

CLOSED

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Corpus Christi)
CIVIL DOCKET FOR CASE #: 2:80-cv-00115**

Guerra v. Celanese Corp., et al
Assigned to: Chief Judge Ricardo H. Hinojosa
Demand: \$0
Cause: 88:8888 Other Statutory Actions

Date Filed: 08/23/1980
Date Terminated: 03/31/2001
Jury Demand: None
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

Oscar Guerra

represented by **David Lynn Horton**
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LEAD ATTORNEY
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V.

Defendant

Celanese Corp.

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TERMINATED: 01/05/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Celanese Chemical Co

represented by **Kathryn Freeland Green**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E Baker , Jr
(See above for address)
TERMINATED: 01/05/1995
LEAD ATTORNEY
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Defendant

Arthur Brothers Inc
TERMINATED: 03/31/1997

represented by **Paul Evans Sexton , Jr**
Fulbright & Jaworski

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 210-224-5575
 TERMINATED: 03/31/1997
 LEAD ATTORNEY
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Date Filed	#	Docket Text
08/25/1980	1	COMPLAINT class action for declaratory and injunctive relief, money damages filed; (bchurchill) (Entered: 11/02/1992)
09/11/1980	2	RETURN OF SERVICE executed as to Inc. Arthur Brothers by serving Larry Smith 9/11/80 filed Answer due on 10/1/80 for Inc. Arthur Brothers (bchurchill) (Entered: 11/02/1992)
09/22/1980	3	MOTION to dismiss under rule 12-(b) by Celanese Corp., Celanese Chemical Co, Motion Docket Date 10/12/80 [3-1] motion , filed (bchurchill) (Entered: 11/02/1992)
09/22/1980	4	ANSWER to Complaint by Celanese Corp., Celanese Chemical Co (Added attorney), filed. (bchurchill) (Entered: 11/02/1992)
09/26/1980	5	MOTION to dismiss under rule 12(b) by Inc. Arthur Brothers, Motion Docket Date 10/16/80 [5-1] motion , filed, part one of instr. #5 (bchurchill) (Entered: 11/02/1992)
09/26/1980	5	ANSWER to Complaint by Inc. Arthur Brothers (Added attorney), filed. Part 2 of instr #5 (bchurchill) (Entered: 11/02/1992)
10/06/1980	8	NOTICE by Celanese Corp. to take deposition of Oscar Guerra 10/27/80 @ 2:00 p.m., filed. (bchurchill) (Entered: 11/02/1992)
10/09/1980	6	RETURN OF SERVICE executed as to Celanese Corp. 9/10/80 by serving Gayle Williams filed Answer due on 9/30/80 for Celanese Corp. (bchurchill) (Entered: 11/02/1992)
10/09/1980	7	RETURN OF SERVICE executed as to Celanese Chemical Co by serving Gayle Williams 9/10/80 filed Answer due on 9/30/80 for Celanese Chemical Co (bchurchill) (Entered: 11/02/1992)
10/17/1980	9	MEMORANDUM IN RESPONSE by Oscar Guerra to [5-1] motion to dismiss under rule 12(b), [3-1] motion to dismiss under rule 12-(b) , filed (bchurchill) (Entered: 11/02/1992)
01/26/1981	10	ORDER, Motion hearing set for 1:30 3/30/81 for [5-1] motion to dismiss under rule 12(b), set for 1:30 3/30/81 for [3-1] motion to dismiss under rule 12-(b) , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/02/1992)
02/27/1981	11	First Set of INTERROGATORIES of Oscar Guerra to Celanese Corp., Celanese Chemical Co, Inc. Arthur Brothers , filed (bchurchill) (Entered: 11/02/1992)
03/19/1981	12	SUPPLEMENTAL [3-1] motion to dismiss under rule 12-(b) by Celanese Corp., Celanese Chemical Co Supplemental Motion Docket Date 4/8/81 [3-1] motion to dismiss under rule 12-(b) , filed. (bchurchill) (Entered: 11/02/1992)
03/19/1981	13	MOTION for protective order by Celanese Corp., Celanese Chemical Co, Motion Docket Date 4/8/81 [13-1] motion , filed (bchurchill) (Entered: 11/02/1992)
03/20/1981	14	MOTION for protective order as Corrected by Celanese Corp., Celanese Chemical Co, Motion Docket Date 4/9/81 [14-1] motion , filed (bchurchill) (Entered: 11/02/1992)
03/20/1981	15	SUPPLEMENTAL [5-1] motion to dismiss under rule 12(b) as corrected for typographical errors, [3-1] motion to dismiss under rule 12-(b) as corrected for tyographical errors by Celanese Corp., Celanese Chemical Co Motion Docket Date

		4/9/81 [5-1] motion to dismiss under rule 12(b), 4/9/81 [3-1] motion to dismiss under rule 12-(b) , filed. (bchurchill) (Entered: 11/02/1992)
03/20/1981	16	NOTICE of modification and supplementation of its motion to dismiss under rule 12(b) by Inc. Arthur Brothers , filed (bchurchill) (Entered: 11/02/1992)
03/20/1981	17	RESPONSE by Inc. Arthur Brothers in opposition to [11-1] interrogatory(s) requested , filed (bchurchill) (Entered: 11/02/1992)
03/30/1981	18	Motion hearing re: [5-1] motion to dismiss under rule 12(b) Motion hearing held; [3-1] motion to dismiss under rule 12-(b) Motion hearing held; Ct Reporter: Paul Clendening; Arguments of counsel; Court took matter under advisement. Hearing concluded. (bchurchill) (Entered: 11/02/1992)
03/30/1981	19	Exhibit list by Oscar Guerra , filed (bchurchill) (Entered: 11/03/1992)
04/06/1981	20	MOTION and ORDER Pursuant to Local Rule 1 by Oscar Guerra, Motion Docket Date 4/26/81 [20-1] motion , filed (bchurchill) (Entered: 11/03/1992)
04/22/1981	21	ORDER denying [20-1] motion Pursuant to Local Rule 1 , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/03/1992)
04/24/1981	22	MEMORANDUM IN RESPONSE by Oscar Guerra to [14-1] motion for protective order as Corrected , filed (bchurchill) (Entered: 11/03/1992)
04/27/1981	23	MOTION for John Williamson to withdraw as attorney, written consent of clients , and for entry of appearance of counsel by Oscar Guerra, Motion Docket Date 5/17/81 motion, 5/17/81 [23-2] motion , filed (bchurchill) (Entered: 11/03/1992)
05/01/1981	24	ORDER granting [23-1] motion for John Williamson to withdraw as attorney, written consent of clients (Terminated granting [23-2] motion entry of appearance of counsel , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/03/1992)
05/01/1981	25	MEMORANDUM AND ORDER, of partial dismissal of individual claims and full dismissal of class allegations against Celanese , entered. Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/03/1992)
05/01/1981	26	ORDER granting [5-1] motion to dismiss under rule 12(b) , entered; Parties notified. Case shall proceed as individual action based upon pltf's allegations of discrim. by deftArthur Bros. to recover attys fees and costs in connection w/motion to dismiss 7under rule 12(b). (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/03/1992)
11/13/1981	27	ORDER , entered; Parties notified. I hereby recuse myself from presiding over the above styled cause. (signed by Judge Hayden W. Head Jr.) (bchurchill) (Entered: 11/03/1992)
11/30/1981	28	JOINT MOTION to intervene pursuant to rule 24(b) and notice of motion by Oscar Guerra , filed (bchurchill) (Entered: 11/03/1992)
11/30/1981	29	MOTION pursuant to local rule 15(b)(2) for oral argument on pltf's joint motion to intervene pursuant to rule 42(a) and notice of motion by Oscar Guerra, Motion Docket Date 12/20/81 [29-1] motion , filed (bchurchill) (Entered: 11/03/1992)
11/30/1981	30	NOTICE of related litigation pursuant to local rule 5 by Oscar Guerra , filed (bchurchill) (Entered: 11/03/1992)
11/30/1981	31	MOTION pursuant to rule 26(f) for a discovery conference by Oscar Guerra, Motion Docket Date 12/20/81 [31-1] motion , filed (bchurchill) (Entered: 11/03/1992)
12/04/1981		Letter from Clerk assigning this case to Judge James DeAnda. A case of equal import is to be transferred to Judge Hayden Head by Judge DeAnda. (bchurchill) (Entered: 11/03/1992)
12/04/1981		Record mailed to Judge DeAnda's Clerk. (bchurchill) (Entered: 11/03/1992)

