

(MLGx),CLOSED,DISCOVERY

**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF
CALIFORNIA (Southern Division – Santa Ana)
CIVIL DOCKET FOR CASE #: 8:11-cv-01355-JVS-MLG**

William D Fitzgerald v. Orange County et al
Assigned to: Judge James V. Selna
Referred to: Magistrate Judge Marc L. Goldman
Case in other court: 9th CCA, 12-56773
Cause: 42:1983 Civil Rights Act

Date Filed: 09/07/2011
Date Terminated: 09/21/2012
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

William D Fitzgerald

represented by **Bardis Vakili**
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V.

Defendant

Orange County

represented by **Elizabeth Anne Pejeau**
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TERMINATED: 06/07/2012
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Defendant

Bill Campbell
in his official and individual capacities
TERMINATED: 08/17/2012

represented by **James Clement Harman**
(See above for address)
ATTORNEY TO BE NOTICED

Wendy J Phillips
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

John Moorlach
in his official and individual capacities

represented by **James Clement Harman**
(See above for address)
ATTORNEY TO BE NOTICED

Wendy J Phillips
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Janet Nguyen
in her official and individual capacities

represented by **James Clement Harman**
(See above for address)
ATTORNEY TO BE NOTICED

Wendy J Phillips
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Does
1 through 10, in their official and individual capacities
TERMINATED: 03/22/2012

Defendant

James C Pena
in his official and individual capacities,

represented by **Wendy J Phillips**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James Clement Harman
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/07/2011	<u>1</u>	COMPLAINT against Defendants Bill Campbell, Does, John Moorlach, Janet Nguyen and Orange County. Case assigned to Judge James V. Selna for all further proceedings. Discovery referred to Magistrate Judge Marc L. Goldman.(Filing fee \$ 350 Paid). Filed by Plaintiff William D Fitzgerald.(lwag) (Entered: 09/09/2011)
09/07/2011		21 DAY Summons Issued re Complaint – (Discovery), Complaint – (Discovery) <u>1</u> as to Defendants Bill Campbell, John Moorlach, Janet Nguyen and Orange County. (lwag) (Entered: 09/09/2011)
09/07/2011	<u>2</u>	CERTIFICATION and Notice of Interested Parties filed by Plaintiff William D Fitzgerald. (lwag) (Entered: 09/09/2011)
09/07/2011	<u>3</u>	NOTICE of Related Case(s) filed by Plaintiff William D Fitzgerald. Related Case(s): None. (lwag) (Entered: 09/09/2011)
09/08/2011	<u>4</u>	EX PARTE APPLICATION for Temporary Restraining Order, EX PARTE APPLICATION for Order to Show Cause re: Preliminary Injunction filed by plaintiff William D Fitzgerald. Lodged proposed order.(twdb) (Entered: 09/09/2011)
09/08/2011	<u>5</u>	DECLARATION of Bardis Vakili in support of EX PARTE APPLICATION for Temporary Restraining Order, EX PARTE APPLICATION for Order to Show Cause re: Preliminary Injunction <u>4</u> filed by Plaintiff William D Fitzgerald. (twdb) (Entered: 09/09/2011)
09/08/2011	<u>6</u>	MEMORANDUM in Support of EX PARTE APPLICATION for Temporary Restraining Order, EX PARTE APPLICATION for Order to Show Cause re: Preliminary Injunction <u>4</u> filed by Plaintiff William D Fitzgerald. (twdb) (Entered: 09/09/2011)
09/08/2011	<u>7</u>	DECLARATION of William D. Fitzgerald in support of EX PARTE APPLICATION for Temporary Restraining Order, EX PARTE APPLICATION for Order to Show Cause re: Preliminary Injunction <u>4</u> filed by Plaintiff William D Fitzgerald. (twdb) (Entered: 09/09/2011)
09/09/2011	<u>8</u>	INITIAL ORDER FOLLOWING FILING OF COMPLAINT ASSIGNED TO JUDGE SELNA by Judge James V. Selna, Important Notice: The Court posts tentative law and motions rulings to the internet. Please see Section P, below. COUNSEL FOR PLAINTIFF SHALL SERVE THIS ORDER ON ALL DEFENDANTS AND/OR THEIR COUNSEL ALONG WITH THE SUMMONS AND COMPLAINT, OR IF THAT IS NOT PRACTICABLE AS SOON AS POSSIBLE THEREAFTER. IF THIS CASE WAS ASSIGNED TO THIS COURT AFTER BEING REMOVED FROM STATE COURT, THE DEFENDANT WHO REMOVED THE CASE SHALL SERVE THIS ORDER ON ALL OTHER PARTIES. (See document for details.) IT IS SO ORDERED. (rla) (Entered: 09/09/2011)
09/09/2011	<u>9</u>	Opposition re: EX PARTE APPLICATION for Temporary Restraining Order EX PARTE APPLICATION for Order to Show Cause re: Preliminary Injunction <u>4</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Declaration Declaration of Darleen Bloom in Support of Opposition to Ex-Parte Application for TRO, # <u>2</u> Declaration Declaration of Susan Novak in Support of Opposition to Ex-Parte Application for TRO, # <u>3</u> Declaration Declaration of James C. Pena in Support of Opposition to Ex-Parte Application for TRO, # <u>4</u> Exhibit Notice of Manual Filing)(Phillips, Wendy) (Entered: 09/09/2011)
09/12/2011	<u>10</u>	PROOF OF SERVICE Executed by Plaintiff William D Fitzgerald, upon Defendant All Defendants. Service of the Summons and Complaint were executed upon Ruben Aguilar, empoyee at the Clerk of the Board in compliance with statute not specified by personal service. Original Summons NOT returned. (Escobosa Helzer, Belinda) (Entered: 09/12/2011)

