

CLOSED, TAC

**U.S. District Court  
Eastern District of Michigan (Detroit)  
CIVIL DOCKET FOR CASE #: 2:94-cv-74997-DPH**

USA v. Pontiac City  
Assigned to: Judge Denise Page Hood  
Demand: \$0

Date Filed: 12/13/1994  
Date Terminated: 08/14/1997  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights:  
Jobs  
Jurisdiction: U.S. Government  
Plaintiff

**Plaintiff**

**United States of America**

represented by **Bebe Novich**

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V.

**Defendant**

**Pontiac, City of**

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V.

**Movant**

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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
12/13/1994		(tm) (Entered: 12/15/1994)
12/13/1994	1	COMPLAINT with jury demand - Fee waived (cd) (Entered: 12/16/1994)
12/30/1994	2	SUMMONS returned executed by US Marshal on 12/16/94 - answer due 1/5/95 for Pontiac City (ls) (Entered: 12/30/1994)
01/05/1995	3	ANSWER by Pontiac City to complaint [1-1] with proof of service (db) (Entered: 01/05/1995)
01/05/1995	3	AFFIRMATIVE defenses by Pontiac City (db) (Entered: 01/05/1995)
01/11/1995		SCHEDULE: by Judge Denise P. Hood scheduling conference set for 3:45 2/21/95 (bl) (Entered: 01/11/1995)
01/13/1995	4	NOTICE of scheduling conference (Jc) (Entered: 01/17/1995)

01/26/1995	5	JOINT proposed discovery plan (Jc) (Entered: 01/27/1995)
02/21/1995		SCHEDULING conference held - Judge Denise P. Hood (bl) (Entered: 02/23/1995)
02/27/1995	6	PRETRIAL scheduling order by Judge Denise P. Hood - deadline for witness list set for 5/22/95 , deadline for discovery set for 6/21/95 , deadline for filing motions set for 7/21/95 , final pretrial conference set for 2:45 on 8/21/95 , civil jury trial set for 9:30 on 8/29/95 (ls) (Entered: 02/28/1995)
04/26/1995	7	APPEARANCE for plaintiff USA of attorney Bebe Novich and change of address with proof of mailing (ld) (Entered: 05/03/1995)
05/05/1995	8	MOTION by plaintiff to compel discovery of documents with brief, attachments and proof of mailing (db) (Entered: 05/10/1995)
05/09/1995	9	MOTION by defendant Pontiac City to modify scheduling order dealines including trial date with brief in support and proof of mailing (lt) (Entered: 05/12/1995)
05/10/1995	10	SUBPOENA returned executed by US Marshal on 4/28/95 as to Myra Kruger (db) (Entered: 05/15/1995)
05/10/1995	11	SUBPOENA returned executed by US Marshal on 4/28/95 as to Mr. Malchi McQueen (db) (Entered: 05/15/1995)
05/10/1995	12	SUBPOENA returned executed by US Marshal on 5/3/95 as to Lawrence Lyons (db) (Entered: 05/15/1995)
05/10/1995	13	SUBPOENA returned executed by US Marshal on 5/3/95 as to Dr. Diedre Holloway (db) (Entered: 05/15/1995)
05/16/1995		SCHEDULE: by Judge Denise Page Hood hearing on motion to modify scheduling order dealines including trial date by Pontiac City [9-1] set for 11:15 6/19/95 (bl) (Entered: 05/16/1995)
05/16/1995	14	NOTICE of hearing on motion to modify scheduling order dealines including trial date by Pontiac City [9-1] with proof of mailing (lt) (Entered: 05/22/1995)
05/17/1995	15	ORDER by Judge Denise Page Hood, referring motion to compel discovery of documents by USA [8-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination with proof of mailing (lt) (Entered: 05/23/1995)
05/18/1995	16	RESPONSE (BRIEF IN OPPOSITION) by plaintiff USA to motion to modify scheduling order dealines including trial date

		by Pontiac City [9-1] with attachments and proof of mailing (lt) (Entered: 05/23/1995)
05/19/1995	17	RESPONSE by defendant Pontiac City in opposition to motion to compel discovery of documents by USA [8-1] with proof of mailing (generic) (Entered: 05/24/1995)
05/22/1995	18	WITNESS list by defendant Pontiac City with proof of mailing (generic) (Entered: 05/24/1995)
05/22/1995	19	WITNESS list by plaintiff USA with proof of mailing (generic) (Entered: 05/24/1995)
05/23/1995	20	SUBPOENA returned executed by process server on 5/16/95 as to Dennis Henderson and George Spencer for deposition (generic) (Entered: 05/24/1995)
05/25/1995		SCHEDULE: by Magistrate Judge Thomas A. Carlson hearing on motion to compel discovery of documents by USA [8-1] set for 1:30 6/15/95 (vs) (Entered: 05/26/1995)
05/25/1995	21	NOTICE of hearing on motion to compel discovery of documents by USA [8-1] before Magistrate Judge Carlson with proof of mailing (generic) (Entered: 06/01/1995)
05/26/1995	22	MOTION by defendant Pontiac City for protective order with brief and proof of mailing (generic) (Entered: 06/02/1995)
05/31/1995	23	OBJECTIONS by defendant Pontiac City to witness list by USA [19-1] (lh) (Entered: 06/05/1995)
05/31/1995	25	PROOF of mailing of pleading 23 and 24 (lh) (Entered: 06/05/1995)
05/31/1995	26	DEFENDANT'S initial, expert related disclosures pursuant to and in conformity with FED. R. CIV. P. 26(a)(2)(B) and (a) (4) (ls) (Entered: 06/05/1995)
05/31/1995	27	PROOF of mailing of defendant's initial, expert related disclosures pursuant to and in conformity with Fed R Civ P 26(a)(2)(B) and (a)(4) (ls) (Entered: 06/05/1995)
05/31/1995	28	SUBPOENA returned executed by process server on 5/26/95 as to City of Wixom (ls) (Entered: 06/05/1995)
06/02/1995	29	REPLY by plaintiff USA to defendant's response to motion to compel discovery of documents by USA [8-1] with proof of mailing (lh) (Entered: 06/06/1995)
06/05/1995	24	AMENDED affirmative defenses by defendant Pontiac City (lh) (Entered: 06/05/1995)