12/28/1981		Duplicate record mailed to Judge AeAnda's Clerk. (bchurchill) (Entered: 11/03/1992)
12/28/1981	32	MOTION for leave to file interrogatories exceeding the number set by local rule by Oscar Guerra, Motion Docket Date 1/17/82 [32-1] motion , filed (bchurchill) (Entered: 11/03/1992)
01/11/1982	33	INTERROGATORIES of Oscar Guerra pursuant to rule 33 and request for productin of documents pursuant to rule 34 (second set) , filed (bchurchill) (Entered: 11/03/1992)
01/15/1982	34	RESPONSE by Inc. Arthur Brothers to [31-1] motion pursuant to rule 26(f) for a discovery conference, [29-1] motion pursuant to local rule 15(b)(2) for oral argument on pltf's joint motion to intervene pursuant to rule 42(a) and notice of motion , filed (bchurchill) (Entered: 11/03/1992)
02/10/1982	35	RESPONSE by Celanese Corp., Celanese Chemical Co to [31-1] motion pursuant to rule 26(f) for a discovery conference, [29-1] motion pursuant to local rule 15(b)(2) for oral argument on pltf's joint motion to intervene pursuant to rule 42(a) and notice of motion, [28-1] joint motion to intervene pursuant to rule 24(b) and notice of motion , filed (bchurchill) (Entered: 11/03/1992)
02/10/1982	36	NOTICE by Oscar Guerra to take deposition of Employee of Celanese in charge 2/18/82 @ 3:30 p.m., filed. (bchurchill) (Entered: 11/03/1992)
02/17/1982	37	MOTION to consolidate pursuant to rule 42(a) and notice of motion by Oscar Guerra, Motion Docket Date 3/9/82 [37-1] motion , filed (bchurchill) (Entered: 11/03/1992)
02/25/1982	38	Pre-trial conference held before Judge Ricardo H. Hinojosa Tape Number: 62-1; Pltf's motion to consolidate pending before Judge DeAnda and upon ruling on said motion, additional status conf. will be scheduled. Hearing concluded. (bchurchill) (Entered: 11/03/1992)
03/10/1982	39	OBJECTIONS AND ANSWER by Celanese Corp., Celanese Chemical Co to Interrogatories pursuant to rule 33 (second set and request for production of documents (second set), filed. (bchurchill) (Entered: 11/03/1992)
03/19/1982	40	REQUEST by Oscar Guerra for Production of Documents from Celanese Corp. , filed. (bchurchill) (Entered: 11/03/1992)
08/05/1982	41	ANSWER by Inc. Arthur Brothers to Interrogatories, filed. (bchurchill) (Entered: 11/03/1992)
10/14/1982	42	NOTICE by Oscar Guerra to take deposition of Robert Regan 10/15/82 @ 9:30 a.m., filed. (bchurchill) (Entered: 11/03/1992)
10/14/1982	43	NOTICE by Oscar Guerra to take deposition of Jack Lockhart 10/15/82 @ 11:00 a.m., filed. (bchurchill) (Entered: 11/03/1992)
03/31/1983		Minute entry:, set pretrial conference for 9:30 4/29/83 , set pretrial order due for 4/22/83 , set dispositive motion for extension of time filing deadline for 4/15/83 , (bchurchill) (Entered: 11/03/1992)
04/15/1983	44	JOINT MOTION to extend time for filing pre-trial order by Oscar Guerra, Celanese Corp., Celanese Chemical Co, Inc. Arthur Brothers , filed (bchurchill) (Entered: 11/04/1992)
04/25/1983	45	Minute entry: denying [44-1] joint motion to extend time for filing pre-trial order, reset pretrial order due for 4/27/83 , entered. Parties ntfd. (Signed by Chief Judge James DeAnda) (bchurchill) (Entered: 11/04/1992)
04/29/1983	46	Minute entry: Pre-Trial Conf. held before Chief Judge James DeAnda, Minutes refer to case C-76-134 &C-80-115. Proposed Joint Pre-Trial Order in file; Opposition to motion to consolidate by defts Mireles and Guerra should be out of the case - Trevino is okay; Court feels that any findings made in the Trevino case could be applied to the sub-classes, if appropriate; Mr. Horton to decide w/i 10 days the dismissal of Mireles and Guerra; set Court hearing on the certificate of the porposed class for 9:30 9/27/83 , set amended motion to certify the class due for

		5/31/83 , set discovery due for 8/30/83 , entered. Parties ntfd. () (bchurchill) (Entered: 11/04/1992)
04/29/1983	47	MOTION to certify class pursuant to rule 23 by Oscar Guerra, Motion Docket Date 5/19/83 [47-1] motion , filed (bchurchill) (Entered: 11/04/1992)
04/29/1983	48	MOTION for reconsideration of various pre-trial orders by Oscar Guerra, Motion Docket Date 5/19/83 [48-1] motion , filed (bchurchill) (Entered: 11/04/1992)
04/29/1983	49	MEMORANDUM by Oscar Guerra in support of [48-1] motion for reconsideration of various pre-trial orders , filed (bchurchill) (Entered: 11/04/1992)
05/10/1983	50	INTERROGATORIES of Celanese Corp., Celanese Chemical Co to Oscar Guerra , filed (bchurchill) (Entered: 11/04/1992)
06/01/1983	51	MOTION to certify class pursuant to rule 23(b)(2) by Oscar Guerra, Motion Docket Date 6/21/83 [51-1] motion , filed (bchurchill) (Entered: 11/04/1992)
06/13/1983	52	REQUEST of Oscar Guerra for Admissions pursuant to rule 16, filed. (bchurchill) (Entered: 11/04/1992)
06/13/1983	53	RESPONSE by Oscar Guerra to [50-1] interrogatory(s) requested , filed. (first set) (bchurchill) (Entered: 11/04/1992)
06/24/1983	54	RESPONSE by Celanese Corp., Celanese Chemical Co to [52-1] admission requested , filed. (bchurchill) (Entered: 11/04/1992)
06/29/1983	55	RESPONSE by Inc. Arthur Brothers to [52-1] admission requested , filed. (bchurchill) (Entered: 11/04/1992)
06/29/1983	56	MOTION to extend time to respond to pltf's request for admissions pursuant to rule 36. by Inc. Arthur Brothers, Motion Docket Date 7/19/83 [56-1] motion , filed (bchurchill) (Entered: 11/04/1992)
06/29/1983		Text not available. (Entered: 11/04/1992)
06/29/1983	57	RESPONSE by Celanese Corp., Celanese Chemical Co to [52-1] admission requested , filed. (bchurchill) (Entered: 11/04/1992)
07/07/1983	58	MOTION pursuant to rule 37 to compel discovery by Celanese Corp., Celanese Chemical Co, Motion Docket Date 7/27/83 [58-1] motion , filed (bchurchill) (Entered: 11/04/1992)
08/03/1983	59	SUPPLEMENTAL RESPONSE by Oscar Guerra to [50-1] interrogatory(s) requested , filed. (bchurchill) (Entered: 11/04/1992)
08/03/1983	60	RESPONSE by Oscar Guerra to [58-1] motion pursuant to rule 37 to compel discovery , filed (bchurchill) (Entered: 11/04/1992)
08/05/1983	61	MOTION for sanctions pursuant to rule 37 by Celanese Corp., Celanese Chemical Co, Motion Docket Date 8/25/83 [61-1] motion , filed (bchurchill) (Entered: 11/04/1992)
08/22/1983	62	RESPONSE by Oscar Guerra to [61-1] motion for sanctions pursuant to rule 37 , filed (bchurchill) (Entered: 11/04/1992)
08/22/1983	64	Status conference set at 9:00 9/23/83 in re: Cases Nos. 76-C-134; C-80-49; &C-80-115 (bchurchill) (Entered: 11/04/1992)
08/25/1983	63	SUPPLEMENTAL [58-1] motion pursuant to rule 37 to compel discovery by Celanese Corp., Celanese Chemical Co Supplemental Motion Docket Date 9/14/83 [58-1] motion pursuant to rule 37 to compel discovery , filed. (bchurchill) (Entered: 11/04/1992)
09/23/1983	65	Minute entry:, Any party that feels Judge Hinojosa should recuse himself from this case should file a motion for recusal no later than 10/3/83 , entered. Parties ntfd. (Signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/04/1992)