09/12/2011	<u>11</u>	PROOF OF SERVICE filed by Plaintiff William D Fitzgerald, re Declaration (Motion related) <u>5</u> , EX PARTE APPLICATION for Temporary Restraining Order EX PARTE APPLICATION for Order to Show Cause re: Preliminary Injunction <u>4</u> , Memorandum in Support of Motion <u>6</u> , Declaration (Motion related) <u>7</u> <i>Personally</i> served on 09/08/2011. (Escobosa Helzer, Belinda) (Entered: 09/12/2011)
09/12/2011	<u>12</u>	PROOF OF SERVICE filed by Plaintiff William D Fitzgerald, re Order., <u>8</u> <i>Electronically</i> served on 09/12/11. (Escobosa Helzer, Belinda) (Entered: 09/12/2011)
09/12/2011	<u>13</u>	VOLUMINOUS DOCUMENT RE: EXHIBIT 1 to Declaration of Darlene Bloom in Support of The Orange County Defendants' Opposition to Plaintiff's Ex Parte Application for Temporary Restraining Order [A DVD Video Recording of Portions of the Orange County Board of Supervisors Meetings of July 27, 2010 & August 23, 2011] filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen and Orange County. (Attachments: # <u>1</u> Voluminous-CD Exhibit)(lwg) (Entered: 09/13/2011)
09/12/2011	<u>14</u>	DENIED BY ORDER OF THE COURT by Judge James V. Selna: Denying <u>4</u> Ex Parte Application for TRO; Denying <u>4</u> Ex Parte Application for Order to Show Cause. (rla) (Entered: 09/14/2011)
09/28/2011	<u>15</u>	NOTICE of Change of Attorney Information for attorney Bardis Vakili counsel for Plaintiff William D Fitzgerald. Adding Bardis Vakili as attorney as counsel of record for William D. Fitzgerald for the reason indicated in the G-06 Notice. Filed by Plaintiff William D. Fitzgerald (Vakili, Bardis) (Entered: 09/28/2011)
10/04/2011	<u>16</u>	ORDER by Judge James V. Selna, SETTING RULE 26(f) SCHEDULING CONFERENCE for 12/19/2011 11:30 AM: If plaintiff has not already served the complaint (or any amendment thereto) on all defendants, plaintiff shall promptly do so and shall file proofs of service within three days thereafter. Defendants also shall timely serve and file their responsive pleadings and file proofs of service within three days thereafter. The conference will be held pursuant to Fed.R.Civ.P., Rule 16(b). The parties are reminded of their obligations under Fed.R.Civ.P., Rule 26(a)(1) to disclose information (without awaiting a discovery request) and under Rule 26(f) to confer on a discovery plan not later than twenty-one (21) days prior to the scheduling conference and to file a Joint Rule 26(f) Report not later than fourteen (14) days after they confer. Failure to comply with the following requirements or to cooperate in the preparation of the Joint Rule 26(f) Report may lead to the imposition of sanctions. (See document for further details.) (rla) (Entered: 10/05/2011)
10/05/2011	<u>17</u>	STIPULATION Extending Time to Answer the complaint as to Janet Nguyen answer now due 10/7/2011; Bill Campbell answer now due 10/7/2011; John Moorlach answer now due 10/7/2011; Orange County answer now due 10/7/2011, filed by Defendants Janet Nguyen; Bill Campbell; John Moorlach; Orange County.(Phillips, Wendy) (Entered: 10/05/2011)
10/07/2011	<u>18</u>	ANSWER to Complaint – (Discovery), Complaint – (Discovery) <u>1</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County.(Phillips, Wendy) (Entered: 10/07/2011)
10/11/2011	<u>19</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Answer to Complaint (Discovery) <u>18</u> . The following error(s) was found: Local Rule 7.1-1 No Certification of Interested Parties and or no copies. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (nbo) (Entered: 10/11/2011)
10/11/2011	<u>20</u>	<i>Certification and Notice</i> of Interested Parties filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, (Phillips, Wendy) (Entered: 10/11/2011)
10/27/2011	<u>21</u>	First APPLICATION to Amend Complaint – (Discovery), Complaint – (Discovery) <u>1</u> filed by Plaintiff William D Fitzgerald. (Escobosa Helzer, Belinda) (Entered: 10/27/2011)
10/27/2011	<u>22</u>	FIRST AMENDED COMPLAINT against defendants Bill Campbell, Does, John Moorlach, Janet Nguyen, Orange County amending Complaint <u>1</u> ; filed by plaintiff William D Fitzgerald. (rla) (Entered: 10/28/2011)

