

**U.S. District Court
Southern District of Florida (Ft. Lauderdale)
CIVIL DOCKET FOR CASE #: 0:02-cv-60652-DLG**

Jones v. Fort Lauderdale
Assigned to: Judge Donald L. Graham
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 05/10/2002
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

Elgin O. Jones

represented by **Reginald John Clyne**
Clyne & Associates PA
2600 Douglas Road
Suite 1100
Coral Gables, FL 33134
305-446-3244
Fax: 446-3538
Email: rjc@clynelegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Consol Plaintiff

United States

represented by **Caroline Clark**
United States Department of Justice
Civil Rights Division
950 Pennsylvania Avenue NW
Washington, DC 20530
202-514-1409
Fax: 514-1005
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charlotte Burrows
United States Department of Justice
Civil Rights Division
950 Pennsylvania Avenue NW
Washington, DC 20530
202-514-3862
Fax: 514-1105
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marcos Daniel Jimenez
Kenny Nachwalter Seymour Arnold
Critchlow & Spector
Miami Center
201 S Biscayne Boulevard
Suite 1100
Miami, FL 33131-4327
305-373-1000
Fax: 372-1861
Email:
mjimenez@kennynachwalter.com
TERMINATED: 10/20/2005
LEAD ATTORNEY

Robyn Juanita Hermann
United States Attorney's Office
99 NE 4 Street
Miami, FL 33132
305-961-9332
Fax: 530-7139
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

City of Fort Lauderdale
a municipality

represented by **Debra M. Leder**
Akerman Senterfitt & Eidson
Las Olas Centre
350 E Las Olas Boulevard
Suite 1600
Fort Lauderdale, FL 33301-0006
954-463-2700
Fax: 463-2224
Email: debra.leder@akerman.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gordon Dean Rogers
Akerman Senterfitt & Eidson
Las Olas Centre
350 E Las Olas Boulevard
Suite 1600
Fort Lauderdale, FL 33301-0006

954-463-2700
 Fax: 463-2224
 Email: gordon.rogers@akerman.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Henry Latimer
 Greenberg Traurig
 401 E Las Olas Boulevard
 Suite 2000
 Fort Lauderdale, FL 33301
 954-765-0500
 Fax: 765-1477
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/10/2002	<u>1</u>	COMPLAINT filed; FILING FEE \$150.00 RECEIPT # 862657 ; Magistrate Judge Barry L. Garber (Former Deputy Clerk) (Entered: 05/13/2002)
05/10/2002	<u>1</u>	DEMAND for jury trial by Elgin O. Jones (Former Deputy Clerk) (Entered: 05/13/2002)
05/22/2002	<u>2</u>	SUMMONS(ES) issued for Fort Lauderdale (wc, Deputy Clerk) (Entered: 05/23/2002)
06/17/2002	<u>3</u>	MOTION with memorandum in support by Fort Lauderdale for more definite statement (wc, Deputy Clerk) (Entered: 06/18/2002)
06/17/2002	<u>4</u>	MOTION with memorandum in support by Fort Lauderdale to dismiss certain claims in Complaint , and/or to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous (wc, Deputy Clerk) (Entered: 06/18/2002)
06/28/2002	<u>5</u>	UNOPPOSED MOTION by Elgin O. Jones to extend time to respond to motion to dismiss and/or strike and motion for more definite statement (wc, Deputy Clerk) (Entered: 07/01/2002)
07/02/2002	<u>6</u>	ORDER granting in part [5-1] motion to extend time to respond to motion to dismiss and/or strike and motion for more definite statement Response to motion reset to 7/29/02 for [4-1] motion to dismiss certain claims in Complaint, reset to 7/29/02 for [4-2] motion to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous, reset to 7/29/02 for [3-1] motion for more definite

