURTHER ORDERED that defendants have forty (40) days from the date of this order to reurge their motion for summary judgment. . . (fe) (Entered: 05/12/1993)
05/18/1993	50	Reurging of Motion by State of Texas, Bd. of Regents for summary judgment against Plaintiff Cheryl Hopwood for Failure to Maintain her Eligibility for Admission , and Request for Oral Argument on the Summary Judgment Motion (fe) (Entered: 05/18/1993)

05/24/1993	51	Order granting motion Request for Oral Argument on the Summary Judgment Motion [50-2] set hearing for 6/1/93 at 2:00 (fe) (Entered: 05/25/1993)
05/24/1993		Motion hearing set at 2:00 6/1/93 on motion for summary judgment against Plaintiff Cheryl Hopwood for Failure to Maintain her Eligibility for Admission [50-1] (fe) (Entered: 05/25/1993)
05/28/1993	52	Order granting motion for leave to file limited response to defendants' reply memorandum in support of a motion for protective order and discovery conference [23-1] (fe) (Entered: 06/01/1993)
05/28/1993	53	Limited Response by Cheryl J. Hopwood response [19-1] (defendants' reply memorandum in support of a motion for protective order and discovery conference). (fe) (Entered: 06/01/1993)
05/28/1993		Mooted motions motion to extend time in which to take depositions of Law School Admissions Committee Members [25-1] (fe) (Entered: 06/01/1993)
05/28/1993	54	Motion by Cheryl J. Hopwood for (Michael P. McDonald) to appear pro hac vice (fe) (Entered: 06/01/1993)
05/28/1993	55	Motion by Cheryl J. Hopwood for (Joseph A. Shea, Jr.) to appear pro hac vice (fe) (Entered: 06/01/1993)
05/28/1993	56	Motion by Cheryl J. Hopwood to continue the oral argument set for June 1, 1993 (fe) (Entered: 06/01/1993)
06/01/1993		Motion hearing held for motion to continue the oral argument set for June 1, 1993 [56-1], held for motion for (Joseph A. Shea, Jr.) to appear pro hac vice [55-1], held for motion for (Michael P. McDonald) to appear pro hac vice [54-1], held for motion for summary judgment against Plaintiff Cheryl Hopwood for Failure to Maintain her Eligibility for Admission [50-1] (fe) (Entered: 06/03/1993)
06/01/1993	57	Condiitional Response by State of Texas, Bd. of Regents in opposition to motion to continue the oral argument set for June 1, 1993 [56-1], motion for (Joseph A. Shea, Jr.) to appear pro hac vice [55-1], motion for (Michael P. McDonald) to appear pro hac vice [54-1] (fe) (Entered: 06/03/1993)
06/02/1993	58	Order granting motion for (Joseph A. Shea, Jr.) to appear pro hac vice [55-1] (fe) Modified on 06/03/1993 (Entered: 06/03/1993)
06/02/1993	59	Order granting motion for (Michael P. McDonald) to appear pro hac vice [54-1] (fe) Modified on 06/03/1993 (Entered: 06/03/1993)
06/02/1993	58	Order denying motion to continue the oral argument set for June 1, 1993 [56-1] (fe) (Entered: 06/04/1993)
06/03/1993	59	Order, regarding the motion hearing on 6/1/93 motion filing deadline 8/16/93 (fe) (Entered: 06/09/1993)
07/20/1993	60	Notice of attorney appearance for Cheryl J. Hopwood by Terral Ray Smith (fe) (Entered: 07/20/1993)
08/13/1993	61	Motion by State of Texas, Bd. of Regents for summary judgment on the issue of standing (fe) (Entered: 08/17/1993)
08/13/1993	62	Motion by State of Texas, Bd. of Regents for summary judgment on the issue of ripeness (fe) (Entered: 08/17/1993)
08/13/1993	63	Motion by State of Texas, Bd. of Regents for leave to file brief in excess of twenty pages (fe) Modified on 03/08/1994 (Entered: 08/17/1993)
08/19/1993	64	Motion by State of Texas, Bd. of Regents to compel (fe) (Entered: 08/20/1993)
08/25/1993	65	Motion by Cheryl J. Hopwood to extend time to respond to motions for summary judgment on the issue of standing and on the issue of ripeness (fe) (Entered: 08/31/1993)
09/01/1993	66	Order granting motion to extend time to respond to motions for summary judgment on the issue of standing and on the issue of ripeness [65-1] Plaintiffs have until

		September 15, 1993 to respond. (fe) (Entered: 09/03/1993)
09/01/1993	67	Order, docket call 8:30 10/25/93 a trial date for sometime in November will be set at the docket call (fe) (Entered: 09/03/1993)
09/01/1993		Jury selection set at 10:00 10/25/93 (fe) (Entered: 09/03/1993)
09/03/1993	68	Response by Cheryl J. Hopwood motion to compel [64-1] (fe) (Entered: 09/09/1993)
09/16/1993	69	Motion by Cheryl J. Hopwood to extend time for one day within which to file plaintiffs' responsive documents (fe) (Entered: 09/20/1993)
09/16/1993	70	Motion by Cheryl J. Hopwood for leave to file brief in excess of 20 pages (fe) Modified on 09/20/1993 (Entered: 09/20/1993)
09/16/1993	71	Response by Cheryl J. Hopwood motion for summary judgment on the issue of ripeness [62-1] (fe) (Entered: 09/21/1993)
09/16/1993	72	Certificate of service on documents 69-71. (fe) (Entered: 09/21/1993)
09/22/1993	73	Order granting motion to extend time for one day within which to file plaintiffs' responsive documents [69-1] (fe) Modified on 10/28/1993 (Entered: 09/24/1993)
09/24/1993	74	Reply by State of Texas, Bd. of Regents to response to motion for summary judgment on the issue of standing [61-1] (fe) (Entered: 09/28/1993)
09/24/1993	75	Reply by State of Texas, Bd. of Regents to response to motion for summary judgment on the issue of ripeness [62-1] (fe) (Entered: 09/28/1993)
09/24/1993	76	Defendants' proposed summary of facts fo record and conclusions of law. (fe) (Entered: 09/28/1993)
09/24/1993	77	Certificate of service on documents 74-76. (fe) (Entered: 09/28/1993)
09/29/1993	78	Order, set motion hearing on motion for summary judgment on the issue of standing [61-1] for 9:00 10/22/93 (fe) (Entered: 09/30/1993)
10/04/1993	79	Motion by Cheryl J. Hopwood to consolidate cases with A-93-CA-210 , to dismiss certain plaintiffs , to waive jury , to clarify discovery schedule (fe) (Entered: 10/05/1993)
10/04/1993	80	Order, set motion hearing on motion for summary judgment on the issue of standing [61-1] for 4:00 10/21/93 (fe) (Entered: 10/05/1993)
10/05/1993	81	Notice of Change of Address for Steven W. Smith (copy forwarded to San Antonio) (fe) (Entered: 10/06/1993)
10/12/1993	82	Order granting motion to consolidate cases with A-93-CA-210 [79-1] A-92-CA-563 will be the lead case. (fe) (Entered: 10/13/1993)
10/12/1993		Mooted motions motion to dismiss certain plaintiffs [79-2], motion to waive jury [79-3], motion to clarify discovery schedule [79-4] Per order signed on October 12, 1993. (fe) Modified on 03/24/1994 (Entered: 03/24/1994)
10/20/1993	83	Motion by Cheryl J. Hopwood to compel discovery (fe) (Entered: 10/22/1993)
10/21/1993		Motion hearing held for motion for summary judgment on the issue of standing [61-1] (fe) (Entered: 10/22/1993)
10/27/1993	84	Plaintiffs' Memorandum on Discovery Requests. (fe) (Entered: 10/28/1993)
10/28/1993	85	Memorandum Opinion and Order denying motion for summary judgment on the issue of ripeness [62-1], denying motion for summary judgment on the issue of standing [61-1], denying motion for summary judgment against Plaintiff Cheryl Hopwood for Failure to Maintain her Eligibility for Admission [50-1] (fe) (Entered: 10/29/1993)
11/03/1993	86	Memorandum by State of Texas, Bd. of Regents on discovery requests. (fe) (Entered: 11/04/1993)

11/10/1993	87	Letter response by plaintiffs' to the discovery memorandum filed by defendants. (fe) (Entered: 11/12/1993)
11/12/1993	88	Consent Motion by Cheryl J. Hopwood to substitute Vincent A. Mullory in place of Joseph A. Shea, Jr. , and for (Vincent A. Mulloy) to appear pro hac vice (fe) (Entered: 11/15/1993)
11/15/1993	89	Letter regarding discovery from defendants. (fe) (Entered: 11/16/1993)
11/17/1993	90	Order granting in part, denying in part motion to compel discovery [83-1], granting in part, denying in part motion to compel [64-1], scheduling order deadlines: joining of parties, amended pleadings on 2/1/94 Discovery deadline on 4/1/94 Pretrial order to be submitted on or before 4/15/94 , setting status conference for 3:00 3/4/94 (lc) (Entered: 11/18/1993)
11/19/1993	91	Certificate of service on the Motion for Substitution of Counsel and Admission Pro Hac Vice. (fe) (Entered: 11/19/1993)
11/22/1993	92	Order granting motion to substitute Vincent A. Mulloy in place of Joseph A. Shea, Jr. [88-1], granting motion for (Vincent A. Mulloy) to appear pro hac vice [88-2] (fe) (Entered: 11/22/1993)
11/22/1993	93	Order to correct an error in the Court's November 17, 1993 Discovery and Scheduling Order. . Motion to Compel is GRANTED IN PART. . the status conference previously set for March 4, 1994 at 3:00 is RESET for 3:00 p.m. March 11, 1994. . . (fe) (Entered: 11/22/1993)
11/22/1993		Status conference resetting to 3:00 3/11/94 (fe) (Entered: 11/22/1993)
01/05/1994	94	Motion by Thurgood Marshall Le, Black Pre-Law Assoc. to intervene (fe) (Entered: 01/06/1994)
01/05/1994	95	Memorandum by Thurgood Marshall Le, Black Pre-Law Assoc. in support of motion to intervene [94-1] (fe) (Entered: 01/06/1994)
01/05/1994	96	Answer by Thurgood Marshall Le, Black Pre-Law Assoc. (fe) (Entered: 01/06/1994)
01/13/1994	97	Notice of attorney appearance for State of Texas, Bd. of Regents by Harry M. Reasoner, Betty Owens, Barry D. Burgdorf, R. Scott Placek (fe) (Entered: 01/14/1994)
01/13/1994	98	Response by State of Texas motion to intervene [94-1] (fe) (Entered: 01/14/1994)
01/18/1994	99	Response by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers motion to intervene [94-1] (fe) (Entered: 01/19/1994)
01/20/1994	100	Order denying without prejudice to seeking leave to participate as amicus curiae motion to intervene [94-1] (fe) (Entered: 01/21/1994)
01/24/1994	101	Joint motion by Cheryl J. Hopwood, State of Texas, Bd. of Regents, Douglas Carvell, Kenneth Elliott, David . Rogers to reset status conference (fe) (Entered: 01/26/1994)
01/27/1994	102	Notice of interlocutory appeal by Thurgood Marshall Le, Black Pre-Law Assoc. order [100-1] (fe) (Entered: 01/28/1994)
01/27/1994	103	Motion by Thurgood Marshall Le, Black Pre-Law Assoc. for (Anthony Griffin) to appear pro hac vice (fe) (Entered: 01/28/1994)
01/27/1994	104	Affidavit by Suneese Haywood in support of the Notice of Appeal by the Thurgood Marshall Legal Society and Black Pre-Law Association (fe) (Entered: 01/28/1994)
01/27/1994	105	Affidavit by April Cheatam in support of the notice of appeal by the Thurgood Marshall Legal Society and Black Pre-Law Association. (fe) (Entered: 01/28/1994)
01/31/1994		Filing fee for the interlocutory appeal paid. Receipt number 211773 (fe) (Entered: 02/01/1994)