06/06/1995	30	SUBPOENA returned executed by US Marshal as to Dr Aida Khalil on 5/19/95 with attachment (ls) (Entered: 06/15/1995)
06/09/1995	31	MOTION by plaintiff USA for leave of Court to take more than ten depositions with points and authorities in support (generic) (Entered: 06/19/1995)
06/13/1995	32	EXPERT WITNESS REPORT on behalf of plaintiff USA (generic) (Entered: 06/19/1995)
06/15/1995		MOTION hearing held on motion for leave of Court to take more than ten depositions by USA [31-1] GRANTED , motion to compel discovery of documents by USA [8-1] - disposition: GRANTED IN PART - Magistrate Judge Thomas A. Carlson - Court Reporter: Carlson 95-090 (vs) (Entered: 06/20/1995)
06/16/1995	33	PROOF of mailing by USA of reports of Frank H. Landy, Ph.D., William A. Monaco, Ph.D., James J. Hunter, III, Vincent Tomacich, and Michael Toohey (MM) (Entered: 06/20/1995)
06/19/1995		MOTION hearing held on motion to modify scheduling order dealines including trial date by Pontiac City [9-1] - disposition: Motion Granted - Judge Denise Page Hood - Court Reporter: Cheryl Warren-Daniel (bl) (Entered: 06/20/1995)
06/19/1995	34	ORDER by Magistrate Judge Thomas A. Carlson granting motion for leave of Court to take more than ten depositions by USA [31-1] and granting in part motion to compel discovery of documents by USA [8-1] with proof of mailing (ls) (Entered: 06/28/1995)
06/19/1995	35	APPEARANCE for plaintiff USA of attorney Allison Nichol with proof of mailing (ls) (Entered: 06/28/1995)
06/19/1995	36	AMENDED PRETRIAL scheduling order by Judge Denise Page Hood - deadline for witness list set for 10/8/95 , deadline for discovery set for 11/8/95 , deadline for filing motions for 12/8/95 , final pretrial conference set for 2:30 on 1/22/96 , civil jury trial set for 9:30 on 1/30/96 (ls) (Entered: 06/28/1995)
06/21/1995	37	RESPONSE by plaintiff to objection by Pontiac City [23-1] with proof of mailing (ls) (Entered: 06/28/1995)
06/24/1995	38	ORDER by Judge Denise Page Hood, referring motion for protective order by Pontiac City [22-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination with proof of mailing (lt) (Entered: 06/29/1995)
06/26/1995	39	NOTICE by defendant Pontiac City of completion of deposition of Dennis Henderson on 6/8/95 in the custody of Thomas Fleury

		(lt) (Entered: 06/29/1995)
07/03/1995	40	PLAINTIFF'S rebuttal expert report (ls) (Entered: 07/06/1995)
07/12/1995	41	ORDER by Magistrate Judge Thomas A. Carlson deeming motion for protective order by Pontiac City [22-1] withdrawn with proof of mailing (MM) (Entered: 07/14/1995)
07/12/1995	42	PROOF of mailing by defendant of responses to plaintiff's first request for admission of facts (MM) (Entered: 07/14/1995)
07/21/1995	43	APPEARANCE and notice for defendant Pontiac City of attorney Cynthia T. Walker with proof of mailing (lh) (Entered: 07/25/1995)
08/04/1995	44	SUBPOENA returned executed by US Marshal on 6/5/95 as to Dr. Richard Gerkin (generic) (Entered: 08/08/1995)
08/04/1995	45	SUBPOENA returned unexecuted, service attempted by U S Marshal on 6/12/95 upon Dr. Michael Vance (generic) (Entered: 08/08/1995)
09/01/1995	46	SUBPOENA returned executed by US Marshal as to Dr. James E. Sheedy on 8/21/95 (ls) (Entered: 09/05/1995)
09/20/1995	47	MOTION by plaintiff to determine the sufficiency of answers to requests for admissions with brief, proposed order and proof of mailing (ls) (Entered: 09/21/1995)
09/20/1995	48	APPENDICES by plaintiff to motion to determine the sufficiency of answers to requests for admissions by USA [47-1] (ls) (Entered: 09/21/1995)
09/20/1995	49	MOTION by plaintiff to compel discovery and for expedited hearing on motion to compel with brief, proposed order, certification of compliance with LR 7.1 and proof of mailing (brief and proof not signed) (ls) (Entered: 09/21/1995)
09/20/1995	50	APPENDICES by plaintiff to motion to compel discovery by USA [49-1] (ls) (Entered: 09/21/1995)
10/04/1995	51	NOTICE by defendant to withdraw affirmative defenses 9, 11, 12, & 13 with proof of mailing (ls) (Entered: 10/05/1995)
10/05/1995	52	RESPONSE by defendant Pontiac City to motion to determine the sufficiency of answers to requests for admissions [47-1] with brief, attachments and proof of mailing (lh) (Entered: 10/10/1995)
10/05/1995	53	RESPONSE by defendant Pontiac City to motion to compel discovery by USA [49-1] with brief, attachments and proof of

