

Court: US COURT OF APPEALS FOR THE DC CIRCUIT
Case Title: SUSSMAN, JERRY, ET AL v. TANOUE, DONNA
Appeal From: U.S. DISTRICT COURT
Date Filed: 05/30/2001

CASE INFORMATION

Case Number: 01-5174
Fee Status: PAID
Case Type: APPEALS
Nature of Suit: 2442 CIVIL RIGHTS: JOBS
Key Nature of Suit: CIVIL RIGHTS; EMPLOYMENT (110.25)

LOWER COURT INFORMATION

District: 0090-1
Lower Court Docket Number: 00-CV-3091
Trial Judge(s): ELLEN SEGAL HUVELLE, US DISTRICT JUDGE
Court Reporter(s): B. BYRNE
MILLER REPORTING
Date Filed: 12/22/2000
Date Order/Judgment: 05/16/2001
Date NOA Filed: 05/24/2001

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DOCKET PROCEEDINGS

| ENTRY #: | DATE: | DESCRIPTION: |
|-----------------|--------------|---|
| -- | 02/12/2002 | MANDATE ISSUED TO CLERK, DISTRICT COURT [657585-1] (MCM) |
| -- | 01/22/2002 | PER CURIAM ORDER, IN BANC, FILED [652387] DENYING PETITION REHEARING EN BANC [633424-1] FILED BY JERRY SUSSMAN. (MANDATE MAY ISSUE ON OR AFTER 1/30/02). BEFORE JUDGES GINSBURG, EDWARDS, SENTELLE, HENDERSON, RANDOLPH, ROGERS, TATEL*, GARLAND, WILLIAMS. (CIRCUIT JUDGE TATEL DID NOT PARTICIPATE IN THIS MATTER) [ENTRY DATE: 1/22/02] (MCM) |
| -- | 10/19/2001 | PETITION FILED (20 COPIES) BY APPELLANT JERRY SUSSMAN (CERTIFICATE OF SERVICE DATED 10/19/01) FOR REHEARING EN BANC [633424-1]. (SHA) |

-- 10/16/2001 PER CURIAM ORDER FILED [632121] GRANTING IN PART THE MOTION FOR SUMMARY AFFIRMANCE [610987-1]. FURTHER ORDERED, ON THE COURT'S OWN MOTION, THAT THE REMAINDER OF THE APPEAL BE DISMISSED [632121-1]. BECAUSE THE DISTRICT COURT CORRECTLY DENIED INTERVENTION, APPELLANTS ARE NOT PARTIES TO THE ACTION AND LACK STANDING TO APPEAL FROM THE ORDER DENYING THEIR MOTION TO DISMISS. FURTHER ORDERED THAT THE MOTION FOR SANCTIONS [612351-1] BE DENIED. THE CLERK IS DIRECTED TO WITHHOLD ISSUANCE OF THE MANDATE [632121-2] PENDING THE DISPOSITION OF ANY TIMELY PETITION FOR REHEARING OR PETITION FOR REHEARING EN BANC. [SEE THE ORDER FOR COMPLETE DETAILS AND CITATIONS]. BEFORE JUDGES: EDWARDS, ROGERS, AND WILLIAMS. [ENTRY DATE: 10/16/01] (JTH)

-- 08/07/2001 REPLY FILED [615959-1] (5 COPIES) BY APPELLANTS JERRY SUSSMAN, AND NICHOLAS J. BURGESS (CERTIFICATE OF SERVICE DATED 8/6/01) TO THE RESPONSE TO THE MOTION FOR SANCTIONS [612351-1]. (JTH)