01/31/1994	106	Order denying motion for (Anthony Griffin) to appear pro hac vice [103-1] (fe) (Entered: 02/01/1994)
01/31/1994	107	Order granting joint motion to reset status conference [101-1], reset status conference 11:00 3/25/94 (fe) (Entered: 02/01/1994)
02/01/1994	108	Amended complaint by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers against Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson amending complaint [1-1] (fe) (Entered: 02/03/1994)
02/07/1994		A certified copy of the docket sheets and notice of interlocutory appeal filed by Thurgood Marshall Legal Society and Black Pre-Law Association, dkt #102, was forwarded to the Fifth Circuit. (fe) (Entered: 02/07/1994)
02/07/1994		A copy of the cover letter transmitting a certified copy of the docket sheets and interlocutory notice of appeal was also mailed to Janell M. Byrd and, with a copy of the notice, to Alan Jenkins, Norman J. Chachkin, Anthony Griffin, Michael P. McDonald, Terral R. Smith, Vincent A. Mulloy, Samuel Issacharoff, Harry M. Reasoner, Betty Owens, Barry D. Burgdorf, R. Scott Placek, Steven W. Smith, and Javier Aguilar. (fe) (Entered: 02/07/1994)
02/08/1994	109	Motion by Thurgood Marshall Le, Black Pre-Law Assoc. for provisional party status pending appeal (fe) (Entered: 02/10/1994)
02/09/1994	110	Motion by Thurgood Marshall Le, Black Pre-Law Assoc. for (Janell M. Byrd) to appear pro hac vice (fe) (Entered: 02/10/1994)
02/09/1994	111	Motion by Thurgood Marshall Le, Black Pre-Law Assoc. for (Anthony P. Griffin) to appear pro hac vice (fe) (Entered: 02/10/1994)
02/11/1994	112	Order granting motion for (Anthony P. Griffin) to appear pro hac vice [111-1] (fe) (Entered: 02/14/1994)
02/11/1994	113	Order granting motion for (Janell M. Byrd) to appear pro hac vice [110-1] (fe) (Entered: 02/14/1994)
02/14/1994		Return of appeal information sheet received. appeal [102-1] USCA NUMBER: 94-50083 (fe) (Entered: 02/17/1994)
02/15/1994	114	Answer by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to amended complaint (fe) (Entered: 02/16/1994)
02/15/1994	115	Order denying motion for provisional party status pending appeal [109-1] (fe) (Entered: 02/16/1994)
02/15/1994	116	Transcript filed for dates of 10/21/94 Motions hearing. (fe) (Entered: 02/16/1994)
02/17/1994	117	Notice by Thurgood Marshall Legal Society and Black Pre-Law Association that transcript is unnecessary for appeal purposes. (fe) (Entered: 02/22/1994)
03/02/1994	118	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers for (R. Kenneth Wheeler) to appear pro hac vice (fe) (Entered: 03/02/1994)
03/02/1994	119	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers for (Joseph A. Wallace) to appear pro hac vice (fe) (Entered: 03/02/1994)
03/02/1994	120	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers for (Paul J. Harris) to appear pro hac vice (fe) (Entered: 03/02/1994)
03/03/1994	121	USCA Order, USCA #94-50083, denying the motion of appeallants to expedite the appeal. Filed in NOLA 2/24/94, in USDC 3/3/94. xc all attorneys of record (fe) (Entered: 03/03/1994)
03/07/1994	122	Order granting motion for (Paul J. Harris) to appear pro hac vice [120-1] (fe) (Entered: 03/08/1994)
03/07/1994	123	Order granting motion for (Joseph A. Wallace) to appear pro hac vice [119-1] (fe) (Entered: 03/08/1994)

03/07/1994	124	Order granting motion for (R. Kenneth Wheeler) to appear pro hac vice [118-1] (fe) (Entered: 03/08/1994)
03/07/1994	125	Order granting motion for leave to file brief in excess of twenty pages [63-1] (fe) (Entered: 03/08/1994)
03/07/1994	126	Memorandum by State of Texas, Bd. of Regents in support of motion for summary judgment on the issue of standing [61-1] (fe) (Entered: 03/08/1994)
03/07/1994	127	Appendix to memorandum in support of defendants' motion for summary judgment on the issue of standing. (fe) (Entered: 03/08/1994)
03/09/1994	128	Notice of attorney appearance for State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson by Charles Alan Wright (fe) (Entered: 03/10/1994)
03/09/1994	129	Notice of attorney appearance for Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers by Joseph A. Wallace, Paul J. Harris and R. Kenneth Wheeler (fe) (Entered: 03/10/1994)
03/14/1994		The original record for the interlocutory appeal was forwarded to the U. S. Court of Appeals this date consisting of 5 volumes of pleadings and 1 volume of transcript for this (lead) case and 1 volume of pleadings for the member case, USDC #A-93-CA-210. (fe) (Entered: 03/14/1994)
03/14/1994		A copy of the cover letter transmitting the original record to the Fifth Circuit was mailed to all attorneys of record. (fe) (Entered: 03/14/1994)
03/16/1994	130	USCA Order granting the motion to expedite the appeal, USCA #94-50083. Filed in NOLA 3/11/94. Filed in USDC 3/16/94. xc all attorneys of record (fe) (Entered: 03/17/1994)
03/17/1994	131	Certificate of Service on the "Notice of Appearance of Additional Counsel" (fe) (Entered: 03/18/1994)
03/18/1994	132	Motion by State of Texas, Bd. of Regents for (Betty R. Owens) to appear pro hac vice (fe) (Entered: 03/21/1994)
03/22/1994	133	Order granting motion for (Betty R. Owens) to appear pro hac vice [132-1] (fe) (Entered: 03/24/1994)
03/24/1994	134	Notice of Designation of Expert Witness and Supplemental Answer to Defendants' Interrogatories and Request for Documents to Plaintiffs. (fe) (Entered: 03/29/1994)
03/25/1994		Transmittal letter returned from Fifth Circuit acknowledging receipt of the original record on 3/22/94. (fe) (Entered: 03/29/1994)
03/25/1994		Status conference held. Status of issues discussed. Court orally sets for non-jury trial on 5/16/94 at 8:30 a.m. E.T.T. 10 days. Court allows 27 hrs. per side to present evidence, openings and closings. Hearing concluded (fe) (Entered: 03/29/1994)
03/25/1994		Motion in open court by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers to exclude defendants' expert witnesses from testifying at trial (fe) (Entered: 03/31/1994)
03/25/1994		Bench trial set at 8:30 5/16/94 (fe) (Entered: 04/07/1994)
03/28/1994	135	Order denying motion to exclude defendants' expert witnesses from testifying at trial [0-0]. . . (fe) (Entered: 03/31/1994)
04/11/1994	136	Supplemental notice of designation of expert witnesses and supplemental answer to plaintiffs' fourth set of interrogatories (fe) (Entered: 04/12/1994)
04/19/1994	137	Motion by Thurgood Marshall Le, Black Pre-Law Assoc. for permission to enter an appearance as provisional Amicus Curiae pending disposition of appeal of denial of intervention by the Fifth Circuit Court of Appeals (fe) (Entered: 04/21/1994)

04/28/1994	138	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers for (Michael E. Rosman) appear pro hac vice (fe) (Entered: 05/02/1994)
05/03/1994	139	Order granting motion for (Michael E. Rosman) appear pro hac vice [138-1] (fe) (Entered: 05/06/1994)
05/06/1994	140	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers to take depositions by telephone (fe) (Entered: 05/09/1994)
05/06/1994	141	Witness list by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers (fe) (Entered: 05/09/1994)
05/06/1994	142	Defendant's Proposed findings of fact and conclusions of law. (fe) (Entered: 05/09/1994)
05/06/1994	143	Plaintiffs' Proposed findings of fact and conclusions of law. (fe) (Entered: 05/09/1994)
05/09/1994	144	Response by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson motion to take depositions by telephone [140-1] (fe) (Entered: 05/10/1994)
05/09/1994	145	Order granting motion to take depositions by telephone [140-1] lasting no more than one hour, that a certified court reporter be present . . . and that counsel may be present. (fe) (Entered: 05/10/1994)
05/12/1994	146	Order granting in part, denying in part motion for permission to enter an appearance as provisional Amicus Curiae pending disposition of appeal of denial of intervention by the Fifth Circuit Court of Appeals [137-1] Thurgood Marshall Legal Society and the Black Pre-Law Assoc. may participate at trial in the following manner: Two seats in the first row of the spectator section behind the defense counsel table in the courtroom will be reserved for counsel for the Thurgood Marshall Legal society and the Black Pre-Law Assoc. to allow for their observation of the trial. Counsel for these organizations may submit memoranda or briefs on all issues at the conclusion of the trial... (FAXED copy of Order to all attorneys of record on 5/12/94) (fe) Modified on 05/12/1994 (Entered: 05/12/1994)
05/16/1994		Bench trial held. Bench trial begins. Opening statements of counsel heard. Testimony heard on behalf of plaintiff. Witnesses sworn. Evidence submitted on behalf of plaintiff. Court recesses until 5/17/94, 8:30 a.m. Court orally orders all minority applications remain under seal. (fe) (Entered: 05/24/1994)
05/16/1994		Bench trial begun (fe) (Entered: 05/24/1994)
05/17/1994		Bench trial held. Testimony heard on behalf of plaintiff/defendant. Witnesses sworn. Evidence submitted on behalf of plaintiff/defendant. Court recesses until 5/18/94, 8:30 a.m. (fe) (Entered: 05/24/1994)
05/18/1994	147	Order granting motion for leave to file brief in excess of 20 pages [70-1] (fe) (Entered: 05/18/1994)
05/18/1994		Bench trial held. Testimony heard on behalf of plaintiff/defendant. Witnesses sworn. Evidence submitted on behalf of plaintiff/defendant. Court recesses until 5/19/94, 8:30 a.m. Plaintiff rests at 1:30 p.m. (subject to testimony of Mark Yudof on Monday) (fe) (Entered: 05/24/1994)
05/19/1994		Bench trial held. Testimony heard on behalf of defendant. Witnesses sworn. Court recesses until 5/20/94, 8:30 a.m. (fe) (Entered: 05/24/1994)
05/20/1994		Bench trial held. Testimony heard on behalf of defendant. Witnesses sworn. Court recesses until 5/23/94, 8:30 a.m. (fe) (Entered: 05/24/1994)
05/20/1994	148	Sealed document placed in vault (fe) (Entered: 05/24/1994)
05/23/1994		Bench trial held. Witnesses sworn. Plaintiff/Defendant rests. Oral motion for partial judgment was orally and by pleading filed – taken under advisement. Bench trial ends. Court orally orders depts' submission under seal of H. Rodriguez. Texas Index Data sealed. Rebuttal testimony heard. (fe) (Entered: 05/27/1994)

