

**U.S. District Court
North Carolina Middle District (NCMD)
CIVIL DOCKET FOR CASE #: 1:04-cv-00765**

ALPHA IOTA OMEGA, et al v. MOESER, et al
Assigned to: FRANK W. BULLOCK, JR
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 08/25/2004
Date Terminated: 05/04/2006
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

**ALPHA IOTA OMEGA CHRISTIAN
FRATERNITY**
An unincorporated association

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V.

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Defendant

ROBERT F. WARWICK
*members, Board of Governors of the
University of North Carolina; each in
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Date Filed	#	Docket Text
08/25/2004		**Case assigned to Magistrate Judge Eliason. AO Code 18AG (N. Dickerson) (Entered: 08/25/2004)
08/25/2004	<u>1</u>	VERIFIED COMPLAINT FOR INJUNCTIVE AND DECLARATORY RELIEF AND NOMINAL DAMAGES; Filing Fee \$150.00 Receipt #83663 (N. Dickerson) (Entered: 08/25/2004)
08/25/2004	<u>2</u>	SUMMONS issued for ALL DEFENDANTS (N. Dickerson) (Entered: 08/27/2004)
08/25/2004		Notice of Right to Consent 28 USC 636(c)(2) (N. Dickerson) (Entered: 08/27/2004)
08/25/2004		CASE SELECTED FOR MEDIATION (N. Dickerson) (Entered: 08/27/2004)
09/08/2004	<u>3</u>	MOTION by ALL DEFENDANTS to Extend Time until 10/24/04 to serve answer or other response to the complaint with consent (J. Wilson) (Entered: 09/09/2004)
09/13/2004	<u>4</u>	SUMMONS Returned Executed as to JAMES MOESER, RICHARD T. WILLIAMS, NELSON SCHWAB III, JEAN ALMAND KITCHIN, TIMOTHY B. BURNETT, PHILIP G. CARSON, RUSSELL M. CARTER, JOHN B. ELLISON JR., PAUL FULTON JR., KAROL V. MASON, ROGER L. PERRY SR., A. DONALD STALLINGS, ROBERT W. WINSTON III, JONATHAN CURTIS on 8/25/04 by personal service on Leslie C. Strohm. Answer due on 9/14/04 for JONATHAN CURTIS, for ROBERT W. WINSTON III, for A. DONALD STALLINGS, for ROGER L. PERRY SR., for KAROL V. MASON, for PAUL FULTON for JOHN B. ELLISON JR., for RUSSELL M. CARTER, for PHILIP G. CARSON, for TIMOTHY B. BURNETT, for JEAN ALMAND KITCHIN, for NELSON SCHWAB III, for RICHARD T. WILLIAMS, for JAMES MOESER (N. Dickerson) (Entered: 09/13/2004)
09/13/2004	<u>5</u>	SUMMONS Returned Executed as to MOLLY CORBETT BROAD, J. BRADLEY WILSON, J. CRAIG SOUZA, PATSY B. PERRY, BRADLEY T. ADCOCK, G. IRVIN ALDRIDGE, JAMES G. BABB, BRENT D. BARRINGER, J. ADDISON BELL, R. STEVE BOWDEN, F. EDWARD BROADWELL JR., WILLIAM L. BURNS JR., ANNE W. CATES, JOHN F.A.V. CECIL, JOHN W. DAVIS III, RAY S. FARRIS, DUDLEY E. FLOOD, HANNAH D. GAGE, WILLIE J. GILCHRIST, H. FRANK GRAINGER, PETER D. HANS, PETER KEBER, ADELAIDE DANIELS KEY, G. LEROY LAIL, CHARLES H. MERCER JR., CHARLES S. NORWOOD, CARY C. OWEN, JIM W. PHILLIPS JR., GLADYS ASHE ROBINSON, ESTELLE "BUNNY" SANDERS, PRISCILLA P. TAYLOR, ROBERT F. WARWICK, RICHARD T. WILLIAMS, BERT COLLINS executed on 8/25/04 by personal service on Leslie J. Winner.

