

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:07-cv-06411-CRB**

Hoye v. City of Oakland
Assigned to: Hon. Charles R. Breyer
Referred to: Magistrate Judge Joseph C. Spero
Case in other court: 09-16753
Cause: 42:1983 Civil Rights Act

Date Filed: 12/19/2007
Date Terminated: 10/02/2012
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Walter B. Hoye, II

represented by **Michael Millen**
Law Offices of Michael Millen
119 Calle Marguerita #100
Los Gatos, CA 95032
408-871-0777
Fax: 408-516-9861
Email: MikeMillen@aol.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Catherine Wynne Short
Life Legal Defense Foundation
Post Office Box 1313
Ojai, CA 93024-1313
805-640-1940
Email: lldfojai@cs.com
ATTORNEY TO BE NOTICED

V.

Defendant

City of Oakland

represented by **Greg James Richardson**
Orrick, Herrington & Sutcliffe LLP
405 Howard Street
The Orrick Building
San Francisco, CA 94105
415-773-5822
Fax: 415-773-5759
Email: grichardson@orrick.com
TERMINATED: 08/17/2011
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Angela Lucia Padilla
Orrick, Herrington & Sutcliffe LLP
405 Howard Street
San Francisco, CA 94105-2669
415-773-5805
Fax: 415-773-5759
Email: apadilla@orrick.com
TERMINATED: 03/24/2010
ATTORNEY TO BE NOTICED

Benjamin Cunningham Geiger
Farella Braun + Martel
235 Montgomery Street
San Francisco, CA 94104
415-954-4400
Fax: 415-954-4480
Email: bgeiger@fbm.com

TERMINATED: 10/14/2011
ATTORNEY TO BE NOTICED

Erin Hansen Reding
Office of the County Counsel
1221 Oak Street, Suite 450
Oakland, CA 94612
510-272-6700
Fax: 510-272-5020
Email: erin.reding@acgov.org
TERMINATED: 11/05/2009
ATTORNEY TO BE NOTICED

Jennifer A. Chin
Office of the City Attorney
1 Frank Ogawa Plaza
6th Floor
Oakland, CA 94612
510-238-4779
Fax: 510-238-6500
Email: jchin@oaklandcityattorney.org
ATTORNEY TO BE NOTICED

Jessica Susan Pers
Orrick Herrington & Sutcliffe LLP
The Orrick Building
405 Howard Street
San Francisco, CA 94105-2669
415-773-5700
Fax: 415-773-5759
Email: jpers@orrick.com
ATTORNEY TO BE NOTICED

Katherine Collinge Lubin
Orrick, Herrington & Sutcliffe LLP
405 Howard St
San Francisco, CA 94105
415-773-4225
Fax: 415-773-5759
Email: klubin@orrick.com
ATTORNEY TO BE NOTICED

Sarah Christine Marriott
Orrick Herrington & Sutcliffe LLP
405 Howard Street
San Francisco, CA 94105
415-557-5700
Fax: 415-557-5759
Email: smarriott@orrick.com
ATTORNEY TO BE NOTICED

Vicki A. Laden
Office of the City Attorney
1 Frank H. Ogawa Plaza, 6th Floor
Oakland, CA 94612
510-238-4941
Fax: 510-238-6500
Email: vladen@oaklandcityattorney.org
TERMINATED: 10/14/2011
ATTORNEY TO BE NOTICED

3rd party plaintiff

Virginia Hitchcock

represented by **Cyrus Jacob Johnson**
Law Offices Cyrus J Johnson Esq

177 Bovet Road
6th Floor
San Mateo, CA 94402
650-638-2308
Email: mail@cjesq.com
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 12/19/2007 | <u>1</u> | COMPLAINT against City of Oakland (Filing fee \$ 350, receipt number 54611002273.) SUMMONS ISSUED. Filed byWalter B. Hoye, II. (mcl, COURT STAFF) (Filed on 12/19/2007) (mcl, COURT STAFF). (Entered: 12/21/2007) |
| 12/19/2007 | <u>2</u> | MOTION for Temporary Restraining Order, MOTION for Order to Show Cause re preliminary injunction filed by Walter B. Hoye, II. (mcl, COURT STAFF) (Filed on 12/19/2007) (mcl, COURT STAFF). (Entered: 12/21/2007) |
| 12/19/2007 | <u>3</u> | MEMORANDUM of points and authorities in Support re <u>2</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause re preliminary injunction filed byWalter B. Hoye, II. (Related document(s) <u>2</u>) (mcl, COURT STAFF) (Filed on 12/19/2007) (mcl, COURT STAFF). (Entered: 12/21/2007) |
| 12/19/2007 | <u>4</u> | Declaration of Walter B. Hoye, II in Support of <u>2</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause re preliminary injunction filed byWalter B. Hoye, II. (Related document(s) <u>2</u>) (mcl, COURT STAFF) (Filed on 12/19/2007) (mcl, COURT STAFF). (Entered: 12/21/2007) |
| 12/19/2007 | <u>5</u> | Request for Judicial Notice re <u>2</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause filed byWalter B. Hoye, II. (Related document(s) <u>2</u>) (mcl, COURT STAFF) (Filed on 12/19/2007) (mcl, COURT STAFF). (Entered: 12/21/2007) |
| 12/19/2007 | | Received Order re <u>2</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause by Walter B. Hoye, II. (mcl, COURT STAFF) (Entered: 12/21/2007) |
| 12/19/2007 | <u>6</u> | CERTIFICATE OF SERVICE by Walter B. Hoye, II re <u>3</u> Memorandum in Support, <u>4</u> Declaration in Support, <u>2</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause, <u>1</u> Complaint, <u>5</u> Request for Judicial Notice, Received Order (mcl, COURT STAFF) (Filed on 12/19/2007) (mcl, COURT STAFF). (Entered: 12/21/2007) |
| 12/19/2007 | <u>7</u> | ADR SCHEDULING ORDER: Case Management Conference set for 3/28/2008 08:30 AM. Case Management Statement due by 3/21/2008. (Attachments: # <u>1</u> Order setting CMC, # <u>2</u> Standing Order, # <u>3</u> CM Standing Order for All Judges)(mcl, COURT STAFF) (Filed on 12/19/2007) (Entered: 12/21/2007) |
| 12/19/2007 | | Summons Issued as to City of Oakland. (mcl, COURT STAFF) (Entered: 12/21/2007) |
| 12/19/2007 | | CASE DESIGNATED for Electronic Filing. (mcl, COURT STAFF) (Entered: 12/21/2007) |
| 12/20/2007 | <u>8</u> | Minute Entry: Telephonic Conference re TR – held on 12/20/2007 before Charles R. Breyer (Date Filed: 12/20/2007). Matter continued to 1/17/08 at 10:00 a.m. for Status Conference. (Court Reporter Belle Ball.) (fj, COURT STAFF) (Date Filed: 12/20/2007) (Entered: 12/26/2007) |
| 12/20/2007 | | Set/Reset Hearings: Status Conference set for 1/17/2008 10:00 AM. (mcl, COURT STAFF) (Entered: 12/27/2007) |
| 01/10/2008 | <u>9</u> | CLERK'S NOTICE re: Failure to E-File and/or Failure to Register as an E-Filer. (mcl, COURT STAFF) (Filed on 1/10/2008) (Entered: 01/10/2008) |
| 01/16/2008 | <u>10</u> | Letter from Vicki Laden <i>re status</i> . (Laden, Vicki) (Filed on 1/16/2008) (Entered: 01/16/2008) |

