

CLOSED, JURY

**U.S. District Court
Northern District of Texas (Dallas)
CIVIL DOCKET FOR CASE #: 3:88-cv-02304**

Black Fire Fighters, et al v. City of Dallas
Assigned to: Judge John McBryde
Demand: \$0
Case in other court: N.O.#92-01947
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 09/19/1988
Date Terminated: 10/21/1994
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff**Black Fire Fighters Assn of Dallas**

represented by **Roger Earl Albright**
Law Office of Roger Albright
3301 Elm Street
Dallas, TX 75226-1637
214/939-9222
Email: ralaw@airmail.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Joe Spigner***TERMINATED: 11/02/1992*

represented by **Roger Earl Albright**
(See above for address)
TERMINATED: 11/02/1992
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Terrance O Houze**

represented by **Roger Earl Albright**
(See above for address)
LEAD ATTORNEY
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Plaintiff**Calvin Jones**

represented by **Roger Earl Albright**
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Plaintiff

Kenneth Parker

represented by **Roger Earl Albright**
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Plaintiff

Glenn Williamson

represented by **Roger Earl Albright**
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Plaintiff

Alonza Williams

represented by **Roger Earl Albright**
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Plaintiff

Leslie Browne

represented by **Roger Earl Albright**
(See above for address)
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Plaintiff

All Other Similarly Situated

V.

Defendant

Dallas TX City of

represented by **Craig Lee Hopkins**
Dallas City Attorney's Office
Dallas City Hall
1500 Marilla Street
7th Floor
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214/670-3519
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Date Filed	#	Docket Text
09/19/1988		* * *NOTE* * *THIS CASE HAS NOW BEEN ENTERED INTO THE ICMS COMPUTER SYSTEM. FOLLOWING IS SKELETAL DOCKETING OF ITEMS AFFECTING CASE MANAGEMENT. FOR ALL OTHER ENTRIES PRIOR TO 3/13/92 SEE PAPER DOCKET SHEET* * * (ldm) (Entered: 03/13/1992)
09/19/1988	1	CLASS ACTION COMPLAINT filed; Filing Fee \$ 120 Receipt # 44616 (14) (ldm) (Entered: 03/13/1992)
10/11/1988	7	ANSWER to Complaint by City of Dallas, TX (8) (ldm) (Entered: 03/13/1992)
01/19/1989	34	Minute order: hearing on motion for preliminary injunctive relief...court granted Dallas Fire Fighters Association's motion to intervene in open court (1) (ldm) (Entered: 03/13/1992)
12/08/1989	75	AMENDED ANSWER to Class Action Complaint by City of Dallas, TX: amends [7-1] answer (8) (ldm) (Entered: 03/13/1992)
07/11/1990	78	AMENDED CLASS ACTION COMPLAINT by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly (Answer due 7/21/90 for City of Dallas, TX) amending complaint (14) (ldm) (Entered: 03/13/1992)
07/13/1990	81	AMENDED ANSWER to Amended Class Action Complaint by City of Dallas, TX: amends [75-1] answer (7) (ldm) (Entered: 03/13/1992)
08/08/1990		CASE reassigned to Judge John McBryde (pdm) (Entered: 08/24/1990)
12/06/1990	108	First AMENDED ANSWER by intervenor Dallas Fire Fighters to Class Action Complaint (8) (ldm) (Entered: 03/13/1992)
10/15/1991	128	ANSWER by City of Dallas, TX to second amended Class Action Complaint (9) (ldm) (Entered: 03/13/1992)
10/15/1991	129	ANSWER to Second Amended Class Action Complaint by City of Dallas, TX: amends [81-1] answer (9) (ldm) (Entered: 03/13/1992)
10/16/1991	131	Third AMENDED CLASS ACTION COMPLAINT by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly (Answer due 10/26/91 for City of Dallas, TX) amending [128-1] amended complaint (13) (ldm) (Entered: 03/13/1992)
10/17/1991	128	Second AMENDED CLASS ACTION COMPLAINT by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly (Answer due