		Answer due on 9/14/04 for ALL DEFENDANTS, for BERT COLLINS, for RICHARD T. WILLIAMS, for ROBERT F. WARWICK, PRISCILLA P. TAYLOR, for ESTELLE "BUNNY" SANDERS, for ASHE ROBINSON, for JIM W. PHILLIPS JR., for CARY C. OWEN, for CHARLES S. NORWOOD, for CHARLES H. MERCER JR., for G. LEROY LAIL, for ADELAIDE DANIELS KEY, for PETER KEBER, for PETER D. HANS, for H. FRANK GRAINGER, for WILLIE J. GILCHRIST, for HANNAH D. GAGE, for DUDLEY E. FLOOD, for RAY S. FARRIS, for JOHN W. DAVIS III, for JOHN F.A.V. CECIL, ANNE W. CATES, for WILLIAM L. BURNS JR., for F. EDWARD BROADWELL JR., for R. STEVE BOWDEN, for J. ADDISON BELL, for BRENT D. BARRINGER, for JAMES G. BABB, for G. IRVIN ALDRIDGE, for BRADLEY T. ADCOCK, for PATSY B. PERRY, for J. CRAIG SOUZA (N. Dickerson) (Entered: 09/13/2004)
09/15/2004		Motion(s) referred: [3-1] motion to Extend Time until 10/24/04 to serve answer or other response to the complaint referred to MAG/JUDGE RUSSELL A. ELIASON (J. Wilson) (Entered: 09/15/2004)
09/17/2004	<u>6</u>	ORDER granting [3-1] motion to Extend Time until 10/24/04 to serve answer or other response to the complaint. Setting Answer deadline to 10/24/04 for ALL DEFENDANTS. Signed by MAG/JUDGE RUSSELL A. ELIASON. Ccs. Dist. [EOD Date 9/17/04] (K. Welch) (Entered: 09/17/2004)
09/27/2004	<u>7</u>	MOTION (Request) by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK to remove case from mediation (K. Mckenzie) (Entered: 09/28/2004)
10/01/2004		Motion(s) referred: [7-1] motion to remove case from mediation referred to MAG/JUDGE RUSSELL A. ELIASON (D. Mccarty) (Entered: 10/01/2004)
10/05/2004	<u>8</u>	RESPONSE by ALL DEFENDANTS to [7-1] motion to remove case from mediation by CARLON D. MYRICK, TREVOR J. HAMM, ALPHA IOTA OMEGA (J. Wilson) (Entered: 10/05/2004)
10/06/2004	<u>9</u>	ORDER denying [7-1] motion to remove case from mediation without prejudice and their further request that this Court deviate from its normal practice of having a district judge and magistrate judge co-jointly work on this case is likewise denied. Ccs. dist. signed by MAG/JUDGE RUSSELL A. ELIASON [EOD Date 10/6/04] (J. Wilson) (Entered: 10/06/2004)
10/25/2004	<u>10</u>	MOTION by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK for Preliminary Injunction (J. Wilson) (Entered: 10/25/2004)
10/25/2004	<u>11</u>	BRIEF by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK in support of [10-1] motion for Preliminary Injunction (J. Wilson) (Entered: 10/25/2004)
10/25/2004	<u>12</u>	AFFIDAVIT of Stephanie A. Evans by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK Re: [10-1] motion for Preliminary Injunction (J. Wilson) (Entered: 10/25/2004)
10/25/2004	<u>13</u>	AFFIDAVIT of Jordan J. Selleck by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK Re: [10-1] motion for Preliminary Injunction (J. Wilson) (Entered: 10/25/2004)
10/25/2004	<u>14</u>	AFFIDAVIT of Jordan W. Lorence by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK Re: [10-1] motion for Preliminary Injunction (J. Wilson) (Entered: 10/25/2004)
10/25/2004	<u>15</u>	MOTION by ALL DEFENDANTS to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP (J. Wilson) (Entered: 10/26/2004)
10/25/2004	<u>15</u>	MOTION by ALL DEFENDANTS for stay of discovery pending resolution of motion to dismiss (J. Wilson) (Entered: 10/26/2004)