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| 01/16/2008 | <u>11</u> | Letter from Michael Millen re Status. (Millen, Michael) (Filed on 1/16/2008) (Entered: 01/16/2008) |
| 01/17/2008 | <u>12</u> | Minute Entry: Status Conference (Date Filed: 1/17/2008). (Court Reporter Lydia Zinn.) (be, COURT STAFF) (Date Filed: 1/17/2008) (Entered: 01/17/2008) |
| 03/13/2008 | <u>13</u> | ADR Clerks Notice re: Non-Compliance with Court Order. (tjs, COURT STAFF) (Filed on 3/13/2008) (Entered: 03/13/2008) |
| 03/14/2008 | <u>14</u> | STIPULATION to Continue Case Management Conference Date and Suspend ADR Requirements; [Proposed] Order by City of Oakland. (Laden, Vicki) (Filed on 3/14/2008) (Entered: 03/14/2008) |
| 03/17/2008 | <u>15</u> | ADR Certification (ADR L.R. 3-5b) of discussion of ADR options (Laden, Vicki) (Filed on 3/17/2008) (Entered: 03/17/2008) |
| 03/17/2008 | <u>16</u> | ORDER re <u>14</u> Stipulation filed by City of Oakland. Signed by Judge Charles R. Breyer on 3/17/08. (be, COURT STAFF) (Filed on 3/17/2008) (Entered: 03/17/2008) |
| 03/17/2008 | | Set Deadlines/Hearings: Case Management Statement due by 5/9/2008. Initial Case Management Conference set for 5/16/2008 08:30 AM. (be, COURT STAFF) (Filed on 3/17/2008) (Entered: 03/17/2008) |
| 05/08/2008 | <u>17</u> | STIPULATION and Order to Continue CMC by Walter B. Hoye, II. (Millen, Michael) (Filed on 5/8/2008) (Entered: 05/08/2008) |
| 05/09/2008 | <u>18</u> | ORDER re <u>17</u> Stipulation filed by Walter B. Hoye, II Further Case Management Conference set for 8/22/2008 08:30 AM.. Signed by Judge Charles R. Breyer on 5/09/08. (be, COURT STAFF) (Filed on 5/9/2008) (Entered: 05/09/2008) |
| 05/22/2008 | <u>19</u> | MOTION for Temporary Restraining Order filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Proposed Order Proposed Order)(Millen, Michael) (Filed on 5/22/2008) (Entered: 05/22/2008) |
| 05/22/2008 | <u>20</u> | Brief re <u>19</u> MOTION for Temporary Restraining Order – <i>Memo of Ps & As</i> filed by Walter B. Hoye, II. (Related document(s) <u>19</u>) (Millen, Michael) (Filed on 5/22/2008) (Entered: 05/22/2008) |
| 05/22/2008 | <u>21</u> | Declaration of Walter B. Hoye, II in Support of <u>19</u> MOTION for Temporary Restraining Order filed by Walter B. Hoye, II. (Related document(s) <u>19</u>) (Millen, Michael) (Filed on 5/22/2008) (Entered: 05/22/2008) |
| 05/22/2008 | <u>22</u> | Declaration of Michael Millen, Esq. in Support of <u>19</u> MOTION for Temporary Restraining Order filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Related document(s) <u>19</u>) (Millen, Michael) (Filed on 5/22/2008) (Entered: 05/22/2008) |
| 05/22/2008 | <u>23</u> | Request for Judicial Notice re <u>19</u> MOTION for Temporary Restraining Order filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A)(Related document(s) <u>19</u>) (Millen, Michael) (Filed on 5/22/2008) (Entered: 05/22/2008) |
| 05/22/2008 | <u>24</u> | ORDER re telephone conference on Tuesday, May 27 at 2:30 p.m. Signed by Judge Susan Y. Illston for Judge Charles R. Breyer on 5/22/2008. (crblc1, COURT STAFF) (Filed on 5/22/2008) Modified on 5/23/2008 (mcl, COURT STAFF). (Entered: 05/22/2008) |
| 05/27/2008 | <u>25</u> | Minute Entry: Motion Hearing held on 5/27/2008 before Charles R. Breyer (Date Filed: 5/27/2008) re <u>19</u> MOTION for Temporary Restraining Order filed by Walter B. Hoye, II. Telephonic Conference set for 5/30/2008 09:30 AM. (Court Reporter Lydia Zinn.) (be, COURT STAFF) (Date Filed: 5/27/2008) (Entered: 05/28/2008) |
| 05/28/2008 | <u>26</u> | Letter from Vicki Laden enclosing <i>Training Bulletin</i> . (Laden, Vicki) (Filed on 5/28/2008) (Entered: 05/28/2008) |
| 05/29/2008 | <u>27</u> | Brief re <u>19</u> MOTION for Temporary Restraining Order – <i>Supplemental</i> filed by Walter B. Hoye, II. (Related document(s) <u>19</u>) (Millen, Michael) (Filed on 5/29/2008) (Entered: 05/29/2008) |

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| 05/29/2008 | <u>28</u> | Request for Judicial Notice re <u>19</u> MOTION for Temporary Restraining Order – <i>2nd Request for Judicial Notice</i> filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A)(Related document(s) <u>19</u>) (Millen, Michael) (Filed on 5/29/2008) (Entered: 05/29/2008) |
| 05/29/2008 | <u>29</u> | ASSOCIATION of Counsel by City of Oakland. (Laden, Vicki) (Filed on 5/29/2008) (Entered: 05/29/2008) |
| 05/29/2008 | <u>30</u> | MEMORANDUM in Opposition re <u>19</u> MOTION for Temporary Restraining Order <i>and Order to Show Cause re Preliminary Injunction</i> filed by City of Oakland. (Related document(s) <u>19</u>) (Marriott, Sarah) (Filed on 5/29/2008) (Entered: 05/29/2008) |
| 05/29/2008 | <u>31</u> | DECLARATION of Vicki Laden in Opposition to <u>19</u> MOTION for Temporary Restraining Order <i>and Order to Show Cause re Preliminary Injunction</i> filed by City of Oakland. (Attachments: # <u>1</u> Exhibit Exhibits 1–5)(Related document(s) <u>19</u>) (Marriott, Sarah) (Filed on 5/29/2008) (Entered: 05/29/2008) |
| 05/30/2008 | <u>33</u> | Minute Entry: Motion Hearing held on 5/30/2008 before Charles R. Breyer (Date Filed: 5/30/2008) re <u>19</u> MOTION for Temporary Restraining Order filed by Walter B. Hoye, II, ***Motions terminated: <u>19</u> MOTION for Temporary Restraining Order filed by Walter B. Hoye, II. (Court Reporter Sahar McVickar.) (be, COURT STAFF) (Date Filed: 5/30/2008) (Entered: 05/30/2008) |
| 06/02/2008 | <u>34</u> | Transcript of Proceedings held on 5/30/08, before Judge Charles R. Breyer. Court Reporter/Transcriber Sahar McVickar, Telephone number (415) 626–6060. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 8/28/2008. (McVickar, Sahar) (Filed on 6/2/2008) (Entered: 06/02/2008) |
| 06/05/2008 | <u>35</u> | MOTION to Dismiss <i>Plaintiff's Complaint for Violation of Civil Rights</i> filed by City of Oakland. Motion Hearing set for 7/11/2008 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Marriott, Sarah) (Filed on 6/5/2008) (Entered: 06/05/2008) |
| 06/05/2008 | <u>36</u> | Proposed Order re <u>35</u> MOTION to Dismiss <i>Plaintiff's Complaint for Violation of Civil Rights</i> by City of Oakland. (Marriott, Sarah) (Filed on 6/5/2008) (Entered: 06/05/2008) |
| 06/05/2008 | <u>37</u> | Brief re <u>35</u> MOTION to Dismiss <i>Plaintiff's Complaint for Violation of Civil Rights Memorandum of Points and Authorities in Support of Motion to Dismiss</i> filed by City of Oakland. (Related document(s) <u>35</u>) (Marriott, Sarah) (Filed on 6/5/2008) (Entered: 06/05/2008) |
| 06/06/2008 | <u>38</u> | AMENDED COMPLAINT – <i>First</i> against City of Oakland. Filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Millen, Michael) (Filed on 6/6/2008) (Entered: 06/06/2008) |
| 06/12/2008 | <u>39</u> | Ex Parte Application to <i>Deem Motion to Dismiss Moot</i> filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Affidavit of Michael Millen, # <u>2</u> Proposed Order)(Millen, Michael) (Filed on 6/12/2008) (Entered: 06/12/2008) |
| 06/19/2008 | <u>40</u> | ORDER by Judge Charles R. Breyer dismissing <u>35</u> Motion to Dismiss; granting <u>39</u> Ex Parte Application. (crblc1, COURT STAFF) (Filed on 6/19/2008) (Entered: 06/19/2008) |
| 06/23/2008 | <u>41</u> | Letter from Angela Padilla to <i>The Honorable Charles R. Breyer</i> . (Marriott, Sarah) (Filed on 6/23/2008) (Entered: 06/23/2008) |
| 06/23/2008 | <u>42</u> | Proposed Order <i>Denying <u>19</u> Plaintiff's Application for Temporary Restraining Order and Order to Show Cause Re Preliminary Injunction</i> by City of Oakland. (Marriott, Sarah) (Filed on 6/23/2008) Modified on 6/24/2008 (mcl, COURT STAFF). (Entered: 06/23/2008) |