10/03/1983	66	RESPONSE by Oscar Guerra to [65-1] miscellaneous Any party that feels Judge Hinojosa should recuse himself from this case should file a motion for recusal no later than 10/3/83 , filed. Pltf's has no objection to Judge Hinojosa presiding over this case. (bchurchill) (Entered: 11/04/1992)
10/14/1983	67	Status conference held before Judge Ricardo H. Hinojosa Ct Reporter: Jack Cire; Court will send docket control letters. Attys. are requested to submit w/i 15 days, any pending motions they are urging. Joint employer issue in Trevino & Guerra cases only. (bchurchill) (Entered: 11/04/1992)
10/14/1983	68	Minute entry: Parties are ordered to file with the court w/i 15 days, a list of all pending motions they are urging. , entered. Parties ntf'd. (Signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/04/1992)
10/25/1983	69	RESPONSE by Celanese Corp., Celanese Chemical Co to pltf's motion for atty fees pursuant to 42 U.S.C. §1988 and 2000-e SEQ., filed (bchurchill) (Entered: 11/04/1992)
10/25/1983	70	RESPONSE by Celanese Corp., Celanese Chemical Co in opposition to to pltf's request for production of documents pursuant to rule 34 (second set), filed (bchurchill) (Entered: 11/04/1992)
10/25/1983	71	RESPONSE by Celanese Corp., Celanese Chemical Co in opposition to [37-1] motion to consolidate pursuant to rule 42(a) and notice of motion , filed (bchurchill) (Entered: 11/04/1992)
10/25/1983	72	RESPONSE by Celanese Corp., Celanese Chemical Co in opposition to , filed motion for partial summary judgment (bchurchill) (Entered: 11/04/1992)
10/25/1983	73	RESPONSE by Celanese Corp. to [47-1] motion to certify class pursuant to rule 23 , filed (bchurchill) (Entered: 11/04/1992)
10/26/1983	74	RESPONSE by Inc. Arthur Brothers in opposition to [37-1] motion to consolidate pursuant to rule 42(a) and notice of motion , filed (bchurchill) (Entered: 11/04/1992)
10/26/1983	75	RESPONSE by Inc. Arthur Brothers to motion for atty fees pursuant to 42 U.S.C. §1988 and 20003 et seq., filed (bchurchill) (Entered: 11/04/1992)
10/26/1983	76	RESPONSE by Inc. Arthur Brothers to pltf's joint motion for partial summary judgment pursuant to rule 56 and motion to suspend local rule 13(b), filed (bchurchill) (Entered: 11/04/1992)
11/14/1983	77	MOTION to expedite , and to bifurcate resolution of the joint employer issue in Guerra and Trevino by Inc. Arthur Brothers, Motion Docket Date 12/4/83 [77-1] motion, 12/4/83 [77-2] motion , filed (bchurchill) (Entered: 11/04/1992)
12/06/1983	78	MOTION for expedited , and bifurcated resolution of the joint employer issue in Guerra and Trevino by Celanese Corp., Celanese Chemical Co, Motion Docket Date 12/26/83 [78-1] motion, 12/26/83 [78-2] motion , filed (bchurchill) (Entered: 11/04/1992)
07/31/1984	79	Pre-trial conference set at 10:30 8/10/84 (bchurchill) (Entered: 11/04/1992)
08/03/1984	80	MOTION postpone pre-trial conf by Celanese Corp., Celanese Chemical Co, Motion Docket Date 8/23/84 [80-1] motion , filed (bchurchill) (Entered: 11/04/1992)
08/09/1984	81	ORDER granting [80-1] motion postpone pre-trial conf , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/04/1992)
02/10/1991	88	MOTION regarding order of 12/16/91 for partial consolidation of prehearing proceedings in the Mireles, Trevino and Guerra related cases and notice of motion. by Oscar Guerra, Motion Docket Date 3/4/91 [88-1] motion , filed (bchurchill) (Entered: 11/04/1992)
10/23/1991	82	Minute entry: All pending motions are denied without prejudice to reurging the same by filing a writtne notice with the court by 11/15/91, indicating which, if any, motion a party would like to reurge. A status conf. is set on 12/16/91 @ 2:30 p.m., entered. Parties ntf'd. (Signed by Judge Ricardo H. Hinojosa) (bchurchill)

		(Entered: 11/04/1992)
11/15/1991	83	MOTION for change of atty in charge of deft Hoechst Celanese Advanced Material , Motion Docket Date 12/5/91 [83-1] motion , filed (bchurchill) (Entered: 11/04/1992)
11/15/1991	84	RESPONSE by Inc. Arthur Brothers to [82-1] miscellaneous , filed. (bchurchill) (Entered: 11/04/1992)
11/27/1991	84	MOTION for change of atty in charge by Inc. Arthur Brothers, Motion Docket Date 12/17/91 [84-1] motion , filed (instr. #84-A) (bchurchill) (Entered: 11/04/1992)
12/05/1991	85	ORDER granting [84-1] motion for change of atty in charge terminated Philip J. Pfeiffer Added Paul E. Sexton Jr., entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/04/1992)
12/16/1991	86	MOTION to substitute attorney for deft Hoechst Celanese Advanced Materials Group , Motion Docket Date 1/5/92 [86-1] motion , filed (bchurchill) (Entered: 11/04/1992)
12/16/1991	87	Minute entry: Status Conf. held before Judge Ricardo H. Hinojosa Ct Reporter: Irma Soto granting [86-1] motion to substitute attorney for deft Hoechst Celanese Advanced Materials Group terminated Added granting [77-2] motion to bifurcate resolution of the joint employer issue in Guerra and Trevino, Court advises counsel to file any evidence they will be presenting by 2/14/92 and set evidentiary hearing for 10:00 2/24/92 , entered. Parties ntfd. () (bchurchill) (Entered: 11/04/1992)
12/30/1991	90	MOTION for David Horton to withdraw as attorney by Oscar Guerra, Motion Docket Date 1/19/92 [90-1] motion , filed (bchurchill) (Entered: 11/04/1992)
02/13/1992	89	JOINT MOTION to modify order of 12/16/91 regarding prehearing procedure and for clarification regarding nature and scope of hearing on joint employer issue. by Oscar Guerra, Celanese Corp., Celanese Chemical Co, Inc. Arthur Brothers , filed (bchurchill) (Entered: 11/04/1992)
03/05/1992	91	JOINT PRETRIAL ORDER, filed. (bchurchill) (Entered: 11/05/1992)
03/05/1992	92	ORDER granting [89-1] joint motion to modify order of 12/16/91 regarding prehearing procedure and for clarification regarding nature and scope of hearing on joint employer issue., Parties shall file briefs w/i 10 days after the hearing. Any additional motions relevant to the hearing, except motions in limine, shall be served no later than 10 days prior to the hearing. set miscellaneous hearing to 10:00 3/23/92 for [92-2] relief , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/05/1992)
03/16/1992	93	JOINT MOTION to reset hearing on joint employer issue , and joint motion to suspend local rule regarding motion submission and notice of motion by Oscar Guerra, Celanese Corp., Celanese Chemical Co, Inc. Arthur Brothers , filed (bchurchill) (Entered: 11/05/1992)
03/25/1992	94	ORDER granting [88-1] motion regarding order of 12/16/91 for partial consolidation of prehearing proceedings in the Mireles, Trevino and Guerra related cases and notice of motion. , entered; Parties notified. The Court Orders the partial consolidation of prehearing procedures of the three related cases, Mireles, Trevino and Guerra for the purpose of facilitating filing with the court. The parties shall file with the clerk all documents that relate to the pretrial hearing under the lead case styled, Trevino v. Celanese (C-80-49). The filing in Trevino shall constitute filing in Mireles)76-C-134) and Guerra (C-80-115). signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/05/1992)
03/25/1992	95	ORDER granting [93-1] joint motion to reset hearing on joint employer issue granting [93-2] joint motion to suspend local rule regarding motion submission and notice of motion , entered; Parties notified. The Order previously setting hearing on the vicarious liability issue is vacated and the hearing is reset for the 27th day of April 1992 at 10:00 a.m. The parties may amend or supplement the existing prehearing order as appropriate in light of the settlement up to ten days before the hearing. (signed by Judge Ricardo H. Hinojosa) (bchurchill) (Entered: 11/05/1992)