		statement (Signed by Judge Donald L. Graham on 7/1/02) [EOD Date: 7/3/02] (wc, Deputy Clerk) (Entered: 07/03/2002)
07/22/2002	7	RETURN OF SERVICE executed for Fort Lauderdale on 5/28/02 Answer due on 6/17/02 for Fort Lauderdale (nt, Deputy Clerk) (Entered: 07/23/2002)
07/26/2002	8	RESPONSE by Elgin O. Jones in opposition to [3-1] motion for more definite statement (ra, Deputy Clerk) (Entered: 07/29/2002)
07/26/2002	9	RESPONSE by Elgin O. Jones to [4-1] motion to dismiss certain claims in Complaint, [4-2] motion to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous (ra, Deputy Clerk) (Entered: 07/29/2002)
08/02/2002	10	REPLY by Fort Lauderdale to response to [3-1] motion for more definite statement (wc, Deputy Clerk) (Entered: 08/05/2002)
08/02/2002	11	REPLY by Fort Lauderdale to response to [4-1] motion to dismiss certain claims in Complaint, [4-2] motion to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous (wc, Deputy Clerk) (Entered: 08/05/2002)
08/27/2002	12	NOTICE set status conference for 3:35 9/18/02 before Judge Donald L. Graham (Signed by Judge Donald L. Graham on 8/26/02) [EOD Date: 8/28/02] (wc, Deputy Clerk) (Entered: 08/28/2002)
08/30/2002	13	NOTICE of Conflict with Other Action by Elgin O. Jones (wc, Deputy Clerk) (Entered: 09/03/2002)
09/05/2002	14	NOTICE of Unavailability by Elgin O. Jones through 10/4/02 (wc, Deputy Clerk) (Entered: 09/06/2002)
09/06/2002	15	ORDER granting [13-1] motion reset status conference for 3:35 10/30/02 before Judge Donald L. Graham (Signed by Judge Donald L. Graham on 9/5/02) [EOD Date: 9/9/02] (wc, Deputy Clerk) (Entered: 09/09/2002)
09/06/2002	16	Joint Scheduling Report of Scheduling Meeting by Elgin O. Jones, Fort Lauderdale (wc, Deputy Clerk) (Entered: 09/09/2002)
09/06/2002	16	JOINT STATUS REPORT by Elgin O. Jones, Fort Lauderdale (wc, Deputy Clerk) (Entered: 09/09/2002)
09/06/2002	17	ELECTION to Jurisdiction by Magistrate for discovery motions by Elgin O. Jones, Fort Lauderdale (wc, Deputy Clerk) (Entered: 09/09/2002)
10/07/2002	18	NOTICE OF SIMILAR ACTION AND MOTION by Elgin O. Jones to consolidate (Former Deputy Clerk) (Entered: 10/08/2002)

10/10/2002	19	ORDER denying as moot [18-1] motion to consolidate (Signed by Judge Donald L. Graham on 10/10/02) [EOD Date: 10/11/02] (wc, Deputy Clerk) (Entered: 10/11/2002)
10/10/2002	20	ORDER consolidating case 02-61252-Civ-Graham into this one [see Order for full details] (Signed by Judge Donald L. Graham on 10/10/02) [EOD Date: 10/11/02] (wc, Deputy Clerk) (Entered: 10/11/2002)
10/16/2002	21	STIPULATION by United States In Re: consent to jurisdiction by a US Magistrate Judge for final disposition; this consent is not for motions for dismissal, summary judgment, jury or all pretrial motions (hd, Deputy Clerk) (Entered: 10/17/2002)
10/16/2002	22	MEMORANDUM by Fort Lauderdale in opposition to [4-1] motion to dismiss certain claims in Complaint, [4-2] motion to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous, [3-1] motion for more definite statement (hd, Deputy Clerk) (Entered: 10/17/2002)
10/17/2002		Consolidated Lead Case (dg, Deputy Clerk) (Entered: 10/17/2002)
10/18/2002	23	Joint Scheduling Report of Scheduling Meeting by Fort Lauderdale, United States (dg, Deputy Clerk) (Entered: 10/21/2002)
10/25/2002	24	REPLY MEMORANDUM by Fort Lauderdale in support of [4-1] motion to dismiss certain claims in Complaint, [4-2] motion to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous (tb, Deputy Clerk) (Entered: 10/28/2002)
10/30/2002	25	ORDER denying [4-1] motion to dismiss certain claims in Complaint, denying [4-2] motion to strike those allegations and claims that are irrelevant, immaterial, impertinent or scandalous, denying [3-1] motion for more definite statement (Signed by Judge Donald L. Graham on 10/30/02) [EOD Date: 10/31/02] (dg, Deputy Clerk) (Entered: 10/31/2002)
10/30/2002		Status conference held before Judge Donald L. Graham (dg, Deputy Clerk) (Entered: 11/01/2002)
10/30/2002	26	Minutes of status conference held before Judge Donald L. Graham on 10/30/02; Court Reporter Name or Tape #: Barbara Medina (dg, Deputy Clerk) (Entered: 11/01/2002)
10/31/2002	27	ORDER REFERRING ALL DISCOVERY MOTIONS to Magistrate Judge Garber (Signed by Judge Donald L. Graham on 10/31/02) CCAP [EOD Date: 11/1/02] (dg, Deputy Clerk) (Entered: 11/01/2002)
10/31/2002	28	ORDER referring case to mediation. 15 days to appoint mediator (Signed by Judge Donald L. Graham on 10/31/02) [EOD Date: 11/1/02]