		mailing (lh) (Entered: 10/10/1995)
10/06/1995	54	WITNESS list by plaintiff USA with proof of mailing (lh) (Entered: 10/10/1995)
10/11/1995	55	WITNESS list by defendant Pontiac City with proof of mailing (amended as of 5/22/95 list) (lh) (Entered: 10/11/1995)
10/11/1995	56	NOTICE of filing of deposition with the court in compliance with Local Rule 26.2 of Gene Carmean and M. Joseph Fedoruk with proof of mailing (MM) (Entered: 10/12/1995)
10/11/1995	57	DEPOSITION of Gene Carmean taken on 9/19/95 (MM) (Entered: 10/12/1995)
10/11/1995	58	DEPOSITION of M. Joseph Fedoruk, M.D. taken on 9/21/95 (MM) (Entered: 10/12/1995)
10/13/1995	59	REPLY brief by plaintiff USA to response to motion to compel discovery by USA [49-1] with attachments and proof of mailing (generic) (Entered: 10/16/1995)
10/14/1995	60	ORDER by Judge Denise Page Hood, referring motion to determine the sufficiency of answers to requests for admissions by USA [47-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination with proof of mailing (generic) (Entered: 10/16/1995)
10/17/1995	61	RETURN of service of subpoenas and notices of Rule 30 deposition of Dr. Marion Fedoruk and Gene Carmean executed by US Marshal; on 9/11/95 via fax per permission of both attorneys with attorneys (lt) (Entered: 10/18/1995)
10/18/1995	62	ORDER by Judge Denise Page Hood referring motion to compel discovery by USA [49-1], motion for expedited on motion to compel by USA [49-2] to Magistrate Judge Thomas A. Carlson , for hearing and determination (ls) (Entered: 10/19/1995)
10/19/1995	63	OBJECTIONS by defendant Pontiac City to witness list by USA [19-1] with proof of mailing (ld) (Entered: 10/20/1995)
10/19/1995	64	REPLY by plaintiff USA to response to motion to determine the sufficiency of answers to requests for admissions by [47-1] with proof of mailing (ld) (Entered: 10/20/1995)
10/20/1995		SCHEDULE: by Magistrate Judge Thomas A. Carlson hearing on motion to compel discovery by USA [49-1] set for 9:30 11/2/95, motion for expedited hearing on motion to compel by USA [49-2] set for 9:30 11/2/95, motion to determine the



		sufficiency of answers to requests for admissions by USA [47-1] set for 9:30 11/2/95 (vs) (Entered: 10/20/1995)
10/20/1995	65	NOTICE by the court of hearing on motion to compel discovery [49-1], and motion for expedited hearing on motion to compel by USA [49-2] (ld) (Entered: 10/23/1995)
10/25/1995	66	MOTION by defendant Pontiac City for leave to promulgate more than 75 Interrogatories with brief, exhibits and proof of mailing (generic) (Entered: 10/26/1995)
10/28/1995	67	ORDER by Judge Denise Page Hood, referring motion for leave to promulgate more than 75 Interrogatories by Pontiac City [66-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination with proof of mailing (lt) (Entered: 10/30/1995)
10/31/1995	68	EX PARTE MOTION by defendant to file brief in support of summary judgment in excess of twenty (20) pages with brief, notice hearing and proof of mailing (ls) (Entered: 11/01/1995)
11/02/1995	69	UNOPPOSED motion and brief by plaintiff USA to file exceed page limit of its brief in support of motion for summary judgment with proposed order and proof of mailing (lh) (Entered: 11/02/1995)
11/02/1995	70	ORDER by Magistrate Judge Thomas A. Carlson denying motion to determine the sufficiency of answers to requests for admissions by USA [47-1], denying motion to compel discovery by USA [49-1], granting in part motion for leave to promulgate more than 75 Interrogatories by Pontiac City [66-1] with proof of mailing (lh) (Entered: 11/03/1995)
11/02/1995		MOTION hearing held on motion to compel discovery by USA [49-1], motion for expedited hearing on motion to compel by USA [49-2], motion to determine the sufficiency of answers to requests for admissions by USA [47-1] - disposition: DENIED - Magistrate Judge Thomas A. Carlson - Court Reporter: Carlson 95-169 (vs) (Entered: 11/06/1995)
11/02/1995		MOTION hearing held on motion for leave to promulgate more than 75 Interrogatories by Pontiac City [66-1] - disposition: GRANTED IN PART - Magistrate Judge Thomas A. Carlson - Court Reporter: Carlson 95-169 (vs) (Entered: 11/06/1995)
11/03/1995	71	ORDER by Judge Denise Page Hood granting motion to file brief in support of summary judgment in excess of twenty (20) pages by Pontiac City [68-1] (lh) (Entered: 11/06/1995)
11/03/1995	72	AMENDED notice by defendant Pontiac City of to withdraw

		affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1] with proof of mailing (lh) (Entered: 11/06/1995)
11/03/1995	72	RE ASSERTION of affirmative defense No. 11 by defendant Pontiac City with proof of mailing (lh) (Entered: 11/06/1995)
11/14/1995	73	MOTION by plaintiff USA to strike notice to withdraw affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1] by Pontiac City [72-1] with brief, attachments and proof of mailing (lt) (Entered: 11/15/1995)
11/15/1995	74	MOTION by plaintiff to clarify Magistrate's order and to forgo oral argument on its motion to clarify with brief, attachment and proof of mailing (ls) (Entered: 11/16/1995)
11/17/1995	75	COURT ordered statemnt by defendant Pontiac City of the expected testimony of all its listed witnesses with proof of mailing (lh) (Entered: 11/20/1995)
11/20/1995	76	ORDER by Judge Denise Page Hood referring motion to strike notice to withdraw affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1] by Pontiac City [72-1] by USA [73-1] to Magistrate Judge Thomas A. Carlson for hearing and determination (lh) (Entered: 11/21/1995)
11/22/1995	77	TRANSCRIPT taken on 11/2/95 of Plaintiff's motion to compel discovery of Ms. Novich (ld) (Entered: 11/22/1995)
11/30/1995		SCHEDULE: by Magistrate Judge Thomas A. Carlson hearing on motion to clarify Magistrate's order by USA [74-1] set for 1:30 12/13/95, motion to forgo oral argument on its motion to clarify by USA [74-2] set for 1:30 12/13/95, motion to strike notice to withdraw affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1] by Pontiac City [72-1] by USA [73-1] set for 1:30 12/13/95 (vs) (Entered: 11/30/1995)
11/30/1995	78	NOTICE of hearing on motion to strike by USA [73-1], motion to clarify Magistrate's order by USA [74-1] , and setting deadline for response (MM) (Entered: 12/04/1995)
11/30/1995	79	RESPONSE by defendant Pontiac City to motion to clarify Magistrate's order by USA [74-1], motion to forgo oral argument on its motion to clarify by USA [74-2] with brief, exhibits and proof of mailing (MM) Modified on 12/04/1995 (Entered: 12/04/1995)

11/30/1995	80	RESPONSE by defendant Pontiac City to motion to strike by USA [73-1] with brief, exhibits and proof of mailing (MM) Modified on 12/04/1995 (Entered: 12/04/1995)
12/04/1995	81	RETURN of service of executed by US Marshal on 10/3/95 as to Mr. A.W. Connors (ld) (Entered: 12/05/1995)
12/04/1995	82	RETURN of service of executed by US Marshal on 10/11/95 as to Mr. Tom Healy (ld) (Entered: 12/05/1995)
12/04/1995	83	RETURN of service of executed by US Marshal on 10/3/95 as to Mr. Anthony Collier (ld) (Entered: 12/05/1995)
12/04/1995	84	RETURN of service of executed by US Marshal on 10/4/95 as to Mr. Lawrence Lyons (ld) (Entered: 12/05/1995)
12/04/1995	85	RETURN of service of executed by US Marshal on 10/3/95 as to Ms. Myra Kreuger (ld) (Entered: 12/05/1995)
12/04/1995	86	RETURN of service of executed by US Marshal on 9/28/95 as to Malacki McQueen (ld) (Entered: 12/05/1995)
12/04/1995	87	STIPULATION and order by Judge Denise Page Hood, extending/rescheduling dates (See order for details) (ld) (Entered: 12/05/1995)
12/04/1995	88	SUBPOENA returned executed by U S Marshal on 11/8/95 upon Electra Fulbright (generic) (Entered: 12/06/1995)
12/08/1995	89	REPLY by plaintiff to defendant's response to motion to strike notice to withdraw affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1] by City [72-1] by USA [73-1] with proof of mailing (ls) (Entered: 12/12/1995)
12/08/1995	90	REPLY by plaintiff to defendant's response to motion to clarify Magistrate's order by USA [74-1] with proof of mailing (ls) (Entered: 12/12/1995)
12/11/1995	91	MOTION by defendant to compel answers to defendant's last set of interrogatories with brief, attachments and proof of mailing (ls) (Entered: 12/12/1995)
12/13/1995		MOTION hearing held on motion to clarify Magistrate's order by USA [74-1] GRANTED IN PART, motion to forgo oral argument on its motion to clarify by USA [74-2]GRANTED, motion to strike notice to withdraw affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1] by Pontiac City [72-1] by USA [73-1] - disposition: DENIED - Magistrate Judge Thomas A. Carlson - Court Reporter: CARLson 95-192 (vs) (Entered: 12/14/1995)