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| 06/23/2008 | <u>43</u> | MOTION to Dismiss <i>Plaintiff's First Amended Complaint</i> filed by City of Oakland. Motion Hearing set for 8/22/2008 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Marriott, Sarah) (Filed on 6/23/2008) (Entered: 06/23/2008) |
| 06/23/2008 | <u>44</u> | Brief / <i>Memorandum of Points and Authorities in Support of <u>43</u> Defendant's Motion to Dismiss Plaintiff's First Amended Complaint</i> filed by City of Oakland. (Marriott, Sarah) (Filed on 6/23/2008) Modified on 6/24/2008 (mcl, COURT STAFF). (Entered: 06/23/2008) |
| 06/23/2008 | <u>45</u> | Proposed Order <i>Granting <u>43</u> Defendant City of Oakland's Motion to Dismiss Plaintiff's First Amended Complaint</i> by City of Oakland. (Marriott, Sarah) (Filed on 6/23/2008) Modified on 6/24/2008 (mcl, COURT STAFF). (Entered: 06/23/2008) |
| 06/24/2008 | <u>46</u> | ORDER DENYING re <u>19</u> MOTION for Temporary Restraining Order and ORDER TO SHOW CAUSE filed by Walter B. Hoye, II. Signed by Judge Charles R. Breyer on 6/2/408. (be, COURT STAFF) (Filed on 6/24/2008) (Entered: 06/24/2008) |
| 06/24/2008 | <u>47</u> | NOTICE by City of Oakland re <u>43</u> Motion <i>Corrected Notice of Motion and Motion to Dismiss Plaintiff's First Amended Complaint</i> (Marriott, Sarah) (Filed on 6/24/2008) Modified on 6/25/2008 (mcl, COURT STAFF). (Entered: 06/24/2008) |
| 08/01/2008 | <u>48</u> | Memorandum in Opposition re <u>43</u> MOTION to Dismiss <i>Plaintiff's First Amended Complaint</i> filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 8/1/2008) (Entered: 08/01/2008) |
| 08/07/2008 | <u>49</u> | CLERK'S NOTICE Advancing Motion Hearing Motion to Dismiss Hearing reset for 8/21/2008 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (be, COURT STAFF) (Filed on 8/7/2008) (Entered: 08/07/2008) |
| 08/07/2008 | <u>50</u> | STIPULATION AND [PROPOSED] ORDER REGARDING CASE SCHEDULE by City of Oakland. (Marriott, Sarah) (Filed on 8/7/2008) (Entered: 08/07/2008) |
| 08/11/2008 | <u>51</u> | ORDER re <u>50</u> Stipulation filed by City of Oakland, Set/Reset Deadlines as to <u>50</u> Stipulation, <u>43</u> MOTION to Dismiss <i>Plaintiff's First Amended Complaint</i> . Motion Hearing set for 8/29/2008 10:00 AM. Further Case Management Conference set for 8/29/2008 10:00 AM.. Signed by Judge Charles R. Breyer on 8/8/08. (be, COURT STAFF) (Filed on 8/11/2008) (Entered: 08/11/2008) |
| 08/13/2008 | <u>52</u> | REPLY in Support OF <u>43</u> DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT filed by City of Oakland. (Marriott, Sarah) (Filed on 8/13/2008) Modified on 8/14/2008 (far, COURT STAFF). (Entered: 08/13/2008) |
| 08/22/2008 | <u>53</u> | JOINT CASE MANAGEMENT STATEMENT filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 8/22/2008) (Entered: 08/22/2008) |
| 08/29/2008 | <u>54</u> | Minute Entry: Further Case Management Conference held on 8/29/2008 before Charles R. Breyer (Date Filed: 8/29/2008), Motion Hearing held on 8/29/2008 before Charles R. Breyer (Date Filed: 8/29/2008), ***Motions terminated: <u>43</u> MOTION to Dismiss <i>Plaintiff's First Amended Complaint</i> filed by City of Oakland.. Motion for Summary Judgment due by 1/30/2009. Motion Hearing set for 3/6/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Court Reporter Kathy Sullivan.) (be, COURT STAFF) (Date Filed: 8/29/2008) (Entered: 08/29/2008) |
| 08/29/2008 | <u>55</u> | AMENDED Minute Entry: <u>54</u> Further Case Management Conference held on 8/29/2008 before Charles R. Breyer (Date Filed: 8/29/2008), Motion Hearing held on 8/29/2008 before Charles R. Breyer (Date Filed: 8/29/2008), ***Motions terminated: 43 MOTION to Dismiss Plaintiff's First Amended Complaint filed by City of Oakland.. Motion for Summary Judgment due by 1/30/2009. Motion Hearing set for 3/6/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Court Reporter Kathy Sullivan.) (Entered: 08/29/2008) |
| 11/13/2008 | <u>56</u> | Transcript of Proceedings held on August 29, 2008, before Judge Charles R. Breyer. Court Reporter/Transcriber Katherine Powell Sullivan, CSR, RPR, CRR, Telephone number 415-794-6659. Per General Order No. 59 and Judicial |

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| | | Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 2/9/2009. (Sullivan, Katherine) (Filed on 11/13/2008) (Entered: 11/13/2008) |
| 11/14/2008 | <u>57</u> | MOTION to Compel <i>Further Responses to Rq for Admissions</i> filed by Walter B. Hoye, II. Motion Hearing set for 12/19/2008 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Attachments: # <u>1</u> Proposed Order)(Millen, Michael) (Filed on 11/14/2008) (Entered: 11/14/2008) |
| 11/14/2008 | <u>58</u> | Brief re <u>57</u> MOTION to Compel <i>Further Responses to Rq for Admissions</i> filed by Walter B. Hoye, II. (Attachments: # <u>1</u> L.R 37-2 Summary of Responses)(Related document(s) <u>57</u>) (Millen, Michael) (Filed on 11/14/2008) (Entered: 11/14/2008) |
| 11/14/2008 | <u>59</u> | Declaration of Michael Millen, Esq. in Support of <u>57</u> MOTION to Compel <i>Further Responses to Rq for Admissions</i> filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Related document(s) <u>57</u>) (Millen, Michael) (Filed on 11/14/2008) (Entered: 11/14/2008) |
| 11/17/2008 | <u>60</u> | ORDER REFERRING CASE to Magistrate Judge for Discovery purposes. Signed by Judge Charles R. Breyer on 11/17/08. (be, COURT STAFF) (Filed on 11/17/2008) (Entered: 11/17/2008) |
| 11/17/2008 | | CASE REFERRED to Magistrate Judge Magistrate Judge Joseph C. Spero for Discovery (wh, COURT STAFF) (Filed on 11/17/2008) (Entered: 11/17/2008) |
| 11/26/2008 | <u>61</u> | Brief <i>IN OPPOSITION TO 58 PLAINTIFF'S MOTION TO COMPEL FURTHER RESPONSES TO REQUESTS FOR ADMISSIONS</i> filed by City of Oakland. (Marriott, Sarah) (Filed on 11/26/2008) Modified on 12/1/2008 (mcl, COURT STAFF). (Entered: 11/26/2008) |
| 11/26/2008 | <u>62</u> | Declaration of ANGELA L. PADILLA <i>IN SUPPORT OF 61 DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL FURTHER RESPONSES TO REQUESTS FOR ADMISSION</i> filed by City of Oakland. (Marriott, Sarah) (Filed on 11/26/2008) Modified on 12/1/2008 (mcl, COURT STAFF). (Entered: 11/26/2008) |
| 11/26/2008 | <u>63</u> | Declaration of SARAH C. MARRIOTT <i>IN SUPPORT OF 61 DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL FURTHER RESPONSES TO REQEUSTS FOR ADMISSION</i> filed by City of Oakland. (Attachments: # <u>1</u> Exhibit EXHIBITS 1-3)(Marriott, Sarah) (Filed on 11/26/2008) Modified on 12/1/2008 (mcl, COURT STAFF). (Entered: 11/26/2008) |
| 12/01/2008 | <u>64</u> | NOTICE OF REFERENCE; ORDER DENYING <u>57</u> Pla's Motion to Compel Further Responses to Requests for Admissions; ORDER TO MEET AND CONFER AND FILE JOINT LETTER. Parties shall meet and coner, in person, regarding the subject matter of the Motions and file a Joint Letter to the Court. (klh, COURT STAFF) (Filed on 12/1/2008) (Entered: 12/01/2008) |
| 12/30/2008 | <u>65</u> | <i>DEFENDANT CITY OF OAKLAND'S ANSWER to 38 Amended Complaint BY PLAINTIFF</i> by City of Oakland. (Marriott, Sarah) (Filed on 12/30/2008) Modified on 12/31/2008 (mcl, COURT STAFF). (Entered: 12/30/2008) |
| 12/31/2008 | <u>66</u> | STIPULATION to <i>Continue Summary Judgment Date</i> by Walter B. Hoye, II. (Attachments: # <u>1</u> Proposed Order)(Millen, Michael) (Filed on 12/31/2008) (Entered: 12/31/2008) |
| 01/08/2009 | <u>67</u> | ORDER to continue motion proceedings re <u>66</u> Stipulation filed by Walter B. Hoye, II, Set/Reset Deadlines as to <u>66</u> Stipulation. Motions due by 3/6/2009.. Signed by Judge Charles R. Breyer on 1/06/09. (be, COURT STAFF) (Filed on 1/8/2009) (Entered: 01/08/2009) |
| 02/20/2009 | <u>68</u> | STIPULATION <i>and [Proposed] Order Regarding Case Schedule</i> by City of Oakland. (Marriott, Sarah) (Filed on 2/20/2009) (Entered: 02/20/2009) |

