

**U.S. District Court  
Northern District of Florida (Pensacola)  
CIVIL DOCKET FOR CASE #: 3:06-cv-00187-MCR-MD**

GIBSON et al v THE UNITED STATES NAVY et al  
Assigned to: CHIEF JUDGE M CASEY RODGERS  
Referred to: MAGISTRATE JUDGE MILES DAVIS  
Cause: 28:1343 Violation of Civil Rights

Date Filed: 04/28/2006  
Date Terminated: 08/17/2006  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DAVID L GIBSON**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**RICHARD L ARNOLD**

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

**Plaintiff**

**RAY A BAILEY**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**RICK P BRADLEY**

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**Plaintiff**

**GEORGE P BYRUM**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**ANDREW CALHOUN**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**TIMOTHY J DEMY**

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**Plaintiff**

**PATRICK T DONEY**

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**Plaintiff**

**JOSEPH E DUFOUR**

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**Plaintiff**

**FLOYD C ELLISON**

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**Plaintiff**

**ALAN GARNER**

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**Plaintiff**

**JOHN GORDY**

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**Plaintiff**

**WILLIAM A HATCH, JR**

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**Plaintiff**

**GARY HEINKE**

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**Plaintiff**

**ROBERT L HENDRICKS**

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**Plaintiff**

**FRANK JOHNSON**

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**Plaintiff**

**LAURENCE W JONES**

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**Plaintiff**

**SAMUEL DAVID KIRK**

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**Plaintiff**

**FRANK S KLAPACH**

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**Plaintiff**

**THOMAS G KLAPPERT**

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**Plaintiff**

**JAN C KOHLMANN**

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**Plaintiff**

**ALLEN L LANCASTER**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**JAMES LOOBY**

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**Plaintiff**

**MANUEL MAK**

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**Plaintiff**

**WALKER E MARSH, JR**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**DAVID MITCHELL**

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**Plaintiff**

**JAIRO MARINO**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**DAN NICHOLS**

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**Plaintiff**

**EDITH RENE PORTER-STEWART**

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**Plaintiff**

**JAMES V PRINCE**

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**Plaintiff**

**JAVIER ROMAN**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**LLOYD SCOTT**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**GARY PAUL STEWART**

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**Plaintiff**

**FRED A THOMPSON, JR**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**GLENN THYRION**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**ARMANDO TORRALVA**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**THOMAS DANIEL TOSTENSON**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**JAMES TWAMLEY**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**THOMAS R WATSON**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**WILSON W WINEMAN**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**CHRIS XENAKIS**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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**Plaintiff**

**THE ASSOCIATED GOSPEL  
CHURCHES**

represented by **ARTHUR ANDREW SCHULCZ , SR**  
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V.

**Defendant**

**THE UNITED STATES NAVY**

represented by **DANIEL BENSING**  
DEPARTMENT OF JUSTICE – BEN  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**THE SECRETARY OF THE NAVY**

represented by

**DANIEL BENSING**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**BENJAMIN W BEARD**  
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Date Filed	#	Docket Text
04/28/2006	<u>1</u>	COMPLAINT (pages 1–36) against THE UNITED STATES NAVY, ET AL (Filing fee \$350, Receipt #300/113076), filed by DAVID L GIBSON, ET AL (Attachments: # <u>1</u> Supplement (pages 37–72), # <u>2</u> Supplement (pages 73–108), and # <u>3</u> Supplement (pages 109–144))(lcu, Pensacola) (Entered: 05/01/2006)
04/28/2006	<u>2</u>	CIVIL COVER SHEET. (lcu, Pensacola) (Entered: 05/01/2006)
04/28/2006	<u>3</u>	Corporate Disclosure Statement by THE ASSOCIATED GOSPEL CHURCHES. (lcu, Pensacola) (Entered: 05/01/2006)
05/01/2006	4	Summons Issued as to THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY, THE HONORABLE ALBERTO GONZALES, and THE HONORABLE GREGORY R. MILLER and returned to counsel. (lcu, Pensacola) (Entered: 05/01/2006)
05/15/2006	<u>5</u>	ATTORNEY TIME RECORDS by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER–STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 05/15/2006)
05/19/2006	6	DOCKET ANNOTATION BY COURT: Re <u>5</u> Attorney Time Record, filed by plaintiffs. Counsel of record is advised that his electronic signature is missing. Future documents filed electronically need to have an electronic signature. (tnc, Pensacola) (Entered: 05/19/2006)
06/01/2006	<u>7</u>	<b>MOTION for Partial (Declaratory And Or Partial)* Summary Judgment...</b> by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER–STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. <b>(Internal deadline for referral to judge if response not filed earlier: 6/19/2006)</b> (Attachments: #(1) Exhibit <b>Statement of Material Facts</b> , #(2) Exhibit Notice as to Filing of Exhibits) (SCHULCZ, ARTHUR) *Modified on 6/2/2006 to reflect correct title of pleading (cbj, Pensacola). (Entered: 06/01/2006)