12/14/1995	92	ORDER by Magistrate Judge Thomas A. Carlson denying motion to strike notice to withdraw affirmative defenses and re assertion of its affirmative defense no. 11 by Pontiac City [24-1], [72-1] by USA [73-1] and granting in part motion to clarify Magistrate's order by USA [74-1] with proof of mailing (ls) (Entered: 12/18/1995)
12/15/1995	93	ORDER by Judge Denise Page Hood referring motion to compel answers to defendant's last set of interrogatories Pontiac City [91-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination (ls) (Entered: 12/18/1995)
12/19/1995		SCHEDULE: by Magistrate Judge Thomas A. Carlson hearing on motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] set for 9:30 1/9/96 (vs) (Entered: 12/20/1995)
12/19/1995	94	NOTICE of hearing on motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] , deadline for response to motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] with proof of mailing (lt) (Entered: 12/20/1995)
12/21/1995	95	MOTION by movant Intl Assn Fire to intervene as of right with brief in support, attachments and proof of mailing (lt) (Entered: 12/26/1995)
12/27/1995	96	NOTICE by the court of non-admission of attorney Thomas A. Woodley (ld) (Entered: 12/28/1995)
12/27/1995	97	NOTICE by the court of non-admission of attorney Douglas L. Steele (ld) (Entered: 12/28/1995)
12/29/1995	98	RESPONSE (BRIEF IN OPPOSITION) by plaintiff USA to motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] with attachments and proof of mailing (lt) (Entered: 01/02/1996)
01/03/1996	99	OBJECTIONS by plaintiff USA to order [92-1] with brief, exhibits and proofs of mailing (generic) (Entered: 01/04/1996)
01/08/1996		SCHEDULE: by Magistrate Judge Thomas A. Carlson hearing on motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] set for 1:30 2/9/96 (vs) (Entered: 01/10/1996)
01/10/1996	100	LETTER by George P. Butler, confirming willingness to adjourn defendant's motion to compel (ld) (Entered: 01/11/1996)

01/12/1996	101	MOTION by Pontiac City for summary judgment with notice, brief and proof of mailing (db) (Entered: 01/12/1996)
01/12/1996	102	EXHIBITS filed by Pontiac City to defendant's brief in support of its motion for summary judgment (101) (db) (Entered: 01/12/1996)
01/16/1996	107	ORDER by Judge Denise Page Hood, referring motion to intervene as of right by Intl Assn Fire [95-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination with proof of mailing (lt) (Entered: 01/19/1996)
01/17/1996	103	MOTION by plaintiff USA for summary judgment on liability with brief in support and proof of mailing (lh) (Entered: 01/19/1996)
01/17/1996	104	VOLUME I OF EXHIBITS 1-25 filed by plaintiff USA in support of motion for summary judgment (lh) (Entered: 01/19/1996)
01/17/1996	105	VOLUME II OF EXHIBITS 26-40 filed by plaintiff USA in support of its motion for summary judgment (lh) (Entered: 01/19/1996)
01/17/1996	108	RESPONSE IN OPPOSITION by defendant Pontiac City to objection by USA [99-1] with brief, attachments and proof of mailing (lt) (Entered: 01/19/1996)
01/18/1996	106	RESPONSE (MEMORANDUM OF LAW) by plaintiff USA to motion to intervene by Intl Assn Fire [95-1] with attachments and proof of mailing (ls) (Entered: 01/19/1996)
01/19/1996	109	REPLY (SUPPLEMENT) by defendant Pontiac City to response to motion to compel answers to defendant's last set of interrogatories Pontiac City [91-1] attachment and proof of mailing (ls) (Entered: 01/22/1996)
01/22/1996		SCHEDULE: by Magistrate Judge Thomas A. Carlson hearing on motion to intervene as of right by Intl Assn Fire [95-1] set for 1:30 2/9/96 (vs) (Entered: 01/24/1996)
01/23/1996	110	REPLY by defendant Pontiac City to response to motion to intervene as of right by Intl Assn Fire [95-1] with proof of mailing (generic) (Entered: 01/24/1996)
01/24/1996	111	NOTICE by court of hearing on motion to intervene as of right by Intl Assn Fire [95-1] (lh) (Entered: 01/25/1996)
01/27/1996	112	NOTICE by the court of hearing on motion for summary judgment on liability by USA [103-1] (ld) (Entered: 01/27/1996)

		01/29/1996)
01/27/1996	113	NOTICE by the court of hearing on motion for summary judgment by Pontiac City [101-1] (ld) (Entered: 01/29/1996)
01/29/1996	114	(STRICKEN) MOTION and objection by defendant Pontiac City to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. with attachments and proof of mailing (ld) Modified on 02/05/1996 (Entered: 01/30/1996)
01/31/1996	115	REPLY by USA to defendant's response in opposition to plaintiff's objection to and appeal of magistrate's order [108-1] with exhibits (db) (Entered: 02/01/1996)
01/31/1996	116	BRIEF by Pontiac City in support of motion to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. [114-1] with proof of mailing (db) (Entered: 02/01/1996)
01/31/1996	117	RESPONSE by defendant Pontiac City to motion for summary judgment on liability by USA [103-1] with brief, exhibits A-H and proof of mailing (db) (Entered: 02/01/1996)
01/31/1996	118	EXHIBITS I-Q filed by defendant Pontiac City in support of response to plaintiff's motion for summary judgment (db) (Entered: 02/01/1996)
02/01/1996	119	RESPONSE brief in opposition by plaintiff USA to motion for summary judgment by Pontiac City [101-1] with attachments (lt) (Entered: 02/05/1996)
02/01/1996	120	PROOF of mailing by plaintiff USA on 1/31/96 of the response brief in opposition to defendant's motion for summary judgment (lt) (Entered: 02/05/1996)
02/01/1996	121	ORDER by Judge Denise Page Hood striking motion to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. by Pontiac City [114-1] with proof of mailing (lt) (Entered: 02/05/1996)
02/02/1996	122	TRANSCRIPT taken on 12/13/95 of hearing on plaintiff's motion to strike defendant's amended withdrawel of affirmative defenses and reassertion of affirmative defenses 11 and plaintiff's motion to clarify earlier order (lt) (Entered: 02/05/1996)
02/02/1996	123	OBJECTIONS AND MOTION by defendant Pontiac City to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. with brief, attachments and proof of mailing (lt) (Entered: 02/05/1996)