		10/27/91 for City of Dallas, TX) amending [78-1] amended complaint (13) (ldm) (Entered: 03/13/1992)
10/29/1991	134	ORDER, set scheduling order deadlines: Joining of Parties on 3/31/92 ; Discovery deadline on 7/31/92 Amending of Pleadings on 7/31/92 Proposed pretrial order due 12:00 7/29/92 Pretrial conference by 2:00 8/3/92 Bench trial reset for 9:00 9/8/92 ; (signed by JM) Copies to counsel: 10/31/91 Page(s) 7 (amy) (Entered: 03/19/1992)
12/12/1991	136	MOTION by City of Dallas, TX to amend pretrial instructions (4). (amy) (Entered: 03/19/1992)
12/19/1991	135	ORDER...it is therefore ordered that the City of Dallas may appear through its counsel and a representative of the Dallas Fire Department who shall have settlement authority subject to City Council approval, for the purposes of complying with the court's pretrial instructions regarding attendance at required settlement conferences (signed by JM) Copies to counsel: 12/20/91 Page(s) 2 (amy) (Entered: 03/19/1992)
06/29/1992	137	SECOND AMENDED EXPERT Witness list by City of Dallas, TX (2). (amy) (Entered: 06/30/1992)
07/09/1992	138	AGREED ORDER...it is therefore ordered that the liability phase of the trial in this case shall be bifurcated from the damages phase, if a damages phase is necessary. After the liability phase of the trial, the court will set a time for the damages phase, if any, to allow a reasonable time for preparation (signed by JHM) Copies to counsel: 7/9/92 Page(s) (amy) (Entered: 07/13/1992)
07/15/1992	139	MOTION with memorandum in support by City of Dallas, TX to amend [129-1] answer in response to Plaintiffs' Third Amended Complaint (3) (OTJ). (amy) (Entered: 07/16/1992)
07/17/1992	140	SECOND MOTION with memorandum in support by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly to amend memorandum opinion and order certifying class (9). (amy) (Entered: 07/20/1992)
07/17/1992	141	DEMAND for jury trial by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly (3). (amy) (Entered: 07/20/1992)
07/17/1992	142	MOTION by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly for leave to file fourth amended class action complaint (3). (amy) (Entered: 07/20/1992)
07/17/1992	143	MEMORANDUM by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly in support of [142-1] motion for leave to file fourth amended class action complaint, [141-1] demand jury (15+) NOD (amy)

		(Entered: 07/20/1992)
07/17/1992	144	MOTION by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly to extend pretrial and trial dates and request for special setting (4). (amy) (Entered: 07/20/1992)
07/17/1992	145	ORDER granting [139-1] motion to amend [129-1] answer in response to Plaintiffs' Third Amended Complaint (signed by JHM) Copies to counsel: 7/17/92 Page(s) 2 (amy) (Entered: 07/22/1992)
07/17/1992	146	ANSWER by City of Dallas, TX (Craig Hopkins Attorney) to third amended complaint (9). (amy) (Entered: 07/24/1992)
07/21/1992	147	ORDER, Response to motion reset to 4:00 7/28/92 for [144-1] motion to extend pretrial and trial dates, reset to 4:00 7/28/92 for [144-2] motion request for special setting, reset to 4:00 7/28/92 for [142-1] motion for leave to file fourth amended class action complaint, reset to 4:00 7/28/92 for [140-1] motion to amend memorandum opinion and order certifying class (signed by JM) Copies to counsel: 7/21/92 Page(s) 1 (amy) (Entered: 07/24/1992)
07/22/1992	148	AMENDED ORDER denying [144-1] motion to extend pretrial and trial dates, denying [144-2] motion request for special setting (signed by JM) Copies to counsel: 7/22/92 Page(s) 2 (amy) (Entered: 07/24/1992)
07/23/1992	149	MOTION with memorandum in support by Dallas Fire Fighters for leave to file amended answer (10) (ORIGEX). (amy) (Entered: 07/24/1992)
07/24/1992	150	RESPONSE and brief in support by City of Dallas, TX in opposition to [140-1] motion to amend memorandum opinion and order certifying class (8). (amy) (Entered: 07/27/1992)
07/24/1992	151	RESPONSE by City of Dallas, TX in opposition to [142-1] motion for leave to file fourth amended class action complaint (12). (amy) (Entered: 07/27/1992)
07/24/1992	152	JOINT STATUS REPORT regarding settlement conference by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie Browne, Black Fire Fighters, All Other Similarly, Dallas Fire Fighters (4). (amy) (Entered: 07/27/1992)
07/24/1992	153	MOTION by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie Browne, Black Fire Fighters, All Other Similarly to extend discovery deadlines (3). (amy) (Entered: 07/27/1992)
07/27/1992	154	MOTION with memorandum in support by City of Dallas, TX for leave to file first amended answer to third amended complaint (12) (ORIGEX). (amy) (Entered: 07/28/1992)
07/27/1992	161	ORDER granting [149-1] motion for leave to file amended answer. Intervenor's amended answer shall be signed by an individual attorney licenses to practice law and not by a law firm (signed by JHM) Copies to counsel: 7/27/92 Page(s)