		11/05/1992)
06/23/1993	96	Alternate Dispute Resolution Provider MEMORANDUM from mediator, Eric H. Nelson , filed. (mkalmbach) (Entered: 06/23/1993)
06/23/1993		Alternative Dispute Resolution Questionnaire mailed to all parties of record. (mkalmbach) (Entered: 06/23/1993)
07/22/1993	97	Alternate Dispute Resolution Questionnaire Response by defendant Celanese Corp.'s representative Stephen S. Gerard , filed. (mkalmbach) (Entered: 07/22/1993)
09/02/1993	98	Opposed MOTION for David Horton to withdraw as attorney for plaintiffs by Oscar Guerra, Motion Docket Date 9/22/93 [98-1] motion , filed (mserpa) (Entered: 09/03/1993)
01/28/1994	99	NOTICE of Hearing: set status conference for 2:30 3/3/94 before Judge Ricardo H. Hinojosa before Judge Ricardo H. Hinojosa , filed. (mserpa) (Entered: 02/04/1994)
02/18/1994	100	MOTION for continuance of status conference by Celanese Chemical Co, Celanese Corp. Motion Docket Date 3/10/94 [100-1] motion , filed. (mserpa) (Entered: 02/24/1994)
02/22/1994	101	ORDER granting [100-1] motion for continuance of status conference reset status conference for 1:30 3/7/94 before Judge Ricardo H. Hinojosa , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (mserpa) (Entered: 02/25/1994)
03/07/1994	102	Status conference held before Judge Ricardo H. Hinojosa Ct Reporter: ERO Irma Soto Tape Number: not shown. Case called. Parties indicate there is no settlement as to Pltff and Celanese Corp. Court resets the status conference for April 11, 1994 at 10:00 a.m. at which time the parties are to notify the Court if this case has worked out or not and if a hearing is necessary on any issue. (mserpa) (Entered: 03/15/1994)
04/08/1994	103	JOINT MOTION for continuance of 4/11/94 hearing by Oscar Guerra, Celanese Chemical Co , filed (mserpa) (Entered: 04/13/1994)
04/15/1994	104	JOINT MOTION for partial consolidation in matters concerning attorneys' fees and costs by Arthur Brothers Inc, Celanese Chemical Co, Celanese Corp., Oscar Guerra , filed (mserpa) (Entered: 04/18/1994)
04/22/1994	105	NOTICE of Hearing: set status conference for 11:00 5/13/94 before Judge Ricardo H. Hinojosa before Judge Ricardo H. Hinojosa , filed. (as per Sylvia Martinez, parties/n by cm/rrr) (mserpa) (Entered: 04/25/1994)
04/25/1994	106	ORDER granting [104-1] joint motion for partial consolidation in matters concerning attorneys' fees and costs , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) The original papers be filed in the Mireles case with copies filed in such related case as appropriate. (mserpa) (Entered: 04/29/1994)
05/05/1994	107	MOTION to suspend motion submission Local Rule 6D for purposes of expedited motion submission by Oscar Guerra, Motion Docket Date 5/25/94 [107-1] motion , filed. (mserpa) (Entered: 05/05/1994)
05/05/1994	108	MOTION for continuance of 5/13/94 Hearing by Oscar Guerra, Motion Docket Date 5/25/94 [108-1] motion , filed. (mserpa) (Entered: 05/05/1994)
05/05/1994	109	MOTION for pretrial conference by Oscar Guerra, Motion Docket Date 5/25/94 [109-1] motion , filed. (mserpa) (Entered: 05/05/1994)
05/05/1994	110	MOTION for attorney fees & costs by Oscar Guerra, Motion Docket Date 5/25/94 [110-1] motion , filed. (mserpa) (Entered: 05/05/1994)
05/05/1994	111	MOTION for referral to mediation by Oscar Guerra, Motion Docket Date 5/25/94 [111-1] motion , filed. (mserpa) (Entered: 05/05/1994)
05/05/1994	112	MEMORANDUM by Oscar Guerra in support of [111-1] motion for referral to mediation, [110-1] motion for attorney fees & costs, [109-1] motion for pretrial conference, [108-1] motion for continuance of 5/13/94 Hearing, [107-1] motion to suspend motion submission Local Rule 6D for purposes of expedited motion