05/23/1994		Bench trial held. Testimony heard on behalf of the parties. Witnesses sworn. Court recesses until 5/24/94 at 8:30 A. M. (fe) (Entered: 05/31/1994)
05/24/1994	149	Plaintiffs' Exhibit list by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers (fe) (Entered: 05/27/1994)
05/24/1994	150	Motion by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, U.T. Law School, Mark G. Yudof, Stanley M. Johanson for judgment on partial findings (fe) (Entered: 05/27/1994)
05/24/1994	151	Sealed document placed in vault (fe) (Entered: 05/27/1994)
05/24/1994	152	Witness list by Cheryl J. Hopwood, State of Texas, Bd. of Regents, Douglas Carvell, Kenneth Elliott, David . Rogers, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (fe) (Entered: 05/27/1994)
05/24/1994	153	Exhibit list by Stephanie C. Haynes, State of Texas, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (fe) (Entered: 05/27/1994)
05/25/1994		Bench trial held. Closing statements of counsel heard. Court takes under advisement. (fe) (Entered: 05/27/1994)
05/26/1994	154	Agreed Plaintiffs' Exhibit list by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers subject to redaction of plaintiffs' counsel notations (fe) (Entered: 05/27/1994)
06/07/1994	155	Certified copy of opinion and judgment of USCA on Interlocutory Appeal affirming appeal [102-1] USCA #94-50083 . . . It is now here ordered and adjudged by this Court that the judgment of the district Court in this cause is affirmed. It is further ordered that movants-appellants (Thurgood Marshall Legal Society & Black Pre-law Association) pay to pltfs-appellees/defts-appellees the costs on appeal . . . Filed in NOLA 5/11/94, Issued as Mandate 6/2/94, Filed in USDC 6/7/95. mailed 6/8/94 (fe) (Entered: 06/08/1994)
06/10/1994		Record on appeal returned from U.S. Court of Appeal : appeal [102-1] USCA #94-50083 (fe) (Entered: 06/13/1994)
06/13/1994	156	Post-trial brief of Thurgood Marshall Legal Society and Black Pre-Law Association as Amici Curiae (fe) (Entered: 06/13/1994)
06/13/1994	157	Defendants' Amended and annotated proposed Findings of fact and conclusions of law (fe) (Entered: 06/14/1994)
06/13/1994	158	Defendants' post-trial brief. (fe) (Entered: 06/14/1994)
06/13/1994	159	Plaintiffs' post-trial brief. (fe) (Entered: 06/14/1994)
06/13/1994	160	Motion by MALDEF, MASEA, HBAA, MABAT, HPSA, ChLSA, Texas LULAC for leave to file brief amicus curiae on behalf of defendants' counsel (fe) (Entered: 06/14/1994)
06/13/1994		Received brief of Amici Curiae (fe) (Entered: 06/14/1994)
06/14/1994	161	Plaintiffs' amended proposed Findings of fact and conclusions of law (fe) (Entered: 06/14/1994)
06/16/1994	162	Order granting motion for leave to file brief amicus curiae on behalf of defendants' counsel [160-1] (fe) (Entered: 06/16/1994)
06/16/1994	163	Brief of Amici Curiae Maldef, Texas Lulac, Texas Mexican American Bar Association, Hispanic Bar Association of Austin, Chicano Law Students Association, Hispanic Pre-law Student Assoc., Mexican American State Employees Association. (fe) (Entered: 06/16/1994)

06/21/1994	164	Response by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers motion for leave to file brief amicus curiae on behalf of defendants' counsel [160-1] (fe) (Entered: 06/21/1994)
06/21/1994	165	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers to strike exhibits submitted by amici curiae Thurgood Marshall Law Society and Black Pre-Law Association (fe) (Entered: 06/21/1994)
06/22/1994	166	Order denying motion to strike exhibits submitted by amici curiae Thurgood Marshall Law Society and Black Pre-Law Association [165-1] mailed 6/22/94 (fe) (Entered: 06/23/1994)
07/12/1994	167	RENEWED Motion by Thurgood Marshall Le, Black Pre-Law Assoc. for intervention for the limited purpose of allowing evidence on the issue of the predictive validity of the Texas Index (mh) (Entered: 07/13/1994)
07/18/1994	168	Order denying motion of Thurgood Marshall Legal Society and Black Pre-Law Association for intervention for the limited purpose of allowing evidence on the issue of the predictive validity of the Texas Index [167-1] mailed 7/18/94 (fe) (Entered: 07/18/1994)
08/12/1994	169	Notice of interlocutory appeal by Thurgood Marshall Le, Black Pre-Law Assoc. order [168-1] from order denying renewed motion for intervention (fe) (Entered: 08/16/1994)
08/12/1994		USCA appeal fees paid for appeal [169-1] : Appeal Fee: \$ 105.00 Receipt # 231204 (fe) (Entered: 08/16/1994)
08/16/1994		Interlocutory Notice of appeal and certified copy of docket to USCA: appeal [169-1] (fe) (Entered: 08/16/1994)
08/16/1994		A copy of the cover letter transmitting a certified copy of the interlocutory notice of appeal and docket sheet to the Fifth Circuit was mailed to all attorneys of record with a copy of the notice. (fe) (Entered: 08/16/1994)
08/19/1994	170	Memorandum Opinion (mailed 8/19/94) (fe) (Entered: 08/22/1994)
08/19/1994	171	Final Judgment, filed 8/19/94. It is OAD, by declaratory judgment, that the 1992 admissions procedure of the law school at the University of Texas at Austin, as administered was in violation of the 14th Amendment of the U. S. Constitution; It is FOAD that Cheryl Hopwood, Douglas Carvell, Kenneth Elliott and David Rogers shall be entitled to reapply for admission to the law school at UT-Austin for the 1995-96 school year without further administrative expense or fees . . . It is FOAD that C. Hopwood, D. Carvell, K. Elliott, and D. Rogers do have and recover judgment of and against the defendants UT-Austin and the University of Texas School of Law, jointly and severally, in the total amount of One Dollar each; It is Finally OAD that all further affirmative relief requested by any party herein against any other party herein is DENIED. dkt 8/22/94 (mailed 8/19/94) (fe) (Entered: 08/22/1994)
08/19/1994		Case closed (fe) (Entered: 08/22/1994)
08/29/1994	172	Motion and affidavits by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers for award of attorney fees (fe) (Entered: 08/30/1994)
08/29/1994	173	Motion by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers (Center for Individual Rights) for attorney fees and costs (fe) (Entered: 08/30/1994)
08/29/1994	174	Memorandum by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers (Center for Individual Rights) in support of motion for award of attorney fees [172-1] (fe) (Entered: 08/30/1994)
08/29/1994	175	Affidavit (of Michael P. McDonald/Center for Individual Rights) by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers in support of motion for attorney fees and costs [173-1] (fe) (Entered: 08/30/1994)
08/29/1994		Return of appeal information sheet received. appeal [169-1] USCA NUMBER: 94-50569 (fe) (Entered: 08/30/1994)

09/08/1994	176	Response by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson in opposition to motion for attorney fees and costs [173-1], motion for award of attorney fees [172-1] (fe) (Entered: 09/09/1994)
09/08/1994	176	Motion by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to stay consideration of same , or, in the alternative allow discovery , and and set a briefing schedule and hearing date (fe) (Entered: 09/09/1994)
09/13/1994	177	Order setting hearing on motion for attorney fees and costs [173-1] for 11:00 9/22/94, motion for award of attorney fees [172-1] for 9/22/94 (faxed to attorneys 9/13-14/94) (fe) (Entered: 09/14/1994)
09/13/1994		Mooted motions motion to stay consideration of same [176-1], motion allow discovery [176-2], motion and set a briefing schedule and hearing date [176-3] (fe) (Entered: 01/17/1995)
09/19/1994	178	Notice of appeal by Cheryl J. Hopwood, Douglas Carvell (fe) (Entered: 09/20/1994)
09/19/1994	179	Joint Notice of appeal by Kenneth Elliott, David . Rogers (fe) (Entered: 09/20/1994)
09/19/1994	180	Response by Cheryl J. Hopwood, Douglas Carvell in opposition to motion to stay consideration of same [176-1] (fe) (Entered: 09/20/1994)
09/19/1994	180	Memorandum by Cheryl J. Hopwood, Douglas Carvell in support of motion for attorney fees and costs [173-1], motion for award of attorney fees [172-1] (fe) (Entered: 09/20/1994)
09/19/1994		USCA appeal fees paid for appeal [178-1] : Appeal Fee: \$ 105.00 Receipt # 231546 (fe) (Entered: 09/27/1994)
09/19/1994		USCA appeal fees paid for appeal [179-1] : Appeal Fee: \$ 105.00 Receipt # 231549 (fe) (Entered: 09/27/1994)
09/21/1994	181	Memorandum by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson in support of in opposition response [176-1] (fe) (Entered: 09/22/1994)
09/22/1994		Motion hearing held for motion for attorney fees and costs [173-1], held for motion for award of attorney fees [172-1] – oral argument heard on all other pending motions – court orally directs filing of any supplemental pleadings within ten (10) days – court to enter written order thereafter – hearing concluded (fe) (Entered: 09/22/1994)
09/27/1994	182	Order Amended Memorandum Opinion (cc mailed 9/28/94) (fe) (Entered: 09/28/1994)
09/29/1994		Certified and transmitted record on appeal to U.S. Court of Appeals: appeal [169-1] consisting of 9 volumes of the original record; 1 bound exhibit volume to dkt #156; 2 sealed documents, dkt #148 and #151; 1 volume of transcript of motions hearing held 10/21/93, dkt #116; 1 volume of the record from A-93-CA-210 (Member case), USCA #94-50569 (fe) Modified on 09/29/1994 (Entered: 09/29/1994)
09/29/1994		A copy of the cover letter to the Fifth Circuit transmitting the original record was also mailed to all attorneys of record. (fe) (Entered: 09/29/1994)
09/29/1994		Notice of appeal from final judgment and certified copy of docket to USCA: appeal [179-1], appeal [178-1] (fe) (Entered: 09/29/1994)

09/29/1994		A copy of the cover letter transmitting a certified copy of the notices of appeal (re final judgment), Dkt #178 and #179, and docket sheet to the Fifth Circuit was also mailed to Terral Smith, Norman Chachkin, Steven Smith, Albert Kauffman, Vincent Mulloy, John Vasquez, R. Kenneth Wheeler, Michael Rosman, Joseph Wallace, Paul Harris, Harry Reasoner, javier Aguilar, Barry Burgdorf, Samuel Issacharoff, R. Scott Placek, Betty Owens, Charles Wright, Michael McDonald, Anthony Griffin, and Janell Byrd. (fe) (Entered: 09/29/1994)
10/03/1994	183	Supplemental memorandum by State of Texas, Bd. of Regents to memorandum in support [181-1] (Defendants' Supplemental Memorandum of Law Regarding the Unreasonableness of Plaintiffs' Request for an Award of Attorneys' fees) (fe) (Entered: 10/03/1994)
10/03/1994	184	Supplemental memorandum by Cheryl J. Hopwood to motion for attorney fees and costs [173-1], motion for award of attorney fees [172-1] (fe) (Entered: 10/04/1994)
10/03/1994	185	Proffer by Wallace & Harris regarding Attorney Fees (fe) (Entered: 10/04/1994)
10/04/1994	186	Proffer by Wallace & Harris Regarding Attorney Fees (fe) (Entered: 10/04/1994)
10/05/1994	187	Motion by Cheryl J. Hopwood for leave to file a response to defendants' memorandum of law regarding the unreasonableness of plaintiffs' request for an award of attorneys' fees (fe) (Entered: 10/06/1994)
10/06/1994		Return of appeal information sheet received. appeal [179-1], appeal [178-1] USCA NUMBER: 94-50664 (fe) (Entered: 10/06/1994)
10/06/1994		Letter of transmittal from USCA: appeal [169-1] USCA #94-50569 acknowledging receipt of the record for the interlocutory appeal on 10/3/94. (fe) (Entered: 10/06/1994)
10/11/1994	188	Second Supplemental Memorandum by Cheryl J. Hopwood in support of motion for attorney fees and costs [173-1] (fe) (Entered: 10/11/1994)
10/11/1994	189	Order granting motion for leave to file a response to defendants' memorandum of law regarding the unreasonableness of plaintiffs' request for an award of attorneys' fees [187-1] - response to be filed on or before Columbus Day, 1994 (cc mailed 10/12/94) (fe) (Entered: 10/11/1994)
10/14/1994	190	Motion by State of Texas, Bd. of Regents, Bernard Rapoport, Ellen . Temple, Lowell . Lebermann, Peter Coneway, Robert . Cruikshank, Zan Holmes, Tom Loeffler, Martha Smiley, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to strike plaintiff's submission of new evidence on attorneys' fees (fe) (Entered: 10/17/1994)
10/19/1994	191	Response by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David Rogers to motion to strike plaintiff's submission of new evidence on attorneys' fees [190-1] (fe) (Entered: 10/20/1994)
10/19/1994		Letter of transmittal from USCA: appeal [179-1], appeal [178-1] stating these two appeals will also proceed under USCA #94-50664. (fe) (Entered: 10/21/1994)
10/21/1994	192	Transcript filed appeal [179-1], appeal [178-1] for dates of May 16, 1994 (VOLUME 1) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	193	Transcript filed appeal [179-1], appeal [178-1] for dates of May 16, 1994 (VOLUME 2) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	194	Transcript filed appeal [179-1], appeal [178-1] for dates of May 16, 1994 (VOLUME 3) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	195	Transcript filed appeal [179-1], appeal [178-1] for dates of May 16, 1994 (VOLUME 4) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	196	Transcript filed appeal [179-1], appeal [178-1] for dates of May 16, 1994 (VOLUME 5) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	197	Transcript filed appeal [179-1], appeal [178-1] for dates of May 17, 1994 (VOLUME 6) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)