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| 02/24/2009 | <u>69</u> | STIPULATION <i>and [Proposed] Order Regarding Case Schedule</i> by City of Oakland. (Marriott, Sarah) (Filed on 2/24/2009) (Entered: 02/24/2009) |
| 02/26/2009 | <u>70</u> | ORDER regarding case schedule re <u>69</u> Stipulation filed by City of Oakland Motions due by 5/1/2009. Motion Hearing set for 6/5/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco.. Signed by Judge Charles R. Breyer on 2/26/09. (be, COURT STAFF) (Filed on 2/26/2009) (Entered: 02/26/2009) |
| 04/06/2009 | <u>71</u> | STIPULATION <i>to file Second Amended Complaint</i> by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A – Second Amended Complaint, # <u>2</u> Exhibit B – Second Amended Complaint – Ex A, # <u>3</u> Exhibit C – Second Amended Complaint – Ex B, # <u>4</u> Proposed Order)(Millen, Michael) (Filed on 4/6/2009) (Entered: 04/06/2009) |
| 04/07/2009 | <u>72</u> | ORDER allowing filing of second amended complaint re <u>71</u> Stipulation, filed by Walter B. Hoye, II. Signed by Judge Charles R. Breyer on 4/7/09. (be, COURT STAFF) (Filed on 4/7/2009) (Entered: 04/07/2009) |
| 04/07/2009 | <u>73</u> | First MOTION to Relate Case <i>09–1472 SBA</i> filed by Virginia Hitchcock. (Johnson, Cyrus) (Filed on 4/7/2009) (Entered: 04/07/2009) |
| 04/07/2009 | <u>74</u> | SECOND AMENDED COMPLAINT <i>Second</i> against all defendants. Filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Millen, Michael) (Filed on 4/7/2009) Modified on 4/8/2009 (mcl, COURT STAFF). (Entered: 04/07/2009) |
| 04/22/2009 | <u>75</u> | Ex Parte Application <i>for Administrative</i> , MOTION for Leave to File Excess Pages filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Declaration of Michael Millen, Esq., # <u>2</u> Proposed Order)(Millen, Michael) (Filed on 4/22/2009) (Entered: 04/22/2009) |
| 04/24/2009 | <u>76</u> | ORDER by Judge Charles R. Breyer granting <u>75</u> Ex Parte Application ; granting <u>75</u> Motion for Leave to File Excess Pages (be, COURT STAFF) (Filed on 4/24/2009) (Entered: 04/24/2009) |
| 04/30/2009 | <u>77</u> | ORDER by Judge Charles R. Breyer granting <u>73</u> Motion to Relate Case C–09–1472SBA to C–07–6411CRB. (be, COURT STAFF) (Filed on 4/30/2009) (Entered: 04/30/2009) |
| 05/01/2009 | <u>78</u> | MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed by City of Oakland. Motion Hearing set for 6/5/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>79</u> | Declaration of ERIN H. REDING in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed by City of Oakland. (Attachments: # <u>1</u> Affidavit Part 2 of 2)(Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>80</u> | Declaration of MOHAMMED ALI in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed by City of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>81</u> | Declaration of JACKIE BARBIC in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed by City of Oakland. (Attachments: # <u>1</u> Affidavit (PART 2 OF 2))(Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>82</u> | Declaration of LINCI COMY in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE</i> |

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| | | <i>ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>83</u> | Declaration of BARBARA HOKE in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>84</u> | Declaration of VICKI LADEN in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>85</u> | Declaration of NANCY NADEL in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>86</u> | Declaration of LAUREN QUAN in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>87</u> | Declaration of NATALIE TERRY in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>88</u> | Declaration of TAMMY COLE in Support of <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>89</u> | Request for Judicial Notice re <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>90</u> | Appendix re <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Attachments: # <u>1</u> Exhibit 1 (Part 1 of 3), # <u>2</u> Exhibit 1 (Part 2 of 3), # <u>3</u> Exhibit 1 (Part 3 of 3), # <u>4</u> Exhibit 2, # <u>5</u> Exhibit 3, # <u>6</u> Exhibit 4, # <u>7</u> Exhibit 5)(Related document(s) <u>78</u>) (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>91</u> | Proposed Order re <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> by City of Oakland. (Padilla, Angela) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>92</u> | MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed by Walter B. Hoye, II. Motion Hearing set for 6/5/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Attachments: # <u>1</u> Memo of Points |

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| | | &Authorities, # <u>2</u> Proposed Order)(Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>93</u> | Declaration of Michael Millen, Esq. in Support of <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed byWalter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J)(Related document(s) <u>92</u>) (Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>94</u> | Declaration of Walter B. Hoye, II in Support of <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed byWalter B. Hoye, II. (Related document(s) <u>92</u>) (Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>95</u> | Declaration of Virginia Hitchcock in Support of <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed byWalter B. Hoye, II. (Related document(s) <u>92</u>) (Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>96</u> | Declaration of Terry Thompson, Esq. in Support of <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed byWalter B. Hoye, II. (Related document(s) <u>92</u>) (Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>97</u> | Request for Judicial Notice re <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed byWalter B. Hoye, II. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Related document(s) <u>92</u>) (Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | <u>98</u> | CERTIFICATE OF SERVICE by Walter B. Hoye, II re <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication regarding Manually Filed Document</i> (Millen, Michael) (Filed on 5/1/2009) (Entered: 05/01/2009) |
| 05/01/2009 | 101 | EXHIBIT 7 re <u>84</u> Declaration in Support, filed byCity of Oakland. (Related document(s) <u>84</u>) (mcl, COURT STAFF) (Filed on 5/1/2009) (Entered: 05/05/2009) |
| 05/01/2009 | 102 | EXHIBIT 8 re <u>84</u> Declaration in Support, filed byCity of Oakland. (Related document(s) <u>84</u>) (mcl, COURT STAFF) (Filed on 5/1/2009) (Entered: 05/05/2009) |
| 05/01/2009 | 103 | EXHIBIT 9 re <u>84</u> Declaration in Support, filed byCity of Oakland. (Related document(s) <u>84</u>) (mcl, COURT STAFF) (Filed on 5/1/2009) (Entered: 05/05/2009) |
| 05/01/2009 | 104 | EXHIBIT 10 re <u>84</u> Declaration in Support, filed byCity of Oakland. (Related document(s) <u>84</u>) (mcl, COURT STAFF) (Filed on 5/1/2009) (Entered: 05/05/2009) |
| 05/01/2009 | 105 | EXHIBITS re <u>93</u> Declaration in Support, filed byWalter B. Hoye, II. (Related document(s) <u>93</u>) (mcl, COURT STAFF) (Filed on 5/1/2009) (Entered: 05/05/2009) |
| 05/04/2009 | <u>99</u> | CERTIFICATE OF SERVICE by City of Oakland re <u>84</u> Declaration in Support, (Padilla, Angela) (Filed on 5/4/2009) (Entered: 05/04/2009) |
| 05/04/2009 | <u>100</u> | NOTICE by City of Oakland re <u>84</u> Declaration in Support, <i>MANUAL FILING NOTIFICATION</i> (Padilla, Angela) (Filed on 5/4/2009) (Entered: 05/04/2009) |
| 05/15/2009 | <u>106</u> | Memorandum in Opposition to <u>92</u> Plaintiff's Motion for Summary Judgment filed byCity of Oakland. (Padilla, Angela) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>107</u> | Declaration of Katherine C. Lubin in Support of <u>106</u> Memorandum in Opposition to Plaintiff's Motion for Summary Judgment filed byCity of Oakland. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Related document(s) <u>106</u>) (Padilla, Angela) (Filed on 5/15/2009) (Entered: 05/15/2009) |

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| 05/15/2009 | <u>108</u> | Declaration of Michael F. Johnson in Support of <u>106</u> Memorandum in Opposition to Plaintiff's Motion for Summary Judgment filed by City of Oakland. (Related document(s) <u>106</u>) (Padilla, Angela) (Filed on 5/15/2009) (Entered: 05/15/2009) |
| 05/15/2009 | <u>109</u> | OBJECTIONS to Evidence in <u>92</u> Plaintiff's Motion for Summary Judgment by City of Oakland. (Padilla, Angela) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>110</u> | Appendix of Supplemental Authorities in Support of <u>106</u> City of Oakland's Opposition to Plaintiff's Motion for Summary Judgment filed by City of Oakland. (Padilla, Angela) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>111</u> | NOTICE by City of Oakland of Manual Filing in Support of <u>106</u> Opposition to Plaintiff's Motion for Summary Judgment (Padilla, Angela) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>112</u> | Proposed Order Denying <u>92</u> Plaintiff's Motion for Summary Judgment and Granting <u>78</u> Defendant's Motion for Summary Judgment by City of Oakland. (Padilla, Angela) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>113</u> | Memorandum in Opposition to <u>78</u> Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>114</u> | OBJECTIONS to Evidence in <u>78</u> Defendant's Motn for Summary Judgment by Walter B. Hoye, II. (Millen, Michael) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>115</u> | Request for Judicial Notice re <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) (Entered: 05/15/2009) |
| 05/15/2009 | <u>116</u> | Declaration of Michael Millen, Esq. in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) (Entered: 05/15/2009) |
| 05/15/2009 | <u>117</u> | Declaration of Terry Thompson, Esq. in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) (Entered: 05/15/2009) |
| 05/15/2009 | <u>118</u> | *** ERRONEOUS ENTRY *** Declaration of Walter B. Hoye, II in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>119</u> | Declaration of Virginia Hitchcock in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) (Entered: 05/15/2009) |
| 05/15/2009 | <u>120</u> | *** ERRONEOUS ENTRY *** Declaration of Christiana Downer in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>121</u> | *** ERRONEOUS ENTRY *** Declaration of Elga Kendall in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/15/2009) |
| 05/15/2009 | <u>122</u> | Declaration of Allison K. Aranda, Esq. in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed by Walter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) (Entered: 05/15/2009) |
| 05/15/2009 | <u>123</u> | Declaration of Walter B. Hoye, II (CORRECTED) in Support of <u>113</u> Memorandum in Opposition to Defendant's Motn for Summary Judgment filed |