10/25/2004	<u>16</u>	MEMORANDUM by ALL DEFENDANTS in support of [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP (J. Wilson) (Entered: 10/26/2004)
11/08/2004	<u>17</u>	MOTION by ALPHA IOTA OMEGA for JORDAN W. LORENCE to Appear Pro Hac Vice (N. Dickerson) Modified on 11/12/2004 (Entered: 11/12/2004)

11/08/2004	<u>18</u>	MOTION by ALPHA IOTA OMEGA for JOSHUA W. CARDEN to Appear Pro Hac Vice (N. Dickerson) (Entered: 11/12/2004)
11/15/2004	<u>19</u>	MEMORANDUM IN OPPOSITION w/affidavits attached by ALL DEFENDANTS to [10-1] motion for Preliminary Injunction by CARLON D. MYRICK, TREVOR J. HAMM, ALPHA IOTA OMEGA (J. Wilson) (Entered: 11/16/2004)
11/18/2004	<u>20</u>	MOTION by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK for oral argument (J. Wilson) (Entered: 11/19/2004)
11/18/2004	<u>21</u>	BRIEF IN OPPOSITION by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK to [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP by ALL DEFENDANTS (J. Wilson) (Entered: 11/19/2004)
11/18/2004	<u>22</u>	AFFIDAVIT of David O. Rutledge by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK Re: [10-1] motion for Preliminary Injunction (J. Wilson) (Entered: 11/19/2004)
11/30/2004	<u>23</u>	REPLY BRIEF by ALPHA IOTA OMEGA, TREVOR J. HAMM, CARLON D. MYRICK to response to [10-1] motion for Preliminary Injunction by CARLON D. MYRICK, TREVOR J. HAMM, ALPHA IOTA OMEGA (K. Welch) (Entered: 11/30/2004)
11/30/2004	<u>24</u>	SECOND AFFIDAVIT of JORDAN W. LORENCE in support of [10-1] motion for Preliminary Injunction by CARLON D. MYRICK, TREVOR J. HAMM, ALPHA IOTA OMEGA (K. Welch) (Entered: 11/30/2004)
11/30/2004		Motion submission: [17-1] motion for JORDAN W. LORENCE to Appear Pro Hac Vice submitted, [18-1] motion for JOSHUA W. CARDEN to Appear Pro Hac Vice submitted to Judge Bullock (D. Mccarty) (Entered: 11/30/2004)
11/30/2004		Motion submission: [10-1] motion for Preliminary Injunction submitted, [15-1] motion for stay of discovery pending resolution of motion to dismiss submitted, [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP submitted, [20-1] motion for oral argument submitted to Judge Bullock (D. Mccarty) (Entered: 11/30/2004)
12/01/2004	<u>25</u>	ORDER granting [17-1] motion for JORDAN W. LORENCE to Appear Pro Hac Vice signed by JUDGE FRANK W. BULLOCK JR. Ccs. dist.[EOD Date 12/1/04] (J. Wilson) (Entered: 12/01/2004)
12/01/2004	<u>26</u>	ORDER granting [18-1] motion for JOSHUA W. CARDEN to Appear Pro Hac Vice signed by JUDGE FRANK W. BULLOCK JR. Ccs. dist.[EOD Date 12/1/04] (J. Wilson) (Entered: 12/01/2004)
12/06/2004	<u>27</u>	REPLY by ALL DEFENDANTS to response to [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP by ALL DEFENDANTS (J. Wilson) (Entered: 12/07/2004)
01/03/2005	<u>28</u>	NOTICE of Hearing: Motion Hearing set for 2:00 2/16/05 in GREENSBORO #3 COURTROOM for [20-1] motion for oral argument, set for 2:00 2/16/05 in GREENSBORO #3 COURTROOM for [10-1] motion for Preliminary Injunction, set for 2:00 2/16/05 in GREENSBORO #3 COURTROOM for [15-1] motion for stay of discovery pending resolution of motion to dismiss, set for 2:00 2/16/05 in GREENSBORO #3 COURTROOM for [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP (before JUDGE FRANK W. BULLOCK JR.) (D. Mccarty) (Entered: 01/04/2005)