11/04/2011	<u>23</u>	Notice of Withdrawal of Application to Amend/Correct <u>21</u> filed by Plaintiff William D Fitzgerald. (Vakili, Bardis) (Entered: 11/04/2011)
11/10/2011	<u>24</u>	ANSWER to Amended Complaint <u>22</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County.(Phillips, Wendy) (Entered: 11/10/2011)
11/22/2011	<u>25</u>	NOTICE of Change of Attorney Information for attorney Belinda Escobosa Helzer counsel for Plaintiff William D Fitzgerald. Changing Address to 2100 N. Broadway, Suite 209, Santa Ana, CA 92706. Changing Fax Number to (714) 543-5240. Filed by Plaintiff William D. Fitzgerald (Escobosa Helzer, Belinda) (Entered: 11/22/2011)
12/12/2011	<u>26</u>	JOINT REPORT Rule 26(f) Discovery Plan ; estimated length of trial 5, filed by Plaintiff William D Fitzgerald.. (Attachments: # <u>1</u> Exhibit Presumptive Schedule)(Vakili, Bardis) (Entered: 12/12/2011)
12/14/2011	<u>27</u>	MINUTE ORDER IN CHAMBERS by Judge James V. Selna: ADVANCING TIME OF SCHEDULING CONFERENCE: Scheduling Conference reset for 12/19/2011 10:30 AM before Judge James V. Selna. (rla) (Entered: 12/14/2011)
12/19/2011	<u>28</u>	MINUTES OF Scheduling Conference held before Judge James V. Selna, 2012. The Court sets the remaining case management dates with the agreement of counsel as follows: Discovery cut-off 4/16/2012. Motions due by 5/7/2012. Motions in Limine to be filed by 7/9/2012. Final Pretrial Conference set for 8/6/2012 11:00 AM. Jury Trial set for 8/21/2012 08:30 AM. (See document for further details.) Court Reporter: Sharon Seffens. (rla) (Entered: 12/22/2011)
12/19/2011	<u>30</u>	AMENDED Scheduling Conference MINUTES held before Judge James V. Selna re: Scheduling Conference <u>28</u> . [CORRECTED ON 12/22/11] COURT Trial: August 21, 2012 at 8:30 a.m. (rla) (Entered: 12/27/2011)
12/22/2011	<u>29</u>	STRICKEN PURSUANT TO IN CHAMBERS ORDER, RE: ORDER by Judge James V. Selna, I. ORDER FOR JURY TRIAL SETTING DATES FOR: Discovery Cut-Off: April 16, 2012; Pre-Trial Conference: August 6, 2012 at 11:00 A.M.; Trial: August 21, 2012 at 8:30 A.M. II. Order for Preparation for JURY TRIAL. III. Order Governing Attorney & Party Conduct at Trial. All motions to join other parties or to amend the pleadings shall be filed and served within sixty (60) days of the date of this order and noticed for hearing within ninety (90) days hereof. All unserved parties shall be dismissed no later than the date set for the Final Pre-Trial Conference. (See document for further details.) (rla) Modified on 12/27/2011 (rla). (Entered: 12/22/2011)
12/22/2011	<u>31</u>	AMENDED (IN CHAMBERS) Order Striking Document by Judge James V. Selna [CORRECTED ON 12/22/11] The Court hereby ORDERS the Order for Jury Trial (Docket #29) STRICKEN as issued in error. (rla) (Entered: 12/27/2011)
12/22/2011	<u>32</u>	ORDER by Judge James V. Selna, I. ORDER FOR COURT TRIAL SETTING DATES FOR: Discovery Cut-Off: APRIL 16, 2012 Pre-Trial Conference: AUGUST 6, 2012 at 11:00 A.M. Trial: AUGUST 21, 2012 at 8:30 A.M. II. Order for Preparation for COURT TRIAL, Proposed Findings of Fact & Conclusions of Law, and Scheduling; III. Order Governing Attorney and Party Conduct at Trial. (rla) (Entered: 12/27/2011)
03/12/2012	<u>33</u>	Joint STIPULATION to AMEND Amended Complaint <u>22</u> filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Second Amended Complaint, # <u>3</u> Summons)(Vakili, Bardis) (Entered: 03/12/2012)
03/21/2012	<u>34</u>	ORDER by Judge James V. Selna: granting <u>21</u> Application to Amend/Correct. The Court grants Plaintiff leave to file a Second Amended Complaint and excuses Defendants from filing a response to supercede Defendants Answer to First Amended Complaint for Declarative and Injunctive Relief and Nominal Damages. A copy of the Second Amended Complaint shall be manually filed within seven days. (twdb) (Entered: 03/21/2012)
03/22/2012	<u>35</u>	SECOND AMENDED COMPLAINT against defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena; Party Does terminated amending first Amended Complaint <u>22</u> .filed by plaintiff William D Fitzgerald (twdb) (Additional attachment(s) added on 4/12/2012: # <u>1</u> SUMMONS ISSUED) (rla). (Entered: 03/23/2012)

04/11/2012		21 DAY Summons Issued re Amended Complaint <u>35</u> as to defendants. (rla) (Entered: 04/12/2012)
04/12/2012	<u>36</u>	REQUEST for ADR Procedure No. 1 filed. Parties request to Appear Before Magistrate Judge for settlement proceedings. Filed by Plaintiff William D Fitzgerald.(Chavez, Lucero) (Entered: 04/12/2012)
04/16/2012	<u>37</u>	STIPULATION for Discovery as to Deposition After Discovery Cut-Off filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Attachments: # <u>1</u> Proposed Order Order Allowing Deposition After Discovery Cut-Off)(Phillips, Wendy) (Entered: 04/16/2012)
04/18/2012	<u>38</u>	Joint STIPULATION for Order Modifying Scheduling Order (DKT 30) filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Proposed Order)(Chavez, Lucero) (Entered: 04/18/2012)
04/18/2012	<u>39</u>	ORDER to Allow Deposition of Plaintiff After Discovery Cut-Off, by Judge James V. Selna. Having reviewed the stipulation of the parties <u>37</u> , by and through their respective attorneys of record, and the declaration of Wendy J. Phillips, the Court finds good cause to allow the deposition of Plaintiff, William Fitzgerald, to be conducted after the discovery cut-off in this case. GOOD CAUSE APPEARING, IT IS SO ORDERED. (dro) (Entered: 04/19/2012)
04/19/2012	<u>40</u>	ORDER by Judge James V. Selna. The prior dates set forth in the Courts December 19, 2011 Order are modified as follows: a. Settlement Conference deadline: June 6, 2012 b. Motions to be filed and served by: June 18, 2012 c. Law and Motion cut-off: July 16, 2012. (db) (Entered: 04/20/2012)
04/20/2012	<u>41</u>	STANDING ORDER by Judge Marc L. Goldman: A Settlement Conference is scheduled for June 6, 2012, at 9:30AM before Magistrate Judge Marc L. Goldman. All parties and their lead counsel are required to appear on the date and time set. Pre-conference negotiations are required. (ts) (Entered: 04/20/2012)
05/11/2012	<u>42</u>	PROOF OF SERVICE Executed by Plaintiff William D Fitzgerald, upon Defendant James C Pena served on 5/1/2012, answer due 5/22/2012. Service of the Summons and Complaint were executed upon Minhn Nguyen, Staff Specialist in compliance with Federal Rules of Civil Procedure by personal service. Original Summons NOT returned. <i>Service of Summons and Second Amended Complaint served on James C. Pena in his official and individual capacities</i> (Vakili, Bardis) (Entered: 05/11/2012)
05/15/2012	<u>43</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Service of Summons and Complaint Returned Executed (21 days), Service of Summons and Complaint Returned Executed (21 days) <u>42</u> . The following error(s) was found: Title page is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (db) (Entered: 05/15/2012)
05/24/2012	<u>44</u>	NOTICE of Change of Attorney Information for attorney Wendy J Phillips counsel for Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County. Adding Elizabeth A. Pejeau as attorney as counsel of record for Defendants for the reason indicated in the G-06 Notice. Filed by Defendants County of Orange, Bill Campbell, John Moorlach, Janet Nguyen (Phillips, Wendy) (Entered: 05/24/2012)
05/31/2012	<u>45</u>	MINUTES OF Telephone Status Conference held before Magistrate Judge Marc L. Goldman: After discussion, and based upon the position of the parties, it was agreed that a settlementconference at this time would not be fruitful. It is ordered that the settlement conference currently scheduled for Wednesday, June 6, 2012, at 9:30 a.m. is taken off-calendar. Should the case survive the anticipated cross-motions for summary judgment, counsel may request that another settlement conference be scheduled. Court Reporter: n/a. (rla) (Entered: 05/31/2012)
06/07/2012	<u>46</u>	NOTICE of Change of Attorney Information for attorney James Clement Harman counsel for Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena.JAMES C. HARMAN is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by DEFENDANTS ORANGE COUNTY (Harman, James) (Entered: 06/07/2012)