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| | | byWalter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/15/2009) (Entered: 05/16/2009) |
| 05/15/2009 | <u>128</u> | EXHIBIT 1 re <u>108</u> Declaration of Michael F. Johnson filed byCity of Oakland. (Related document(s) <u>108</u>) (mcl, COURT STAFF) (Filed on 5/15/2009) (Entered: 05/18/2009) |
| 05/15/2009 | <u>129</u> | EXHIBIT 3 re <u>107</u> Declaration of Katherine C. Lubin, filed byCity of Oakland. (Related document(s) <u>107</u>) (mcl, COURT STAFF) (Filed on 5/15/2009) (Entered: 05/18/2009) |
| 05/15/2009 | <u>130</u> | CERTIFICATE OF SERVICE by City of Oakland re 129 Exhibits, 128 Exhibits. (mcl, COURT STAFF) (Filed on 5/15/2009) (Entered: 05/18/2009) |
| 05/16/2009 | <u>124</u> | Declaration of Elga Kendall (CORRECTED) in Support of <u>113</u> Memorandum in Opposition to <i>Defendant's Motn for Summary Judgment</i> filed byWalter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/16/2009) (Entered: 05/16/2009) |
| 05/16/2009 | <u>125</u> | Declaration of Christiana Downer (CORRECTED) in Support of <u>113</u> Memorandum in Opposition to <i>Defendant's Motn for Summary Judgment</i> filed byWalter B. Hoye, II. (Related document(s) <u>113</u>) (Millen, Michael) (Filed on 5/16/2009) (Entered: 05/16/2009) |
| 05/16/2009 | <u>126</u> | Proposed Order re <u>78</u> Defendant's Motion for Summary Judgment by Walter B. Hoye, II. (Millen, Michael) (Filed on 5/16/2009) Modified on 5/18/2009 (mcl, COURT STAFF). (Entered: 05/16/2009) |
| 05/16/2009 | <u>127</u> | CERTIFICATE OF SERVICE by Walter B. Hoye, II re <u>117</u> Declaration in Support re: <i>Exhibit A (DVDs)</i> (Millen, Michael) (Filed on 5/16/2009) (Entered: 05/16/2009) |
| 05/21/2009 | <u>131</u> | CLERKS NOTICE Continuing Motion Hearing Motion Hearing reset for 6/26/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (be, COURT STAFF) (Filed on 5/21/2009) (Entered: 05/21/2009) |
| 05/22/2009 | <u>132</u> | Reply to Opposition of <i>Defendant to 92 Plaintiff's Motion for Summary Judgment</i> filed byWalter B. Hoye, II. (Millen, Michael) (Filed on 5/22/2009) Modified on 5/26/2009 (mcl, COURT STAFF). (Entered: 05/22/2009) |
| 05/22/2009 | <u>133</u> | OBJECTIONS to <i>Defendant's Evidence re Opposition to 92 Plaintiff's MSJ</i> by Walter B. Hoye, II. (Millen, Michael) (Filed on 5/22/2009) Modified on 5/26/2009 (mcl, COURT STAFF). (Entered: 05/22/2009) |
| 05/22/2009 | <u>134</u> | RESPONSE in Support of <i>92 Plaintiff's Motion for Summary Judgment re: Defendant's Objections to Evidence in Plaintiff's Motn for Summary Judgment</i> filed byWalter B. Hoye, II. (Millen, Michael) (Filed on 5/22/2009) Modified on 5/26/2009 (mcl, COURT STAFF). (Entered: 05/22/2009) |
| 05/22/2009 | <u>135</u> | Reply Memorandum re <u>78</u> MOTION for Summary Judgment <i>NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE SUMMARY ADJUDICATION OF CLAIMS; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed byCity of Oakland. (Padilla, Angela) (Filed on 5/22/2009) (Entered: 05/22/2009) |
| 05/22/2009 | <u>136</u> | Declaration of ERIN H. REDING in Support of <u>135</u> Reply Memorandum, filed byCity of Oakland. (Related document(s) <u>135</u>) (Padilla, Angela) (Filed on 5/22/2009) (Entered: 05/22/2009) |
| 05/22/2009 | <u>137</u> | Declaration of MOHAMMED ALI in Support of <u>135</u> Reply Memorandum, filed byCity of Oakland. (Related document(s) <u>135</u>) (Padilla, Angela) (Filed on 5/22/2009) (Entered: 05/22/2009) |
| 05/22/2009 | <u>138</u> | RESPONSE to <i>PLAINTIFF'S OBJECTIONS TO EVIDENCE IN THE CITY'S MOTION FOR SUMMARY JUDGMENT</i> by City of Oakland. (Padilla, Angela) (Filed on 5/22/2009) (Entered: 05/22/2009) |
| 05/26/2009 | <u>139</u> | ERRATA re <u>93</u> Declaration in Support, by Walter B. Hoye, II. (Attachments: # <u>1</u> Affidavit of ECF Unavailability on 5/22/09)(Millen, Michael) (Filed on 5/26/2009) |

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| | | (Entered: 05/26/2009) |
| 05/26/2009 | <u>140</u> | ERRATA re <u>116</u> Declaration in Support by Walter B. Hoye, II. (Attachments: # <u>1</u> Affidavit ECF Unavailability)(Millen, Michael) (Filed on 5/26/2009) (Entered: 05/26/2009) |
| 05/26/2009 | <u>141</u> | CERTIFICATE OF SERVICE by Walter B. Hoye, II re <u>140</u> Errata, <u>139</u> Errata (Millen, Michael) (Filed on 5/26/2009) (Entered: 05/26/2009) |
| 05/26/2009 | <u>142</u> | OBJECTIONS to <i>EVIDENCE IN PLAINTIFF'S OPPOSITION TO 78 THE CITY'S MOTION FOR SUMMARY JUDGMENT</i> by City of Oakland. (Padilla, Angela) (Filed on 5/26/2009) Modified on 5/27/2009 (mcl, COURT STAFF). (Entered: 05/26/2009) |
| 05/26/2009 | <u>143</u> | CERTIFICATE OF SERVICE by City of Oakland re <u>142</u> Objection (Padilla, Angela) (Filed on 5/26/2009) (Entered: 05/26/2009) |
| 06/23/2009 | <u>144</u> | Transcript of Proceedings held on December 20, 2007, before Judge Charles R. Breyer. Court Reporter/Transcriber Belle Ball, CSR, RMR, CRR, Telephone number (415)373-2529, belle_ball@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 9/18/2009. (Ball, Belle) (Filed on 6/23/2009) (Entered: 06/23/2009) |
| 06/26/2009 | <u>145</u> | Minute Entry: Motion Hearing held on 6/26/2009 before Charles R. Breyer (Date Filed: 6/26/2009) re <u>92</u> MOTION for Summary Judgment <i>or, in the alternative, Summary Adjudication</i> filed by Walter B. Hoye, II, <u>78</u> MOTION for Summary Judgment OR IN THE ALTERNATIVE SUMMARY ADJUDICATION filed by City of Oakland. (Court Reporter Sahar McVickar.) (be, COURT STAFF) (Date Filed: 6/26/2009) (Entered: 06/26/2009) |
| 07/14/2009 | <u>146</u> | MOTION ADMINISTRATIVE RELIEF PURSUANT TO LOCAL RULE 7-11 <i>DEFENDANT'S MOTION FOR ADMINISTRATIVE RELIEF PURSUANT TO LOCAL RULE 7-11; MEMORANDUM OF POINTS AND AUTHORITIES</i> filed by City of Oakland. (Attachments: # <u>1</u> Exhibit A)(Padilla, Angela) (Filed on 7/14/2009) (Entered: 07/14/2009) |
| 07/14/2009 | <u>147</u> | STIPULATION re <u>146</u> MOTION ADMINISTRATIVE RELIEF PURSUANT TO LOCAL RULE 7-11 <i>DEFENDANT'S MOTION FOR ADMINISTRATIVE RELIEF PURSUANT TO LOCAL RULE 7-11; MEMORANDUM OF POINTS AND AUTHORITIES</i> by City of Oakland. (Padilla, Angela) (Filed on 7/14/2009) (Entered: 07/14/2009) |
| 07/14/2009 | <u>148</u> | Proposed Order re <u>146</u> MOTION ADMINISTRATIVE RELIEF PURSUANT TO LOCAL RULE 7-11 <i>DEFENDANT'S MOTION FOR ADMINISTRATIVE RELIEF PURSUANT TO LOCAL RULE 7-11; MEMORANDUM OF POINTS AND AUTHORITIES [PROPOSED] ORDER GRANTING DEFENDANT'S MOTION FOR ADMINISTRATIVE RELIEF PURSUANT TO CIVIL LOCAL RULE 7-11</i> by City of Oakland. (Padilla, Angela) (Filed on 7/14/2009) (Entered: 07/14/2009) |
| 07/15/2009 | <u>149</u> | ORDER by Judge Charles R. Breyer granting <u>146</u> Motion re submission of case. (crblc1, COURT STAFF) (Filed on 7/15/2009) (Entered: 07/15/2009) |
| 07/22/2009 | <u>150</u> | Brief <i>DEFENDANT CITY OF OAKLAND'S SUPPLEMENTARY BRIEF IN SUPPORT OF 78 DEFENDANT'S MOTION FOR SUMMARY JUDGMENT</i> filed by City of Oakland. (Padilla, Angela) (Filed on 7/22/2009) Modified on 7/23/2009 (mcl, COURT STAFF). (Entered: 07/22/2009) |
| 07/22/2009 | <u>151</u> | Brief - <i>Plaintiff's Supplementary Brief in Support of 92 Plaintiff's Motion for Summary Judgment</i> filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 7/22/2009) Modified on 7/23/2009 (mcl, COURT STAFF). (Entered: 07/22/2009) |
| 08/04/2009 | <u>152</u> | ORDER by Judge Charles R. Breyer granting <u>78</u> Defendant's Motion for Summary Judgment; denying <u>92</u> Plaintiff's Motion for Summary Judgment (crblc1, COURT |