02/16/2005		Motion hearing held re: [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP by ALL DEFENDANTS, [15-1] motion for stay of discovery pending resolution of motion to dismiss by ALL DEFENDANTS, [10-1] motion for Preliminary Injunction by CARLON D. MYRICK, TREVOR J. HAMM, ALPHA IOTA OMEGA, [20-1] motion for oral argument by CARLON D. MYRICK, TREVOR J. HAMM, ALPHA IOTA OMEGA before USDJ Frank W. Bullock, Jr., in GSO; Snyder court reporter. Motion to dismiss denied. Parties to prepare proposed consent order by 2/28/2005. (D. Mccarty) (Entered: 02/17/2005)

02/16/2005		Minute entry: denying [15-1] motion to Dismiss purs. to Rule 12(b)(1)(2) and (6) FRCP, mooting [15-1] motion for stay of discovery pending resolution of motion to dismiss, granting [20-1] motion for oral argument [EOD Date 2/17/05] (D. Mccarty) (Entered: 02/17/2005)
03/02/2005	<u>29</u>	ORDER and PRELIMINARY INJUNCTION granting <u>10</u> Motion for Preliminary Injunction, pending resolution of this case by a trial on the merits, or otherwise signed by Judge FRANK W. BULLOCK JR. on 3/2/05. (Wilson, JoAnne) (Entered: 03/02/2005)
03/11/2005	<u>30</u>	MOTION to postpone deadline for filing application for attorneys fees by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Responses due by 4/1/2005 (Wilson, JoAnne) (Entered: 03/14/2005)
03/11/2005	<u>31</u>	ANSWER to Complaint by RUSSELL M. CARTER, JOHN B. ELLISON, JR, PAUL FULTON, JR, KAROL V. MASON, ROGER L. PERRY, SR, A. DONALD STALLINGS, ROBERT W. WINSTON, III, JONATHAN CURTIS, MOLLY CORBETT BROAD, J. BRADLEY WILSON, J. CRAIG SOUZA, PATSY B. PERRY, BRADLEY T. ADCOCK, G. IRVIN ALDRIDGE, JAMES G. BABB, BRENT D. BARRINGER, J. ADDISON BELL, R. STEVE BOWDEN, F. EDWARD BROADWELL, JR, WILLIAM L. BURNS, JR, ANNE W. CATES, JOHN F.A.V. CECIL, JOHN W. DAVIS, III, RAY S. FARRIS, DUDLEY E. FLOOD, HANNAH D. GAGE, WILLIE J. GILCHRIST, H. FRANK GRAINGER, PETER D. HANS, PETER KEBER, ADELAIDE DANIELS KEY, G. LEROY LAIL, CHARLES H. MERCER, JR, CHARLES S. NORWOOD, CARY C. OWEN, JIM W. PHILLIPS, JR, GLADYS ASHE ROBINSON, ESTELLE "BUNNYSANDERS, PRISCILLA P. TAYLOR, ROBERT F. WARWICK, JAMES MOESER, RICHARD T. WILLIAMS, BERT COLLINS, ALL DEFENDANTS, RICHARD T. WILLIAMS, NELSON SCHWAB, III, JEAN ALMAND KITCHIN, TIMOTHY B. BURNETT, PHILIP G. CARSON.(Wilson, JoAnne) (Entered: 03/15/2005)
03/11/2005		Case At Issue (Wilson, JoAnne) (Entered: 03/15/2005)
03/16/2005	<u>32</u>	ORDER Granting <u>30</u> MOTION to postpone deadline for filing application for attorneys fees filed by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J.HAMM, CARLON D. MYRICK is postponed until 60 days after the expiration of any time period for appeals, or, if the decision is appealed, until 60 days after all appeals are completed in this case, whichever is later. "Appeals" include the time period to file a petition for a writ of certiorari to the U.S. Supreme Court, and resolution of the case at the U.S. Supreme Court, whichever is later signed by Judge FRANK W. BULLOCK JR. on 3/16/05. (Wilson, JoAnne) (Entered: 03/18/2005)