		1 (amy) (Entered: 08/06/1992)
07/29/1992	155	SECOND AMENDED ANSWER to Third Amended Class Action Complaint by Intervenor Dallas Fire Fighters Association: amends [108-1] answer (8). (amy) (Entered: 07/30/1992)
07/29/1992	156	ORDER denying [142-1] motion for leave to file fourth amended class action complaint (signed by JHM) Copies to counsel: 7/29/92 Page(s) 1 (amy) (Entered: 08/06/1992)
07/29/1992	157	Minute order: telephone conference regarding pending matters. Definition of second class is amended to narrow the class to include only uniformed employees. Pretrial reset to 8/21/92 at 10:00 a.m. Pretrial Order due 8/18/92 at 2:00 p.m. Discovery cutoff extended to 8/14/92 Court Reporter: Mel Power (amy) (Entered: 08/06/1992)
07/29/1992		Deadline updated; reset scheduling order deadlines: Pretrial conference by 10:00 8/21/92 Proposed pretrial order due 2:00 8/18/92 Discovery deadline on 8/14/92 (amy) (Entered: 08/06/1992)
07/29/1992	159	ORDER...the court orders that the definition of Class 2 of the classes certified as classes of persons on whose behalf this action is to proceed reads as follows...the discovery deadline is extended until 8/14/92; the pretrial conference 8/21/92; pretrial order 8/18/92 2:00 (signed by JHM) Copies to counsel: 8/3/92 Page(s) (amy) (Entered: 08/06/1992)
07/29/1992	160	ORDER granting [154-1] motion for leave to file first amended answer to third amended complaint. Plaintiff is granted leave to file said amended answer on or before 8/4/92 (signed by JHM) Copies to counsel: 8/3/92 Page(s) 2 (amy) (Entered: 08/06/1992)
07/30/1992	158	AMENDED ANSWER to Third Amended Complaint by City of Dallas, TX : amends [146-1] complaint answer (9). (amy) (Entered: 08/06/1992)
08/11/1992	162	JOINT MOTION requesting Rule 16 Conference by City of Dallas, TX, Black Fire Fighters (5). (amy) (Entered: 08/12/1992)
08/13/1992	163	ORDER granting [162-1] joint motion requesting Rule 16 Conference, reset scheduling order deadlines: Proposed pretrial order due 12:00 10/12/92 Pretrial conference by 2:00 10/15/92 Bench trial reset for 9:00 10/26/92 . On or before 8/19/92, the parties shall prepare, sign, file, and deliver to the court a proposed notice to all class members, which shall be accompanied by a list of names and addresses of all class members, an explanation of the effort made to ascertain the identities of class members and their current addresses, and suggestions as to how the notice should be disseminated. A hearing be, and is hereby, set for 10:00 a.m. on 10/1/92, for the court to consider the terms of any settlement agreement reached by the parties and determine whether such terms are fair, reasonable, and in the best interest of the parties affected... (signed by JM) Copies to counsel: 8/18/92 Page(s) 7 (amy) (Entered: 08/18/1992)
08/13/1992	164	Minute order: telephone conference hearing on motion for continuance (Rule 16

		Conference). Motion granted as follows: court will reset dates for pretrial order, pretrial conference and trial will set hearing for settlement parties to file by 8/19/92; a proposed notice to class members, which shall contain names and addresses of class members along with an explanation of how they were determined to be class members and what efforts were made to obtain current addresses and a suggestion as to how the notices should be disseminated Court Reporter: Mel Powers (amy) (Entered: 08/18/1992)
08/13/1992		Motion hearing re: [162-1] joint motion requesting Rule 16 Conference (amy) (Entered: 08/18/1992)
08/19/1992	165	JOINT MOTION for entry of order approving a compromise settlement and directing that notice of such settlement be given by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie Browne, Black Fire Fighters, All Other Similarly, Dallas Fire Fighters (12). (amy) (Entered: 08/20/1992)
08/19/1992	166	Proposed Mailing List for Notice of Class Action Settlement by City of Dallas, TX (15+). (amy) (Entered: 08/20/1992)
08/20/1992	167	ORDER granting [165-1] joint motion for entry of order approving a compromise settlement and directing that notice of such settlement be given, set miscellaneous hearing for 10/1/92 at 10:00 for the purpose of determining whether final approval should be given to the proposed settlement agreement in this cause (signed by JHM) Copies to counsel: 8/20/92 Page(s) 17 (amy) (Entered: 08/24/1992)
09/01/1992	168	MOTION with memorandum in support by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie Browne, Black Fire Fighters, All Other Similarly to amend [167-1] order set miscellaneous hearing for 10/1/92 at 10:00 for the purpose of determining whether final approval should be given to the proposed settlement agreement in this cause and to amend the notice of class action agreement (15+). (amy) (Entered: 09/02/1992)
09/04/1992	169	ORDER granting [168-1] motion to amend [167-1] order set miscellaneous hearing for 10/1/92 at 10:00 for the purpose of determining whether final approval should be given to the proposed settlement agreement in this cause (signed by JHM) Copies to counsel: 9/4/92 Page(s) 2 (amy) (Entered: 09/09/1992)
09/08/1992		(mxm) (Entered: 09/08/1992)
09/08/1992		Copies of Agreed Order to amend notice of class action settlement and hearing and brief sent 9/8/92 to Attorneys Watsky, Gillespie, Albright, Hopkins, and Garza. (mxm) (Entered: 09/08/1992)
09/08/1992		Copies of Order filed 9/8/92 mailed to attorneys Albright, Garza, Hopkins, Gillespie, and Watsky 9/9/92. (mxm) (Entered: 09/09/1992)
09/14/1992	170	MOTION with memorandum in support by Dallas Fire Fighters for sanctions