10/21/1994	198	Transcript filed appeal [179-1], appeal [178-1] for dates of May 17, 1994 (VOLUME 7) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	199	Transcript filed appeal [179-1], appeal [178-1] for dates of May 17, 1994 (VOLUME 8) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	200	Transcript filed appeal [179-1], appeal [178-1] for dates of May 17, 1994 (VOLUME 9) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	201	Transcript filed appeal [179-1], appeal [178-1] for dates of May 18, 1994 (VOLUME 10) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	202	Transcript filed appeal [179-1], appeal [178-1] for dates of May 18, 1994 (Volume 11) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	203	Transcript filed appeal [179-1], appeal [178-1] for dates of May 18, 1994 (VOLUME 12) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	204	Transcript filed appeal [179-1], appeal [178-1] for dates of May 18, 1994 (VOLUME 13) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	205	Transcript filed appeal [179-1], appeal [178-1] for dates of May 18, 1994 (VOLUME 14) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	206	Transcript filed appeal [179-1], appeal [178-1] for dates of May 19, 1994 (VOLUME 15) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	207	Transcript filed appeal [179-1], appeal [178-1] for dates of May 19, 1994 (VOLUME 16) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	208	Transcript filed appeal [179-1], appeal [178-1] for dates of May 20, 1994 (VOLUME 17) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	209	Transcript filed appeal [179-1], appeal [178-1] for dates of May 23, 1994 (VOLUME 18) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	210	Transcript filed appeal [179-1], appeal [178-1] for dates of May 23, 1994 (VOLUME 19) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	211	Transcript filed appeal [179-1], appeal [178-1] for dates of May 23, 1994 (VOLUME 20) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	212	Transcript filed appeal [179-1], appeal [178-1] for dates of May 23, 1994 (VOLUME 21) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	213	Transcript filed appeal [179-1], appeal [178-1] for dates of May 24, 1994 (VOLUME 22) Appeal record due on 11/5/94 (fe) Modified on 02/07/1995 (Entered: 02/07/1995)
10/21/1994	214	Transcript filed appeal [179-1], appeal [178-1] for dates of May 24, 1994 (VOLUME 23) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	215	Transcript filed appeal [179-1], appeal [178-1] for dates of May 24, 1994 (VOLUME 24) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	216	Transcript filed appeal [179-1], appeal [178-1] for dates of May 24, 1994 (VOLUME 25) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	217	Transcript filed appeal [179-1], appeal [178-1] for dates of May 25, 1994 (VOLUME 26) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/21/1994	218	Transcript filed appeal [179-1], appeal [178-1] for dates of May 25, 1994 (VOLUME 27) Appeal record due on 11/5/94 (fe) (Entered: 02/07/1995)
10/28/1994		Certified and transmitted record on appeal to U.S. Court of Appeals: appeal [179-1], appeal [178-1], appeal [169-1], appeal [102-1] USCA #94-50664 cross referenced with USCA #94-50569 consisting of 1 volume of pleadings, 5 boxes of trial exhibits (3 deft, 2 pltf) and 27 volumes of trial transcript. (fe) Modified on 10/28/1994 (Entered: 10/28/1994)

11/10/1994		Letter of transmittal from USCA: appeal [179-1], appeal [178-1] USCA #94-50664 cross referenced with #94-50569 acknowledging receipt of the one volume record, 27 vols. of transcript, and 5 boxes of exhibits (3deft, 2 pltf) on 11/8/94 (fe) (Entered: 11/15/1994)
11/15/1994	219	Order denying motion for attorney fees and costs [173-1], denying motion for award of attorney fees [172-1] (cc mailed 11/16/94) (fe) (Entered: 11/16/1994)
11/15/1994		Mooted motions motion to strike plaintiff's submission of new evidence on attorneys' fees [190-1] (fe) (Entered: 01/17/1995)
12/09/1994	220	Order filed...ORDERED that the plaintiffs and their counsel take nothing on their causes of action, claims for attorney's fees and that all parties herein absorb their own costs. (cc mailed 12/12/94) (fe) (Entered: 12/12/1994)
01/09/1995	221	Notice of appeal by Cheryl J. Hopwood, Douglas Carvell, Kenneth Elliott, David . Rogers from the judgment regarding attorney's fees and costs, dkt #220 (fe) (Entered: 01/25/1995)
01/25/1995		Notice of appeal and certified copy of docket to USCA: appeal [221-1] (fe) (Entered: 01/25/1995)
02/03/1995	222	Transcript requested by State of Texas, Bd. of Regents (fe) (Entered: 02/06/1995)
02/06/1995		USCA appeal fees paid for appeal [221-1] : Appeal Fee: \$ 105.00 Receipt # 232858 (fe) (Entered: 02/08/1995)
02/08/1995		Return of appeal information sheet received. appeal [221-1] USCA NUMBER: 95-50062 (re attorneys fees) (fe) (Entered: 02/09/1995)
02/08/1995		Letter of transmittal from USCA: appeal [169-1] #94-50569 granting appellants motion to withdraw as counsel (fe) (Entered: 02/09/1995)
02/13/1995		Letter of notification mailed to Fifth Circuit regarding payment of filing fee for appeal, dkt #221, USCA #95-50062, on 2/6/95. (fe) (Entered: 02/13/1995)
02/17/1995	223	Stipulation to Correct an Omission from the Record filed (fe) Modified on 02/17/1995 (Entered: 02/17/1995)
02/22/1995	224	Order filed -...that the record on appeal should be supplemented to add Defendants' exhibits numbered 447, 448, and 449 and hereby directs the clerk of this court to certify and transmit these exhibits to the Fifth Circuit. (cc mailed 2/23/95) (fe) (Entered: 02/23/1995)
04/14/1995	225	Transcript filed for dates of 9/22/94 (Hearing on Attorneys' Fees) Appeal record due on 5/1/95 (fe) (Entered: 04/18/1995)
04/04/1996	226	Transcript Order Form - Transcript Unnecessary for Appeal Purposes - filed by Plaintiffs Hopwood and Carvell (fe) (Entered: 04/05/1996)
04/22/1996	227	Certified copy of opinion and judgment of USCA, #94-50569, dismissing appeal for want of jurisdiction [169-1] Filed in NOLA 3/18/96, Issued as Mandate 4/19/96, Filed in DC 4/22/96, dkt & mailed to all attys of record 4/23/96 (fe) (Entered: 04/23/1996)
04/23/1996	228	USCA Order GRANTING IN PART the defts-appellees motion for stay of the mandate pending the filing and disposition of a petition for writ of certiorari in USCA No. 94-50664 until 5/13/96. In USCA #94-50569 there is no motion for stay, and accordingly, the mandate shall issue. Filed in NOLA 4/19/96, DC 4/23/96, dkt'd & mailed 4/24/96 (fe) (Entered: 04/24/1996)
05/22/1996	229	USCA Order, #95-50062, that the motion of appellants Hopwood and Carvell to vacate the District Court's judgment and remand the question of attorney's fees back to the District Court with instructions is carried with the case. It is Further Ordered that the motion of appellees (State) to stay this appeal pending disposition of petition for writ of cert to the Supreme Court in appeal #94-50664 is GRANTED . . . Further Ordered that appellees' alternative motion to remand the appeal to the District Court without instructions is DENIED. Filed in NOLA 5/17/96, Filed in DC 5/22/96, dkt'd & mailed to all attys of record 5/23/96. (fe) (Entered: 05/23/1996)

07/15/1996	230	Certified copy of opinion and judgment of USCA, #94-50664, reversing as to the District Court , and remanding for further proceedings appeal [179-1], appeal [178-1] ("We also direct the district court to reconsider the question of damages . . ." Filed in NOLA 3/18/96, Issued as Mandate 7/10/96, Filed in DC 7/15/96, dkt'd & mailed 7/16/96 to all attorneys of record, cc to dkt clerk (fe) (Entered: 07/16/1996)
07/15/1996		Record on appeal NOT returned from U.S. Court of Appeal : appeal [179-1], appeal [178-1] #94-50664 (fe) Modified on 07/16/1996 (Entered: 07/16/1996)
07/15/1996		Letter of transmittal from USCA: (fe) (Entered: 07/16/1996)
07/15/1996		Letter of transmittal from USCA: appeal [179-1], appeal [178-1] #94-50664 and #94-50569 stating the supreme court had denied certiorari. (fe) (Entered: 07/16/1996)
07/15/1996		Received copy of Fifth Circuit Bill of Costs filed in NOLA 5/14/96 taxing costs in the amount of \$355.50 on 7/10/96 against defendants. (fe) (Entered: 07/16/1996)
07/15/1996		Case reopened (fe) (Entered: 07/16/1996)
07/16/1996	231	Order, set status conference 1:30 7/25/96 (FAXED 7/16/96 & MAILED 7/17/96) (mh) (Entered: 07/17/1996)
07/24/1996	232	Motion by State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to reschedule status conference (mh) (Entered: 07/24/1996)
07/24/1996	233	Order granting motion to reschedule status conference [232-1], reset status conference 9:00 8/6/96 (FAXED 7/24/96) (mh) (Entered: 07/25/1996)
08/06/1996		Status conference held. Attorneys announce ready. All parties represented. Statements from counsel heard. Court sets case for trial 11/25/96 at 8:30 a.m. Plaintiff's disclosure of witnesses due 9/16/96; defendant's disclosures of witnesses due 10/4/96; brief on compensatory damages due 10/1/96; estimated trial time 2 days. Hearing concluded. Order forthcoming. (mh) (Entered: 08/06/1996)
08/06/1996	234	Order, set evidentiary hearing 8:30 11/25/96 (xc 8/6/96) (mh) (Entered: 08/06/1996)
08/22/1996	235	Certified copy of opinion and judgment of USCA (#95-50062 regarding attorneys' fees), vacating , and remanded to the district court for further proceedings appeal [221-1] "It is ORDERED that appellants' motion for reconsideration of that portion of this Court's order of 5/17/96, carrying with the case appellants' motion to vacate and remand is GRANTED. The motion to vacate and remand is GRANTED." Filed in NOLA 7/26/96, Issued as Mandate 8/19/96, Filed in DC, dkt'd & mailed 8/22/96 to all attys of record, court, courtroom deputy, & dkt clerk (fe) (Entered: 08/22/1996)
09/16/1996	236	Notice of attorney appearance for Douglas Carvell, Cheryl J. Hopwood by Walter J. Scott Jr. (td) (Entered: 09/16/1996)
09/16/1996	237	Motion by Douglas Carvell, Cheryl J. Hopwood for (Walter J. Skip Scott, Jr.) to appear pro hac vice (td) (Entered: 09/16/1996)
09/16/1996	238	Witness list by Douglas Carvell, Cheryl J. Hopwood (td) (Entered: 09/17/1996)
09/20/1996	239	Order granting motion for (Walter J. Skip Scott, Jr.) to appear pro hac vice [237-1] (mailed 9/20/96) (td) (Entered: 09/20/1996)
09/27/1996	240	Supplemental motion by Cheryl J. Hopwood : for attorney fees – supplemental supplementing motion for attorney fees and costs [173-1] (td) (Entered: 09/27/1996)
10/01/1996	241	Plaintiffs Hopwood and Carvell's Brief in Opposition to Defendants' Invocation of An Eleventh Amendment Immunity Defense filed (td) (Entered: 10/01/1996)
10/01/1996	242	Supplemental memorandum by Douglas Carvell, Cheryl J. Hopwood to supplemental motion for attorney fees – supplemental [240-1] (td) (Entered: 10/01/1996)