-- 08/07/2001 SUPPLEMENT TO [615957-1] THE RESPONSE TO THE MOTION FOR SUMMARY AFFIRMANCE (STYLED AS "COMBINED MOTION OF APPELLANT JERRY SUSSMAN FOR LEAVE TO FILE CITATION OF SUPPLEMENTAL AUTHORITY, AND CITATION OF SUPPLEMENTAL AUTHORITY IN RESPONSE TO MOTION OF APPELLEE, DONNA TANOUE, FOR SUMMARY AFFIRMANCE") [610995-1] FILED BY APPELLANTS JERRY SUSSMAN, AND NICHOLAS J. BURGESS. (JTH)

-- 08/03/2001 RESPONSE FILED [615341-1] (5 COPIES) BY FEDERAL APPELLEE DONNA TANOUE (CERTIFICATE OF MAIL SERVICE DATED 8/3/01) TO APPELLANTS MOTION FOR SANCTIONS [612351-1]. (JTH)

-- 07/31/2001 ERRATA SHEET TO THE [615188-1] MOTION FOR SUMMARY AFFIRMANCE [610987-1] FILED BY APPELLANT JERRY SUSSMAN. (WMW)

-- 07/27/2001 REPLY FILED [613611-1] (5 COPIES) BY APPELLEE DONNA TANOUE (CERTIFICATE OF SERVICE DATED 7/27/01) TO A RESPONSE TO THE MOTION FOR SUMMARY AFFIRMANCE [610987-1]. (SHA)

-- 07/25/2001 SUPPLEMENT TO [612963-1] APPELLANT'S RESPONSE TO THE MOTION FOR SUMMARY AFFIRMANCE (TABLE OF CONTENTS TO APPENDIX FILED WITH THE RESPONSE) [610995-1] FILED BY PRO SE APPELLANT JERRY SUSSMAN. (JTH)

-- 07/23/2001 MOTION FILED (5 COPIES) BY APPELLANT JERRY SUSSMAN (CERTIFICATE OF SERVICE DATED 7/21/01) FOR SANCTIONS AGAINST APPELLEE DONNA TANOUE [612351-1]. RESPONSE DUE ON 8/3/01. (SHA)

-- 07/18/2001 AMENDED COPY [611377-1] OF THE CERTIFICATE OF SERVICE TO THE (CERTIFICATE OF SERVICE DATED 7/16/01) MOTION FOR SUMMARY AFFIRMANCE [610987-1] FILED BY APPELLEE DONNA TANOUE. (WMW)

-- 07/18/2001 RESPONSE FILED [610995-1] (5 COPIES) BY APPELLANT JERRY SUSSMAN WITH ATTACHED APPENDIX (CERTIFICATE OF SERVICE DATED 7/18/01) TO A MOTION FOR SUMMARY AFFIRMANCE [610987-1]. (WMW)

-- 07/16/2001 MOTION FILED (5 COPIES) BY APPELLEE DONNA TANOUE (CERTIFICATE OF SERVICE DATED 7/16/01) FOR SUMMARY AFFIRMANCE [610987-1]. RESPONSE DUE ON 7/30/01. (WMW)

-- 07/16/2001 AMENDED COPY [610699-1] OF (CERTIFICATE OF SERVICE DATED 7/16/01 APPELLEE/RESPONDENT CERTIFICATE OF COUNSEL [607583-1] FILED BY APPELLEE DONNA TANOUE. (WMW)

-- 07/11/2001 LETTER FILED BY APPELLANT JERRY SUSSMAN REGARDING DOCKET ENTRIES FROM THIS COURT DATED JUNE 12, 2001 REGARDING HIS SUPPLEMENT TO APPELLANT'S INITIAL SUBMISSIONS [612993-1]. CERTIFICATE OF SERVICE DATE 7/10/01. (JTH)

-- 07/10/2001 ENTRY OF APPEARANCE FILED BY ATTORNEY AVIS E. BUCHANAN FOR APPELLEE LEONARD GLENN, APPELLEE WILLITTA G. HAWKINS, APPELLEE CHRIS CONANAN [609633-1]. (WMW)

-- 06/29/2001 INITIAL SUBMISSIONS FILED BY APPELLEE DONNA TANOUE [607583-1]: CERTIFICATE OF COUNSEL. (SHA)