		(11). (amy) (Entered: 09/16/1992)
09/15/1992		Appendix to Intervenor's Motion for Sanctions and Brief in Support (15+). (amy) (Entered: 09/16/1992)
09/17/1992	178	ORDER, Response to motion reset to 3:00 9/18/92 for [170-1] motion for sanctions (signed by JM) Copies to counsel: 9/17/92 Page(s) 1 (amy) (Entered: 09/25/1992)
09/18/1992	171	RESPONSE by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly to [170-1] motion for sanctions and brief in support thereof (15+). (amy) (Entered: 09/21/1992)
09/22/1992	172	Defendant's Brief Regarding Intervenor's Potential Challenge to Proposed Consent Decree by City of Dallas, TX (5). (amy) (Entered: 09/23/1992)
09/23/1992	173	STATUS REPORT Regarding Compliance with Order Approving A Compromise Settlement and Regarding Responses to Notice of Class Action Settlement and Hearing by Black Fire Fighters (15+). (amy) (Entered: 09/24/1992)
09/23/1992	174	JOINT MOTION to limit testimony and evidence to be received at hearing on final approval and brief by City of Dallas, TX, Black Fire Fighters (4). (amy) (Entered: 09/24/1992)
09/23/1992	175	RESPONSE by City of Dallas, TX to [170-1] motion for sanctions (4). (amy) (Entered: 09/24/1992)
09/24/1992	176	MEMORANDUM by Dallas Fire Fighters in opposition to Class-Action Settlement (9). (amy) (Entered: 09/25/1992)
09/24/1992	177	MEMORANDUM by Black Fire Fighters in opposition to [176-1] intervenor's potential challenge to proposed consent decree (15+). (amy) (Entered: 09/25/1992)
09/25/1992	179	ORDER denying [174-1] joint motion to limit testimony and evidence to be received at hearing on final approval (signed by JM) Copies to counsel: 9/25/92 Page(s) 1 (amy) (Entered: 09/28/1992)
09/25/1992	182	Minute order: telephone hearing. Parties to submit written report by 9/29/92 confirming that all class claims will be settled and dismissed if settlement is approved. Court Reporter: Mel Power (amy) (Entered: 10/01/1992)
09/29/1992	180	Report Regarding Claims of Individually Named Plaintiffs by Black Fire Fighters (4). (amy) (Entered: 09/30/1992)
09/29/1992	181	ORDER...the court orders that the parties be prepared to discuss and address the concerns raised by the letter from Patrick S. Janick attached, at the 10/1/92 hearing in this action (signed by JM) Copies to counsel: 9/29/92 Page(s) (amy) (Entered: 09/30/1992)
09/30/1992	183	REPLY by Dallas Fire Fighters to response to [170-1] motion for sanctions

		(15+). (amy) (Entered: 10/01/1992)
09/30/1992	184	RETURN OF SERVICE executed 9/30/92 as to subpoena issued for Roland Gamez for hearing in Judge McBride's chambers 10/1/92 (1). (amy) (Entered: 10/01/1992)
09/30/1992	185	RETURN OF SERVICE executed 9/29/92 as to subpoena issued for David Truly for hearing in Judge McBride's chambers on 10/1/92 (1). (amy) (Entered: 10/01/1992)
10/01/1992	186	Witness list by Dallas Fire Fighters (4). (amy) (Entered: 10/02/1992)
10/01/1992	187	Exhibit list by Dallas Fire Fighters (4). (amy) (Entered: 10/02/1992)
10/01/1992	188	Witness list by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly (3). (amy) (Entered: 10/05/1992)
10/01/1992	189	Witness list by City of Dallas, TX (2). (amy) (Entered: 10/05/1992)
10/01/1992	190	Exhibit list by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly (3). (amy) (Entered: 10/05/1992)
10/01/1992	191	Minute order: hearing on proposed settlement per 8/20/92 Order...approval or disapproval of settlement proposal held in abeyance. Parties to meet face to face no later than 10/12/92 to further discuss settlement Court Reporter: Mel Power (1). (amy) (Entered: 10/05/1992)
10/02/1992	192	ORDER denying [170-1] motion for sanctions. The Court determined that it would take under advisement the issue of whether the proposed settlement agreement should be approved. In the meantime, and in accordance with the court's rulings at the hearing, 1) on or before 10:00 a.m. on 10/12/92, the parties, through their counsel and representatives of each, shall meet face-to-face in the office of Craig Hopkins, unless another place for the meeting has been agreed upon by all parties, to further discuss the terms of a settlement that would be agreeable to all parties to this action; 2) before 4:30 p.m. on 10/14/92, the parties shall jointly prepare and file with the Clerk a written report to the court, signed by counsel for each of them, detailing the efforts made at the face-to-face settlement conference and setting forth the terms of any settlement agreement reached by them; 3) intervenor's motion for sanctions may be refiled at a later date if the action goes to trial; and 4) the pretrial conference is hereby reset for 2:00 p.m. on 10/22/92, and the trial is hereby reset for 9:00 a.m. the week of 11/9/92 (signed by JM) Copies to counsel: 10/2/92 Page(s) 2 (amy) (Entered: 10/05/1992)
10/02/1992		Deadline updated; reset scheduling order deadlines: Jury trial reset for 9:00 11/9/92 ; Pretrial conference by 2:00 10/22/92 (amy) (Entered: 10/05/1992)
10/14/1992	193	STATUS REPORT by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie

		Browne, Black Fire Fighters, All Other Similarly, Dallas Fire Fighters detailing the efforts made at the 10/12/92 face-to-face settlement conference and setting forth the terms of a tentative settlement reached by counsel and representatives of the parties (6). (amy) (Entered: 10/15/1992)
10/16/1992	194	ORDER, reset pretrial conference for 2:00 11/2/92 , reset pretrial order due for 10:00 11/2/92 (signed by JM) Copies to counsel: 10/16/92 Page(s) 1 (amy) (Entered: 10/19/1992)
10/23/1992	195	ORDER...the court orders that, on or before 10/29/92, the parties prepare, file and deliver to the court a supplemental status report apprising the court whether the proposed amended settlement agreement has been approved by the parties and, if not, of the status of the requests for approval by each party (signed by JM) Copies to counsel: 10/23/92 Page(s) 4 (amy) (Entered: 10/28/1992)
10/29/1992	196	SUPPLEMENTAL STATUS REPORT by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie Browne, Black Fire Fighters, All Other Similarly, Dallas Fire Fighters (15+). (amy) (Entered: 10/30/1992)
10/30/1992	197	RESPONSE by City of Dallas, TX in opposition to [196-1] report (3). (amy) (Entered: 11/02/1992)
11/02/1992	198	NOTICE OF APPEAL by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly, plaintiffs, to U.S. Court of Appeals for the 5th Circuit from oral ruling of 10/30/92. (2) Fee payment amount: \$105.00 Receipt # 48868 Appeal record due on 11/17/92 (klm) (Entered: 11/02/1992)
11/02/1992		Notice of appeal and certified copy of docket to USCA: [198-1] appeal (klm) (Entered: 11/02/1992)
11/02/1992	201	Minute order: pre-trial conference. All claims asserted by Joe Spigner dismissed; all claims of other individuals plaintiffs are dismissed except class claims. By 4:30 11/3/92 parties to prepare sign and deliver to court a pretrial order and memoranda of legal authority regarding effect of anticipated interlocutory judgment on this court's jurisdiction; intervenor to state whether it favors a stay of proceedings if within the court's discretion Court Reporter: Mel Power (amy) (Entered: 11/06/1992)
11/02/1992		Pre-trial conference held (amy) (Entered: 11/06/1992)
11/02/1992	202	ORDER...the Court orders that the claims of plaintiff Joe Spigner be, and are hereby dismissed with prejudice; all claims asserted by plaintiffs Terrance Houze, Calvin Jones, Kenneth Parker, Glenn Williamson, Alonza Williams, and Leslie Browne, except their class action claims, be, and hereby, dismissed with prejudice; on or before 4:30 p.m. on 11/3/92, the parties shall prepare, sign and deliver to the court a pretrial order in accordance with the court's instructions at the hearing and pursuant to the court's 8/13/92, order with special pretrial instructions attached thereto; and on or before 4:30 p.m. on 11/3/92, the parties shall each prepare, file and deliver to the court a memorandum containing legal

		authorities regarding the effect of the anticipated interlocutory appeal in this action on the court's jurisdiction. Intervenor shall specifically include in its filing a statement of whether intervenor would want the action stayed if a stay is a matter within the court's discretion (signed by JM) Copies to counsel: 11/2/92 Page(s) 2 (amy) (Entered: 11/06/1992)
11/02/1992	203	JUDGMENT for City of Dallas, TX against Joe Spigner. The Court orders, adjudges and decrees that the claims of plaintiff Joe M. Spigner against defendant, City of Dallas, Texas are hereby dismissed with prejudice. The court further orders, adjudges and decrees that all claims, except for the class action claims, asserted by plaintiffs Terrance Houze, Calvin Jones, Kenneth Parker, Glenn Williamson, Alonza Williams, and Leslie Browne against defendant be, and are hereby, dismissed with prejudice (signed by JM) Copies to counsel: 11/2/92 Page(s): 1 (amy) (Entered: 11/06/1992)
11/04/1992	199	JOINT MOTION to stay pending appeal and brief regarding court's lack of jurisdiction by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, City of Dallas, TX, Leslie Browne, Black Fire Fighters, All Other Similarly, Dallas Fire Fighters (7). (amy) (Entered: 11/05/1992)
11/04/1992	200	Transcript order form: Transcript requested [198-1] appeal Transcript due 1/14/93...by counsel for plaintiffs. (klm) (Entered: 11/05/1992)
11/05/1992	204	ORDER granting [199-1] joint motion to stay, pending appeal. The court orders that all further proceedings in this action be, and are hereby, stayed pending appeal from the order signed this date denying the joint motion of plaintiffs and defendant for entry of order approving compromise settlement until further order of the court (signed by JM) Copies to counsel: 11/5/92 Page(s) 2 (amy) (Entered: 11/06/1992)
11/05/1992	205	MEMORANDUM OPINION AND ORDER...the Court orders that the motion for entry of order approving compromise settlement be, and is hereby, denied (signed by JM) Copies to counsel: 11/5/92 Page(s): 8 (amy) (Entered: 11/06/1992)
11/09/1992		USCA Case Number, Re: [198-1] appeal USCA NUMBER: N.O.#92-1947 (klm) (Entered: 11/09/1992)
11/09/1992	206	NOTICE OF APPEAL by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly, plaintiff, to U.S. Court of Appeals for the 5th Circuit from the Memorandum Opinion & Order entered on 11/5/92. (2) (no fee paid, TO overcounter.) Appeal record due on 11/24/92 (klm) (Entered: 11/09/1992)
11/09/1992		Notice of appeal and certified copy of docket to USCA: [206-1] appeal (klm) (Entered: 11/09/1992)
11/20/1992		USCA appeal fees received \$ 105.00, #49380. (klm) (Entered: 11/20/1992)
12/31/1992	207	ORDER (originally file stamped 9/8/92)...the court orders that, on or before