03/31/2005	<u>33</u>	NOTICE of Hearing:Initial Pretrial Conference set for 5/5/2005 02:00 PM in Winston-Salem Courtroom #3 before MAG/JUDGE RUSSELL A. ELIASON. (Williamson, Wanda) (Entered: 03/31/2005)
04/18/2005	34	NOTICE of Hearing: Status Conference set for 5/5/2005 10:00 AM in Greensboro Courtroom #3 before JUDGE FRANK W. BULLOCK JR.. (McCarty, Dianne) (Entered: 04/18/2005)
04/26/2005	<u>35</u>	APPLICATION AND ORDER for JEFFREY A. SHAFER to appear Pro Hac Vice by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, CARLON D. MYRICK. (Wilson, JoAnne) (Entered: 04/28/2005)
04/28/2005	<u>36</u>	Rule 26(f) Report (Joint) filed by all parties by RUSSELL M. CARTER, JOHN B. ELLISON, JR, JONATHAN CURTIS, MOLLY CORBETT BROAD, ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, BRADLEY T. ADCOCK, G. IRVIN ALDRIDGE, JAMES G. BABB, BRENT D. BARRINGER, J. ADDISON BELL, R. STEVE BOWDEN, F. EDWARD BROADWELL, JR, WILLIAM L. BURNS, JR, ANNE W. CATES, JOHN F.A.V. CECIL, JOHN W. DAVIS, III, RAY S. FARRIS, BERT COLLINS, ALL DEFENDANTS, TIMOTHY B. BURNETT, PHILIP G. CARSON. (Wilson, JoAnne) (Entered: 04/28/2005)
04/28/2005		MOTIONS <u>36</u> Rule 26(f) Report (Joint) filed by all parties REFERRED to Mag/Judge Eliason. (Williamson, Wanda) (Entered: 04/28/2005)

05/02/2005	<u>37</u>	ORDER Granting <u>35</u> Motion for Pro Hac Vice Admission signed by Judge FRANK W. BULLOCK JR. on 5/2/05. (Wilson, JoAnne) (Entered: 05/03/2005)
05/05/2005		Minute Entry for proceedings held before Judge FRANK W. BULLOCK JR.: Status Hearing held on 5/5/2005. (Court Reporter JoAnn Snyder.) (McCarty, Dianne) (Entered: 05/05/2005)
05/05/2005		Minute Entry for proceedings held before Judge RUSSELL A. ELIASON : Initial Pretrial Conference held on 5/5/2005. The court approved the parties Jt. Rule 26(f) Report. (Court Reporter Jane Calhoun.) (Williamson, Wanda) (Entered: 05/05/2005)
05/05/2005	<u>38</u>	RULE 26F ORDER (JOINT) signed by Mag/Judge RUSSELL A. ELIASON that Plaintiffs Amended Pleadings due by 6/9/2005. Defendants Amended Pleadings due by 6/23/2005. Discovery due by 9/30/2005. Joinder of Parties for Plaintiff due by 6/9/2005. Joinder of Parties for Defendant due by 6/23/2005.on 5/5/05. (Wilson, JoAnne) (Entered: 05/05/2005)
05/12/2005		MEDIATION Hearing set for no later than 9/30/2005. The parties to agree on a mediator by 6/5/2005. (Gammon, Cheryl) (Entered: 05/12/2005)
05/25/2005	<u>39</u>	SECOND MOTION to Dismiss and Suggestion of Mootness by ALL DEFENDANTS. Responses due by 6/17/2005 (Wilson, JoAnne) (Entered: 05/26/2005)
05/25/2005	<u>40</u>	MEMORANDUM OF LAW re <u>39</u> MOTION to Dismiss by Defendant ALL DEFENDANTS. (Wilson, JoAnne) Modified on 6/16/2005 request pages 2-3 be replaced due to clerical error by defts (Wilson, JoAnne). (Entered: 05/26/2005)
06/07/2005	<u>41</u>	MOTION to Withdraw as Attorney Joshua W. Carden by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY. Responses due by 6/30/2005 (Wilson, JoAnne) (Entered: 06/09/2005)
06/14/2005	<u>42</u>	ORDER Granting <u>41</u> Motion to Withdraw as Attorney signed by Judge FRANK W. BULLOCK JR. on 7/14/05. (Wilson, JoAnne) (Entered: 06/16/2005)
06/20/2005	<u>43</u>	OPPOSITION filed by Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK re <u>39</u> MOTION to Dismiss filed by ALL DEFENDANTS. Replies due by 7/5/2005. (Wilson, JoAnne) (Entered: 06/22/2005)