02/02/1996	124	REPLY by movant Intl Assn Fire to response to motion to intervene as of right by Intl Assn Fire [95-1] with proof of mailing (lt) (Entered: 02/05/1996)
02/09/1996	125	REPLY by USA to response in opposition to motion for summary judgment on liability by USA [103-1] with attachments and proof of mailing (db) (Entered: 02/09/1996)
02/09/1996		MOTION hearing held on motion to intervene as of right by Intl Assn Fire [95-1] DENIED, motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] - disposition: GRANTED IN PART ONLY - Magistrate Judge Thomas A. Carlson - Court Reporter: CARLSON 96-019 (vs) (Entered: 02/12/1996)
02/12/1996	126	ORDER by Magistrate Judge Thomas A. Carlson denying motion to intervene as of right by Intl Assn Fire [95-1] and granting only in part motion to compel answers to defendant's last set of interrogatories by Pontiac City [91-1] - no costs awarded with proof of mailing (db) (Entered: 02/13/1996)
02/12/1996	127	REPLY by Pontiac City to response to motion for summary judgment by Pontiac City [101-1] with attachments and proof of mailing (db) (Entered: 02/13/1996)
02/22/1996	128	RESPONSE by plaintiff USA to motion to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. by Pontiac City [123-1] with attachments and proof of mailing (ld) (Entered: 02/26/1996)
02/26/1996	129	MOTION by plaintiff USA for leave to file sur-reply brief with brief, attachments and proof of mailing (ls) (Entered: 02/27/1996)
03/01/1996	130	ORDER by Judge Denise Page Hood granting motion for leave to file sur-reply brief by USA [129-1] (lh) (Entered: 03/04/1996)
03/04/1996		MOTION hearing held on motion to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. by Pontiac City [114-1], motion for summary judgment on liability by USA [103-1] - disposition: Taken Under Advisement - Judge Denise Page Hood - Court Reporter: Cheryl Warren-Daniel (bl) (Entered: 03/05/1996)
03/11/1996		MOTION hearing held on motion for summary judgment on liability by USA [103-1] - disposition: Denied. - Judge Denise Page Hood - Court Reporter: Cheryl Warren Daniel (bl) (Entered: 03/13/1996)

03/11/1996		MOTION hearing held on motion for summary judgment by Pontiac City [101-1] - disposition: Denied - Judge Denise Page Hood - Court Reporter: Cheryl Warren Daniel (bl) (Entered: 03/13/1996)
03/20/1996	131	ORDER by Judge Denise Page Hood denying motion for summary judgment on liability by USA [103-1] (lh) (Entered: 03/21/1996)
03/20/1996	132	ORDER by Judge Denise Page Hood denying motion for summary judgment by Pontiac City [101-1] (lh) (Entered: 03/21/1996)
03/20/1996	133	JOINT FINAL pretrial order by Judge Denise Page Hood (db) (Entered: 03/21/1996)
03/20/1996	134	ORDER by Judge Denise Page Hood granting in part and denying in part plaintiff's objection to and appeal from the magistrate judge's order dated 12/13/95 [99-1] (see order for specific details) (db) (Entered: 03/22/1996)
03/25/1996	135	MOTION by plaintiff USA for reconsideration of order [131-1] with brief and proof of mailing (ld) (Entered: 03/26/1996)
03/28/1996	136	RESPONSE by defendant Pontiac City to motion for reconsideration of order [131-1] by USA [135-1] brief and proof of mailing (generic) (Entered: 03/29/1996)
04/08/1996	137	MOTION by plaintiff USA for clarification of order on summary judgment , and for expedited hearing with brief and attachments (ld) (Entered: 04/10/1996)
04/19/1996	138	MOTION by plaintiff in limine to exclude evidence and argument that Dennis Henderson failed to mitigate damages with brief, proposed order, attachments and proof of mailing (ls) (Entered: 04/23/1996)
04/19/1996	139	SECOND statement of expected testimony of listed witnesses by defendant Pontiac City with proof of mailing (ls) (Entered: 04/23/1996)
05/09/1996	140	RESPONSE by defendant Pontiac City to motion in limine to exclude evidence and argument that Dennis Henderson failed to mitigate damages by USA [138-1] with brief, attachments and proof of mailing (lh) (Entered: 05/09/1996)
05/23/1996	141	REPLY by plaintiff USA to defendant's response to motion in limine to exclude evidence and argument that Dennis Henderson failed to mitigate damages by USA [138-1] with attachments and proof of mailing (lh) (Entered: 05/29/1996)