06/18/2012	<u>47</u>	NOTICE OF MOTION AND MOTION for Summary Judgment as to Fed. Rules of Civil Proc., Rule 56 filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. Motion set for hearing on 7/16/2012 at 01:30 PM before Judge James V. Selna. (Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>48</u>	MEMORANDUM of Points and Authorities in Support Re: MOTION for Summary Judgment as to Fed. Rules of Civil Proc., Rule 56 <u>47</u> (Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>49</u>	STATEMENT of <i>Uncontroverted Facts and Conclusions of Law [Local Rule 56-1]</i> (Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>50</u>	Compendium of Declarations In Support of Motion for Summary Judgment filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena re: MOTION for Summary Judgment as to Fed. Rules of Civil Proc., Rule 56 <u>47</u> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit)(Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>51</u>	NOTICE of Manual Filing filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena of DVD Containing Orange County Board of Supervisor Hearings Dated July 27, 2010 & Aug. 23, 2011. (Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>52</u>	NOTICE OF LODGING filed <i>Proposed Judgment</i> re MOTION for Summary Judgment as to Fed. Rules of Civil Proc., Rule 56 <u>47</u> (Attachments: # <u>1</u> Proposed Judgment)(Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>53</u>	NOTICE OF LODGING filed <i>Statement of Uncontroverted Facts & Conclusions of Law</i> re MOTION for Summary Judgment as to Fed. Rules of Civil Proc., Rule 56 <u>47</u> (Attachments: # <u>1</u> Statement of Uncontroverted Facts)(Phillips, Wendy) (Entered: 06/18/2012)
06/18/2012	<u>54</u>	NOTICE OF MOTION AND MOTION for Partial Summary Judgment as to Plaintiff's Claims Under the First Amendment and the California Constitution filed by Plaintiff William D Fitzgerald. Motion set for hearing on 7/16/2012 at 01:30 PM before Judge James V. Selna. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Plaintiff's Motion for Partial Summary Judgment, # <u>2</u> Declaration of Bardis Vakili in Support of Plaintiff's Motion for Partial Summary Judgment, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Proposed Order, # <u>13</u> Statement of Uncontroverted Facts and Conclusions of Law)(Vakili, Bardis) (Entered: 06/18/2012)
06/18/2012	<u>55</u>	NOTICE OF LODGING filed re MOTION for Partial Summary Judgment as to Plaintiff's Claims Under the First Amendment and the California Constitution <u>54</u> (Attachments: # <u>1</u> Statement of Uncontroverted Facts and Conclusions of Law in Support of Plaintiff's Motion for Partial Summary Judgment, # <u>2</u> Proposed Order)(Vakili, Bardis) (Entered: 06/18/2012)
06/18/2012	<u>56</u>	EXHIBIT "1" to Declaration of Darlene Bloom Included in Orange County Defendants' Compendium of Declarations in Support of Motion for Summary Judgment [A DVD Video Recording of Portions of the Orange County Board of Supervisors Meetings of July 27, 2010 and August 23, 2011] filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County and James C Pena. (Attachments: # <u>1</u> Voluminous-Exhibit Contains CD)(lwag) (Entered: 06/21/2012)
06/25/2012	<u>57</u>	MEMORANDUM in Opposition to MOTION for Partial Summary Judgment as to Plaintiff's Claims Under the First Amendment and the California Constitution <u>54</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 06/25/2012)
06/25/2012	<u>58</u>	STATEMENT of <i>General Issues of Material Fact in Opposition to Plaintiff's Motion for Partial Summary Judgment</i> (Phillips, Wendy) (Entered: 06/25/2012)
06/25/2012	<u>59</u>	OPPOSITION re: MOTION for Partial Summary Judgment as to Plaintiff's Claims Under the First Amendment and the California Constitution <u>54</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 06/25/2012)