06/20/2005	<u>44</u>	MOTION for Leave to file Amended Complaint by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Responses due by 7/13/2005. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9)(Wilson, JoAnne) (Entered: 06/22/2005)
07/05/2005	<u>45</u>	REPLY, filed by Defendant ALL DEFENDANTS, to Response to <u>39</u> MOTION to Dismiss, Response to <u>44</u> MOTION for Leave file amended complaint (Wilson, JoAnne) (Entered: 07/07/2005)
07/12/2005	<u>46</u>	MOTION for Extension of Time to File Response/Reply as to <u>44</u> MOTION for Leave <i>to amend complaint</i> by Attorney JEFFREY A. SHAFER on behalf of Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK (Attachments: # <u>1</u> Text of Proposed Order)(SHAFER, JEFFREY) (Entered: 07/12/2005)
07/12/2005	<u>47</u>	MOTION for Leave to File Excess Pages of <i>reply memorandum in support of motion for leave to file amended complaint</i> by Attorney JEFFREY A. SHAFER on behalf of Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK (Attachments: # <u>1</u> Text of Proposed Order)(SHAFER, JEFFREY) (Entered: 07/12/2005)
07/12/2005	<u>48</u>	MOTION for Extension of Time to File Response/Reply as to <u>44</u> MOTION for Leave <i>to file reply memorandum in support of motion for leave to file amended complaint</i> by Attorney JEFFREY A. SHAFER on behalf of Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK (Attachments: # <u>1</u> Text of Proposed Order)(SHAFER, JEFFREY) (Entered: 07/12/2005)

07/12/2005	<u>49</u>	MOTION for Leave to File Excess Pages <i>for reply memorandum in support of motion for leave to file amended complaint</i> by Attorney JEFFREY A. SHAFER on behalf of Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK (Attachments: # <u>1</u> Text of Proposed Order)(SHAFER, JEFFREY) (Entered: 07/12/2005)
07/14/2005	<u>50</u>	ORDER signed by Judge FRANK W. BULLOCK JR. that Pltfs shall file any reply memorandum not to exceed twenty (20) pages in reply to Defts' response to Pltfs' motion to amend their complaint in the office of the Clerk of this court no later than 7/29/05. Replies due by 7/29/2005. on 7/14/05. (Wilson, JoAnne) (Entered: 07/14/2005)
07/20/2005	<u>51</u>	NOTICE of Hearing: Bench Trial set for 4/3/2006 09:30 AM.(McCarty, Dianne) (Entered: 07/20/2005)
07/29/2005	<u>52</u>	REPLY, filed by Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK, to Response to <u>44</u> MOTION for Leave to File Amended Complaint filed by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. (SHAFER, JEFFREY) (Entered: 07/29/2005)
09/02/2005	<u>53</u>	Letter to counsel requesting the status of their selection of a mediator. Re: LR 83.10d(a). (Gammon, Cheryl) (Entered: 09/02/2005)
10/24/2005	<u>54</u>	Suggestion of Subsequently Decided Authority re <u>52</u> Reply to Response to Motion, <i>Motion to Amend Complaint</i> by Plaintiffs ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. (Attachments: # <u>1</u> Supplement Subsequent Authority)(SHAFER, JEFFREY) (Entered: 10/24/2005)
12/13/2005		Telephone Notice to Atty. Robert Schmidt re: status of mediation.(Gammon, Cheryl) (Entered: 12/13/2005)