05/31/1996		SCHEDULE: by Judge Denise Page Hood hearing on motion in limine to exclude evidence and argument that Dennis Henderson failed to mitigate damages by USA [138-1] set for 9:30 7/15/96 (bl) (Entered: 05/31/1996)
05/31/1996	142	NOTICE of hearing on motion in limine to exclude evidence and argument [138-1] with proof of mailing (JC) (Entered: 06/04/1996)
06/06/1996	153	RESPONSE by defendant Pontiac City to motion in limine to exclude all evidence of employment standards used by the US Government by USA [145-1] with brief, attachment and proof of mailing (ld) (Entered: 06/28/1996)
06/10/1996	143	MOTION by plaintiff USA in limine to exclude evidence regarding NFPA 1582 standards and civil service commission action after 8/3/92 with brief and attachments (lt) (Entered: 06/12/1996)
06/10/1996	144	MOTION by plaintiff USA in limine to strike and/or to limit the testimony of certain defense witnesses with brief and attachments (lt) (Entered: 06/12/1996)
06/10/1996	145	MOTION by plaintiff USA in limine to exclude all evidence of employment standards used by the US Government with brief and proof of mailing (lt) (Entered: 06/12/1996)
06/10/1996	146	MOTION by plaintiff USA in limine to limit the number of defendants expert witnesses with brief, attachments and proof of mailing (lt) (Entered: 06/12/1996)
06/13/1996	147	MOTION by defendant in limine to exclude testimony and evidence with brief, notice of hearing and proof of mailing (ls) (Entered: 06/14/1996)
06/14/1996	148	ORDER by Judge Denise Page Hood referring motion in limine to limit the number of defendants expert witnesses [146-1] to Magistrate Judge Thomas A. Carlson with proof of mailing (JC) (Entered: 06/18/1996)
06/18/1996	149	ORDER by Judge Denise Page Hood rescinding order referring motion in limine to limit the number of expert witnesses [146-1] to Magistrate Judge Thomas A. Carlson [148-1] (ld) (Entered: 06/20/1996)
06/19/1996	150	RESPONSE by defendant to motion in limine to exclude evidence regarding NFPA 1582 standards and civil service commission action after 8/3/92 by USA [143-1] with brief, attachments and proof of mailing (ld) (Entered: 06/20/1996)

06/19/1996	151	RESPONSE by defendant to motion in limine to limit the number of defendants expert witnesses by USA [146-1] with brief and proof of mailing (ld) (Entered: 06/20/1996)
06/26/1996	152	RESPONSE by defendant Pontiac City to motion in limine to strike and/or to limit the testimony of certain defense witnesses by USA [144-1] with brief, attachments and proof of mailing (ld) (Entered: 06/28/1996)
07/02/1996	154	REPLY by plaintiff USA to defendant's response to motion in limine to exclude evidence regarding NFPA 1582 standards and civil service commission action after 8/3/92 by USA [143-1] with attachments and proof of mailing (lh) (Entered: 07/05/1996)
07/02/1996	155	REPLY by plaintiff USA to defendant's response to motion in limine to limit the number of defendants expert witnesses by USA [146-1] with attachment and proof of mailing (lh) (Entered: 07/05/1996)
07/02/1996	156	RESPONSE brief in opposition by plaintiff USA to motion in limine to exclude testimony and evidence by Pontiac City [147-1] with attachment and proof of mailing (lh) (Entered: 07/05/1996)
07/09/1996	157	REPLY brief by plaintiff USA to response to motion in limine to exclude all evidence of employment standards used by the US Government by USA [145-1] with proof of mailing (generic) (Entered: 07/10/1996)
07/09/1996	158	REPLY brief by plaintiff USA to response to motion in limine to strike and/or to limit the testimony of certain defense witnesses by USA [144-1] with exhibits and proof of mailing (generic) (Entered: 07/10/1996)
07/12/1996	159	REPLY by defendant Pontiac City in support of its motion in limine to exclude testimony and evidence by Pontiac City [147-1] with proof of mailing (ls) (Entered: 07/15/1996)
08/08/1996	160	MOTION by defendant Pontiac City in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson with brief, attachment and proof of mailing (db) (Entered: 08/09/1996)
08/22/1996	161	VOIR DIRE questions (Proposed) by defendant Pontiac City with proof of mailing (ld) (Entered: 08/23/1996)
08/23/1996	162	JURY instructions (Proposed) filed as to defendant Pontiac City with proof of mailing (ld) (Entered: 08/23/1996)

08/27/1996	163	RESPONSE by plaintiff USA to motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] with proof of mailing (lh) (Entered: 08/27/1996)
08/27/1996	164	MOTION by plaintiff USA to strike motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] with brief, attachments and proof of mailing (lh) (Entered: 08/27/1996)
08/29/1996	165	CORRECTED page 6 by plaintiff USA of response brief in opposition to defendant's motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson which was filed on 8/27/96 by USA [163-1] (lh) (Entered: 08/29/1996)
08/29/1996	166	UNOPPOSED MOTION by plaintiff USA for leave to amend pretrial order with brief, attachments and proof of mailing (lh) (Entered: 08/29/1996)
09/14/1996		SCHEDULE: by Judge Denise Page Hood hearing on motion to strike motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] by USA [164-1] set for 11:00 11/4/96, motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] set for 11:00 11/4/96 (bl) (Entered: 09/14/1996)
09/16/1996	167	NOTICE of hearing on motion to strike motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] by USA [164-1], motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] with proof of mailing (lt) (Entered: 09/17/1996)
09/19/1996	168	SUBPOENA returned executed by US Marshal on 8/16/96 as to Cynthia Walker (lt) (Entered: 09/20/1996)
09/19/1996	169	SUBPOENA returned executed by US Marshal on 8/19/96 as to Malachi McQueen (lt) (Entered: 09/20/1996)
09/19/1996	170	SUBPOENA returned executed by US Marshal on 8/16/96 as to Dr. Dierdre Holloway (lt) (Entered: 09/20/1996)
09/19/1996	171	SUBPOENA returned executed by US Marshal on 8/20/96 as to Lawrence Lyons (lt) (Entered: 09/20/1996)
09/19/1996	172	SUBPOENA returned executed by US Marshal on 8/19/96 as to Myra Kreuger (lt) (Entered: 09/20/1996)