06/25/2012	<u>60</u>	OPPOSITION to MOTION for Summary Judgment as to Fed. Rules of Civil Proc., Rule 56 <u>47</u> filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Plaintiff's Statement Genuine Issues of Material Facts in Opposition to Defendants' Motion for Summary Judgment, # <u>2</u> Declaration of Lucero Chavez in Support of Plaintiff's Opposition of Defendants' Motion for Summary Judgment, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J, # <u>13</u> Exhibit K, # <u>14</u> Exhibit L, # <u>15</u> Exhibit M, # <u>16</u> Exhibit N, # <u>17</u> Exhibit O, # <u>18</u> Plaintiff's Evidentiary Objections in Opposition to Defendants' Motion for Summary Judgment)(Vakili, Bardis) (Entered: 06/25/2012)
07/02/2012	<u>61</u>	REPLY to Plaintiff's Opposition to Defendants' Motion for Summary Judgment filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 07/02/2012)
07/02/2012	<u>62</u>	OBJECTIONS re: MOTION for Partial Summary Judgment as to Plaintiff's Claims Under the First Amendment and the California Constitution <u>54</u> and Request to Strike and/or Disregard Portions of, Plaintiff's Additional Evidence in Support of Opposition to Defendants' Motion for Summary Judgment filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 07/02/2012)
07/02/2012	<u>63</u>	RESPONSE filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena Response to Statement of Additional Material Facts Submitted by Plaintiff in Opposition to Defendants' Motion for Summary Judgment (Phillips, Wendy) (Entered: 07/02/2012)
07/02/2012	<u>64</u>	REPLY in support of MOTION for Partial Summary Judgment as to Plaintiff's Claims Under the First Amendment and the California Constitution <u>54</u> filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Declaration Supplemental Declaration of Bardis Vakili in Support of Plaintiff's Motion for Partial Summary Judgment, # <u>2</u> Exhibit A, # <u>3</u> Plaintiff's Response to Defendants' Statement of Genuine Issues of Material Fact in Opposition to Plaintiff's Motion for Partial Summary Judgment)(Vakili, Bardis) (Entered: 07/02/2012)
07/11/2012	<u>65</u>	NOTICE OF ERRATA filed by Plaintiff William D Fitzgerald. Correcting Docket 64-2 (Attachments: # <u>1</u> Supplemental Declaration of Bardis Vakili in Support of Plaintiff's Motion for Partial Summary Judgment and Corrected Exhibit A)(Vakili, Bardis) (Entered: 07/11/2012)
07/16/2012	<u>66</u>	MINUTES OF ; Motion Hearing held before Judge James V. Selna <u>47</u> <u>54</u> . The Courts tentative ruling as issued. Counsel make their arguments. The Court takes the above referenced motions under submission. Court Reporter: Sharon Seffens. (db) (Entered: 07/17/2012)
07/20/2012	<u>67</u>	MINUTES (IN CHAMBERS): ORDER by Judge James V. Selna: ORDER Denying Plaintiffs Motion for Partial Summary Judgment (fld 6-18-12) and Granting in Part and Denying in Part Defendants Motion for Summary Judgment or in the alternative Summary Adjudication (Fld 6-18-12): (See document for details.) For the foregoing reasons, Defendants Motion is GRANTED as to (1) all claims against the individual defendants; and (2) the federal and state constitutional challenges "as applied" to Fitzgerald. Defendants' Motion is DENIED as to the facial constitutional challenges to Rule 46 and the Speaker Guidelines under the United States Constitution and the California Constitution. Fitzgerald's Motion is DENIED. (rla) (Entered: 07/20/2012)
07/30/2012	<u>68</u>	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 07/30/2012)
07/30/2012	<u>69</u>	Joint Exhibit List filed by Plaintiff William D Fitzgerald.. (Vakili, Bardis) (Entered: 07/30/2012)
07/30/2012	<u>70</u>	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 07/30/2012)
07/30/2012	<u>71</u>	STATUS REPORT REGARDING SETTLEMENT filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy)

		(Entered: 07/30/2012)
07/30/2012	<u>72</u>	NOTICE OF LODGING Proposed Pretrial Conference Order Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> [Proposed] Pretrial Conference Order, # <u>2</u> Exhibit A Plaintiff's Objections, # <u>3</u> Exhibit B Defendants' Objections)(Vakili, Bardis) (Entered: 07/30/2012)
07/30/2012	<u>73</u>	Witness List filed by Plaintiff William D Fitzgerald.. (Vakili, Bardis) (Entered: 07/30/2012)
07/30/2012	<u>74</u>	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Plaintiff William D Fitzgerald. (Vakili, Bardis) (Entered: 07/30/2012)
07/30/2012	<u>75</u>	STATUS REPORT <i>Regarding Settlement</i> filed by Plaintiff William D Fitzgerald. (Vakili, Bardis) (Entered: 07/30/2012)
07/31/2012	<u>76</u>	NOTICE OF ERRATA filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. correcting Memorandum of Contentions of Fact and Law <u>70</u> (Phillips, Wendy) (Entered: 07/31/2012)
08/01/2012	<u>77</u>	DECLARATION of William D. Fitzgerald <i>provided for Direct Examination of Plaintiff (per Order Governing Attorney and Party Conduct at Trial DKT 32)</i> filed by Plaintiff William D Fitzgerald. (Vakili, Bardis) (Entered: 08/01/2012)
08/06/2012	<u>78</u>	MINUTES OF Pretrial Conference held before Judge James V. Selna. The Court GRANTS the parties motion to waive jury trial and proceed with the court trial. The Court and counsel confer regarding bench trial procedures. (See minute order for further details) Court Reporter: Sharon Seffens. (db) (Entered: 08/10/2012)
08/13/2012	<u>79</u>	Proposed MEMORANDUM of CONTENTIONS of FACT and LAW filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Pejeau, Elizabeth) (Entered: 08/13/2012)
08/13/2012	<u>80</u>	NOTICE of Lodging filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> [Plaintiff's Proposed] Findings of Fact and Conclusions of Law)(Vakili, Bardis) (Entered: 08/13/2012)
08/13/2012	<u>81</u>	Plaintiff's Summaries of Direct Testimony filed by Plaintiff William D Fitzgerald (Vakili, Bardis) (Entered: 08/13/2012)
08/14/2012	<u>82</u>	TRIAL BRIEF filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena.. (Phillips, Wendy) (Entered: 08/14/2012)
08/14/2012	<u>83</u>	TRIAL BRIEF filed by Plaintiff William D Fitzgerald.. (Vakili, Bardis) (Entered: 08/14/2012)
08/15/2012	<u>84</u>	(IN CHAMBERS) The Court hereby sets the Bench Trial, previously scheduled for 8/21/12 at 8:30 AM, for 8/22/2012 at 8:30 AM before Judge James V. Selna. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(kt) TEXT ONLY ENTRY (Entered: 08/15/2012)
08/16/2012	<u>85</u>	OBJECTIONS to <i>Plaintiff's Direct Examination Declaration</i> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 08/16/2012)
08/17/2012	<u>86</u>	PRETRIAL CONFERENCE ORDER by Judge James V. Selna. Bill Campbell terminated.IT IS ORDERED: 1. The parties are: (A) Plaintiffs: William D. Fitzgerald(B) Defendants: Orange County, John Moorlach, in his official capacity,Janet Nguyen, in her official capacity, and James C. Pena, in his official capacity. Each of these parties has been served and has appeared. All other parties named in the pleadings and not identified in the preceding paragraph are now dismissed. See Order for more information. (twdb) (Entered: 08/20/2012)
08/20/2012	<u>87</u>	Amended Joint Exhibit List filed by Plaintiff William D Fitzgerald.. (Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>88</u>	Joint PRETRIAL STIPULATION regarding Exhibits filed by Plaintiff William D Fitzgerald.(Vakili, Bardis) (Entered: 08/20/2012)