		9/24/92, each party file an appropriate written brief, with citations of relevant authorities, discussing the standing of intervenor to contest the proposed settlement of this action and the procedural steps that should be taken if intervenor has standing to contest the proposed settlement, and does so (signed by JHM) Copies to counsel: 9/8/92 Page(s) ***copy of order received from Fort Worth on 12/31/92*** (amy) (Entered: 01/06/1993)
02/02/1993	208	TRANSCRIPT filed [206-1] appeal, [198-1] appeal for dates of 8/13/92 (15+) (under separate cover) (klm) (Entered: 02/08/1993)
02/02/1993	209	TRANSCRIPT filed [206-1] appeal, [198-1] appeal for dates of 9/25/92 (15+) (under separate cover) (klm) (Entered: 02/08/1993)
02/02/1993	210	TRANSCRIPT filed [206-1] appeal, [198-1] appeal for dates of 10/1/92 (15+) (under separate cover) (klm) (Entered: 02/08/1993)
02/10/1993	211	DESIGNATION by Glenn Williamson, Alonza Williams, Joe Spigner, Kenneth Parker, Calvin Jones, Terrance O Houze, Leslie Browne, Black Fire Fighters, All Other Similarly of record on appeal (4) (klm) (Entered: 02/10/1993)
02/10/1993		Transmitted designated record on appeal provided by plaintiffs/appellants to U.S. Court of Appeals: [206-1] appeal, [198-1] appeal - Case Papers - 1 Volumes; Exhibits - 2 Volumes; Transcripts - 3 Volumes (originals) (klm) (Entered: 02/10/1993)
03/08/1993		Transmitted record on appeal to U.S. Court of Appeals: [206-1] appeal, [198-1] appeal - Case Papers - 10 Volumes; Transcripts - 1 Volume, (3 volumes, doc. nos. 208, 209, 210 sent previously with designated record); Exhibits - 1 Volume Appendix & 1 Folder, plaintiff's. (klm) (Entered: 03/08/1993)
04/15/1993		Rec'd 1 folder of exhibits from Barbar Garner at Ft. Worth office. (klm) (Entered: 04/15/1993)
04/15/1993		Transmitted supplemental record on appeal: [206-1] appeal, [198-1] appeal consisting of 1 folder of exhibits. (klm) (Entered: 04/15/1993)
05/12/1994	213	JUDGMENT OF USCA (certified copy) Re: [206-1] appeal, [198-1] appeal Issued as mandate on 5/10/94...the judgment of the District Court is affirmed; further ordered that pltf's-appellants pay to def't-appellee the costs on appeal to be taxed by the Clerk of this Court. (1) (bss) (Entered: 05/27/1994)
05/12/1994	214	OPINION OF USCA (certified copy) in accordance with USCA judgment re: (7) see opinion for specifics (bss) (Entered: 05/27/1994)
05/12/1994		Record on appeal returned from U.S. Court of Appeals: consisting of 12 volumes of case papers; 4 volumes of transcript; 3 volumes and 2 folders of exhibits (bss) (Entered: 05/27/1994)
05/12/1994		2 folders of plaintiffs' exhibits placed in Exhibit Room (bss) (Entered: 05/27/1994)
05/16/1994	212	SCHEDULING ORDER setting Proposed pretrial order due 9/19/94 ; Pretrial