09/19/1996	173	SUBPOENA returned executed by process server on 8/16/96 as to Keeper of Records for the City of Pontiac (lt) (Entered: 09/20/1996)
09/19/1996	174	SUBPOENA returned executed by US Marshal on 8/16/96 as to Keeper of the Records for the City of Pontiac Personnel Dept (lt) (Entered: 09/20/1996)
09/19/1996	175	SUBPOENA returned executed by US Marshal on 8/16/96 as to Keeper of the Records for the City of Pontiac's City Clerk's Office (lt) (Entered: 09/20/1996)
09/19/1996	176	SUBPOENA returned executed by US Marshal on 8/28/96 as to THomas L Fleury (lt) (Entered: 09/20/1996)
09/19/1996	177	SUBPOENA returned executed by US Marshal on 8/29/96 as to Dennis DuBay (lt) (Entered: 09/20/1996)
09/19/1996	178	SUBPOENA returned executed by US Marshal on 8/29/96 as to Fred Schwarze on behalf of Keller, Thomas, Schwarze, DuBay & Katz PC (lt) (Entered: 09/20/1996)
09/19/1996	179	SUBPOENA returned executed by US Marshal on 8/23/96 as to Anthony Collier (lt) (Entered: 09/20/1996)
09/19/1996	180	SUBPOENA returned unexecuted, service attempted by US Marhsal on 9/9/96 as to Electra Fulbright (lt) (Entered: 09/20/1996)
09/19/1996	181	SUBPOENA returned unexecuted, service attempted by US Marhsal on 8/16/96 and 8/20/96 as to Judy Wilson (lt) (Entered: 09/20/1996)
09/20/1996	182	ORDER by Judge Denise Page Hood granting motion for leave to amend pretrial order by USA [166-1] (ld) (Entered: 09/23/1996)
04/15/1997	183	MEMORANDUM opinion and order by Judge Denise Page Hood denying motion for clarification of order on summary judgment by USA [137-1], mootng motion for expedited hearing by USA [137-2], denying motion for reconsideration of order [131-1] by USA [135-1] (PP) (Entered: 04/16/1997)
04/15/1997	184	ORDER by Judge Denise Page Hood mootng motion to strike and/or limit alleged "errata sheet" of plaintiff's "expert" Louis J. Catania, O.D. by Pontiac City [123-1], mootng motion to file exceed page limit of its brief in support of motion for summary judgment by USA [69-1], mootng motion for expedited hearing on motion to compel by USA [49-2] (PP) (Entered: 04/16/1997)

04/15/1997	185	MEMORANDUM opinion and order by Judge Denise Page Hood denying motion to strike motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1] by USA [164-1], denying motion in limine to exclude evidence regarding the award of compensatory damages to Dennis Henderson by Pontiac City [160-1], granting in part and denying in part motion in limine to exclude testimony and evidence by Pontiac City [147-1], denying motion in limine to limit the number of defendants expert witnesses by USA [146-1], granting motion in limine to exclude all evidence of employment standards used by the US Government by USA [145-1], granting in part and denying in part motion in limine to strike and/or to limit the testimony of certain defense witnesses by USA [144-1], denying motion in limine to exclude evidence regarding NFPA 1582 standards and civil service commission action after 8/3/92 by USA [143-1], granting motion in limine to exclude evidence and argument that Dennis Henderson failed to mitigate damages by USA [138-1], and SCHEDULING final pretrial conference , and civil jury trial (bk) (Entered: 04/21/1997)
05/05/1997	186	NOTICE by defendant of expected testimony of Dr. Aida Khalil with attachment, and proof of mailing. (PP) (Entered: 05/06/1997)
05/12/1997	187	MOTION by plaintiff USA to preclude Dr. Aida Khalil from testifying as an expert witness with brief, attachments, proposed order and proof of mailing (db) (Entered: 05/16/1997)
05/19/1997		SETTLEMENT conference held - Judge Denise Page Hood (bl) (Entered: 05/21/1997)
06/30/1997	188	APPEARANCE for plaintiff USA of attorney Phyllis Cohen with proof of mailing (lh) (Entered: 07/02/1997)
06/30/1997	189	JOINT STIPULATION and order by Judge Denise Page Hood regarding the testimony of Dr. Aida Khalil (db) (Entered: 07/25/1997)
08/14/1997	190	CONSENT decree entered by Judge Denise Page Hood for USA against Pontiac City with exhibits (ld) (Entered: 08/19/1997)

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