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| | | STAFF) (Filed on 8/4/2009) (Entered: 08/04/2009) |
| 08/04/2009 | <u>153</u> | JUDGMENT in favor of defendant and against plaintiff. Signed by Judge Charles R. Breyer on 8/4/2009. (crblc1, COURT STAFF) (Filed on 8/4/2009) Modified on 8/5/2009 (mcl, COURT STAFF). (Entered: 08/04/2009) |
| 08/11/2009 | <u>154</u> | NOTICE OF APPEAL as to <u>152</u> Order on Motion for Summary Judgment, <u>153</u> Judgment by Walter B. Hoye, II. Filing fee \$ 455. (Attachments: # <u>1</u> Civil Appeals Docketing Statement)(mcl, COURT STAFF) (Filed on 8/11/2009) (USCA Case No. 09-16753) (Entered: 08/12/2009) |
| 08/11/2009 | <u>155</u> | Statement of Issues re <u>154</u> Notice of Appeal by Walter B. Hoye, II. (mcl, COURT STAFF) (Filed on 8/11/2009) (Entered: 08/12/2009) |
| 08/12/2009 | <u>156</u> | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>154</u> Notice of Appeal. (mcl, COURT STAFF) (Entered: 08/12/2009) |
| 08/12/2009 | <u>157</u> | Copy of Notice of Appeal and Docket sheet mailed to all counsel. (mcl, COURT STAFF) (Additional attachment(s) added on 8/12/2009: # <u>1</u> Docket sheet) (mcl, COURT STAFF). (Entered: 08/12/2009) |
| 08/18/2009 | <u>158</u> | STIPULATION AND [PROPOSED] ORDER REGARDING EXTENSION OF TIME TO FILE BILL OF COSTS by City of Oakland. (Attachments: # <u>1</u> Affidavit DECLARATION OF SARAH C. MARRIOTT IN SUPPORT OF THE PARTIES' STIPULATION OF EXTENSION OF TIME TO FILE BILL OF COSTS)(Marriott, Sarah) (Filed on 8/18/2009) (Entered: 08/18/2009) |
| 08/20/2009 | <u>159</u> | ORDER regarding extension of time to file bill of costs re <u>158</u> Stipulation, filed by City of Oakland. Signed by Judge Charles R. Breyer on 8/19/09. (be, COURT STAFF) (Filed on 8/20/2009) (Entered: 08/20/2009) |
| 08/25/2009 | <u>160</u> | BILL OF COSTS DECLARATION OF KATHERINE C. LUBIN IN SUPPORT OF DEFENDANT CITY OF OAKLAND'S BILL OF COSTS by City of Oakland. (Padilla, Angela) (Filed on 8/25/2009) (Entered: 08/25/2009) |
| 09/03/2009 | <u>161</u> | Transcript Designation and Ordering Form re <u>154</u> Notice of Appeal Transcript due by 9/10/2009. (Millen, Michael) (Filed on 9/3/2009) (Entered: 09/03/2009) |
| 09/03/2009 | <u>162</u> | OBJECTIONS to re <u>160</u> Bill of Costs by Walter B. Hoye, II. (Millen, Michael) (Filed on 9/3/2009) (Entered: 09/03/2009) |
| 09/04/2009 | <u>163</u> | MOTION for Preliminary Injunction <i>Pending Appeal</i> filed by Walter B. Hoye, II. Motion Hearing set for 10/9/2009 10:00 AM in Courtroom 8, 19th Floor, San Francisco. (Attachments: # <u>1</u> Proposed Order)(Millen, Michael) (Filed on 9/4/2009) (Entered: 09/04/2009) |
| 09/04/2009 | <u>164</u> | Brief re <u>163</u> MOTION for Preliminary Injunction <i>Pending Appeal</i> filed by Walter B. Hoye, II. (Related document(s) <u>163</u>) (Millen, Michael) (Filed on 9/4/2009) (Entered: 09/04/2009) |
| 09/04/2009 | <u>165</u> | Proposed Order re <u>163</u> MOTION for Preliminary Injunction <i>Pending Appeal</i> by Walter B. Hoye, II. (Millen, Michael) (Filed on 9/4/2009) (Entered: 09/04/2009) |
| 09/08/2009 | <u>166</u> | NOTICE by City of Oakland of <i>Additional Transcripts for Designation</i> (Padilla, Angela) (Filed on 9/8/2009) (Entered: 09/08/2009) |
| 09/08/2009 | <u>167</u> | Transcript Designation and Ordering Form for proceedings held on 6/26/09 (C/R: Sahar McVickar). (slh, COURT STAFF) (Filed on 9/8/2009) (Entered: 09/09/2009) |
| 09/10/2009 | <u>168</u> | TRANSCRIPT DESIGNATION by City of Oakland for proceedings held on 12/20/07, 5/27/08, 5/30/08, 8/29/08 before Judge Breyer.. (Padilla, Angela) (Filed on 9/10/2009) (Entered: 09/10/2009) |
| 09/16/2009 | <u>169</u> | USCA Case Number 09-16753 for <u>154</u> Notice of Appeal filed by Walter B. Hoye, II. (slh, COURT STAFF) (Filed on 9/16/2009) (Entered: 09/16/2009) |
| 09/18/2009 | <u>170</u> | Memorandum in Opposition re <u>163</u> MOTION for Preliminary Injunction <i>Pending Appeal</i> filed by City of Oakland. (Padilla, Angela) (Filed on 9/18/2009) (Entered: 09/18/2009) |

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| 09/23/2009 | <u>171</u> | Reply to Opposition re <u>163</u> MOTION for Preliminary Injunction <i>Pending Appeal</i> filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 9/23/2009) (Entered: 09/23/2009) |
| 09/29/2009 | <u>172</u> | STIPULATION and [Proposed] Order Regarding Schedule of Hearing on Plaintiff's Application for Injunction Pending Appeal by City of Oakland. (Padilla, Angela) (Filed on 9/29/2009) (Entered: 09/29/2009) |
| 09/30/2009 | <u>173</u> | ORDER by Judge Charles R. Breyer denying <u>163</u> Motion for Preliminary Injunction. (crblc1, COURT STAFF) (Filed on 9/30/2009) (Entered: 09/30/2009) |
| 11/04/2009 | <u>174</u> | NOTICE of Appearance by Katherine Collinge Lubin (Lubin, Katherine) (Filed on 11/4/2009) (Entered: 11/04/2009) |
| 11/05/2009 | <u>175</u> | NOTICE of Change In Counsel by Benjamin Cunningham Geiger (Geiger, Benjamin) (Filed on 11/5/2009) (Entered: 11/05/2009) |
| 12/31/2009 | <u>176</u> | Transcript of Proceedings held on 06/26/09, before Judge Charles R. Breyer. Court Reporter/Transcriber Sahar McVickar, CSR, RPR, Telephone number (415) 626-6060/sahar_mcvickar@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 3/31/2010. (McVickar, Sahar) (Filed on 12/31/2009) (Entered: 12/31/2009) |
| 01/06/2010 | <u>177</u> | Transcript of Proceedings held on 05/27/2008, before Judge Charles R. Breyer. Court Reporter/Transcriber Lydia Zinn, Telephone number (415) 531-6587. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 4/6/2010. (Zinn, Lydia) (Filed on 1/6/2010) (Entered: 01/06/2010) |
| 01/29/2010 | <u>178</u> | ORDER of USCA as to <u>154</u> Notice of Appeal, filed by Walter B. Hoye, II. Appellee's motion for extension of time to file the answering brief is granted in part. Answering brief due 2/16/10. (mcl, COURT STAFF) (Filed on 1/29/2010) (Entered: 01/29/2010) |
| 03/24/2010 | <u>179</u> | NOTICE of Change In Counsel by Greg James Richardson <i>NOTICE OF CHANGE OF ASSIGNED ATTORNEY</i> (Richardson, Greg) (Filed on 3/24/2010) (Entered: 03/24/2010) |
| 04/14/2010 | <u>180</u> | ORDER of USCA as to <u>154</u> Notice of Appeal, filed by Walter B. Hoye, II. Appellant's motion for leave to file an oversized reply brief is granted. (mcl, COURT STAFF) (Filed on 4/14/2010) (Entered: 04/14/2010) |
| 08/12/2010 | <u>181</u> | Certified and Transmitted Record on Appeal (documents 101 – 105, 128 – 129) to US Court of Appeals re <u>154</u> Notice of Appeal. (mcl, COURT STAFF) (Filed on 8/12/2010) (Entered: 08/17/2010) |
| 08/04/2011 | <u>182</u> | USCA Opinion as to <u>154</u> Notice of Appeal, filed by Walter B. Hoye, II. The decision of the District Court is AFFIRMED in part and REVERSED in part. (mcl, COURT STAFF) (Filed on 8/4/2011) (Entered: 08/04/2011) |
| 08/04/2011 | <u>183</u> | ORDER of USCA as to <u>154</u> Notice of Appeal, filed by Walter B. Hoye, II. Each party shall bear its own costs. (mcl, COURT STAFF) (Filed on 8/4/2011) (Entered: 08/04/2011) |
| 08/16/2011 | <u>184</u> | CLERKS NOTICE Case Management Statement due by 8/23/2011. Case Management Conference set for 8/26/2011 08:30 AM in Courtroom 6, 17th Floor, San Francisco. (beS, COURT STAFF) (Filed on 8/16/2011) (Entered: 08/16/2011) |