12/14/2005		Telephone Notice from Atty. Jordon Lawrence – Motion to Dismiss is pending. Parties have not conducted discovery or moved forward on any of the matters addressed in the scheduling order because of the pending motion to dismiss. Whether the Court grants or denies the motion to dismiss will have significant bearing on whether the parties advance to discovery, and, if necessary, use a mediator. (Gammon, Cheryl) Modified on 12/16/2005 (Gammon, Cheryl). (Entered: 12/14/2005)
01/10/2006	<u>55</u>	MOTION for Pro Hac Vice Admission by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Responses due by 2/2/2006 (SCHMIDT, ROBERT) (Entered: 01/10/2006)
01/11/2006	<u>56</u>	MOTION to Withdraw as Attorney JOYCE S. RUTLEDGE by on behalf of JAMES MOESER. (Attachments: # <u>1</u> Text of Proposed Order Order Permitting Joyce S. Rutledge to Withdraw)(RUTLEDGE, JOYCE) (Entered: 01/11/2006)
01/11/2006		NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENT(S) re <u>55</u> MOTION for Pro Hac Vice Admission. Improper format. Document to be resubmitted in proper format. (Wilson, JoAnne) (Entered: 01/11/2006)
01/11/2006	<u>57</u>	MOTION for Pro Hac Vice Admission by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Responses due by 2/3/2006 (Attachments: # <u>1</u> Text of Proposed Order)(SCHMIDT, ROBERT) (Entered: 01/11/2006)
01/13/2006		***Motions Submitted: <u>57</u> MOTION for Pro Hac Vice Admission, <u>56</u> MOTION to Withdraw as Attorney JOYCE S. RUTLEDGE to Judge FRANK W. BULLOCK JR.– (McCarty, Dianne) (Entered: 01/13/2006)
01/13/2006		***Motion #55 terminated (McCarty, Dianne) (Entered: 01/13/2006)
01/17/2006	<u>58</u>	ORDER signed by Judge FRANK W. BULLOCK JR. on 1/17/06 Granting <u>56</u> Motion to Withdraw as Attorney. (Wilson, JoAnne) (Entered: 01/18/2006)
01/17/2006	<u>59</u>	ORDER signed by Judge FRANK W. BULLOCK on 1/17/06 Granting <u>57</u> Motion for Pro Hac Vice Admission . (Wilson, JoAnne) (Entered: 01/18/2006)

02/01/2006	<u>60</u>	NOTICE of Hearing: Status Conference set for 2/28/2006 02:30 PM in Greensboro Courtroom #3 before JUDGE FRANK W. BULLOCK JR.. (McCarty, Dianne) (Entered: 02/01/2006)
02/01/2006	<u>61</u>	NOTICE of Trial Calendar Bench Trial set for 4/3/2006 09:30 AM in Greensboro Courtroom #2 before CHIEF JUDGE N. C. TILLEY JR. (McCarty, Dianne) (Entered: 02/01/2006)
02/24/2006		Telephone Notice to/from Atty. Robert Schmidt re: mediation – Parties still have not conducted discovery or moved forward with mediation because of pending motion to dismiss. (Gammon, Cheryl) (Entered: 02/24/2006)
02/28/2006		Minute Entry for proceedings held before Judge FRANK W. BULLOCK JR. Motion Hearing held on 2/28/2006 re <u>39</u> MOTION to Dismiss filed by ALL DEFENDANTS, <u>44</u> MOTION for Leave filed by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Court will enter written order within the next 30 days. Case comes off the April 2006 master calendar (Court Reporter JoAnn Snyder.) (McCarty, Dianne) (Entered: 03/01/2006)