10/01/1996	243	Attorney's Fees Supplement of Steven W. Smith by Cheryl Hopwood and Douglas W. Carvell (td) (Entered: 10/01/1996)
10/01/1996	244	Notice and Adoption of Brief of the United States by Douglas Carvell, Cheryl J. Hopwood (td) (Entered: 10/01/1996)
10/01/1996	245	Motion filed by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to dismiss plaintiffs' claims (fe) (Entered: 10/02/1996)
10/03/1996	246	Notice of attorney appearance for Bd. of Regents and State of Texas filed by Harley M. Clark and Beverly G. Reeves. (fe) (Entered: 10/04/1996)
10/04/1996	247	Amendment to the Supplemental Filing of Plaintiffs Hopwood and Carvell in Further Support of Their Motion for Attorneys' Fees filed by Douglas Carvell and Cheryl J. Hopwood [242-1]. (fe) (Entered: 10/04/1996)
10/08/1996	248	Plaintiffs Hopwood and Carvell's Supplemental Brief Requesting that Portions of Defendants' Eleventh Amendment Motion to Struck. (fe) (Entered: 10/08/1996)
10/09/1996	249	Order ". . . pursuant to 28 U.S.C. 2403a the constitutional challenge to 42 U.S.C. 2000d-7a1 raised by the defendants in this action is certified to the Attorney General of the United States and, if the United States chooses to intervene in this action, it may do so by filing a brief within 30 days of the date of this order. It is further ordered that the clerk of this court is directed to provide a certified copy of this order, a copy of the Defendants' Motion to Dismiss, and a copy of plaintiffs' Brief in Opposition to Defendants' Invocation of an 11th Amendment Immunity Defense to the U.S. Attorney for the Western District of Texas as well as providing the U.S. Attorney with the plaintiffs' Notice and Adoption of Brief of the United States in Malooly v. State of Texas, Cause No. A 96 CA 229 SS." (fe) (Entered: 10/10/1996)
10/09/1996		Certified copies of the 10/9/96 order and attachments were sent the the U.S. Attorneys Offices in both Austin and San Antonio. (fe) (Entered: 10/10/1996)
10/15/1996	250	Response filed by defendants to Plaintiffs' Briefs and Supplemental Brief in Opposition to Defendants' Eleventh Amendment Immunity Defense [248-1] (fe) (Entered: 10/16/1996)
10/18/1996	251	Notice of Change of Address filed by attorney Michael E. Rosman. (fe) (Entered: 10/18/1996)
10/18/1996	252	Supplemental memorandum in Opposition to Plaintiffs' Motions for Attorneys' Fees filed by defendants State of Texas, et al. (fe) (Entered: 10/18/1996)
10/18/1996	253	Motion filed by defendants State of Texas, et al. for mediation (fe) Modified on 10/21/1996 (Entered: 10/21/1996)
10/18/1996	254	Motion filed by defendants State of Texas, et al. for pre-trial conference pursuant to Fed. R. Civ. P. 16. (fe) (Entered: 10/21/1996)
10/22/1996	255	Order denying defendants' Motion for Mediation [253-1], granting defendants' Motion for Pre-Trial Conference Pursuant to Fed. R. Civ. P. 16. [254-1], set pretrial conference for 8:30 on 11/1/96 (fe) (Entered: 10/22/1996)
10/29/1996	256	Reply filed by plaintiffs Douglas Carvell and Cheryl J. Hopwood to defendants' supplemental opposition to plaintiffs' motion for attorneys' fees. (fe) (Entered: 10/29/1996)
10/29/1996	257	Motion filed by defendants State of Texas, et al. for protective order pursuant to Federal Rule of Civil Procedure 26(c) (fe) (Entered: 10/29/1996)
10/31/1996	258	Memorandum filed by plaintiffs Douglas Carvell and Cheryl J. Hopwood in opposition to defendants' motion for protective order pursuant to Federal Rule of Civil Procedure 26(c) [257-1] (fe) (Entered: 11/01/1996)
11/01/1996	259	Motion filed by plaintiffs Douglas Carvell and Cheryl J. Hopwood for Daniel W. Nelson to appear pro hac vice (fe) (Entered: 11/01/1996)

11/01/1996		Pretrial conference held. Parties announced ready. Statements from counsel heard. Both parties advices court discovery not completed. Court will enter new scheduling order of which discovery shall be completed within 90 days from this date. All medical records and full medical authorization shall be provided to defendants within one weel. Parties shall file status letters to court by 11/21/96. Defendant withdraw their motion for protective order. Court will allow attorneys to mediate concerning attorneys fees. Curt will overrule motion to dismiss. Written order forthcoming. Trial or evidentiary hearing to be reset. Hearing concluded. (mh) (Entered: 11/04/1996)
11/01/1996		Withdrawal motion for protective order pursuant to Federal Rule of Civil Procedure 26(c) [257-1], made is open court during pretrial conference held 11/1/96. (mh) (Entered: 11/04/1996)
11/06/1996	260	Order denying motion for Daniel W. Nelson to appear pro hac vice [259-1]. (Mailed 11/6/96.) (fe) (Entered: 11/06/1996)
11/08/1996	261	Brief of the United States. (fe) (Entered: 11/12/1996)
11/12/1996	262	Order resetting discovery deadline to 1/30/97 and resetting 11/25/96 evidentiary hearing to a later date to be determined by this Court. (Mailed 11/13/96.) (fe) (Entered: 11/12/1996)
11/12/1996	263	Order denying motion to dismiss plaintiffs' claims [245-1]. (Mailed 11/13/96.) (fe) (Entered: 11/12/1996)
11/14/1996	264	Transcript filed for date of 11/1/96 - Status Hearing. (fe) (Entered: 11/15/1996)
11/20/1996	265	Motion by Bd. of Regents, State of Texas for Kathleen Bone Spangler to appear pro hac vice (fe) (Entered: 11/20/1996)
11/21/1996	266	Order granting motion for Kathleen Bone Spangler to appear pro hac vice [265-1] (fe) (Entered: 11/21/1996)
12/06/1996	267	Motion by Douglas Carvell, Cheryl J. Hopwood for Daniel Nelson to appear pro hac vice (mc2) (Entered: 12/06/1996)
12/09/1996	268	Order granting motion for Daniel Nelson to appear pro hac vice [267-1]. (Mailed 12/9/96.) (mc2) (Entered: 12/09/1996)
12/09/1996	269	Motion by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to compel plaintiffs Hopwood and Carvell to answer Interrogatories and Requests for Production (mc2) (Entered: 12/10/1996)
12/13/1996	270	Motion by Kenneth Elliott to compel discovery (re answers from defendants to interrogatories and document production) (mc2) (Entered: 12/16/1996)
12/16/1996	271	Order Motion hearing for motion to compel discovery (re answers from defendants to interrogatories and document production) [270-1] for 9:00 12/20/96, motion to compel plaintiffs Hopwood and Carvell to answer Interrogatories and Requests for Production [269-1] for 9:00 12/20/96 . (Faxed 12/17/96.) (mc2) (Entered: 12/16/1996)
12/19/1996	272	Motion by Cheryl J. Hopwood to compel (in re: discovery) (mh) (Entered: 12/19/1996)
12/20/1996	273	Response by Cheryl J. Hopwood, Douglas Carvell in opposition to motion to compel plaintiffs Hopwood and Carvell to answer Interrogatories and Requests for Production [269-1] (mh) (Entered: 12/20/1996)
12/20/1996		Motion hearing held for the following motions: [270-1], [269-1] Partiesa nounced ready. Statements and arguments of counsel heard. Dismisses as moot Hopwood's motion #272 Motion denied as to Elliott 3270 upon request. Written order forthcoming. (mh) (Entered: 12/20/1996)
12/20/1996	274	Order, set bench trial 8:30 4/1/97 (xc 12/20/96) (mh) (Entered: 12/20/1996)

12/20/1996	275	ORDERED that by, Monday, December 23, 1996, Defendants shall produce any documents setting forth any available economic information ... FURTHER ORDERED that, by Wednesday, January 8, 1997, Plaintiffs Hopwood and Carvell shall provide to Defendants the reports of any experts Plaintiffs Hopwood and Carvell expect to testify at trial ... Order dismissing as moot motion to compel (in re: discovery) [272-1], denying motion to compel discovery (re answers defendants to interrogatories and document production) [270-1], dismissing as moot motion to compel plaintiffs Hopwood and Carvell to answer Interrogatories and Requests for Production [269-1] (mailed & faxed 12/23/96) (td) (Entered: 12/23/1996)
01/03/1997	276	Motion by Cheryl J. Hopwood to compel (responses to requests for admission, requests for documents and interrogatories) (mc2) (Entered: 01/03/1997)
01/03/1997	277	Amended Order setting bench trial for 8:30, Tuesday (not Monday as previously stated), 4/1/97 . (Mailed 1/3/97.) (mc2) Modified on 01/03/1997 (Entered: 01/03/1997)
01/09/1997	278	Motion by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to dismiss the claims of plaintiffs Hopwood and Carvell , or in the alternative, to strike the testimony of their expert witnesses (mc2) (Entered: 01/09/1997)
01/16/1997	279	Response by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell . Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson motion to compel (responses to requests for admission, requests for documents and interrogatories) [276-1] (mc2) (Entered: 01/17/1997)
01/21/1997	280	Response by Douglas Carvell, Cheryl J. Hopwood motion to dismiss the claims of plaintiffs Hopwood and Carvell [278-1], motion to strike the testimony of their expert witnesses [278-2] (mc2) (Entered: 01/21/1997)
01/21/1997	280	Cross motion by Douglas Carvell, Cheryl J. Hopwood for sanctions (mc2) Modified on 01/21/1997 (Entered: 01/21/1997)
01/27/1997	281	Order setting Motion hearing for cross motion for sanctions [280-1], motion to dismiss the claims of plaintiffs Hopwood and Carvell [278-1], motion to strike the testimony of their expert witnesses [278-2], motion to compel (responses to requests for admission, requests for documents and interrogatories) [276-1] for 11:00 1/31/97 . (Faxed 1/27/97.) (mc2) (Entered: 01/27/1997)
01/29/1997	282	Response by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson cross motion for sanctions [280-1] (mc2) (Entered: 01/30/1997)
01/31/1997	283	Reply by Douglas Carvell, Cheryl J. Hopwood to response to cross motion for sanctions [280-1] (mc2) (Entered: 02/03/1997)
01/31/1997		Motion hearing held for the following motions: [280-1], [278-1], [278-2], [276-1]. Written order forthcoming. (mc2) (Entered: 02/03/1997)
02/03/1997	284	Order denying cross motion for sanctions [280-1], denying motion to dismiss the claims of plaintiffs Hopwood and Carvell [278-1], denying motion to strike the testimony of their expert witnesses [278-2], granting in part, denying in part motion to compel (responses to requests for admission, requests for documents and interrogatories) [276-1]. (Mailed 2/4/97.) (mc2) (Entered: 02/03/1997)
02/19/1997	285	Order setting Jury trial for 9:00 3/31/97 and continuing on 4/2 and 4/3/97. (Mailed 2/19/97.) (mc2) (Entered: 02/19/1997)
02/19/1997		Jury selection set at 9:00 3/31/97 (mc2) (Entered: 02/19/1997)
02/21/1997	286	Transcript filed for date of 12/20/96 - hearing on motion to compel. (mc2) Modified on 05/15/1998 (Entered: 02/24/1997)