		conference for 2:00 7/22/94 ; Bench trial set for 9:00 9/26/94 ; Pretrial materials due on 12:00 7/19/94. See Order for specifics. (signed by JHM) Copies to counsel: 5/16/94 Page(s): 7 (jac) (Entered: 05/25/1994)
05/26/1994	215	JOINT MOTION requesting Rule 16 conference by defendant Dallas TX City of, plaintiff Black Fire Fighters (15+) (jac) (Entered: 05/31/1994)
05/27/1994	216	ORDER granting [215-1] joint motion requesting Rule 16 conference. Ordered that lead counsel for plas, dfts, & intervenor, Dallas Fire Fighters Ass be present at 4pm on 6/1/94 in chambers, 401 US Courthouse, Ft Worth, TX to discuss further proceedings (signed by JM) Copies to counsel: 6/1/94 Page(s) 1 (dla) (Entered: 06/01/1994)
06/01/1994	217	Minute order: Rule 16 Conf, Ray Reed President of Intervenor, ptys to file motion to approve settlement as soon as possible; Court Reporter: E Brewer (1) (dla) (Entered: 06/03/1994)
06/02/1994	218	Revised ORDER Setting Schedule & Providing Special Pretrial Instructions (refer to original order for specifics) (signed by JHM) Copies to counsel: 6/3/94 Page(s) (dla) (Entered: 06/03/1994)
08/03/1994	219	JOINT MOTION for Entry of Order Approving a Compormise Settlement & Directing That Notice of Such Settlement be Given by interpleader Dallas Fire Fighters, plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, defendant Dallas TX City of, plaintiff Leslie Browne, plaintiff Black Fire Fighters (15+) (dla) (Entered: 08/04/1994)
08/05/1994	220	Supp. MOTION ---suppl--for Entry of Order Approving a Compromise Settlemnt & Directing That Notice of Such Settlement be Given by interpleader Dallas Fire Fighters, plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, plaintiff Leslie Browne, plaintiff Black Fire Fighters referring to [219-1] joint motion for Entry of Order Approving a Compormise Settlement & Directing That Notice of Such Settlement be Given (15+) (dla) (Entered: 08/08/1994)
08/08/1994	221	Minute order: 11:35 - 11:50 Telephone Cnf hrg; ptys to file description of allocation formula for settlement funds, including as attachment a list of all class members & amt ea will receive, also file new proposed notice to class member of settlement Court Reporter: E Brewer (1) (dla) (Entered: 08/09/1994)
08/12/1994	222	Proposed NOTICE OF Class Action SETTLEMENT & Hrg filed by interpleader Dallas Fire Fighters, plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, plaintiff Leslie Browne, plaintiff Black Fire Fighters (11) (dla) (Entered: 08/12/1994)
08/12/1994	223	NOTICE of Back Pay Allocation by interpleader Dallas Fire Fighters, plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, plaintiff Leslie Browne, plaintiff Black Fire Fighters (15+) (dla) (Entered: 08/12/1994)

08/30/1994	228	Minute order: Court Reporter: E Brewer; 4:05 - 4:25 telephone conference hearing; file amd ntc of backpay allocation & redo proposed ntc to class members of settlement; pretrial & trial dates set aside in light of settlement; deliver to court a computer disk w/ amd settlement ntc and proposed order (1) (ldm) (Entered: 09/14/1994)
08/31/1994	224	ORDER...Telephone conference held...ORDERED that the pretrial conf and trial setting be postponed to be reset at a later date if necessary...ORDERED that by 4:30 pm on 9/9/94 plaintiff file an amended proposed notice of class action settlement and an amended notice of back pay allocation...ORDERED that plaintiff deliver to chambers of Judge McBryde by 4:30 pm 9/12/94 the computer disk containing the revised notice of settlement and proposed order regarding same; (signed by Judge John McBryde) Copies to counsel: 8/31/94 Page(s) 2 (cpm) (Entered: 09/09/1994)
08/31/1994		Tele-conference held with all parties' attorneys of record re settlement currently under consideration by the court (cpm) (Entered: 09/09/1994)
09/01/1994	225	AMENDED PROPOSED NOTICE of CLASS ACTION SETTLEMENT AND HEARING by plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, plaintiff Leslie Browne, plaintiff Black Fire Fighters, plaintiff All Other Similarly (10) (cpm) (Entered: 09/09/1994)
09/01/1994	226	AMENDED NOTICE of BACK PAY ALLOCATION by plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, plaintiff Leslie Browne, plaintiff Black Fire Fighters, plaintiff All Other Similarly (16) (cpm) (Entered: 09/09/1994)
09/06/1994	227	ORDER...The parties have jointly filed a motion seeking approval of a proposed settlement agreement...W/o prejudice to rights of class members or other interested parties to object to the proposed settlement agreement the terms of the proposed settlement agreement appear fair, adequate and reasonable and preliminary approval of proposed settlement agreement is appropriate...A hearing is set for 10/21/94 10:00 am in the 4th floor courtroom of the US Courthouse Ft Worth TX for the purpose of determining final approval to the proposed settlement agreement...See Order for other specifics (signed by Judge John McBryde) Copies to counsel: 9/6/94 Page(s) 15 (cpm) (Entered: 09/09/1994)
09/19/1994	229	NOTICE of Intent to Testify by Les Browne James Hill and Frank Lindsey by plaintiff Black Fire Fighters, plaintiff Leslie Browne, plaintiff Terrance O Houze, plaintiff Calvin Jones & other plaintiffs (2) (cpm) (Entered: 09/20/1994)
09/22/1994	230	AFFIDAVIT of compliance w/notice requirements by defendant Dallas TX City of (15+) (cpm) (Entered: 09/23/1994)
09/28/1994	231	MOTION by plaintiff for order authorizing revision of amended [226-1] notice of back pay allocation and providing for supplemental notice (15+) (svc) (Entered: 09/29/1994)