08/20/2012	<u>89</u>	NOTICE OF LODGING filed by <i>Defendants</i> re Order, <u>39</u> (Attachments: # <u>1</u> Exhibit Marked Deposition Transcript of William Fitzgerald)(Phillips, Wendy) (Entered: 08/20/2012)
08/20/2012	<u>90</u>	APPENDIX filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. Re: <i>Deposition Transcript of Plaintiff William Fitzgerald</i> (Phillips, Wendy) (Entered: 08/20/2012)
08/20/2012	<u>91</u>	Plaintiff's Supplemental Objections to Trial Exhibits Noted in Amended Joint Exhibit List filed by Plaintiff William D Fitzgerald (Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>92</u>	NOTICE OF LODGING filed re Pretrial Conference – Final, <u>78</u> (Attachments: # <u>1</u> Plaintiff's Direct Testimony by Deposition of Susan Novak and Defendants' Objections Thereto)(Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>93</u>	NOTICE OF LODGING filed re Pretrial Conference – Final, <u>78</u> (Attachments: # <u>1</u> Plaintiff's Direct Testimony by Deposition of John Moorlach and Defendants' Objections Thereto)(Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>94</u>	NOTICE OF LODGING filed re Pretrial Conference – Final, <u>78</u> (Attachments: # <u>1</u> Plaintiff's Direct Testimony by Deposition of Janet Nguyen and Defendants' Objections Thereto)(Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>95</u>	NOTICE OF LODGING filed re Pretrial Conference – Final, <u>78</u> (Attachments: # <u>1</u> Plaintiff's Direct Testimony by Deposition of James Pena and Defendants' Objections Thereto (Part 1), # <u>2</u> Plaintiff's Direct Testimony by Deposition of James Pena and Defendants' Objections Thereto (Part 2), # <u>3</u> Plaintiff's Direct Testimony by Deposition of James Pena and Defendants' Objections Thereto (Part 3))(Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>96</u>	Plaintiff's Index of Direct Testimony by Deposition and Defendants' Objections Thereto filed by Plaintiff William D Fitzgerald re: Pretrial Conference – Final, <u>78</u> (Vakili, Bardis) (Entered: 08/20/2012)
08/20/2012	<u>97</u>	NOTICE of Errata filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Plaintiff's Direct Testimony by Deposition of Susan Novak and Defendants' Objections with Exhibits)(Vakili, Bardis) (Entered: 08/20/2012)
08/21/2012	<u>98</u>	NOTICE of Errata Regarding Docket 89–"Notice of Lodging of the Marked Deposition Transcript of William Fitzgerald Erroneously Filed Unmarked filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Attachments: # <u>1</u> Exhibit Marked Deposition of William Fitzgerald)(Phillips, Wendy) (Entered: 08/21/2012)
08/22/2012	<u>99</u>	COURT'S RULINGS ON DEFENDANTS' OBJECTIONS by Judge James V. Selna: (See document for details.) (rla) (Entered: 08/23/2012)
08/22/2012	<u>100</u>	MINUTES OF Court Trial (1st day)held before Judge James V. Selna: Opening statements made. Witnesses called, sworn and testified. Exhibits identified and admitted. Trial set for 8/24/2012 09:00 AM before Judge James V. Selna.Court Reporter: Phyllis Preston / Sharon Seffens. (twdb) (Entered: 08/23/2012)
08/24/2012	<u>101</u>	TRANSCRIPT for proceedings held on 8/22/12, Vol 2 (1:30 PM). Court Reporter/Electronic Court Recorder: Sharon Seffens, phone number 714–543–0870. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 9/14/2012. Redacted Transcript Deadline set for 9/24/2012. Release of Transcript Restriction set for 11/22/2012. (dg) (Entered: 08/24/2012)
08/24/2012	102	NOTICE OF FILING TRANSCRIPT filed for proceedings 8/22/12 re Transcript <u>101</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(dg) TEXT ONLY ENTRY (Entered: 08/24/2012)
08/24/2012	<u>103</u>	TRANSCRIPT ORDER for date of proceedings 08/22/2012 to 08/24/2012 as to Plaintiff William D Fitzgerald Court Reporter Sharon Seffens. Transcript portion requested: Testimony of: Novak, 08/22/2012 PM; Nguyen, 08/22/2012 PM; Moorlach 08/22/2012 PM; Pena 08/24/2012 AM; Bloom, 08/24/2012 AM; Campbell 08/24/2012