06/02/2006	8	DOCKET ANNOTATION BY COURT: Re <u>7</u> MOTION for Partial (Declaratory and or Partial) Summary Judgment... filed by plaintiffs –  (UNSCANNED)* EXHIBITS received, placed on shelf in green file jacket *(SEE doc.7 attachment #2) (cbj, Pensacola) (Entered: 06/02/2006)
06/02/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>7</u> MOTION for Partial (Declaratory and or Partial) Summary Judgment... (w/memorandum, statement of facts, and exhibits) (cbj, Pensacola) (Entered: 06/02/2006)
06/05/2006	<u>9</u>	NOTICE of Appearance by BENJAMIN W BEARD on behalf of THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY (BEARD, BENJAMIN) (Entered: 06/05/2006)
06/05/2006	<u>10</u>	NOTICE of Appearance of DANIEL BENSING by BENJAMIN W BEARD on behalf of THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY (BEARD, BENJAMIN) Modified on 6/26/2006 (tnc, Pensacola). (Entered: 06/05/2006)
06/05/2006	<u>11</u>	ORDER –DENIED without prejudice <u>7</u> Motion for Partial Declaratory and or Partial Summary Judgment to refile after defendant appears . Signed by Judge M CASEY RODGERS. (tnc, Pensacola) (Entered: 06/05/2006)
06/05/2006	<u>12</u>	MOTION to Transfer Case to U.S. District Court for the District of Columbia by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. ( <b>Internal deadline for referral to judge if response not filed earlier: 6/23/2006</b> ) (BEARD, BENJAMIN) (Entered: 06/05/2006)
06/05/2006	<u>13</u>	MEMORANDUM in Support re <u>12</u> MOTION to Transfer Case to U.S. District Court for the District of Columbia by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. (Attachments: # <u>1</u> Exhibit)(BEARD, BENJAMIN) (Entered: 06/05/2006)
06/06/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>12</u> MOTION to Transfer Case to U.S. District Court for the District of Columbia (tnc, Pensacola) (Entered: 06/06/2006)
06/06/2006	14	DOCKET ANNOTATION BY COURT: Re <u>13</u> Memorandum in Support filed by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY.  Counsel that posted this document is reminded that the NEF (notice of electronic filing) should be attached to the front of the exhibits which are submitted to the court in a hard copy.  (tnc, Pensacola) (Entered: 06/06/2006)
06/08/2006	<u>15</u>	ORDER OF DEFICIENCY, in re <u>12</u> MOTION to Transfer Case to U.S. District Court for the District of Columbia filed by THE UNITED STATES NAVY and THE SECRETARY OF THE NAVY. The document shall remain in the electronic file, but the court will not consider it until you have corrected the above deficiency through the filing of a corrected document. <b>The document is denied without prejudice with leave given to refile after correction.</b> Signed by Judge M CASEY RODGERS on 6/8/06. (lcu, Pensacola) (Entered: 06/08/2006)
06/08/2006	<u>16</u>	AMENDED MOTION to Transfer Case to U.S. District Court for the District of Columbia by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. ( <b>Internal deadline for referral to judge if response not filed earlier: 6/26/2006</b> ) (BEARD, BENJAMIN)  <b>NOTE: Certificate of Counsel located on page 15 of <u>17</u> Memorandum in Support</b>  (Entered: 06/08/2006)
06/08/2006	<u>17</u>	MEMORANDUM in Support re <u>16</u> Amended MOTION to Transfer Case to U.S. District Court for the District of Columbia by THE UNITED STATES NAVY,