03/07/2006	<u>62</u>	AFFIDAVIT of Jonathan Curtis re <u>39</u> MOTION to Dismiss <i>and Suggestion of Mootness</i> filed by Defendants RUSSELL M. CARTER, JOHN B. ELLISON, JR, PAUL FULTON, JR, KAROL V. MASON, ROGER L. PERRY, SR, A. DONALD STALLINGS, ROBERT W. WINSTON, III, JONATHAN CURTIS, MOLLY CORBETT BROAD, J. BRADLEY WILSON, J. CRAIG SOUZA, PATSY B. PERRY, BRADLEY T. ADCOCK, G. IRVIN ALDRIDGE, JAMES G. BABB, BRENT D. BARRINGER, J. ADDISON BELL, R. STEVE BOWDEN, F. EDWARD BROADWELL, JR, WILLIAM L. BURNS, JR, ANNE W. CATES, JOHN F.A.V. CECIL, JOHN W. DAVIS, III, RAY S. FARRIS, DUDLEY E. FLOOD, HANNAH D. GAGE, WILLIE J. GILCHRIST, H. FRANK GRAINGER, PETER D. HANS, PETER KEBER, ADELAIDE DANIELS KEY, G. LEROY LAIL, CHARLES H. MERCER, JR, CHARLES S. NORWOOD, CARY C. OWEN, JIM W. PHILLIPS, JR, GLADYS ASHE ROBINSON, ESTELLE "BUNNYSANDERS, PRISCILLA P. TAYLOR, ROBERT F. WARWICK, JAMES MOESER, RICHARD T. WILLIAMS, BERT COLLINS, ALL DEFENDANTS, RICHARD T. WILLIAMS, NELSON SCHWAB, III, JEAN ALMAND KITCHIN, TIMOTHY B. BURNETT, PHILIP G. CARSON. (Attachments: # <u>1</u> Exhibit Exhibit A 2005–2006 Official University Recognition Agreement for UNC–CH Student Co–Curricular Organizations# <u>2</u> Exhibit Exhibit B -- AIO Statement and Reservation of Rights# <u>3</u> Exhibit Exhibit C -- UNC–CH Official Notice of Recognition of AIO# <u>4</u> Exhibit Exhibit D -- UNC–CH General Ledger Report for AIO# <u>5</u> Exhibit Exhibit E -- AIO's Requests for Meeting Space)(ZIKO, THOMAS) (Entered: 03/07/2006)
05/04/2006	<u>63</u>	MEMORANDUM OPINION signed by Judge FRANK W. BULLOCK JR. on 5/4/06. Re: Defendants' Second Motion to Dismiss Complaint and Suggestion of Mootness (filed May 25, 2005) and Plaintiffs' Motion for Leave to File Amended Complaint(filed June 20, 2005). An order in accordance with this memorandum opinion shall be entered contemporaneously herewith.(Welch, Kelly) Additional attachment(s) added on 5/18/2006 (Sharp, Jim). (Entered: 05/04/2006)
05/04/2006	<u>64</u>	ORDER signed by Judge FRANK W. BULLOCK JR. on 5/4/06, for the reasons set forth in the memorandum opinion filed contemporaneously herewith, Plaintiffs' Motion for Leave to File Amended Complaint [Doc. #44] is DENIED. FURTHER that Defendants' Second Motion to Dismiss and Suggestion of Mootness [Doc. #39] is GRANTED, and this action is DISMISSED. The parties shall bear their own costs. (Welch, Kelly) (Entered: 05/04/2006)
05/15/2006	<u>65</u>	MOTION FOR RECONSIDERATION, CORRECTION OR AMENDMENT by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Responses due by 5/25/2006 (SHAFER, JEFFREY) Modified on 5/17/2006 to accurately reflect title of document (Wilson, JoAnne). (Entered: 05/15/2006)
05/15/2006	<u>66</u>	Memorandum in Support by ALPHA IOTA OMEGA CHRISTIAN FRATERNITY, TREVOR J. HAMM, CARLON D. MYRICK. Responses due by 5/25/2006 (SHAFER, JEFFREY) Modified on 6/19/2006 (McCarty, Dianne).

		(Entered: 05/15/2006)
05/15/2006		NOTICE of Docket Text/Event Modification re <u>66</u> MOTION to Amend/Correct Opinion and Order with Memorandum in Support: to accurately reflect title of document. (Wilson, JoAnne) (Entered: 05/17/2006)
05/22/2006	<u>67</u>	TRANSCRIPT STATUS CONFERENCE AND ORAL ARGUMENT ON DEFENDANT'S MOTION TO DISMISS AND PLAINTIFF'S MOTION TO AMEND for dates of 2/28/06 before Judge Frank W. Bullock, Jr., in Greensboro, NC; Court Reporter: Jo Ann M. Snyder. (Wilson, JoAnne) (Entered: 05/22/2006)
06/06/2006	<u>68</u>	ORDER denying <u>65</u> Motion to Amend/Correct signed by Judge FRANK W. BULLOCK JR. on 6/6/06. (Wilson, JoAnne) (Entered: 06/06/2006)