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| 08/17/2011 | <u>185</u> | NOTICE of Appearance by Jessica Susan Pers (Pers, Jessica) (Filed on 8/17/2011) (Entered: 08/17/2011) |
| 08/17/2011 | <u>186</u> | NOTICE by City of Oakland <i>NOTICE OF REMOVAL OF COUNSEL</i> (Pers, Jessica) (Filed on 8/17/2011) (Entered: 08/17/2011) |
| 08/23/2011 | <u>187</u> | JOINT CASE MANAGEMENT STATEMENT <i>AND PROPOSED ORDER</i> filed by City of Oakland. (Pers, Jessica) (Filed on 8/23/2011) (Entered: 08/23/2011) |
| 08/24/2011 | <u>188</u> | MANDATE of USCA as to <u>154</u> Notice of Appeal, filed by Walter B. Hoye, II. The judgment of this Court, entered 7/28/11, takes effect this date. (mcl, COURT STAFF) (Filed on 8/24/2011) (Entered: 08/24/2011) |
| 08/24/2011 | <u>189</u> | CLERKS Letter Spreading Mandate to Counsel re <u>188</u> . (mcl, COURT STAFF) (Filed on 8/24/2011) (Entered: 08/24/2011) |
| 08/24/2011 | <u>190</u> | ORDER of USCA as to <u>154</u> Notice of Appeal, filed by Walter B. Hoye, II. Appellant's unopposed motion to transfer consideration of attorney's fees on appeal to the district court is granted. (mcl, COURT STAFF) (Filed on 8/24/2011) (Entered: 08/24/2011) |
| 08/26/2011 | <u>191</u> | Minute Entry: Further Case Management Conference held on 8/26/2011 before Charles R. Breyer (Date Filed: 8/26/2011). Further Case Management Conference set for 10/21/2011 10:00 AM in Courtroom 6, 17th Floor, San Francisco. (Court Reporter – Not Reported.) (beS, COURT STAFF) (Date Filed: 8/26/2011) (Entered: 08/26/2011) |
| 10/14/2011 | <u>192</u> | NOTICE of Appearance by Jessica Susan Pers <i>of Jennifer A. Chin</i> (Pers, Jessica) (Filed on 10/14/2011) (Entered: 10/14/2011) |
| 10/14/2011 | <u>193</u> | NOTICE of Change In Counsel by Jessica Susan Pers <i>Removal of Benjamin Geiger and Vicki Laden</i> (Pers, Jessica) (Filed on 10/14/2011) (Entered: 10/14/2011) |
| 10/14/2011 | <u>194</u> | CASE MANAGEMENT STATEMENT (<i>JOINT</i>) filed by City of Oakland. (Pers, Jessica) (Filed on 10/14/2011) (Entered: 10/14/2011) |
| 10/14/2011 | <u>195</u> | Brief <i>Supplemental</i> filed by City of Oakland. (Pers, Jessica) (Filed on 10/14/2011) (Entered: 10/14/2011) |
| 10/14/2011 | <u>196</u> | Brief <i>Supplemental re "Approach"</i> filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 10/14/2011) (Entered: 10/14/2011) |
| 10/18/2011 | <u>197</u> | NOTICE by City of Oakland re <u>194</u> Case Management Statement <i>Supplemental Submission Of Revised Training Materials</i> (Attachments: # <u>1</u> Exhibit A1, # <u>2</u> Exhibit A2, # <u>3</u> Exhibit B1, # <u>4</u> Exhibit B2)(Pers, Jessica) (Filed on 10/18/2011) (Entered: 10/18/2011) |
| 10/18/2011 | <u>198</u> | Brief <i>re Plaintiffs Request For Permanent Injunction Due To Enforcement Exemptions</i> filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 10/18/2011) (Entered: 10/18/2011) |
| 10/20/2011 | <u>199</u> | MOTION for Permanent Injunction <i>Due to Enforcement Exemptions</i> filed by Walter B. Hoye, II. Motion Hearing set for 12/16/2011 10:00 AM in Courtroom 8, 19th Floor, San Francisco before Hon. Charles R. Breyer. Responses due by 11/22/2011. Replies due by 12/2/2011. (Millen, Michael) (Filed on 10/20/2011) (Entered: 10/20/2011) |
| 10/28/2011 | <u>200</u> | Appeal Record Returned from USCA. (mcl, COURT STAFF) (Filed on 10/28/2011) (Entered: 10/28/2011) |
| 11/04/2011 | <u>201</u> | Amended MOTION for Permanent Injunction filed by Walter B. Hoye, II. Motion Hearing set for 12/16/2011 10:00 AM in Courtroom 8, 19th Floor, San Francisco before Hon. Charles R. Breyer. Responses due by 11/22/2011. Replies due by 12/2/2011. (Millen, Michael) (Filed on 11/4/2011) (Entered: 11/04/2011) |
| 11/04/2011 | <u>202</u> | Request for Judicial Notice re <u>201</u> Amended MOTION for Permanent Injunction filed by Walter B. Hoye, II. (Related document(s) <u>201</u>) (Millen, Michael) (Filed on 11/4/2011) (Entered: 11/04/2011) |

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| 11/22/2011 | <u>203</u> | RESPONSE (re <u>201</u> Amended MOTION for Permanent Injunction) <i>CITY OF OAKLAND'S OPPOSITION TO PLAINTIFF'S MOTION FOR PERMANENT INJUNCTION</i> filed byCity of Oakland. (Pers, Jessica) (Filed on 11/22/2011) (Entered: 11/22/2011) |
| 11/22/2011 | <u>204</u> | Declaration of JESSICA S. PERS in Support of <u>203</u> Opposition/Response to Motion filed byCity of Oakland. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Related document(s) <u>203</u>) (Pers, Jessica) (Filed on 11/22/2011) (Entered: 11/22/2011) |
| 12/02/2011 | <u>205</u> | REPLY (re <u>201</u> Amended MOTION for Permanent Injunction) filed byWalter B. Hoye, II. (Millen, Michael) (Filed on 12/2/2011) (Entered: 12/02/2011) |
| 12/02/2011 | <u>206</u> | Declaration of Michael Millen, Esq. in Support of <u>201</u> Amended MOTION for Permanent Injunction filed byWalter B. Hoye, II. (Related document(s) <u>201</u>) (Millen, Michael) (Filed on 12/2/2011) (Entered: 12/02/2011) |
| 12/02/2011 | <u>207</u> | OBJECTIONS to re <u>204</u> Declaration in Support by Walter B. Hoye, II. (Millen, Michael) (Filed on 12/2/2011) (Entered: 12/02/2011) |
| 12/16/2011 | <u>208</u> | ORDER RE TRAINING MATERIALS. Signed by Judge Charles R. Breyer on 12/16/2011. (crblc1, COURT STAFF) (Filed on 12/16/2011) (Entered: 12/16/2011) |
| 12/16/2011 | <u>209</u> | Minute Entry: Motion Hearing held on 12/16/2011 before Charles R. Breyer (Date Filed: 12/16/2011) re <u>199</u> MOTION for Permanent Injunction/Amended MOTION for Permanent Injunction filed by Walter B. Hoye, II. (Court Reporter Sahar Bartlett.) (beS, COURT STAFF) (Date Filed: 12/16/2011) (Entered: 12/19/2011) |
| 12/20/2011 | <u>210</u> | MOTION for Leave to File <i>Motion for Reconsideration</i> filed by Walter B. Hoye, II. (Millen, Michael) (Filed on 12/20/2011) (Entered: 12/20/2011) |
| 12/20/2011 | <u>211</u> | ORDER by Judge Charles R. Breyer denying <u>210</u> Motion for Leave to File Motion for Reconsideration. (crblc1, COURT STAFF) (Filed on 12/20/2011) (Entered: 12/20/2011) |
| 05/31/2012 | <u>212</u> | MOTION for Entry of Judgment filed by Walter B. Hoye, II. Motion Hearing set for 7/13/2012 10:00 AM in Courtroom 8, 19th Floor, San Francisco before Hon. Charles R. Breyer. Responses due by 6/14/2012. Replies due by 6/21/2012. (Attachments: # <u>1</u> Exhibit A)(Millen, Michael) (Filed on 5/31/2012) Modified on 6/1/2012 (mcl, COURT STAFF). (Entered: 05/31/2012) |
| 06/08/2012 | <u>213</u> | MOTION for Attorney Fees filed by Walter B. Hoye, II. Motion Hearing set for 7/13/2012 10:00 AM in Courtroom 8, 19th Floor, San Francisco before Hon. Charles R. Breyer. Responses due by 6/22/2012. Replies due by 6/29/2012. (Millen, Michael) (Filed on 6/8/2012) (Entered: 06/08/2012) |
| 06/08/2012 | <u>214</u> | Request for Judicial Notice re <u>213</u> MOTION for Attorney Fees filed byWalter B. Hoye, II. (Related document(s) <u>213</u>) (Millen, Michael) (Filed on 6/8/2012) (Entered: 06/08/2012) |
| 06/08/2012 | <u>215</u> | Declaration of Michael Millen, Esq. in Support of <u>213</u> MOTION for Attorney Fees filed byWalter B. Hoye, II. (Related document(s) <u>213</u>) (Millen, Michael) (Filed on 6/8/2012) (Entered: 06/08/2012) |
| 06/08/2012 | <u>216</u> | Declaration of Andy Norman, Esq. in Support of <u>213</u> MOTION for Attorney Fees filed byWalter B. Hoye, II. (Related document(s) <u>213</u>) (Millen, Michael) (Filed on 6/8/2012) (Entered: 06/08/2012) |
| 06/08/2012 | <u>217</u> | Declaration of Catherine W. Short, Esq. in Support of <u>213</u> MOTION for Attorney Fees filed byWalter B. Hoye, II. (Related document(s) <u>213</u>) (Millen, Michael) (Filed on 6/8/2012) (Entered: 06/08/2012) |
| 06/08/2012 | <u>218</u> | Declaration of Walter Weber, Esq. in Support of <u>213</u> MOTION for Attorney Fees filed byWalter B. Hoye, II. (Related document(s) <u>213</u>) (Millen, Michael) (Filed on 6/8/2012) (Entered: 06/08/2012) |
| 06/11/2012 | <u>219</u> | STIPULATION WITH PROPOSED ORDER re <u>212</u> MOTION Entry of Judgment , <u>213</u> MOTION for Attorney Fees <i>to Continue Hearing Dates</i> filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Proposed Order)(Millen, Michael) (Filed on |