		THE SECRETARY OF THE NAVY. (Attachments: # <u>1</u> Exhibit)(BEARD, BENJAMIN) (Entered: 06/08/2006)
06/15/2006	<u>18</u>	ATTORNEY TIME RECORDS by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S KLAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 06/15/2006)
06/22/2006	<u>19</u>	MEMORANDUM in Opposition re <u>16</u> Amended MOTION to Transfer Case to U.S. District Court for the District of Columbia filed by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S KLAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (Attachments: # <u>1</u> Exhibit Exhibit 1, Adair Plaintiffs' Motion# <u>2</u> Exhibit Exhibit 2, Stewart Declaration# <u>3</u> Exhibit Exhibit 3, Kitchen Declaration# <u>4</u> Exhibit Exhibit 4, Ellison Declaration# <u>5</u> Exhibit Exhibit 5, Adair slip opinion)(SCHULCZ, ARTHUR) (Entered: 06/22/2006)
06/23/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>19</u> Memorandum in Opposition to Motion, <u>12</u> MOTION to Transfer Case to U.S. District Court for the District of Columbia, <u>13</u> Memorandum in Support. (tnc, Pensacola) (Entered: 06/23/2006)
07/06/2006	<u>20</u>	<b>TERMINATED, by clerk, See doc.22*</b> MOTION For Leave To File Reply Brief To Plaintiff's Opposition To The Defendant's Motion To Transfer re <u>19</u> Memorandum in Opposition to Motion,,,,, by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. (BEARD, BENJAMIN) *Modified on 7/7/2006 to reflect that clerk has terminated this document due to the re-filing of the motion using proper Event Selection (cbj, Pensacola). (Entered: 07/06/2006)
07/06/2006	<u>21</u>	<b>RE-FILED USING PROPER EVENT SELECTION, See doc.23)*</b> -MEMORANDUM in Support re <u>16</u> Amended MOTION to Transfer Case to U.S. District Court for the District of Columbia filed by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. (BEARD, BENJAMIN) *Modified on 7/7/2006 to reflect the re-filing of document using proper Event Selection (cbj, Pensacola). (Entered: 07/06/2006)
07/07/2006	<u>22</u>	MOTION for Leave to File <i>Reply Brief To The Plaintiff's Opposition To The Defendant's Motion To Transfer</i> by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. (BEARD, BENJAMIN) Modified on 7/7/2006 (cbj, Pensacola).  NOTE: This motion replaces improperly posted motion (doc.20) (Entered: 07/07/2006)



07/07/2006	<u>23</u>	REPLY to Response to Motion (entitled " <b>Reply Memorandum In Support Of Defendant's Motion To Transfer</b> ")* re <u>19</u> Pltf's Memorandum in Opposition to Defendant's <u>16</u> MOTION To Transfer filed by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. (BEARD, BENJAMIN) *Modified on 7/7/2006 to reflect correct title of pleading, and to correct document relationships by removing incorrect link and creating correct links to previously filed related documents. (cbj, Pensacola). (Entered: 07/07/2006)
07/07/2006		Set Deadline for response to <u>22</u> Motion for Leave to File Reply Brief To The Plaintiff's Opposition To The Defendant's Motion To Transfer – <b>(Internal deadline for referral to judge if response not filed earlier: 7/25/2006)</b> (cbj, Pensacola) (Entered: 07/07/2006)
07/10/2006	<u>24</u>	MEMORANDUM in Opposition re <u>22</u> MOTION for Leave to File <i>Reply Brief To The Plaintiff's Opposition To The Defendant's Motion To Transfer</i> filed by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER–STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 07/10/2006)
07/11/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>22</u> MOTION for Leave to File <i>Reply Brief</i> <u>23</u> <i>Reply to Response to Motion</i> , <u>24</u> <i>Memorandum in Opposition to Motion</i> . (tnc, Pensacola) (Entered: 07/11/2006)
07/11/2006	<u>25</u>	ORDER –GRANTED <u>22</u> Motion for Leave to File reply brief . Signed by Judge M CASEY RODGERS. (tnc, Pensacola) (Entered: 07/11/2006)
07/12/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>16</u> Amended MOTION to Transfer Case to U.S. District Court for the District of Columbia, <u>19</u> Memorandum in Opposition to Motion, and <u>23</u> Reply to Response to Motion. (tnc, Pensacola) (Entered: 07/12/2006)
07/17/2006	<u>26</u>	ATTORNEY TIME RECORDS by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER–STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 07/17/2006)
07/19/2006	<u>27</u>	MOTION to Extend Time by THE UNITED STATES NAVY, THE SECRETARY OF THE NAVY. (BENSING, DANIEL) (Entered: 07/19/2006)
07/19/2006	<u>28</u>	Consent MOTION for Extension of Time to File <i>Class Certification</i> by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN,

		ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 07/19/2006)
07/20/2006	<u>29</u>	DOCKET ANNOTATION BY COURT: Re <u>28</u> Consent MOTION for Extension of Time to File <i>Class Certification</i> filed by plaintiffs, and <u>27</u> MOTION to Extend Time filed by defendants. Counsel that posted these documents are advised that proposed orders do not get attached to the electronically filed document. Counsel should e-mail the proposed order directly to the Judge's chambers. E-mail addresses can be located on our website. (tnc, Pensacola) (Entered: 07/20/2006)
07/20/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>28</u> Consent MOTION for Extension of Time to File <i>Class Certification</i> , <u>27</u> MOTION to Extend Time (tnc, Pensacola) (Entered: 07/20/2006)
07/27/2006	<u>30</u>	ORDER -GRANTED <u>28</u> Motion for Extension of Time to File their Class Certification Motion, and it is ORDERED that the time period of Local Rule 23.1(B) for Plaintiffs to seek class certification is hereby suspended until such time as the Court rules on Defendants' motion to transfer the case under 28 U.S.C. §1404(a), and it is further ORDERED, that if the Court denies the Defendants Motion to Transfer, Plaintiffs shall have 30 days in which to file their motion for class certification. Signed by Judge M CASEY RODGERS. (tnc, Pensacola) (Entered: 07/27/2006)
08/01/2006	<u>31</u>	ORDER on <u>27</u> Motion to Extend Time. Defendants shall have until 30 days after the Court enters a ruling on defendants' Motion to Transfer within which to answer or otherwise respond to plaintiffs' complaint. Signed by Judge M CASEY RODGERS. (tnc, Pensacola) (Entered: 08/02/2006)
08/15/2006	<u>32</u>	ATTORNEY TIME RECORDS by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S KLAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 08/15/2006)
08/17/2006	<u>33</u>	ORDER granting <u>16</u> Motion to Transfer Case. The clerk shall transfer this case to the United States District Court for the District of Columbia. Signed by Judge M CASEY RODGERS. (lcu, Pensacola) (Entered: 08/17/2006)
08/17/2006	<u>34</u>	Interdistrict Transfer to the District of Columbia. (lcu, Pensacola) (Entered: 08/17/2006)
08/18/2006	<u>35</u>	MOTION to Stay <i>TRANSFER OF CASE PENDING PETITION FOR MANDAMUS</i> by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S KLAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN

		THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 08/18/2006)
08/18/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge M. CASEY RODGERS notified that action is needed Re: <u>35</u> MOTION to Stay <i>TRANSFER OF CASE PENDING PETITION FOR MANDAMUS</i> (lcu, Pensacola) (Entered: 08/18/2006)
08/20/2006	<u>36</u>	RULE 7.1(B) Conference statement re 35 MOTION to Stay ( Titled as a supplement to motion for stay), filed by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) Modified on 8/21/2006 (tnc, Pensacola). (Entered: 08/20/2006)
08/21/2006	37	DOCKET ANNOTATION BY COURT: Re <u>36</u> MOTION to Stay <i>Supplement</i> filed by plaintiffs. Counsel that posted this document is advised the incorrect event code was used. This document is NOT a motion and ONLY motions should be posted by using motion events. This document is the Rule 7.1(B) conference statement re: doc #35 Motion to stay. This event is located under "Other Filings""Other Documents" and is called "Rule 7.1(B) Conference Statement". When this event is used it will allow you to link to the motion it's in support of. Clerk has corrected the docket text, terminated this document as a pending motion and added link to original motion doc #35. Counsel does not need to file anything futher to correct this document. (tnc, Pensacola) (Entered: 08/21/2006)
08/21/2006	<u>38</u>	ORDER –GRANTED <u>35</u> Motion to Stay through 9/5/2006 in order to permit plaintiffs to file a petition for writ of mandamus in the Eleventh Circuit Court of Appeals. The clerk shall hold and shall not mail the notice of transfer out of district, or any other document or paper associated with this case, pending further instruction by the court. The docket shall reflect that the matter presently is STAYED . Signed by Judge M CASEY RODGERS. (tnc, Pensacola) (Entered: 08/21/2006)
08/21/2006		Set Deadline re: order entry doc #38. Deadline for clerk to check status of stay by 9/5/2006. (tnc, Pensacola) (Entered: 08/21/2006)
09/06/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>38</u> Order on Motion to Stay until 9/5/2006. (tnc, Pensacola) (Entered: 09/06/2006)
09/07/2006	<u>39</u>	ORDER – In the instant case, the court will stay the proceedings pending the Eleventh Circuit's disposition of plaintiffs' petition. The clerk is therefore instructed to hold and not mail the notice of transfer out of district, or any other document or paper associated with this case, pending further instruction by this court or the Eleventh Circuit. The docket shall reflect that the matter presently is STAYED. Signed by Judge M CASEY RODGERS on 9/7/2006. (tnc, Pensacola) (Entered: 09/07/2006)
09/15/2006	<u>40</u>	ATTORNEY TIME RECORDS by GEORGE P BYRUM, ANDREW CALHOUN, TIMOTHY J DEMY, PATRICK T DONEY, JOSEPH E DUFOUR, FLOYD C ELLISON, ALAN GARNER, JOHN GORDY, WILLIAM A HATCH, JR, DAVID L GIBSON, GARY HEINKE, ROBERT L HENDRICKS, FRANK JOHNSON, LAURENCE W JONES, SAMUEL DAVID KIRK, FRANK S K LAPACH, THOMAS G KLAPPERT, JAN C KOHLMANN, ALLEN L

		LANCASTER, JAMES LOOBY, RICHARD L ARNOLD, MANUEL MAK, WALKER E MARSH, JR, DAVID MITCHELL, JAIRO MARINO, DAN NICHOLS, EDITH RENE PORTER-STEWART, JAMES V PRINCE, JAVIER ROMAN, LLOYD SCOTT, GARY PAUL STEWART, RAY A BAILEY, FRED A THOMPSON, JR, GLENN THYRION, ARMANDO TORRALVA, THOMAS DANIEL TOSTENSON, JAMES TWAMLEY, THOMAS R WATSON, WILSON W WINEMAN, CHRIS XENAKIS, THE ASSOCIATED GOSPEL CHURCHES, RICK P BRADLEY. (SCHULCZ, ARTHUR) (Entered: 09/15/2006)
09/18/2006	<u>41</u>	USCA ORDER No further action will be taken in this matter. The petition for writ of mandamus is DENIED. No. 06-14719-I (djb, Pensacola) (Entered: 09/19/2006)
09/20/2006		ACTION REQUIRED BY CHAMBERS: Chambers of Judge Rodgers notified that action is needed Re: <u>41</u> USCA Order (tnc, Pensacola) (Entered: 09/20/2006)
09/20/2006	<u>42</u>	ORDER LIFTING STAY – Pursuant to doc #41, the USCA denied plaintiff's petition for writ of mandamus. Therefore, the court's stay of the instant case is lifted. The clerk shall proceed with mailing the notice of transfer to the USDC for the District of Columbia. Signed by Judge M CASEY RODGERS on 9/20/2006. (tnc, Pensacola) (Entered: 09/20/2006)
10/04/2006	<u>43</u>	ACKNOWLEDGEMENT from USDC/District of Columbia re <u>34</u> Case Transferred Out to Another District. (tnc, Pensacola) (Entered: 10/04/2006)