-- 06/28/2001 LETTER SENT ATTORNEY NON-MEMBER LETTER. APPLICATION FOR ADMISSION - DUE 8/27/01 FOR SUZETTE M. MALVEAUX. DOCUMENTS SENT: LETTER ATY APPL FOR ADM [606511-1]. (WMW)

-- 06/27/2001 ENTRY OF APPEARANCE FILED BY ATTORNEY SUZETTE M. MALVEAUX FOR APPELLEE LEONARD GLENN, APPELLEE WILLITTA G. HAWKINS, APPELLEE CHRIS CONANAN, JOSEPH MARC SELLERS FOR APPELLEE LEONARD GLENN, APPELLEE WILLITTA G. HAWKINS, APPELLEE CHRIS CONANAN [606444-1]. (WMW)

-- 06/25/2001 SUPPLEMENT TO [605891-1] STATEMENT OF ISSUES [601843-1] FILED BY APPELLANT JERRY SUSSMAN . (SHA)

-- 06/25/2001 NOTICE FILED BY APPELLANT JERRY SUSSMAN OF DESIGNATION OF THE PARTS OF THE RECORD TO INCLUDE IN THE APPENDIX [605890-1] . CERTIFICATE OF SERVICE DATE 6/23/01 . (SHA)

-- 06/20/2001 CERTIFIED MAIL RECEIPT [605140-1] RECEIVED BY NICHOLAS J. BURGESS FOR APPELLANT NICHOLAS J. BURGESS (SIGNED FOR ON 6/9/01) IN RESPONSE TO A CLERK ORDER APET INITIAL SUBMISSION [599521-1] . (SHA)

-- 06/14/2001 ENTRY OF APPEARANCE FILED BY ATTORNEY KATHRYN RYAN NORCROSS FOR APPELLEE DONNA TANOUE [603870-1]. (WMW)

-- 06/12/2001 NOTICE (CLARIFICATION) FILED BY APPELLANTS JERRY SUSSMAN, AND NICHOLAS J. BURGESS OF PRO SE STATUS [602632-1]. CERTIFICATE OF SERVICE DATE 6/11/01. (JTH)

-- 06/12/2001 NOTICE FILED BY APPELLANTS JERRY SUSSMAN, NICHOLAS BURGESS FINAL TRANSCRIPT STATUS REPORT [602627-1]. THE ORDERED TRANSCRIPT WAS COMPLETED AND RECEIVED ON JUNE 11, 2001. CERTIFICATE OF SERVICE DATE 6/11/01. (JTH)

-- 06/12/2001 SUPPLEMENT TO [602622-1] APPELLANT'S INITIAL SUBMISSIONS (COPY OF THE TRANSCRIPT OF MAY 16, 2001, WHICH SHOWED IN OPEN COURT, ON THE RECORD, THE DENIAL OF THE MOTION FOR LEAVE TO INTERVENE) [601843-1]. FILED BY PRO SE APPELLANTS JERRY SUSSMAN, NICHOLAS J. BURGESS. (JTH)

-- 06/08/2001 NOTICE FILED BY APPELLANTS JERRY SUSSMAN, NICHOLAS BURGESS FINAL TRANSCRIPT STATUS REPORT FILED [601844-1]. APPELLANTS ADVISE THAT THEY HAVE ORDERED THE TRANSCRIPT OF THE HEARING HELD ON MAY 16, 2001, FROM MILLER REPORTING AND THAT IT IS TO BE COMPLETED BY JUNE 25, 2001. CERTIFICATE OF SERVICE DATE 6/6/01. (JTH)

-- 06/08/2001 INITIAL SUBMISSIONS FILED BY APPELLANTS JERRY SUSSMAN, AND NICHOLAS J. BURGESS [601843-1]: THE DOCKETING STATEMENT; CERTIFICATE OF COUNSEL; STATEMENT OF ISSUES; LOWER COURT DECISION; THE DEFERRED APPENDIX NOTICE (DEFERRED APPENDIX NEEDED = N). (JTH)