09/29/1994	233	ORDER granting [231-1] motion for order authorizing revision of amended [226-1] notice of back pay allocation and providing for supplemental notice. The court ORDERS that plaintiffs be, and are hereby, given leave to file a revised notice of back pay allocation, in the form of the instrument attached to such motion as Exhibit "2" and the court further ORDERS that such revised notice of back pay allocation be filed by 3:00 pm on 9/30/94. The court further ORDERS that on 9/30/94, letters in the form of the instrument attached to such motion as Exhibit "3" be mailed by U.S. First Class Mail in envelopes addressed, respectively, to the persons whose names and addresses appear on such Exhibit "3", such letters to be signed by Roger Albright. (signed by Judge McBryde) Copies to counsel: 9/29/94 Page(s) 2 (yrw) Modified on 10/11/1994 (Entered: 10/04/1994)
09/30/1994	232	Revised NOTICE of by plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, plaintiff Leslie Browne, plaintiff Black Fire Fighters, plaintiff All Other Similarl y (9) (jrb) (Entered: 10/03/1994)
10/12/1994	235	***UNFILED PER ORDER***NOTICE of Objection to the Class Action Settlement by Tommie D. Bailey, 1317 Mentor Avenue, Dallas, TX 75216 214/372-5848. (1) (amy) Modified on 10/24/1994 (Entered: 10/18/1994)
10/13/1994	234	List of Class Members not receiving individual notice of proposed class action settlement by defendant Dallas TX City of (under separate cover) (15+) (jrb) (Entered: 10/17/1994)
10/14/1994	236	***UNFILED PER ORDER(10/18/94)***NOTICE of Objections to Class Action Settlement from Robert L. Walton, 1004 Meadow Glen Court, Arlington, TX 76018 817/784-1633. (5) (amy) Modified on 10/25/1994 (Entered: 10/18/1994)
10/14/1994	237	MOTION by interpleader Dallas Fire Fighters, plaintiff Glenn Williamson, plaintiff Alonza Williams, plaintiff Kenneth Parker, plaintiff Calvin Jones, plaintiff Terrance O Houze, defendant Dallas TX City of, plaintiff Leslie Browne, plaintiff Black Fire Fighters for entry of order outlining procedures for fairness hearing (15+). (amy) (Entered: 10/18/1994)
10/17/1994	238	ORDER...the court ORDERS that the document(an undated letter) filed 10/12/94 by Tommie D. Bailey be, and is hereby, stricken. (signed by JHM) Copies to counsel: 10/19/94 Page(s) 2 (yrw) (Entered: 10/24/1994)
10/18/1994	239	ORDER...that the document filed 10/14/94 by Robert L. Walton be, and is hereby, stricken (signed by JHM) Copies to counsel: 10/21/94 Page(s) 2 (yrw) (Entered: 10/25/1994)
10/18/1994	240	ORDER denying [237-1] motion for entry of order outlining procedures for fairness hearing (signed by JHM) Copies to counsel: 10/21/94 Page(s) 1 (yrw) (Entered: 10/25/1994)
10/21/1994	241	ORDER...plas and defs and intervenor appeared by and thru their respective

		attorneys of record...The Court ORDERS that the above referenced release and settlement agreement be, and is hereby, approved as fair, adequate and reasonable (signed by JJMcBryde) Copies to counsel: 10/26/94 Page(s) 2 (cjb) (Entered: 10/28/1994)
10/21/1994	242	JUDGMENT...the court ORDERS, ADJUDGES and DECREES that all remaining claims in this action be, and are hereby, DISMISSED w/prejudice. The court further ORDERS, that each party bear his, her or its own court costs (signed by JJMcBryde) Copies to counsel: 10/26/94 Page(s): 1 (cjb) (Entered: 10/28/1994)
10/21/1994		Case closed (cjb) (Entered: 10/28/1994)
10/21/1994	243	Minute order: Court Reporter: E Brewer Settlement prove up; Court approves settlement (yrw) (Entered: 10/28/1994)
10/21/1994		Settlement conference held (yrw) (Entered: 10/28/1994)
10/21/1994	244	Minute order: Court Reporter: E. Brewer; SETTLEMENT PROVE UP, Exhibits 1,2,3,4. UNDER SEPARTE COVER (lch) (Entered: 11/01/1994)
11/08/1994	245	TRANSCRIPT filed Court Reporter: Eileen Brewer Date(s): 10/21/94 Volume(s): 1 Type of proceeding: Settlement Hearing (11) (lch) (Entered: 11/09/1994)

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