02/25/1997	287	Notice of Change of Address (by Steven W. Smith, attorney for Plaintiffs Elliott and Rogers). (mc2) (Entered: 02/26/1997)
02/26/1997	288	Designation of rebuttal expert witness filed by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Stanley M. Johanson, Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport (mc2) (Entered: 02/26/1997)
03/05/1997	289	Transcript filed for date of 1/31/97 – Status hearing. (mc2) (Entered: 03/05/1997)
03/17/1997	290	Supplemental Designation of Witness list by Douglas Carvell, Cheryl J. Hopwood (mc2) (Entered: 03/17/1997)
03/26/1997	291	Exhibit list (contained in Defendants' Pretrial Disclosures) by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (mc2) (Entered: 03/26/1997)
03/26/1997	291	Witness list (contained in Defendants' Pretrial Disclosures) by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (mc2) (Entered: 03/26/1997)
03/27/1997	292	Witness list by Douglas Carvell, Cheryl J. Hopwood (contained in Plaintiffs' Hopwood's and Carvell's Amended and Supplemental Pretrial Disclosures). (mc2) (Entered: 03/27/1997)
03/27/1997	292	Exhibit list by Douglas Carvell, Cheryl J. Hopwood (contained in Plaintiffs' Hopwood's and Carvell's Amended and Supplemental Pretrial Disclosures). (mc2) Modified on 03/27/1997 (Entered: 03/27/1997)
03/27/1997	293	Witness list by Douglas Carvell, Cheryl J. Hopwood (contained in Plaintiff Hopwood's and Carvell's Corrected and Supplemental Pretrial Disclosures). (mc2) (Entered: 03/27/1997)
03/27/1997	293	Exhibit list by Douglas Carvell, Cheryl J. Hopwood (contained in Plaintiff's Hopwood's and Carvell's Corrected and Supplemental Pretrial Disclosures). (mc2) (Entered: 03/27/1997)
03/28/1997	294	Defendants' Supplemental Pretrial Disclosures. (mc2) (Entered: 04/08/1997)
03/31/1997		Bench trial held (mc2) (Entered: 04/08/1997)
03/31/1997		Bench trial begun (mc2) (Entered: 04/08/1997)
03/31/1997		Motion in open court by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson for judgment (mc2) (Entered: 04/08/1997)
03/31/1997		Oral order denying oral motion for judgment [0-0] (mc2) (Entered: 04/08/1997)
03/31/1997	295	Agreed Protective Order. (Copies distributed to counsel in courtroom.) (mc2) Modified on 04/08/1997 (Entered: 04/08/1997)
04/02/1997		Bench trial held (mc2) (Entered: 04/08/1997)
04/03/1997		Bench trial held (mc2) (Entered: 04/08/1997)
04/03/1997		Motion in open court by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson to strike testimony of Dr. Ruhter's testimony (mc2) (Entered: 04/08/1997)
04/03/1997		Oral order denying oral motion to strike testimony of Dr. Ruhter's testimony [0-0] (mc2) (Entered: 04/08/1997)

04/07/1997		Bench trial held (mc2) (Entered: 04/08/1997)
04/07/1997		Bench trial concluded (mc2) (Entered: 04/08/1997)
04/07/1997		Motion in open court by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson for judgment as to damages (mc2) (Entered: 04/08/1997)
04/07/1997		Oral order denying oral motion for judgment as to damages [0-0] (mc2) (Entered: 04/08/1997)
04/07/1997		Renewed Motion in open court by David Rogers, Kenneth Elliott, Douglas Carvell, Cheryl J. Hopwood for judgment on causation issue (mc2) (Entered: 04/09/1997)
04/07/1997		Oral order denying oral motion for judgment on causation issue [0-0] (mc2) (Entered: 04/09/1997)
04/07/1997	296	Witness list from trial on remand. (mc2) (Entered: 04/09/1997)
04/07/1997	297	Exhibit list by Kenneth Elliott, Cheryl J. Hopwood on Remand. (mc2) (Entered: 04/09/1997)
04/07/1997	298	Exhibit list by David Rogers, Kenneth Elliott (on remand). (mc2) (Entered: 04/09/1997)
04/07/1997	299	Exhibit list by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson on Remand. (mc2) (Entered: 04/09/1997)
04/07/1997		Exhibits by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, David . Rogers, Kenneth Elliott, Douglas Carvell, Bd. of Regents, State of Texas, Cheryl J. Hopwood, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (mc2) (Entered: 04/09/1997)
04/10/1997	300	Order that the parties submit post-trial briefs and proposed findings of fact and conclusions of law by 4/28/97. (Mailed 4/11/97.) (mc2) (Entered: 04/11/1997)
04/14/1997	301	Order resetting deadline for Plaintiffs' brief regarding Professor Welborn's report, originally set for 4/14/97, be reset to 4/21/97. Defendants response deadline remains at 4/28/97. (Faxed 4/15/97.) (mc2) (Entered: 04/15/1997)
04/15/1997	302	Confirmation of and Motion by Douglas Carvell, Cheryl J. Hopwood for further clarification of the Court's 4/10/97 Order (mc2) (Entered: 04/15/1997)
04/18/1997	303	Order granting in part, denying in part motion for further clarification of the Court's 4/10/97 Order [302-1] and that plaintiffs and defendants have until 4/28/97 to file briefs regarding Professor Wellborn's report. (Faxed 4/18/97.) (mc2) (Entered: 04/18/1997)
04/22/1997	304	Motion by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson for Further Clarification of the Court's Order Dated 4/10, 14, and 18, 1997 (mc2) (Entered: 04/22/1997)
04/24/1997	305	Order denying motion for Further Clarification of the Court's Order Dated 4/10, 14, and 18, 1997 [304-1]. (Mailed 4/24/97.) (mc2) (Entered: 04/24/1997)
04/25/1997	306	Motion by Douglas Carvell, Cheryl J. Hopwood to extend time to file proposed annotated findings of fact (mc2) (Entered: 04/25/1997)
04/25/1997	307	Order granting motion to extend time to file proposed annotated findings of fact [306-1] until 10 days after parties have received the complete trial transcript. (Mailed 4/25/97.) (mc2) (Entered: 04/25/1997)
04/28/1997	308	List of Comparable or Weaker Applicants by plaintiffs David Rogers and Kenneth Elliott, in response to the Court's order of 3/10/97 [300-1]. (fe) (Entered: 04/28/1997)

		04/28/1997)
04/28/1997	309	Post-Trial briefs by Cheryl J. Hopwood, Douglas Carvell concerning Wellborn candidates (mh) (Entered: 04/28/1997)
04/28/1997	310	Post-Trial briefs by Douglas Carvell, Cheryl J. Hopwood addressing defendants' burden of proff on causation (mh) (Entered: 04/28/1997)
04/28/1997	311	Post-Trial briefs by Douglas Carvell, Cheryl J. Hopwood addressing proximate causation and foreseeability (mh) (Entered: 04/28/1997)
04/28/1997	312	Post-Trial briefs by Douglas Carvell, Cheryl J. Hopwood on non-economic damages (mh) (Entered: 04/28/1997)
04/28/1997	313	Post-Trial briefs by Douglas Carvell, Cheryl J. Hopwood addressing defendants' mitigation defense (mh) (Entered: 04/28/1997)
04/28/1997	314	Post-Trial briefs by Douglas Carvell, Cheryl J. Hopwood addressing income taxes (mh) (Entered: 04/28/1997)
04/28/1997	315	Post-Trial briefs by Douglas Carvell, Cheryl J. Hopwood addressing the estoppel issue (mh) (Entered: 04/28/1997)
04/28/1997	316	Post Trial briefs by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (mc2) (Entered: 04/29/1997)
04/28/1997	317	Post Trial brief Addressing Professor Wellborn's Selections for Admission by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (mc2) (Entered: 04/29/1997)
05/05/1997	318	Transcript filed for dates of 3/31-4/7/97 - trial proceedings. (mc2) (Entered: 05/05/1997)
05/08/1997	319	Response by Douglas Carvell, Cheryl J. Hopwood trial brief [317-1], trial brief [316-1] (mc2) (Entered: 05/09/1997)
05/08/1997	320	Reply Trial brief by Douglas Carvell, Cheryl J. Hopwood concerning Wellborn Candidates. (mc2) (Entered: 05/09/1997)
05/08/1997	321	Response by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson trial brief [320-1] (mc2) (Entered: 05/09/1997)
05/19/1997	322	Proposed Findings of fact and conclusions of law filed by Douglas Carvell, Cheryl J. Hopwood (mc2) (Entered: 05/19/1997)
05/19/1997	323	Proposed Findings of fact and conclusions of law filed by David Rogers, Kenneth Elliott (mc2) (Entered: 05/20/1997)
05/19/1997	324	Amended and Annotated Proposed Findings of fact and conclusions of law filed by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (mc2) (Entered: 05/20/1997)
07/24/1997	325	Transcript filed for dates of 4/7/97 - Closing Arguments. (mc2) (Entered: 07/24/1997)
11/18/1997	326	Motion by David Rogers, Kenneth Elliott for Status Conference (mc2) (Entered: 11/18/1997)
11/25/1997	327	Order denying motion for Status Conference [326-1]. (Faxed by courtroom deputy 11/25/97.) (mc2) (Entered: 11/26/1997)