		AM. Category: Daily. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Escobosa Helzer, Belinda) (Entered: 08/24/2012)
08/24/2012	<u>106</u>	MINUTES OF Court Trial (2nd day) held before Judge James V. Selna: Witnesses called, sworn and testified. Exhibits identified and admitted. Court Trial continued to 8/28/2012 09:00 AM before Judge James V. Selna. Court Reporter: Sharon Seffens. (rla) (Entered: 08/27/2012)
08/27/2012	<u>104</u>	TRANSCRIPT for proceedings held on 8/24/12. Court Reporter/Electronic Court Recorder: Sharon Seffens, phone number 714-543-0870. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 9/17/2012. Redacted Transcript Deadline set for 9/27/2012. Release of Transcript Restriction set for 11/25/2012. (dg) (Entered: 08/27/2012)
08/27/2012	105	NOTICE OF FILING TRANSCRIPT filed for proceedings 8/24/12 re Transcript <u>104</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(dg) TEXT ONLY ENTRY (Entered: 08/27/2012)
08/28/2012	<u>107</u>	TRANSCRIPT for proceedings held on 8/22/12, 9:47 a.m.. Court Reporter: Phyllis Preston email: stenojag@aol.com. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 9/18/2012. Redacted Transcript Deadline set for 9/28/2012. Release of Transcript Restriction set for 11/26/2012. (Preston, Phyllis) (Entered: 08/28/2012)
08/28/2012	108	NOTICE OF FILING TRANSCRIPT filed for proceedings 8/22/12, 9:47 a.m. re Transcript <u>107</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(Preston, Phyllis) TEXT ONLY ENTRY (Entered: 08/28/2012)
08/28/2012	<u>111</u>	MINUTES OF Court Trial (3rd Day) held and completed before Judge James V. Selna: Closing arguments made. The Court finds: for defendant(s). The Court states findings of fact and conclusions of law for the record. Counsel for defendants shall prepare, serve and submit a proposed form of judgment. Court Reporter: Sharon Seffens. (rla) (Entered: 08/31/2012)
08/28/2012	<u>112</u>	RECEIPT FOR RELEASE OF EXHIBITS to Counsel Upon Verdict/Judgment at Trial; Pursuant to stip of counsel and/or by Order of the Court, all exhibits listed on JOINT exhibits list are returned to counsel for respective party(ies). (rla) (Entered: 09/04/2012)
08/28/2012	<u>113</u>	DEPOSITION filed by plaintiff William D Fitzgerald Deposing Darlene Bloom on 3/27/2012. (rla) (Additional attachment(s) added on 9/4/2012: # <u>1</u> PART 2, # <u>2</u> PART 3, # <u>3</u> PART 4, # <u>4</u> PART 5, # <u>5</u> PART 6) (rla). (Entered: 09/04/2012)
08/30/2012	<u>109</u>	TRANSCRIPT for proceedings held on 8/28/12. Court Reporter/Electronic Court Recorder: Sharon Seffens, phone number 714-543-0870. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 9/20/2012. Redacted Transcript Deadline set for 9/30/2012. Release of Transcript Restriction set for 11/28/2012. (dg) (Entered: 08/30/2012)
08/30/2012	110	NOTICE OF FILING TRANSCRIPT filed for proceedings 8/28/12 re Transcript <u>109</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(dg) TEXT ONLY ENTRY (Entered: 08/30/2012)
09/07/2012	<u>114</u>	NOTICE OF LODGING filed re Bench Trial – Completed (Court Decision), Bench Trial – Completed (Court Decision) <u>111</u> (Attachments: # <u>1</u> Proposed Judgment)(Phillips, Wendy) (Entered: 09/07/2012)
09/13/2012	<u>115</u>	OBJECTIONS to Notice of Lodging <u>114</u> [Proposed] Judgment filed by Plaintiff William D Fitzgerald. (Vakili, Bardis) (Entered: 09/13/2012)

09/17/2012	<u>116</u>	RESPONSE filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Penato Objections – non-motion <u>115</u> <i>Response to Plaintiff's Objection to Defendants' Proposed Judgment</i> (Attachments: # <u>1</u> Exhibit Exhibit A)(Phillips, Wendy) (Entered: 09/17/2012)
09/21/2012	<u>117</u>	JUDGMENT by Judge James V. Selna, in favor of Orange County, James C Pena, Janet Nguyen, John Moorlach against William D Fitzgerald. (MD JS-6, Case Terminated). (rla) (Entered: 09/24/2012)
09/25/2012	<u>118</u>	NOTICE of Appeal filed by Plaintiff William D Fitzgerald. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Vakili, Bardis) (Entered: 09/25/2012)
09/25/2012	<u>121</u>	APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals <u>120</u> as to Plaintiff William D Fitzgerald; Receipt Number: SA006011 in the amount of \$455. (car) (Entered: 09/27/2012)
09/27/2012	<u>119</u>	NOTICE OF ERRATA filed by Plaintiff William D Fitzgerald. correcting Notice (Other) <u>118</u> (Attachments: # <u>1</u> Notice of Appeal, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Vakili, Bardis) (Entered: 09/27/2012)
09/27/2012	<u>120</u>	NOTICE OF APPEAL to the 9th CCA filed by Plaintiff William D Fitzgerald. Appeal of Judgment <u>117</u> (Appeal fee FEE NOT PAID.) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Vakili, Bardis) (Entered: 09/27/2012)
10/01/2012	<u>122</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 12-56773, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals <u>120</u> as to Plaintiff William D Fitzgerald. (car) (Entered: 10/01/2012)
10/01/2012	<u>123</u>	APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald filed by Defendants James C Pena, Janet Nguyen, Bill Campbell, John Moorlach, Orange County. Application set for hearing on 10/18/2012 at 09:00 AM before Judge James V. Selna. (Attachments: # <u>1</u> Bill of Costs)(Phillips, Wendy) (Entered: 10/01/2012)
10/03/2012	<u>124</u>	SEALED DOCUMENT – APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald filed by Defendants James C Pena, Janet Nguyen, Bill Campbell, John Moorlach, Orange County. Application set for hearing on 10/18/2012 at 09:00 AM before Clerk of Court. (Attachments: # <u>1</u> Bill of Costs (CV-59))(Phillips, Wendy) Modified on 11/13/2012 (rla). (Entered: 10/03/2012)
10/04/2012	<u>125</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>123</u> . The following error(s) was found: Hearing information is incorrect. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (rla) (Entered: 10/04/2012)
10/09/2012	<u>126</u>	OBJECTIONS to APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> filed by Plaintiff William D Fitzgerald. (Vakili, Bardis) (Entered: 10/09/2012)
10/15/2012	<u>127</u>	REPLY to Plaintiff's Objection to Application to Tax Costs APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 10/15/2012)
10/15/2012	<u>128</u>	BILL OF COSTS. Costs Taxed in amount of \$ 974.96 in favor of Orange County, et al. and against Plaintiff, Fitzgerald. RE: <u>123</u> , <u>124</u> (mb) (Entered: 10/16/2012)
10/22/2012	<u>129</u>	NOTICE of Manual Filing filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena of APPLICATION TO SEAL ATTACHMENTS TO BILL OF COSTS NUNC PRO TANC; and [PROPOSED] ORDER TO SEAL ATTACHMENTS TO BILL OF COSTS NUNC PRO TANC. (Phillips, Wendy) (Entered: 10/22/2012)
10/22/2012	<u>130</u>	Notice of Withdrawal of Notice of Manual Filing (G-92), Notice of Manual Filing (G-92) <u>129</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Phillips, Wendy) (Entered: 10/22/2012)