		submission , filed (mserpa) (Entered: 05/05/1994)
05/09/1994	113	RESPONSE by Celanese Chemical Co, Celanese Corp. to [108-1] motion for continuance of 5/13/94 Hearing, [109-1] motion for pretrial conference, [111-1] motion for referral to mediation , filed. (mserpa) (Entered: 05/12/1994)
05/10/1994		ORAL ORDER of Judge Ricardo H. Hinojosa reset status conference for 1:30 5/16/94 before Judge Ricardo H. Hinojosa (mserpa) (Entered: 05/12/1994)
05/10/1994		ORAL ORDER of Judge Ricardo H. Hinojosa granting [108-1] motion for continuance of 5/13/94 Hearing (lcayce) (Entered: 08/23/1994)
05/12/1994	114	AFFIDAVIT by Ruben Campos, Attorney Re: [111-1] motion for referral to mediation, [110-1] motion for attorney fees &costs , filed (mserpa) (Entered: 05/12/1994)
05/13/1994	115	Notice of Filing: AFFIDAVIT by Ruben Campos, Attorney for Oscar Guerra Re: [111-1] motion for referral to mediation, [110-1] motion for attorney fees &costs , filed (mserpa) (Entered: 05/13/1994)
05/16/1994	118	Minute entry: In-chambers conference. Attys Present: D. Horton, D. Hall, E. Valdivia, T. Baker &P. Sexton. Parties are talking settlement. (received for docketing on 8/25/94) (mserpa) (Entered: 08/26/1994)
07/18/1994	116	Alternate Dispute Resolution Provider MEMORANDUM by mediator Eric H Nelson to Clerk of Court advising case referred to ADR did not settle , filed. (mkalmbach) (Entered: 07/18/1994)
07/18/1994		Alternative Dispute Resolution Questionnaire mailed to all parties of record. (mkalmbach) (Entered: 07/18/1994)
07/29/1994	117	MOTION for submission deadlines of defendants by Celanese Chemical Co, Celanese Corp., Motion Docket Date 8/18/94 [117-1] motion , filed. (ncavazos) (Entered: 08/02/1994)
08/24/1994	119	Unopposed MOTION for extension of deadline for response by Celanese Chemical Co, Celanese Corp. Thomas E Baker Jr for defendant Celanese Corp., Motion Docket Date 9/13/94 [110-1] motion for attorney fees &costs , filed. (mserpa) (Entered: 08/26/1994)
09/29/1994	120	Minute entry: mooting [98-1] motion for David Horton to withdraw as attorney for plaintiffs (mserpa) (Entered: 10/06/1994)
11/16/1994	121	SUPPLEMENTAL RESPONSE by Celanese Chemical Co to [110-1] motion for attorney fees &costs , filed. (mserpa) (Entered: 11/28/1994)
12/21/1994	122	NOTICE of Hearing: set status conference for 2:30 1/9/95 before Judge Ricardo H. Hinojosa before Judge Ricardo H. Hinojosa , filed. (mseaman) (Entered: 12/29/1994)
01/05/1995	123	NOTICE of attorney appearance for Celanese Corp., Celanese Chemical Co by Kathryn F Green, filed (mserpa) (Entered: 01/09/1995)
01/06/1995	124	AGREED MOTION for continuance of 1/9/95 hearing by Oscar Guerra, Celanese Corp., Celanese Chemical Co , filed. (mserpa) (Entered: 01/09/1995)
01/09/1995	125	Miscellaneous hearing held before Judge Ricardo H. Hinojosa Ct Reporter: ERO Tony Tijerina Tape Number: not shown. Case called. Only remaining issue is the issue of attys fees. The Court instructs the parties to try mediating this issue before Magistrate Ormsby. Parties are to talk to Judge Ormsby &set a hearing date convenient to all. Mr. Paul Sexton does not have to be involved in this hearing. (mserpa) (Entered: 01/24/1995)
01/23/1995	126	NOTICE of Hearing: set mediation hearing for Monday, February 13, 1995 at 9:30 a.m. before Magistrate Judge Peter E. Ormsby , filed. Parties/n by case mgr in McAllen. (mserpa) (Entered: 01/27/1995)
02/02/1995	127	SETTLEMENT CONFERENCE ORDER set settlement conference for 9:30 2/13/95 before Magistrate Judge Peter E. Ormsby , entered; Parties notified. (

		signed by Magistrate Judge Peter E. Ormsby) (parties faxed copy by order of case mgr R. Gonzalez) (mserpa) (Entered: 02/08/1995)
02/13/1995		An out-of-court settlement conference was held before U. S. Magistrate Judge Peter E. Ormsby from 9:30 a.m. to 2:45 p.m. Representative f/Pltff & Atty David Lynn Horton were present. Representatives for Defts and Ms. Kathryn F. Green, Atty f/Celanese & Paul Sexton, Atty f/Arthur Brothers Inc were also present. The parties were unable to reach an agreement at this time. (per Rosa G. Gonzales, McAllen Division) (mserpa) (Entered: 03/06/1995)
03/31/1995	128	ORDER ON PLAINTIFFS' UNOPPOSED MOTION TO RECONSIDER AND VACATE ORDER STRIKING PLAINTIFFS' AMENDED MOTION FOR ATTORNEYS' FEES, COSTS, AND EXPENSES , set miscellaneous hearing 10:30 5/8/95 , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (Motion docketed in 76-C-134) (mserpa) (Entered: 04/03/1995)
04/20/1995	129	RESPONSE by Celanese Corp., Celanese Chemical Co to Plaintiffs' Amended Motion for Attorneys' Fees, Costs and Expenses , filed. (copy-original filed in C-76-134) (mserpa) (Entered: 05/01/1995)
05/03/1995	130	JOINT AGREED MOTION for continuance of 5/8/95 hearing by Oscar Guerra, Celanese Corp. , filed (mserpa) (Entered: 05/05/1995)
05/05/1995		ORAL ORDER of Judge Ricardo H. Hinojosa granting [130-1] joint motion for continuance of 5/8/95 hearing. Hearing reset for Monday, June 12, 1995 at 10:30 a.m. (mserpa) (Entered: 05/12/1995)
06/12/1995		IN-CHAMBERS CONFERENCE held before Judge Ricardo H. Hinojosa. Present: David Horton, Enrique Valdivia f/pltfs; Kathryn Green f/Celanese; Paul Sexton f/Arthur Brothers, Inc. Court instructs the parties to try to work out a settlement as to the attorney's fees. After a brief time, the parties indicate to the Court they have not come to a settlement. The Court will allow the parties some additional time to talk to their clients and sets a telephone conference call with the parties for 6/20/95 at 9:30 a.m. so the parties can report if they have reached a settlement or if this case should be referred to the Magistrate for a Report and Recommendation. Ms. Green to initiate the call and all parties to participate. (ndavila) (Entered: 06/16/1995)
06/12/1995		ORAL ORDER of Judge Ricardo H. Hinojosa SET telephone conference for 9:30 6/20/95 before Judge Ricardo H. Hinojosa . (ndavila) (Entered: 06/20/1995)
06/20/1995		Telephone conference call held: David Horton, Kathryn Green & Paul Sexton. Court sets oral argument in this case for 7/12/95 at 4:00 p.m. Any further filings must be submitted by 6/30/95. (memo received for docketing on 7/3/95) (mserpa) (Entered: 07/05/1995)
06/30/1995	131	MOTION regarding miscellaneous matters relevant to attorneys' fees phase by Oscar Guerra David Lynn Horton for plaintiff Oscar Guerra, Motion Docket Date 7/20/95 [131-1] motion , filed. (mserpa) Modified on 10/03/1995 (Entered: 07/05/1995)
06/30/1995	132	STIPULATION re: plaintiffs' motion for attorneys' fees and costs by Oscar Guerra , filed. (mserpa) (Entered: 07/05/1995)
06/30/1995	133	AFFIDAVIT by Israel Trevino Re: [110-1] motion for attorney fees & costs , filed (mserpa) (Entered: 07/05/1995)
06/30/1995	134	Reply BRIEF on the issue of attorney's fees by Oscar Guerra , filed. (mserpa) (Entered: 07/05/1995)
07/10/1995	135	OBJECTION to [134-1] miscellaneous, [133-1] affidavit, [132-1] stipulation, [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase, [131-2] hearing Motion Docket Date 7/20/95 [131-1] motion by Celanese Corp., Celanese Chemical Co, filed. Copy to case manager for Judge Hinojosa. (fmremp) (Entered: 07/11/1995)
07/10/1995	135	MOTION to strike [134-1] miscellaneous, [133-1] affidavit, [132-1] stipulation, [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase,