		(dg, Deputy Clerk) (Entered: 11/01/2002)
10/31/2002	29	SCHEDULING ORDER setting Deadline for filing of all motions by 6/30/03 Jury trial set for 9/8/03 Pretrial Stipulation due on or before 7/28/03 Calendar call set for 3:30 9/3/03 Discovery cutoff 6/23/03 ; Pretrial conference for 4:00 8/6/03 ; (Signed by Judge Donald L. Graham on 10/31/02) [EOD Date: 11/1/02] CCAP (dg, Deputy Clerk) (Entered: 11/01/2002)
11/12/2002	30	NOTICE of selection of Melvin Rubin as Mediator by Fort Lauderdale (dg, Deputy Clerk) (Entered: 11/13/2002)
11/12/2002	30	MOTION by Fort Lauderdale for revised order regarding mediation (dg, Deputy Clerk) (Entered: 11/13/2002)
11/14/2002	31	REVISED ORDER referring case to mediation. 15 days to appoint mediator (Signed by Judge Donald L. Graham on 11/13/02) [EOD Date: 11/15/02] (dg, Deputy Clerk) (Entered: 11/15/2002)
11/14/2002	32	Answer and affirmative defenses by Fort Lauderdale (dg, Deputy Clerk) (Entered: 11/15/2002)
11/25/2002	33	MOTION with memorandum in support by Elgin O. Jones to intervene as plaintiff , and for leave to amend [1-1] complaint [prp amd cmplt attached] (dg, Deputy Clerk) (Entered: 11/26/2002)
11/26/2002	34	NOTICE of Mediation Hearing on 12/12/02 at 9:00 Melvin Rubin added as mediator (dp, Deputy Clerk) (Entered: 11/27/2002)
11/27/2002	35	NOTICE of filing of proposed order scheduling mediation by United States (dg, Deputy Clerk) (Entered: 12/02/2002)
12/04/2002	36	ORDER SCHEDULING MEDIATION before Mediator: for 12/12/02 @ 9am (Signed by Judge Donald L. Graham on 12/4/02) [EOD Date: 12/5/02] (dg, Deputy Clerk) (Entered: 12/05/2002)
12/05/2002	37	ORDER that USA and City of FTL are directed to respond to Jone's motion to intervene within the time required by the FRCP (Signed by Judge Donald L. Graham on 12/4/02) [EOD Date: 12/6/02] (dg, Deputy Clerk) (Entered: 12/06/2002)
12/09/2002	38	RESPONSE by Fort Lauderdale to [33-1] motion to intervene as plaintiff, [33-2] motion for leave to amend [1-1] complaint (dg, Deputy Clerk) (Entered: 12/10/2002)
12/11/2002	39	RESPONSE by Elgin O. Jones to [33-1] motion to intervene as plaintiff, [33-2] motion for leave to amend [1-1] complaint (dg, Deputy Clerk) (Entered: 12/12/2002)
12/12/2002	40	NOTICE of Unavailability by Elgin O. Jones for dates of: 12/19/02 thru

		12/30/02 (dg, Deputy Clerk) (Entered: 12/13/2002)
12/18/2002	41	NOTICE of attorney appearance for Fort Lauderdale by Henry Latimer (dg, Deputy Clerk) (Entered: 12/19/2002)
12/27/2002	42	NOTICE of Change of Address of attorney by Fort Lauderdale (dg, Deputy Clerk) (Entered: 12/30/2002)
12/31/2002	43	NOTICE of court practice upon notice of settlement and ORDER denying all pending motions as moot and closing case (Signed by Judge Donald L. Graham on 12/30/02) [EOD Date: 1/2/03] (dg, Deputy Clerk) (Entered: 01/02/2003)
12/31/2002		CASE CLOSED. Case and Motions no longer referred to Magistrate. (dg, Deputy Clerk) (Entered: 01/02/2003)
01/10/2003	44	JOINT STIPULATION of dismissal by Elgin O. Jones, Fort Lauderdale (dg, Deputy Clerk) (Entered: 01/13/2003)
01/10/2003	45	JOINT MOTION by Fort Lauderdale, United States for entry of settlement agreement and retaining jurisdiction (dg, Deputy Clerk) (Entered: 01/13/2003)
01/13/2003	46	ORDER granting [45-1] joint motion for entry of settlement agreement and retaining jurisdiction (Signed by Judge Donald L. Graham on 1/13/03) [EOD Date: 1/14/03] (dg, Deputy Clerk) (Entered: 01/14/2003)
01/13/2003	47	FINAL ORDER dismissing case without prejudice (Signed by Judge Donald L. Graham on 1/13/03) [EOD Date: 1/14/03] (dg, Deputy Clerk) (Entered: 01/14/2003)
01/21/2004	48	NOTICE of Firm Name and Change of Address of attorney by Fort Lauderdale (dg, Deputy Clerk) (Entered: 01/22/2004)
12/07/2005	49	ORDER dismissing cause with prejudice (Signed by Judge Donald L. Graham on 12/7/05) [EOD Date: 12/8/05] (dg, Deputy Clerk) (Entered: 12/08/2005)