10/22/2012	<u>131</u>	APPLICATION to Amend APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>123</u> , APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> , Bill of Costs (CV-59) <u>128</u> and to Seal Attachments to Bill of Costs Nunc Pro Tunc filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Attachments: # <u>1</u> Exhibit Exhibit A)(Phillips, Wendy) (Entered: 10/22/2012)
10/22/2012	<u>132</u>	STIPULATION File Attachments to Bill of Costs Nunc Pro Tunc Under Seal filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Attachments: # <u>1</u> Proposed Order to Seal Attachments to Bill of Costs Nunc Pro Tunc)(Phillips, Wendy) (Entered: 10/22/2012)
10/23/2012	<u>133</u>	ORDER by Judge James V. Selna: denying <u>131</u> Application to Seal Attachments to Bill of Costs Nunc Pro Tunc. (twdb) (Entered: 10/24/2012)
10/26/2012	<u>134</u>	TRANSCRIPT ORDER re: Order on Motion for Summary Judgment, Order on Motion for Partial Summary Judgment, Motion Hearing <u>66</u> , as to Plaintiff William D Fitzgerald Court Reporter. Court will contact Bardis Vakili at bvakili@aclu-sc.org; mesquivel@aclu-sc.org with any questions regarding this order. Transcript portion requested: Other: Motion for Summary Judgment Hearing. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Vakili, Bardis) (Entered: 10/26/2012)
11/08/2012	<u>135</u>	Renewed APPLICATION to APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>123</u> , APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> , Bill of Costs (CV-59) <u>128 TO SEAL ATTACHMENTS TO BILL OF COSTS NUNC PRO TUNC</u> filed by Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Attachments: # <u>1</u> Declaration OF WENDY J. PHILLIPS IN SUPPORT OF RENEWED APPLICATION TO SEAL ATTACHMENTS TO BILL OF COSTS NUNC PRO TUNC, # <u>2</u> Exhibit A)(Phillips, Wendy) (Entered: 11/08/2012)
11/08/2012	<u>136</u>	STIPULATION to Renewed APPLICATION to APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>123</u> , APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> , Bill of Costs (CV-59) <u>128 TO SEAL ATTACHMENTS TO BILL OF COS</u> Renewed APPLICATION to APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>123</u> , APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> , Bill of Costs (CV-59) <u>128 TO SEAL ATTACHMENTS TO BILL OF COS</u> Renewed APPLICATION to APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>123</u> , APPLICATION to the Clerk to Tax Costs against Plaintiff William D Fitzgerald <u>124</u> , Bill of Costs (CV-59) <u>128 TO SEAL ATTACHMENTS TO BILL OF COS</u> <u>135</u> filed by DEFENDANTS Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena. (Attachments: # <u>1</u> Proposed Order TO SEAL ATTACHMENTS TO BILL OF COSTS NUNC PRO TUNC)(Phillips, Wendy) (Entered: 11/08/2012)
11/13/2012	<u>137</u>	ORDER TO SEAL ATTACHMENTS TO BILL OF COSTS NUNC PRO TUNC by Judge James V. Selna: IT IS HEREBY ORDERED that Document #124, Defendants' previously filed Bill of Costs be placed under seal nunc pro tunc, and that the public shall not be permitted to access those pages from the District Court's Electronic Filing system or PACER. (rla) (Entered: 11/13/2012)
11/28/2012	<u>138</u>	TRANSCRIPT for proceedings held on 7/16/12. Court Reporter/Electronic Court Recorder: Sharon A. Seffens, phone number (714) 543-0870. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 12/19/2012. Redacted Transcript Deadline set for 12/29/2012. Release of Transcript Restriction set for 2/26/2013. (twdb) (Entered: 11/28/2012)
11/28/2012	<u>139</u>	NOTICE OF FILING TRANSCRIPT filed for proceedings 7/16/12 re Transcript <u>138</u> . THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(twdb) TEXT ONLY ENTRY (Entered: 11/28/2012)
11/29/2012	<u>140</u>	TRANSCRIPT ORDER as to Defendants Bill Campbell, John Moorlach, Janet Nguyen, Orange County, James C Pena Court Reporter. Court will contact Kayla

		Martin at cocotemp2@coco.ocgov.com with any questions regarding this order. Transcript portion requested: Pre-Trial Proceeding: July 16, 2012. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Phillips, Wendy) (Entered: 11/29/2012)
04/16/2014	<u>141</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>120</u> filed by William D Fitzgerald, CCA # 12-56773. Defendants-appellees' request to take judicial notice is DENIED. Order received in this district on 4/16/14. (mat) (Entered: 04/21/2014)
06/17/2014	<u>142</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>120</u> filed by William D Fitzgerald, CCA # 12-56773. The petition for rehearing and the petition for rehearing en banc are denied. Order received in this district on 6/17/14. [See document for details] (mat) (Entered: 06/20/2014)
06/18/2014	<u>143</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>120</u> filed by William D Fitzgerald, CCA # 12-56773. Fitzgerald's motion for reconsideration of Orange County's bill of costs is DENIED. Order received in this district on 6/18/2014. (dmap) (Entered: 06/20/2014)
06/26/2014	<u>144</u>	MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>120</u> , CCA # 12-56773. The decision of the district court is affirmed. Mandate received in this district on 6/26/2014. (dmap) (Entered: 06/27/2014)