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| | | 6/11/2012) (Entered: 06/11/2012) |
| 06/14/2012 | <u>220</u> | RESPONSE (re <u>212</u> MOTION Entry of Judgment) filed byCity of Oakland. (Attachments: # <u>1</u> Exhibit 1)(Pers, Jessica) (Filed on 6/14/2012) (Entered: 06/14/2012) |
| 06/18/2012 | <u>221</u> | ORDER re <u>219</u> STIPULATION WITH PROPOSED ORDER re <u>212</u> MOTION Entry of Judgment , <u>213</u> MOTION for Attorney Fees <i>to Continue Hearing Dates</i> filed by Walter B. Hoye, II, Reset Deadlines as to <u>213</u> MOTION for Attorney Fees. Amended Motion due by 6/20/2012.Responses due by 7/13/2012. Replies due by 7/27/2012. Motion Hearing set for 8/10/2012 10:00 AM in Courtroom 6, 17th Floor, San Francisco before Hon. Charles R. Breyer. Signed by Judge Charles R. Breyer on 6/18/2012. (beS, COURT STAFF) (Filed on 6/18/2012) (Entered: 06/18/2012) |
| 06/18/2012 | | Reset Deadlines as to <u>212</u> MOTION Entry of Judgment . Motionfor Entry of Judgment Hearing reset for 8/10/2012 10:00 AM in Courtroom 6, 17th Floor, San Francisco before Hon. Charles R. Breyer. (beS, COURT STAFF) (Filed on 6/18/2012) (Entered: 06/18/2012) |
| 06/20/2012 | <u>222</u> | REPLY (re <u>212</u> MOTION Entry of Judgment) filed byWalter B. Hoye, II. (Millen, Michael) (Filed on 6/20/2012) (Entered: 06/20/2012) |
| 06/20/2012 | <u>223</u> | Amended MOTION for Attorney Fees filed by Walter B. Hoye, II. Motion Hearing set for 8/10/2012 10:00 AM in Courtroom 8, 19th Floor, San Francisco before Hon. Charles R. Breyer. Responses due by 7/13/2012. Replies due by 7/27/2012. (Attachments: # <u>1</u> Proposed Order)(Millen, Michael) (Filed on 6/20/2012) (Entered: 06/20/2012) |
| 07/13/2012 | <u>224</u> | RESPONSE (re <u>223</u> Amended MOTION for Attorney Fees) <i>CITY OF OAKLAND'S OPPOSITION TO PLAINTIFF'S AMENDED MOTION FOR ATTORNEY'S FEES</i> filed byCity of Oakland. (Pers, Jessica) (Filed on 7/13/2012) (Entered: 07/13/2012) |
| 07/13/2012 | <u>225</u> | Declaration of Jessica S. Pers in Support of <u>224</u> Opposition/Response to Motion <i>By Jessica S. Pers</i> filed byCity of Oakland. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Related document(s) <u>224</u>) (Pers, Jessica) (Filed on 7/13/2012) Modified on 7/16/2012 (mcl, COURT STAFF). (Entered: 07/13/2012) |
| 07/13/2012 | <u>226</u> | Declaration of Gary Greenfield <i>In Support of 224 The City of Oakland's Opposition to Plaintiff's Amended Motion For Attorney's Fees</i> filed byCity of Oakland. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Appendix A, # <u>5</u> Appendix B)(Pers, Jessica) (Filed on 7/13/2012) Modified on 7/16/2012 (mcl, COURT STAFF). (Entered: 07/13/2012) |
| 07/13/2012 | <u>227</u> | Proposed Order re <u>223</u> Motion <i>For Attorney's Fees (Alternative 1)</i> by City of Oakland. (Pers, Jessica) (Filed on 7/13/2012) Modified on 7/16/2012 (mcl, COURT STAFF). (Entered: 07/13/2012) |
| 07/13/2012 | <u>228</u> | Proposed Order re <u>223</u> Motion <i>For Attorney's Fees (Alternative 2)</i> by City of Oakland. (Pers, Jessica) (Filed on 7/13/2012) Modified on 7/16/2012 (mcl, COURT STAFF). (Entered: 07/13/2012) |
| 07/27/2012 | <u>229</u> | REPLY (re <u>223</u> Amended MOTION for Attorney Fees) filed byWalter B. Hoye, II. (Millen, Michael) (Filed on 7/27/2012) (Entered: 07/27/2012) |
| 07/27/2012 | <u>230</u> | Declaration of Michael Millen, Esq. in Support of <u>223</u> Amended MOTION for Attorney Fees (<i>Supplemental</i>) filed byWalter B. Hoye, II. (Related document(s) <u>223</u>) (Millen, Michael) (Filed on 7/27/2012) (Entered: 07/27/2012) |
| 07/27/2012 | <u>231</u> | Declaration of Andy Norman, Esq. in Support of <u>223</u> Amended MOTION for Attorney Fees (<i>Supplemental</i>) filed byWalter B. Hoye, II. (Related document(s) <u>223</u>) (Millen, Michael) (Filed on 7/27/2012) (Entered: 07/27/2012) |
| 07/27/2012 | <u>232</u> | Declaration of Catherine W. Short, Esq. in Support of <u>223</u> Amended MOTION for Attorney Fees (<i>Supplemental</i>) filed byWalter B. Hoye, II. (Related document(s) <u>223</u>) (Millen, Michael) (Filed on 7/27/2012) (Entered: 07/27/2012) |

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| 07/30/2012 | <u>233</u> | Declaration of Michael Millen, Esq. in Support of <u>233</u> Amended MOTION for Attorney Fees (<i>Amended</i>) filed by Walter B. Hoye, II. (Related document(s) <u>223</u>) (Millen, Michael) (Filed on 7/30/2012) (Entered: 07/30/2012) |
| 08/03/2012 | <u>234</u> | JUDGMENT re <u>212</u> MOTION Entry of Judgment filed by Walter B. Hoye, II. Signed by Judge Charles R. Breyer on 8/2/2012. (beS, COURT STAFF) (Filed on 8/3/2012) (Entered: 08/03/2012) |
| 08/10/2012 | <u>235</u> | *** ERRONEOUS ENTRY. SEE <u>236</u> *** Minute Entry: Motion Hearing held on 8/10/2012 before Charles R. Breyer (Date Filed: 8/10/2012) re <u>223</u> MOTION for Attorney Fees filed by Walter B. Hoye, II. (Court Reporter Katherine Sullivan.) (beS, COURT STAFF) (Date Filed: 8/10/2012) Modified on 8/13/2012 (mcl, COURT STAFF). (Entered: 08/10/2012) |
| 08/10/2012 | <u>236</u> | AMENDED MINUTES RE Motion Hearing held on 8/10/2012 before Charles R. Breyer (Date Filed: 8/10/2012) re <u>223</u> MOTION for Attorney Fees filed by Walter B. Hoye, II.(beS, COURT STAFF) (Filed on 8/10/2012) (Entered: 08/10/2012) |
| 08/14/2012 | <u>237</u> | Declaration of Michael Millen, Esq. in Support of <u>236</u> Amended Document (<i>Decl. re Attorney's Fees through 10/8/2010</i>) filed by Walter B. Hoye, II. (Related document(s) <u>236</u>) (Millen, Michael) (Filed on 8/14/2012) (Entered: 08/14/2012) |
| 08/27/2012 | <u>238</u> | STIPULATION WITH PROPOSED ORDER re <i>FRCP RULE 58(e) MOTION TO STAY TIME FOR APPEAL</i> filed by Walter B. Hoye, II. (Attachments: # <u>1</u> Proposed Order)(Millen, Michael) (Filed on 8/27/2012) (Entered: 08/27/2012) |
| 08/29/2012 | <u>239</u> | ORDER by Judge Charles R. Breyer granting <u>238</u> Stipulation to stay time for appeal (beS, COURT STAFF) (Filed on 8/29/2012) (Entered: 08/29/2012) |
| 10/01/2012 | <u>240</u> | ORDER by Judge Charles R. Breyer granting <u>223</u> Motion for Attorney Fees. (crblc1, COURT STAFF) (Filed on 10/1/2012) (Entered: 10/01/2012) |