03/20/1998	328	Order finding in favor of Plaintiffs in their cause, awarding Plaintiffs \$1.00 in damages, granting supplemental motion for attorney fees [240-1]. (Hand delivered by law clerk 3/20/98, and mailed 1st pages of Memorandum Opinion and Judgment reflecting file marked date 3/23/98.) (mc2) (Entered: 03/23/1998)
03/20/1998	329	Judgment for David Rogers, Kenneth Elliott, Douglas Carvell, Cheryl J. Hopwood against Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson (Pages: 2). (Hand delivered by law clerk 3/20/98; mailed 1st page reflecting file mark 3/23/98.) (mc2) (Entered: 03/23/1998)
03/20/1998		Case closed (mc2) (Entered: 03/23/1998)
04/14/1998	330	Notice of appeal by Cheryl J. Hopwood, and Douglas Carvell. (fe) Modified on 04/20/1998 (Entered: 04/14/1998)
04/14/1998		USCA appeal fees paid for appeal [330-1] : Appeal Fee: \$ 105.00 Receipt # 269919 (fe) (Entered: 04/21/1998)
04/16/1998		USCA appeal fees paid for appeal [330-1] : Appeal Fee: \$ 105.00 Receipt # 269949 (fe) (Entered: 04/21/1998)
04/17/1998		USCA appeal fees paid for appeal [331-1]: Appeal Fee: \$105.00; Receipt # 269953. (fe) (Entered: 04/17/1998)
04/17/1998	332	Motion by Mexican American Bar, Marshall Legal Soc., Hispanic Bar Assn., TX State Cnf. NAACP, Hispanic Law Alumni, Houston Lawyers', American GI Forum, Michael A. Olivas, Movimiento, Marisa Salazar, Marlon Whitley, Tiesha Mines, John Doe to intervene for the purpose of cross-appeal (mc2) (Entered: 04/20/1998)
04/17/1998	333	Memorandum by Mexican American Bar, Marshall Legal Soc., Hispanic Bar Assn., TX State Cnf. NAACP, Hispanic Law Alumni, Houston Lawyers', American GI Forum, Michael A. Olivas, Movimiento, Marisa Salazar, Marlon Whitley, Tiesha Mines, John Doe in support of motion to intervene for the purpose of cross-appeal [332-1] (mc2) (Entered: 04/20/1998)
04/17/1998	331	Notice of appeal by Martha Smiley, Tom Loeffler, Zan Holmes, Robert Cruikshank, Peter Coneway, Lowell Lebermann, Ellen Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson re: appeal [330-1] (mc2) (Entered: 04/20/1998)
04/20/1998	334	Amended Memorandum by Mexican American Bar, Marshall Legal Soc., Hispanic Bar Assn., TX State Cnf. NAACP, Hispanic Law Alumni, Houston Lawyers', American GI Forum, Michael A. Olivas, Movimiento, Marisa Salazar, Marlon Whitley, Tiesha Mines, John Doe in support of motion to intervene for the purpose of cross-appeal [332-1] (mc2) (Entered: 04/20/1998)
04/20/1998	335	Notice of appeal by David Rogers, Kenneth Elliott re: appeal [330-1] (mc2) (Entered: 04/20/1998)
04/20/1998		USCA appeal fees paid for appeal [330-1] : Appeal Fee: \$ 105.00 Receipt # 269972 (appeal #335) (fe) (Entered: 04/29/1998)
04/21/1998	336	Order denying motion to intervene for the purpose of cross-appeal [332-1]. (Mailed 4/21/98.) (mc2) (Entered: 04/21/1998)
05/04/1998	337	Notice of appeal by Mexican American Bar, Marshall Legal Soc., Hispanic Bar Assn., TX State Cnf. NAACP, Hispanic Law Alumni, Houston Lawyers', American GI Forum, Michael A. Olivas, Movimiento, Marisa Salazar, Marlon Whitley, Tiesha Mines, John Doe re: appeal [330-1] (mc2) (Entered: 05/04/1998)
05/07/1998	338	Notice of interlocutory appeal by Mexican American Bar, Marshall Legal Soc., Hispanic Bar Assn., TX State Cnf. NAACP, Hispanic Law Alumni, Houston Lawyers', American GI Forum, Michael A. Olivas, Movimiento, Marisa Salazar, Marlon Whitley, Tiesha Mines, John Doe order [336-1] (mc2) (Entered: 05/07/1998)

05/18/1998		Notice of appeal and certified copy of docket to USCA: appeal [338-1], appeal [330-1] (by pltf's Hopwood and Carvell), dkt #331 (state defts), dkt #335 (pltf's Elliott and Rogers), dkt #337 (cross-notice by deft-intervenors to dkt #335), dkt #338 (by deft-intervenors). (fe) (Entered: 05/18/1998)
05/18/1998		Served copy of notices of appeal (dkt #330, #331, #335, #337, #338) and transmittal letter to the Fifth Circuit on Javier Aguilar, Charles Alan Wright, Steven W. Smith, Paul J. Harris, R. Kenneth Wheeler, Joseph A. Wallace, Michael E. Rosman, Walter J. Scott, Jr., Samuel Issacharoff, Harry M. Reasoner, Betty Owens, R. Scott Placek, Harley M. Clark, Beverly Reeves, Kathleen B. Spangler, Terral R. Smith, Michael McDonald, Vincent Mulloy, Barry D. Burgdorf, Anthony P. Griffin, Alan Jenkins, Janell M. Byrd, Norman Chachkin, John R. Vasquez, Albert H. Kauffman, Daniel W. Nelson, Javier Maldonado, and Court. (fe) (Entered: 05/18/1998)
05/22/1998		USCA appeal fees paid for appeal [338-1]: Appeal Fee: \$ 105.00, Receipt #270381 re dkt. #338. (mc2) Modified on 05/22/1998 (Entered: 05/22/1998)
05/22/1998		USCA appeal fees paid for appeal [330-1]: Appeal Fee: \$ 105.00, Receipt #270381 re dkt. #337 - subsequent appeal. (mc2) Modified on 05/22/1998 (Entered: 05/22/1998)
06/04/1998		MAIL RETURNED - copy of notice of appeal dkt #330 and transmittal letter to the Fifth Circuit addressed to R. Kenneth Wheeler returned - not at this address or suite number. (fe) (Entered: 06/08/1998)
06/05/1998		Return of appeal information sheet received. appeal [338-1], appeal [330-1] (and dkt #331, #335, #337) USCA NUMBER: 98-50506 (fe) (Entered: 06/08/1998)
09/16/1998		Clerk's request for extension until 10/2/98 to transmit the record to the Fifth Circuit. (fe) (Entered: 09/16/1998)
09/24/1998	339	USCA Order, #98-50506, granting request for extension of time wihtin which to transmit the record on appeal to 10/2/98. Filed in NOLA 9/28/98, Filed in USDC 9/24/98, dkt'd & mailed 9/29/98. (fe) (Entered: 09/29/1998)
10/01/1998		Certified and transmitted record on appeal to U.S. Court of Appeals: appeal [338-1], appeal [330-1] #98-50506 (fe) (Entered: 10/01/1998)
10/13/1998		Mail Returned - copy of Fifth Circuit order #339 to Kenneth Wheeler returned - Authorized Time for Forwarding has Expired (fe) (Entered: 10/14/1998)
10/15/1998		MAIL RETURNED - copy of transmittal letter addressed to the Fifth Circuit for R. Kenneth Wheeler returned - Authorized Time for Forwarding Has Expired. (fe) (Entered: 10/16/1998)
10/26/1998	<u>340</u>	Certified copy of judgment (motion and clerk's entry of dismissal) of USCA dismissing subsequent notice of appeal dkt #337 filed 5/4/98 by proposed intervenors Maxican American Bar Association of Texas, Thurgood Marshall Legal Society, et al. Filed in NOLA 10/19/98, Filed in USDC 10/26/98, dkt'd & noticed 10/27/98. (fe) (Entered: 10/27/1998)
10/27/1998		The 5th Cir. entry of dismissal, dkt #340, is to be corrected showing only case #98-50506 and not #98-50513. Another corrected dismissal will be forwarded to this court shortly. (fe) (Entered: 10/27/1998)
10/30/1998	<u>341</u>	Certified copy of CORRECTED judgment (see dkt #340) of USCA dismissing appeal filed 5/4/98 (a part of the appeal proceeding under #98-50506). Filed in NOLA 10/27/98, Filed in USDC 10/30/98, dkt'd & noticed 11/3/98. (fe) (Entered: 11/03/1998)
11/13/1998		Mail addressed to R. Kenneth Wheeler dkt #341 returned - authorized time for forwarding has expired. (fe) (Entered: 11/16/1998)
04/12/1999	<u>342</u>	Certified copy of judgment of USCA on Interlocutory Appeal dismissing appeal [338-1] #98-50506 & #98-50513 (consolidated) upon motion of proposed intervenor cross-appellantx Mexican American Bar Association of Texas, Thurgood Marshall Legal Society, et al. Filed in NOLA 4/8/99, Filed in USDC 4/12/99, dkt'd & noticed 4/13/99. (fe) (Entered: 04/13/1999)

04/19/1999		Copy of dkt #342 mailed to John R. Vasquez returned – forward time exp rtn to send. (fe) (Entered: 04/19/1999)
04/23/1999		Mail Returned: Copy of Fifth Circuit's dismissal of appeal mailed to R. Kenneth Wheeler returned – Attempted Not Known. (fe) (Entered: 04/26/1999)
02/08/2001	<u>343</u>	Certified copy of judgment of USCA affirming , in part, reversing as to the district court , in part, and remand for further proceedings appeal [338–1], appeal [330–1] #98–50506 "... we find no abuse of discretion by the district court in its rulings on attorneys' fees. We therefore affirm those rulings ... We therefore reverse the court's grant of that injunction (injunction prohibiting absolutely the use of race as a factor in the admissions process) and remand for further proceedings on the injunction issue consistent with this opinion." Filed in NOLA 12/21/00. Issued as Mandate 2/6/01. Filed in USDC, dkt'd, imaged, and mailed 2/8/01. (fe) (Entered: 02/08/2001)
02/08/2001		Record on appeal not returned upon receipt of Fifth Cir. mandate, dkt #343. (fe) (Entered: 02/08/2001)
02/08/2001		Case reopened upon Fifth Cir. mandate, dkt #343. (fe) (Entered: 02/08/2001)
02/09/2001	<u>344</u>	Order set status conference for 3:30 2/15/01 (fe) (Entered: 02/12/2001)
02/14/2001		Copy of Fifth Cir. mandate, dkt #343, mailed to John R. Vasquez at 7701 N. Lamar Blvd., Ste. 111, Austin, Tx. 78752 returned – Return to Sender. (fe) (Entered: 02/16/2001)
02/15/2001		Status conference held; statements from attorneys on both sides heard; No further action is necessary regarding the injunction; dft will file Writ of Certiorari with Supreme Court; Court will stay proceedings pending resolution of Writ; supplemental issues regarding attorney fees still pending (fe) (Entered: 02/16/2001)
02/16/2001	<u>345</u>	Order that within 30 days of the final disposition of this case by the U.S. Supreme Court, parties shall file a status report with this Court regarding any matters; and parties have 30 days from the final disposition to file supplemental applications for attorney's fees (fe) (Entered: 02/16/2001)
02/16/2001		Mail returned addressed to John Vasquez marked "F.O.E." (fe) (Entered: 02/16/2001)
02/21/2001		Mail returned marked "return to sender" as to John Vasquez (fe) (Entered: 02/21/2001)
02/21/2001		Copy of Fifth Cir. mandate, dkt # 343, mailed to R. Kenneth Wheeler at Wallace, Harris, Sims & Wheeler, 1100 Boulders Parkway, Suite 100, Richmond, VA 23225 returned – forwarding time expired. (fe) (Entered: 02/22/2001)
02/22/2001	346	Notice of non–pursual of attorney fees by Steven W. Smith (fe) (Entered: 02/23/2001)
03/05/2001		Copy of Fifth Circuit mandate, dkt #343, mailed to Walter J. Scott, Jr., Gibson, Dunn & Crutcher, 1717 Main Street, Suite 5400, Dallas, Texas 75201–7390 returned – Return to sender – forwarding order expired. (fe) (Entered: 03/06/2001)
03/12/2001		Mail returned marked "Not deliverable as addressed" as to Walter J. Scott (fe) (Entered: 03/12/2001)
03/13/2001	347	Transcript filed for dates of 02/15/01; Status Conference; ct. rpt: L. Reznik (fe) (Entered: 03/13/2001)
07/03/2001	<u>348</u>	Response by Cheryl J. Hopwood to order [345–2] re: Supplemental application for attorneys fees (fe) (Entered: 07/05/2001)
07/11/2001		Copy of Supreme Court letter of transmittal forwarded from USCA: #00–1609/#98–50506 The petition for a writ of certiorari is denied. cc: court, courtroom deputy (fe) (Entered: 07/11/2001)
07/20/2001	<u>349</u>	Notice of filing by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks of proposed plan for proceeding on remand (fe) (Entered: 07/20/2001)