		[131-2] hearing Motion Docket Date 7/20/95 [131-1] motion by Celanese Corp., Celanese Chemical Co Kathryn F Green for defendant Celanese Chemical Co, Motion Docket Date 7/30/95 [135-1] motion , filed. Copy to case manager for Judge Hinojosa. (fmrem) (Entered: 07/11/1995)
07/10/1995	135	RESPONSE by Celanese Corp., Celanese Chemical Co to [134-1] miscellaneous, [133-1] affidavit, [132-1] stipulation, [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase, [131-2] hearing Motion Docket Date 7/20/95 [131-1] motion , filed. Copy to case manager for Judge Hinojosa. (fmrem) (Entered: 07/11/1995)
07/11/1995		ORAL ORDER of Judge Ricardo H. Hinojosa CANCELLING oral argument set for 7/12/95 until further notice. Parties notified telephonically by clerk M Binger. (ndavila) (Entered: 07/14/1995)
07/20/1995	136	ORDER striking [135-1] motion to strike [134-1] miscellaneous, [133-1] affidavit, [132-1] stipulation, [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase, [131-2] hearing Motion Docket Date 7/20/95 [131-1] motion , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (fmrem) (Entered: 07/21/1995)
07/25/1995	137	Objections, RESPONSE by Celanese Corp., Celanese Chemical Co to [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase and CROSS-MOTION, to strike [134-1] miscellaneous, [133-1] affidavit, [132-1] stipulation, [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase , Motion Docket Date 8/14/95 [137-2] motion , filed (mserpa) (Entered: 08/04/1995)
07/25/1995	138	RESPONSE by Oscar Guerra in opposition to [137-1] response to strike [134-1] miscellaneous, [133-1] affidavit, [132-1] stipulation, [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase, [137-2] motion Motion Docket Date 8/14/95 [137-2] motion , filed (mserpa) (Entered: 08/04/1995)
08/14/1995		ORAL ORDER of Judge Ricardo H. Hinojosa RESET oral argument 3:30 9/28/95 . Parties telephonically notified. (ndavila) (Entered: 08/14/1995)
08/16/1995	139	ORDER striking [137-2] motion Motion Docket Date 8/14/95 [137-2] motion , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (mserpa) (Entered: 08/18/1995)
08/24/1995	140	RESPONSE by Celanese Corp., Celanese Chemical Co to [131-1] motion regarding miscellaneous matters relevant to attorneys' fees phase and CROSS-MOTION, to strike , Motion Docket Date 9/13/95 [140-2] motion , filed (mserpa) Modified on 10/03/1995 (Entered: 09/12/1995)
09/28/1995	141	Status conference held before Judge Ricardo H. Hinojosa Ct Reporter: ERO Irma Soto Tape Number: not shown. Case called. All present. These cases have settled except for the issue of atty's fees. Court makes findings and DENIES plttfs' amended motion for attys fees, costs & expenses. Any defts' mtns to strike will be denied and the Court considers all pleadings filed. Mr. Horton requests permission to correct the docket sheets. The Court instructs Mr. Horton to file a motion to correct the docket sheets and to do so within 30 days from the date the order is signed. (mserpa) (Entered: 10/04/1995)
09/29/1995	142	Unopposed MOTION to dismiss plaintiff's claims by Celanese Corp., Celanese Chemical Co Kathryn F Green for defendant Celanese Chemical Co, Motion Docket Date [142-1] motion , filed. (mserpa) (Entered: 10/04/1995)
09/29/1995	<u>143</u>	ORDER denying [110-1] motion for attorney fees & costs , entered; Parties notified. (signed by Judge Ricardo H. Hinojosa) (mserpa) (Entered: 10/04/1995)
10/30/1995	144	NOTICE OF APPEAL of [143-1] order by Oscar Guerra , filed . (no fee paid) (mserpa) (Entered: 11/03/1995)
11/16/1995		Filing Fee Paid; FILING FEE \$ 105.00 RECEIPT # 213082 (mserpa) (Entered: 11/20/1995)

12/11/1995	145	Transcript request [144-1] appeal Hearing on 2/22 or 2/23/93 by Ct Reporter: ERO Judith Alvarez, filed. Transcript due 1/7/96 (mserpa) (Entered: 12/12/1995)
01/12/1996	146	TRANSCRIPT OF PROCEEDINGS of Oral Argument for dates of 9/28/95 before Judge Ricardo Hinojosa , filed. (Court Rptr: ERO Irma A. Soto) (mserpa) (Entered: 01/19/1996)
02/27/1996		Certified and transmitted record on appeal consisting of 4 volumes of record, 1 volume of transcript & 7 exhibits to U.S. Court of Appeals: [144-1] appeal . Circuit No. 5th Parties ntd/mas (mserpa) (Entered: 02/29/1996)
03/28/1996	147	ORDER granting defendants' [142-1] motion to dismiss plaintiff's claims , entered; Court ORDERED case DISMISSED with prejudice. Parties notified. (signed by Judge Ricardo H. Hinojosa) (ncavazos) (Entered: 03/28/1996)
03/28/1996		Case closed (ncavazos) (Entered: 03/28/1996)
04/24/1996	148	NOTICE OF APPEAL of [147-1] order by Oscar Guerra , filed. Fee Status: no fee submitted with this document. (mserpa) (Entered: 04/25/1996)
05/30/1996		Transmitted supplemental record on appeal: [148-1] appeal (containing documents 147 & 148 ONLY) (mserpa) (Entered: 05/31/1996)
06/27/1996	149	MOTION regarding application for attorney fees , and for expedited submission by Oscar Guerra David Lynn Horton for plaintiff Oscar Guerra, Docket Date 7/17/96 [149-1] motion , filed. (mserpa) (Entered: 06/27/1996)
06/27/1996	150	JOINT MOTION to dismiss plaintiff's claims against Arthur Brothers Inc with prejudice , and for expedited submission by Oscar Guerra, Arthur Brothers Inc , filed (mserpa) (Entered: 06/27/1996)
07/15/1996	151	Transcript request form by Atty David Horton , filed. Transcript is unnecessary for appeal purposes. Record is already with Clerk @ 5th Circuit. This form is filed as a formality. (mserpa) (Entered: 07/17/1996)
08/12/1996	152	MEMORANDUM by Oscar Guerra in support of [150-1] joint motion to dismiss plaintiff's claims against Arthur Brothers Inc with prejudice, [150-2] joint motion for expedited submission, [149-1] motion regarding application for attorney fees, [149-2] motion for expedited submission , filed (mserpa) (Entered: 08/15/1996)
08/16/1996		Transmitted supplemental record on appeal: [148-1] appeal, [144-1] appeal consisting of DE #149, 150, 151 & 152. a/n/lrs (mserpa) (Entered: 08/16/1996)
09/30/1996	153	JOINT MOTION for entry of final order and judgment by Oscar Guerra , filed (mserpa) (Entered: 10/01/1996)
01/08/1997	154	Notice of change of address by David Horton, Attorney for Oscar Guerra , filed. (mserpa) (Entered: 01/22/1997)
03/31/1997	<u>155</u>	ORDER DENYING [149-1] motion regarding application for attorney fees , entered; Parties notified. (signed by Ricardo H. Hinojosa) (ncavazos) (Entered: 03/31/1997)
03/31/1997	<u>156</u>	ORDER GRANTING plaintiff's [150-1] joint motion to dismiss plaintiff's claims against Arthur Brothers Inc with prejudice , Parties notified. (signed by Judge Ricardo H. Hinojosa) (ncavazos) (Entered: 03/31/1997)
04/29/1997	157	NOTICE OF APPEAL of [156-1] order, [155-1] order by Plaintiff & Pltff's counsel (Texas Rural Legal Aid, Inc; Enrique Valdivia and David Horton) , filed. Fee Status: paid Receipt #: 216582 Appeal record due on 5/14/97 (mserpa) (Entered: 04/29/1997)
02/05/1998	<u>158</u>	ORDER OF USCA (certified copy) 01/09/98 issued as mandate on 02/03/98 reversing judgment and remanding to the District Court for further proceedings in accordance with opinion of this court Re: [144-1] appeal (95-40874), filed. (fmremp) (Entered: 02/09/1998)
02/05/1998	<u>159</u>	ORDER OF USCA (certified copy) 01/09/98 issued as mandate on 02/03/98 reversing the Judgment of the District Court Re: [148-1] appeal (96-40451) and remanding to the District Court for further proceedings in accordance with the