-- 06/05/2001 CERTIFIED MAIL RECEIPT [600955-1] RECEIVED BY JERRY SUSSMAN FOR PRO SE APPELLANT JERRY SUSSMAN (SIGNED FOR ON 6/2/01) IN RESPONSE TO THE CLERK'S INITIAL SUBMISSIONS [599521-1] ORDER FILED ON MAY 30, 2001. (JTH)

-- 05/30/2001 LETTER SENT ATTORNEY NON-MEMBER LETTER. APPLICATION FOR ADMISSION - DUE 7/30/01 FOR THOMAS JAMES SARISKY. DOCUMENTS SENT: LETTER ATY APPL FOR ADM [599602-1]. (LVS)

-- 05/30/2001 FIRST CLASS MAIL SENT [599547-1] OF CLERK ORDER APET INITIAL SUBMISSION [599521-1], FAIL TO RESPOND WARNING [599521-3]. (LVS)

-- 05/30/2001 CERTIFIED MAIL [599546-1] SENT WITH RETURN RECEIPT REQUESTED (RECEIPT #: Z 020 607 978) OF CLERK ORDER APET INITIAL SUBMISSION [599521-1]. CERTIFIED MAIL RECEIPT DUE 6/29/01 FOR JERRY SUSSMAN. (LVS)

-- 05/30/2001 FIRST CLASS MAIL SENT [599542-1] OF CLERK ORDER APET INITIAL SUBMISSION [599521-1], FAIL TO RESPOND WARNING [599521-3]. (LVS)

-- 05/30/2001 CERTIFIED MAIL [599541-1] SENT WITH RETURN RECEIPT REQUESTED (RECEIPT #: Z 020 607 977) OF CLERK ORDER APET INITIAL SUBMISSION [599521-1]. CERTIFIED MAIL RECEIPT DUE 6/29/01 FOR NICHOLAS J. BURGESS. (LVS)

-- 05/30/2001 CLERK'S ORDER FILED [599521] DIRECTING APPELLANT TO FILE [599521-1]: DOCKETING STATEMENT DUE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN; CERTIFICATE OF COUNSEL DUE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN; STATEMENT OF ISSUES DUE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN ; LOWER COURT DECISION DUE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN ; ANY PROCEDURAL MOTIONS DUE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN ; TRANSCRIPT STATUS NOTICE DUE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN ; DEFERRED APPENDIX NOTICE 6/29/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN ; ANY DISPOSITIVE MOTIONS DUE 7/16/01 FOR NICHOLAS J. BURGESS, JERRY SUSSMAN. DIRECTING APPELLEE TO FILE [599521-2] : CERTIFICATE OF COUNSEL DUE 6/29/01 FOR DONNA TANOUE, CHRIS CONANAN ; ANY PROCEDURAL MOTIONS DUE 6/29/01 FOR THOMAS-BURNETT, MARY ELIZABETH BASS, DONNA TANOUE, CHRIS CONANAN ; ENTRY OF APPEARANCE FORM DUE 6/29/01 FOR THOMAS JAMES SARISKY, AVIS E. BUCHANAN, JOSEPH MARC; ANY DISPOSITIVE MOTIONS DUE 7/16/01 FOR MARIE THOMAS-BURNETT, MARY ELIZABETH BASS, DONNA TANOUE, FOR CHRIS CONANAN. FAILURE TO RESPOND SHALL RESULT IN DISMISSAL OF THE CASE FOR LACK OF PROSECUTION. [ENTRY DATE: 5/30/01] (LVS)

-- 05/30/2001 CIVIL-US CASE DOCKETED. NOTICE OF APPEAL FILED BY APPELLANT JERRY SUSSMAN, APPELLANT NICHOLAS J. BURGESS. [599519-1] (LVS)