07/20/2001	<u>350</u>	Written status report by David Rogers, Kenneth Elliott, Douglas Carvell, Cheryl J. Hopwood (fe) (Entered: 07/20/2001)
07/24/2001	<u>351</u>	Order closing case; no further filings accepted except for appeals (fe) (Entered: 07/25/2001)
07/25/2001	<u>352</u>	Motion by Douglas Carvell, Cheryl J. Hopwood for award of supplemental attorney fees and expenses (fe) (Entered: 07/31/2001)
07/25/2001	<u>353</u>	Memorandum by Douglas Carvell, Cheryl J. Hopwood in support of motion for award of supplemental attorney fees and expenses [352-1] (fe) (Entered: 07/31/2001)
07/25/2001	<u>354</u>	Appendix for motion for award of supplemental attorney fees and expenses [352-1] by Douglas Carvell, Cheryl J. Hopwood (fe) (Entered: 07/31/2001)
07/30/2001		Mail : scheduling closing case; no further filings accepted except for appeals [351-1], order [351-2] : returned by post office marked No Longer at Vinson and Elkins (fe) (Entered: 07/30/2001)
07/30/2001		Mail : scheduling closing case; no further filings accepted except for appeals [351-1], order [351-2] : returned by post office marked Unable to Forward (fe) (Entered: 07/30/2001)
07/30/2001	<u>355</u>	Notice of filing by Cheryl J. Hopwood of correction of signature (fe) (Entered: 08/01/2001)
07/31/2001	<u>356</u>	Order finding Court's order dated 07/24/01 was erroneously entered in light of the 02/26/01 order, and thereafter orders dft's to file their response to pla's motion within 11 day of this order (fe) (Entered: 08/01/2001)
08/08/2001		Mail : sent to John R. Vasquez order [356-1] : returned by post office marked unknown (fe) (Entered: 08/08/2001)
08/08/2001		Mail to Walter J. Scott: order [356-1] : returned by post office marked return to sender (fe) (Entered: 08/08/2001)
08/10/2001	<u>357</u>	Supplement filed by Michael E. Rosman Re: motion for award of supplemental attorney fees and expenses [352-1] by Hopwood and Carvell (fe) (Entered: 08/10/2001)
08/10/2001	<u>358</u>	Supplement filed by Douglas R. Cox Re: motion for award of supplemental attorney fees and expenses [352-1] (fe) (Entered: 08/10/2001)
08/13/2001	<u>359</u>	Motion by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez for leave to file response to pla's motion for award of supplemental atty fees and expenses and motion to vacate prior fees judgment in excess of the page limit (fe) (Entered: 08/14/2001)
08/13/2001	360	Response by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez motion for award of supplemental attorney fees and expenses [352-1] (fe) (Entered: 08/14/2001)
08/13/2001	<u>360</u>	Motion by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez to vacate prior fees judgment (fe) (Entered: 08/14/2001)
08/14/2001	<u>361</u>	Order granting motion for leave to file response to pla's motion for award of supplemental atty fees and expenses and motion to vacate prior fees judgment in excess of the page limit [359-1] (fe) (Entered: 08/15/2001)
08/15/2001	<u>363</u>	Motion by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks for leave to file response to pla's Motion for Award of Supplemental Attorney's Fees and Expenses and Motion to Vacate Prior Fee Award in excess of the page limit (fe) Modified on 08/20/2001 (Entered: 08/20/2001)
08/16/2001	<u>362</u>	Motion by Douglas Carvell, Cheryl J. Hopwood for Terral R. Smith to withdraw as attorney (fe) (Entered: 08/16/2001)

08/17/2001		Mail : addressed to Kenneth Wheeler; order [356-1] : returned by post office marked Attempted, Not Known (fe) (Entered: 08/20/2001)
08/20/2001		Mail :from Walter J. Scott; order [356-1] : returned by post office marked Attempted Not Known (fe) (Entered: 08/20/2001)
08/20/2001		Mail :to John R. Vasquez ; order [361-1] : returned by post office marked Return to Sender (fe) (Entered: 08/20/2001)
08/21/2001	<u>364</u>	Order granting motion for leave to file response to pla's Motion for Award of Supplemental Attorney's Fees and Expenses and Motion to Vacate Prior Fee Award in excess of the page limit [363-1] (fe) (Entered: 08/21/2001)
08/23/2001	<u>365</u>	Motion by Douglas Carvell, Cheryl J. Hopwood to extend time to file response to dft's motion to vacate prior fees judgment and reply to dft's response to pla's motion for award of attorney's fees and expenses (fe) (Entered: 08/23/2001)
08/23/2001		Mail sent to Kenneth Wheeler: order [361-1] : returned by post office marked Attempted Not Known (fe) (Entered: 08/23/2001)
08/24/2001	<u>366</u>	Response by David Rogers, Kenneth Elliott to dft's motion to vacate prior fees judgment [360-1] (fe) (Entered: 08/24/2001)
08/24/2001		Mail : order [364-1] : returned by post office marked Return to Sender (fe) (Entered: 08/24/2001)
08/24/2001		Mail to Paul Harris: order [361-1] : returned by post office marked Moved, Left No Address (fe) (Entered: 08/24/2001)
08/24/2001	<u>367</u>	Order granting motion to extend time to file response to dft's motion to vacate prior fees judgment and reply to dft's response to pla's motion for award of attorney's fees and expenses [365-1] (fe) (Entered: 08/24/2001)
08/24/2001	<u>368</u>	Order granting motion for Terral R. Smith to withdraw as attorney [362-1] (Terminated) (fe) (Entered: 08/24/2001)
08/27/2001		Mail to Walter J. Scott: order [361-1] : returned by post office marked Return to Sender (fe) (Entered: 08/27/2001)
08/27/2001		Mail to Kenneth Wheeler: order [364-1] : returned by post office marked Forwarding Time Expired (fe) (Entered: 08/27/2001)
08/30/2001		Mail to Kenneth Wheeler: order [367-1] : returned by post office marked Attempted, Not Known (fe) (Entered: 08/30/2001)
08/31/2001	369	Reply by Douglas Carvell, Cheryl J. Hopwood to response to motion for award of supplemental attorney fees and expenses [352-1] (mc2) (Entered: 08/31/2001)
08/31/2001	<u>369</u>	Response by Douglas Carvell, Cheryl J. Hopwood in opposition to motion to vacate prior fees judgment [360-1] (mc2) (Entered: 08/31/2001)
08/31/2001	<u>370</u>	Motion by Douglas Carvell, Cheryl J. Hopwood for leave to file – for extension of page limit for brief in reply to defendants' response to plaintiffs' motion for award of supplemental attorneys' fees and expenses and opposition to defendants' motion to vacate prior fees judgment (mc2) (Entered: 08/31/2001)
08/31/2001	<u>371</u>	Certificate of service by Douglas Carvell, Cheryl J. Hopwoodre service of brief in reply to defendants' response to plaintiffs' motion for award of supplemental attorneys' fees and expenses and opposition to defendants' motion to vacate prior fees judgment (mc2) (Entered: 08/31/2001)
09/07/2001	<u>372</u>	Motion by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks for leave to file dft's reply memorandum (fe) (Entered: 09/07/2001)
09/07/2001	<u>373</u>	Memorandum by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks in support of motion to vacate prior fees judgment [360-1] (fe) (Entered: 09/07/2001)

09/07/2001	<u>374</u>	Motion by Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks to substitute attorney (fe) (Entered: 09/07/2001)
09/14/2001	<u>375</u>	Response by Douglas Carvell, Cheryl J. Hopwood to memorandum in support [373-1] (fe) (Entered: 09/14/2001)
09/17/2001	<u>376</u>	Order granting motion for leave to file dft's reply memorandum [372-1] (fe) (Entered: 09/17/2001)
09/17/2001	<u>377</u>	Order granting motion for leave to file – for extension of page limit for brief in reply to defendants' response to plaintiffs' motion for award of supplemental attorneys' fees and expenses and opposition to defendants' motion to vacate prior fees judgment [370-1] (fe) (Entered: 09/18/2001)
10/03/2001	<u>378</u>	Order granting motion to substitute attorney [374-1] ; Gregory S. Coleman terminated; Julie C. Parsley added (fe) (Entered: 10/03/2001)
10/11/2001	<u>379</u>	Order awarding pla \$231,503.57 in total attys' fees and \$8236.70 in expenses (terminating motion [352-1]), denying motion to vacate prior fees judgment [360-1] and directing dfts to begin paying the \$703,992.29 in attys' fees and \$58,135.50 in expensens awarded in Hopwood B. (fe) (Entered: 10/12/2001)
10/11/2001		Case closed (fe) (Entered: 10/12/2001)
10/23/2001	<u>380</u>	Motion by Douglas Carvell, Cheryl J. Hopwood for correction of numbers in 10/11/01 order (mc2) (Entered: 10/24/2001)
10/23/2001		Mail addressed to John Vasquez, attorney for MASEA, HBAA, MABAT, HPSA, ChLSA, Texas LULAC, MALDEF, order [379-1]: returned by post office marked no forward order on file (mc2) (Entered: 10/24/2001)
10/26/2001		Letter submitted by Harley Clark, previously attorney for Bd. of Regents, State of Texas regarding: requesting removal from notice list (copy to Court and Court responded to terminate this attorney 10/29/01). (mc2) (Entered: 10/30/2001)
10/29/2001		Letter/Correspondence submitted by Joseph A. Wallace, attorney for Cheryl J. Hopwood, et al, regarding: notice of orders to him instead of Wallace, Harris & Sims and Harris & Bush firms, noting his change of address also. Copy to Court. (mc2) Modified on 10/30/2001 (Entered: 10/30/2001)
10/30/2001	<u>381</u>	Amended Order denying motion to vacate prior fees judgment [360-1], granting motion for award of supplemental attorney fees and expenses [352-1]; awards plaintiffs \$244,536.77 in total attorneys' fees and \$8,236.70 in expenses... (Noticed 10/30/01.) (mc2) (Entered: 10/30/2001)
10/30/2001	<u>382</u>	Order granting motion for correction of numbers in 10/11/01 order [380-1], after correcting numbers, amount of award for plaintiffs Hopwood and Carvell's attorneys' fees incurred between 9/1/96 and 7/31/01 is \$244,536.77 and \$8,236.70 in expenses... (Noticed 10/30/01.) (mc2) (Entered: 10/30/2001)
11/13/2001		Mail addressed to Walter Scott, counsel for Douglas Carvell, Cheryl J. Hopwood, order [381-1]: returned by post office marked forwarding order expired (mc2) Modified on 11/26/2001 (Entered: 11/26/2001)
06/20/2002	<u>383</u>	Letter to Martha Smiley, Tom Loeffler, Zan Holmes, Robert . Cruikshank, Lowell . Lebermann, Ellen . Temple, Bernard Rapoport, David . Rogers, Kenneth Elliott, Douglas Carvell, Bd. of Regents, State of Texas, Cheryl J. Hopwood, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks instructing parties to pick up their exhibits by 7/5/02. (td) (Entered: 06/20/2002)
06/25/2002	<u>384</u>	Exhibit receipt by Martha Smiley, Tom Loeffler, Zan Holmes, Robert . Cruikshank, Lowell . Lebermann, Ellen . Temple, Bernard Rapoport, Bd. of Regents, State of Texas, Robert M. Berdahl, U.T. Law School, Mark G. Yudof, Stanley M. Johanson, Mario E. Ramirez, Thomas O. Hicks by Carl Keesee w/Vinson & Elkins (td) (Entered: 06/25/2002)

07/30/2002		Exhibits (not claimed) for David . Rogers, Kenneth Elliott, Douglas Carvell, Cheryl J. Hopwood destroyed. (td) (Entered: 07/31/2002)
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