		opinion of this Court , filed. (fmrem) (Entered: 02/09/1998)
02/05/1998	<u>160</u>	ORDER OF USCA (certified copy) 01/09/98 issued as mandate on 02/03/98 reversing the Judgment of the District Court Re: [157-1] appeal (97-40525) and remanding to the District court for further proceedings in accordance with the opinion of this Court, filed. (fmrem) (Entered: 02/09/1998)
02/05/1998		Case reopened (ncavazos) (Entered: 02/12/1998)
02/05/1998	<u>161</u>	Certified copy of USCA OPINION, filed. (fmrem) (Entered: 02/19/1998)
02/18/1998		Record on appeal returned from U.S. Court of Appeals: supplemental record in 96-40451 only (1 volume) (fmrem) (Entered: 02/23/1998)
03/02/1998	<u>162</u>	MOTION for hearing on pending motions by Oscar Guerra, Motion Docket Date 3/22/98 [162-1] motion , filed. (grogan) (Entered: 03/04/1998)
03/02/1998	<u>163</u>	MOTION to consolidate and merge pursuant to Rule 42 – Federal Rule of Civil Procedure by Oscar Guerra, Motion Docket Date 3/22/98 [163-1] motion , filed. (grogan) (Entered: 03/04/1998)
03/02/1998	<u>164</u>	Conditional MOTION for scheduling order by Oscar Guerra, Motion Docket Date 3/22/98 [164-1] motion , filed. (grogan) (Entered: 03/04/1998)
03/02/1998	<u>165</u>	MOTION for appointment of special master pursuant to Rule 53 – Federal Rules of Civil Procedure by Oscar Guerra, Motion Docket Date 3/22/98 [165-1] motion , filed. (grogan) (Entered: 03/04/1998)
03/02/1998	<u>166</u>	MOTION for referral to mediation by Oscar Guerra, Motion Docket Date 3/22/98 [166-1] motion , filed. (grogan) (Entered: 03/04/1998)
03/18/1998	167	RESPONSE by Celanese Corp., Celanese Chemical Co to [165-1] motion for appointment of special master pursuant to Rule 53 – Federal Rules of Civil Procedure, [164-1] motion for scheduling order, [163-1] motion to consolidate and merge pursuant to Rule 42 – Federal Rule of Civil Procedure, [162-1] motion for hearing on pending motions , filed. (fmrem) (Entered: 03/20/1998)
03/24/1998	<u>168</u>	NOTICE of Hearing: set status conference for 4:00 4/30/98 before Judge Ricardo H. Hinojosa before Judge Ricardo H. Hinojosa , filed. Parties/n by McAllen Division by cm/rrr (per Nora Casiano) (mserpa) (Entered: 03/26/1998)
04/30/1998	169	Status conference held before Judge Ricardo H. Hinojosa Ct Reporter: Tony Tijerina. Case called on docket. All present. Court makes rulings. Mr. Horton to file request for attorney's fees by 07/20/98 and dft. Celanese to file response by 08/10/98. Parties to return for hearing on 08/20/98 at 4:00. with regards to plttf's. motion to consolidate and merge, parties can designate in pleadings what Court should take judicial notice of in other lawsuit. (fmrem) (Entered: 05/01/1998)
04/30/1998		ORAL ORDER of Judge Ricardo H. Hinojosa denying [166-1] motion for referral to mediation denying [165-1] motion for appointment of special master pursuant to Rule 53 – Federal Rules of Civil Procedure set plttf's. request for attorney's fees due for 7/20/98 , and Response to plttf's. request for attorney's fee due for 08/10/98 , and set miscellaneous hearing 4:00 8/20/98 before Judge Ricardo H. Hinojosa (fmrem) (Entered: 05/01/1998)
07/16/1998	170	MOTION to consolidate the Mireles and Guerra cases on remand for the limited purpose of filing papers by Oscar Guerra David Lynn Horton for plaintiff Oscar Guerra, Motion Docket Date 8/5/98 [170-1] motion , filed. (fmrem) (Entered: 07/17/1998)
07/16/1998	171	MOTION regarding designation of portions of the record in the related Trevino case for use herein by Oscar Guerra David Lynn Horton for plaintiff Oscar Guerra, Motion Docket Date 8/5/98 [171-1] motion , filed. (fmrem) (Entered: 07/17/1998)
07/16/1998	172	MOTION to extend time to file brief in support of amended motion for attorney's fees and costs – second by Oscar Guerra David Lynn Horton for plaintiff Oscar Guerra, Motion Docket Date 8/5/98 [172-1] motion , filed. (fmrem) (Entered: 07/17/1998)

07/16/1998	173	MOTION for expedited submission re plttf's. motion to consolidate the Mireles and Guerra cases and plttf's. motion to extend time to file brief in support by Oscar Guerra David Lynn Horton for plaintiff Oscar Guerra, Motion Docket Date 8/5/98 [173-1] motion , filed. (fmrem) (Entered: 07/17/1998)
07/21/1998	174	Amended MOTION for attorney fees and costs – second David Lynn Horton for plaintiff Oscar Guerra, Motion Docket Date 8/10/98 [174-1] motion , filed. (fmrem) (Entered: 07/21/1998)
07/22/1998	<u>175</u>	ORDER striking [170-1] motion to consolidate the Mireles and Guerra cases on remand for the limited purpose of filing papers , entered (no separate proposed order); Parties notified. (signed by Judge Ricardo H. Hinojosa) (fmrem) (Entered: 07/27/1998)
08/10/1998	176	RESPONSE by Celanese Corp. to [174-1] motion for attorney fees and costs – second , filed. (fmrem) (Entered: 08/11/1998)
08/19/1998	177	JOINT Unopposed MOTION for judgment on the pleadings and record without hearing , and in the alternative, to continue and reset hearing scheduled for 08/20/98 , and to expedite motion submission , filed (fmrem) (Entered: 08/20/1998)
08/20/1998	178	Motion hearing (pending motions) re: [177-1] joint motion for judgment on the pleadings and record without hearing, et al Ct Reporter: ERO Tijerina Tape Number: not indicated. Case called. Plttf's mtn to consolidate is denied. Plttf's 1st &2nd mtn to ext time to file brief in support of amended mtn for attys fees and costs is granted. Breif due 10/15/98/response due 11/16/98. Plttf's amended mtn for atty fees &costs is denied without prejudice. Joint unopposed mtn for judgment on the pleadings/joint unopposed mtn to continue &reset hearing &to expedite is moot. Counsel should document atty fees in each one of the cases and should include issues addressed by 5th Circuit under case law &delineate claim in each of these two cases. Court will indicate on the record the Court's findings on 12/16/98 at 2:30 p.m. (mserpa) (Entered: 08/26/1998)
08/20/1998		ORAL ORDER of Judge Ricardo H. Hinojosa denying [163-1] motion to consolidate and merge pursuant to Rule 42 – Federal Rule of Civil Procedure; granting plttfs' first and second motion to extend time to file brief in support of amended motion for attorney's fees and costs set brief due for 10/15/98 , set party's reply brief due 11/16/98 . Plttf's. amended motion for atty fees denied. Joint unopposed motion for judgment on pleadings and record without hearing and in the alternative, joint unopposed motion to continue and reset hearing scheduled for 08/20/98 and motion for expedited motion submission moot. (fmrem) (Entered: 09/08/1998)
08/20/1998		Deadline updated; set miscellaneous hearing 2:30 12/16/98 before Judge Ricardo H. Hinojosa (fmrem) (Entered: 09/08/1998)
08/26/1998		Deadline updated; set status conference for 2:30 12/16/98 before Judge Ricardo H. Hinojosa (mserpa) (Entered: 08/26/1998)
10/15/1998	179	Supplemental BRIEF by Oscar Guerra in support of [174-1] motion for attorney fees and costs – second , filed. (fmrem) Modified on 12/11/1998 (Entered: 10/16/1998)
11/16/1998	180	RESPONSE by Celanese Corp. to [179-1] brief , filed. (copy of pleading mailed to McAllen Division for their duplicate file) (mserpa) Modified on 12/11/1998 (Entered: 11/18/1998)
12/15/1998		Deadline updated; reset status conference for 2:30 1/13/99 before Judge Ricardo H. Hinojosa (fmrem) (Entered: 12/16/1998)
01/13/1999	181	Minute entry filed following pending motions hearing; Appearances: David Lynn Horton for Plaintiff and Paule Sexton and Kathryn Green for Defendant: terminated deadlines , setting Plaintiff to file a summary of fees claimed due for 3/2/99 , and Response by Defendant re: Plaintiff's summary of fees claimed due by 3/16/99 , Motion hearing set for 3/19/99 4:00 for [171-1] motion regarding designation of portions of the record in the related Trevino case for use herein, and [164-1] motion for scheduling order Ct Reporter: ERO Tape Number: ETT:

		(fmrem) (Entered: 01/20/1999)
03/02/1999	182	SUPPLEMENT to [179-1] brief by Oscar Guerra , filed. Pltff's. atty. submitted 1st page only of same filing (D.E. #313) in CA-C-76-134. (fmrem) (Entered: 03/04/1999)
03/29/1999	183	Minute entry filed following hearing before Judge Ricardo H. Hinojosa: Appearances: David L. Horton and Kathryn F. Green; Court GRANTS motion to appear of Steven D. Jansma. Court addresses Plaintiffs' motion for attorney fees and costs in both cases. Plaintiff's motion regarding designation of portions of the record in the related trevino case for use herein (#171 in C-80-115) and Plaintiffs Motion for expedited submission re: Plaintiff's Motion to Consolidate the Mireles and Guerra cases and Plaintiff's Motion to Extend time to file brief (305), the Court DENIES these motions; Hearing on pending motions #162 in 80-115 are MOOT as well as the Motion for Scheduling Order and #164 in C-80-115). The Court GRANTS the Motion for Attorney Fees and Costs in both cases and Defendant is to pay Plaintiffs \$9,600.00 as attorney fees ini C76-134 and \$5000 in C-80-115. Any pending motions for appeal purposes are DENIED without prejudice to refiling after judgment is entered; Ct Reporter: ERO Tony Tijerina (fmrem) (Entered: 03/31/1999)
03/31/1999	<u>184</u>	ORDER entered GRANTING Motion of the plaintiffs for attorneys fees and costs; Celanese Corp is ORDERED to pay attorney's fees to Plaintiffs in the amount of \$5,000 and costs which the Plaintiffs are entitled to under 28 USC 1920; Parties notified. (signed by Judge Ricardo H. Hinojosa) (fmrem) (Entered: 03/31/1999)
03/31/1999	<u>185</u>	Minute Entry Order entered mooting [171-1] motion regarding designation of portions of the record in the related case for use herein mooting [164-1] motion for scheduling order mooting [162-1] motion for hearing on pending motions Parties ntd. (Signed by Judge Ricardo H. Hinojosa) (fmrem) (Entered: 03/31/1999)
05/06/1999	186	NOTICE OF APPEAL of [184-1] order by Oscar Guerra , filed. Fee Status: paid Receipt #: 2221105 (fmrem) (Entered: 05/06/1999)
05/17/1999		Clerk mailed letter to David Horton advising transcript order deadline was 05/16/99, and as of this date, it had not been filed. All parties notified/mas. (fmrem) (Entered: 05/18/1999)
05/26/1999	187	Transcript request [186-1] appeal for all hearings between February 1998 - March 1999; August and October 1998; January and March 1999 by David Horton, filed. (fmrem) (Entered: 06/02/1999)
07/27/1999	188	Copy of TRANSCRIPT OF PROCEEDINGS of status conference for dates of 04/30/98 before Judge Ricardo H. Hinojosa , filed. (Court Rptr: Tony Tijerina). Original filed in CA-C-76-134 at D.E. #337. (fmrem) (Entered: 08/17/1999)
07/27/1999	189	Copy of TRANSCRIPT OF PROCEEDINGS of pending motions for dates of 08/20/98 before Judge Ricardo H. Hinojosa , filed. (Rptr: Tony Tijerina). Original filed in CA-C-76-134 at D.E. #338. (fmrem) (Entered: 08/17/1999)
07/27/1999	190	Copy of TRANSCRIPT OF PROCEEDINGS of pending motions for dates of 01/13/99 before Judge Ricardo H. Hinojosa , filed. (Court Rptr: Tony Tijerina). Original filed in CA-C-76-134 at D.E. #339. (fmrem) (Entered: 08/17/1999)
07/27/1999	191	Copy of TRANSCRIPT OF PROCEEDINGS of pending motions for dates of 03/29/99 before Judge Ricardo H. Hinojosa , filed. (Court Rptr: Tony Tijerina). Original filed in CA-C-76-134 at D.E. #340. (fmrem) (Entered: 08/17/1999)
08/09/1999		Certified and transmitted record on appeal consisting of 5 volumes of the record, 1 volume of the transcript and 1 envelope of exhibits to U.S. Court of Appeals: [186-1] appeal . Circuit No. 99-40557 Parties ntd. (fmrem) (Entered: 08/09/1999)
09/06/2000	<u>194</u>	ORDER OF USCA (certified copy) 08/15/00 issued as mandate on 09/06/00 affirming the Judgment of the District Court, filed. Further ordered that plttfs-appellants pay to dfts-appellees costs on appeal to be taxed by Clerk of this Court. CCA No. 99-40547 (fmrem) (Entered: 05/30/2001)

03/31/2001	<u>192</u>	ORDER OF DISMISSAL, entered; deposition costs and photocopy costs will be disallowed; dft Cleanese to pay fees of the Clerk w/i 10 days to pltfs; Parties notified. (signed by Judge Ricardo H. Hinojosa) (bgarces) (Entered: 03/31/2001)
03/31/2001		Case closed (bgarces) (Entered: 03/31/2001)
04/25/2001	<u>193</u>	NOTICE OF APPEAL of [192-1] order by Oscar Guerra , filed. Fee Status: 105.00 Receipt #: 2 225314 (drodrigues) (Entered: 04/25/2001)
04/25/2001		Notice of appeal and Copy of docket transmitted to USCA: [193-1] appeal (fmrempp) (Entered: 04/25/2001)
06/07/2001		Record on appeal returned from U.S. Court of Appeals re: [193-1] appeal (fmrempp) (Entered: 06/13/2001)
06/15/2001		Certified and transmitted record on appeal consisting of 6 volumes of the record, 5 volumes of transcript, 1 rubber-banded packet of exhibits to U.S. Court of Appeals: [193-1] appeal . Circuit No. 01-40471 Parties ntfd. (fmrempp) (Entered: 06/15/2001)
09/20/2001	<u>195</u>	ORDER OF USCA (certified copy) 09/17/01 granting unopposed motion of appellants to substitute party Celanese Corporation and Celanese Chemical Company for Arthur Brothers, Inc. , filed. CCA No. 01-40474/01-40471 (fmrempp) (Entered: 09/21/2001)
04/12/2002		Record on appeal returned from U.S. Court of Appeals: [193-1] appeal (drodrigues) (Entered: 04/15/2002)
04/12/2002	<u>196</u>	ORDER OF USCA (certified copy) 4/19/02 issued as mandate on 4/10/02 affirming the Judgment of the District Court Re: [193-1] appeal , filed. CCA No. 01-40471 (drodrigues) (Entered: 04/15/2002)
08/12/2003	<u>197</u>	Docket Entry: A letter was sent to Mr.David Horton advising him that our records revealed exhibits that were introduced into evidence in the above-numbered case. We advised him that if he wished the exhibits be returned to him, to please call our office to make arrangements to have them delivered or otherwise they would be destroyed. A deadline of August 1, 2003 was given to Mr. Horton to have them picked up. Our office never heard from Mr. Horton, therefore, said exhibits are being destroyed. (lcayce) (Entered: 08/20/2003)