

**U.S. District Court
Eastern District of California – Live System (Sacramento)
CIVIL DOCKET FOR CASE #: 2:06-cv-02334-LKK -DAD**

Robidoux et al v Wacker Family Trust et al
Assigned to: Judge Lawrence K. Karlton
Referred to: Magistrate Judge Dale A. Drozd
Demand: \$0
Cause: 42:405 Fair Housing Act

Date Filed: 10/23/2006
Date Terminated: 08/19/2011
Jury Demand: Both
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: Federal Question

Plaintiff

Jesse Robidoux

represented by **Stuart E. Fagan**
Law Offices of Stuart E. Fagan
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Regina Robidoux

represented by **Stuart E. Fagan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Lorena Lingenfelter

represented by **Stuart E. Fagan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Randall Reichenberg, Jr.
*Minor, by and through the guardian ad
litem Regina Robidoux
guardian ad litem
Regina Robidoux*

represented by **Stuart E. Fagan**
(See above for address)
LEAD ATTORNEY
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Plaintiff

Jesse J. Robidoux, Jr.
*Minor, by and through the Guardian Ad
Litem Regina Robidoux
guardian ad litem
Regina Robidoux*

represented by **Stuart E. Fagan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Shaun Johnson

represented by **Stuart E. Fagan**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Hannah Burk
*Minor, by and through the guardian ad
litem Lorena Lingenfelter
guardian ad litem*

represented by **Stuart E. Fagan**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lorena Lingenfelter

Plaintiff

Michael Burk

*Minor, by and through the guardian ad
litem Lorena Lingenfelter
guardian ad litem
Lorena Lingenfelter*

represented by **Stuart E. Fagan**
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LEAD ATTORNEY
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V.

Defendant

Brian Rosengren

Defendant

Wacker Family Trust

represented by **Luther R. Lewis**
Johnson Schachter & Lewis, A PLC
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Defendant

Christine Wacker

*Doing business as
Villa Serrano Apartments*

represented by **Luther R. Lewis**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark A. Campbell

(See above for address)
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Justin Scott Altmann

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Email: jaltmann@murphycampbell.com
TERMINATED: 06/02/2009

Defendant

Eileen Wacker

represented by **Luther R. Lewis**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark A. Campbell
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Justin Scott Altmann
(See above for address)
TERMINATED: 06/02/2009

Defendant

Wayne Wacker

represented by **Luther R. Lewis**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark A. Campbell
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Justin Scott Altmann
(See above for address)
TERMINATED: 06/02/2009

Defendant

**CDInvestment Properties dba Villa
Serrano Apartments**

represented by **Alesa M. Schachter**
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Luther R. Lewis
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Mark A. Campbell
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Neutral

VDRP

TERMINATED: 11/06/2007

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 10/23/2006 | <u>1</u> | COMPLAINT against all defendants by Jesse Robidoux. Attorney Fagan, Stuart E. added.(Fagan, Stuart) (Entered: 10/23/2006) |
| 10/23/2006 | <u>2</u> | MOTION to APPOINT GUARDIAN AD LITEM by Regina Robidoux. Attorney Fagan, Stuart E. added. (Fagan, Stuart) (Entered: 10/23/2006) |
| 10/23/2006 | <u>3</u> | MOTION to APPOINT GUARDIAN AD LITEM by Lorena Lingenfelter. Attorney Fagan, Stuart E. added. (Fagan, Stuart) (Entered: 10/23/2006) |
| 10/23/2006 | <u>4</u> | PROPOSED ORDER on Petition of Regina Robidoux For Appointment of Guardian Ad Litem <u>2</u> (Fagan, Stuart) Modified on 10/24/2006 (Duong, D). Modified on 10/24/2006 (Duong, D). (Entered: 10/23/2006) |
| 10/23/2006 | <u>5</u> | PROPOSED ORDER on Petition of Lorena Lingenfelter For Appointment of Guardian Ad Litem <u>3</u> . (Fagan, Stuart) Modified on 10/24/2006 (Duong, D). (Entered: 10/23/2006) |
| 10/24/2006 | | RECEIPT number 204-12250 for \$350 for Filing Fee from Stuart E. Fagan. (Duong, D) (Entered: 10/24/2006) |
| 10/24/2006 | <u>7</u> | SUMMONS ISSUED as to *Eileen Wacker, Wayne Wacker, Brian Rosengren, Wacker Family Trust, Christine Wacker* with answer to complaint due within *20* days. Attorney *Stuart E. Fagan* *Law Offices of Stuart E. Fagan* *PO Box 503741* *San Diego, CA 92150-3741*. (Duong, D) (Entered: 10/24/2006) |
| 10/24/2006 | <u>8</u> | CIVIL NEW CASE DOCUMENTS ISSUED; Initial Scheduling Conference set for 1/22/2007 at 11:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Consent Forms # <u>2</u> VDRP Forms) (Duong, D) (Entered: 10/24/2006) |
| 10/24/2006 | <u>9</u> | NOTICE by all plaintiffs re <u>1</u> Complaint. <i>Civil Cover Sheet</i> (Fagan, Stuart) (Entered: 10/24/2006) |
| 10/30/2006 | <u>10</u> | ORDER signed by Judge Lawrence K. Karlton on 10/27/06 ORDERING that the Petition of Lorena Lingenfelter for Appointment of Guardian Ad Litem <u>5</u> is GRANTED. Lorena Lingenfelter is appointed guardian ad litem for the minor Children, Hannah Burk and Michael Burk. (Mena-Sanchez, L) (Entered: 10/30/2006) |
| 10/30/2006 | <u>11</u> | ORDER signed by Judge Lawrence K. Karlton on 10/27/06 ORDERING that the Petition of Regina Robidoux for appointment of Guardian ad Litem <u>4</u> is GRANTED. Regina Robidoux is appointed guardian ad litem for the minor children, Randall Reichenberg Jr. and Jessie J. Robidoux Jr., (Mena-Sanchez, L) (Entered: 10/30/2006) |
| 12/26/2006 | <u>12</u> | STIPULATION <i>Extending Time for Dfts to Appear</i> by CDInvestment Properties dba Villa Serrano Apartments. Attorney Schachter, Alesa M added. (Schachter, Alesa) Modified on 12/27/2006 (Brown, T). (Entered: 12/26/2006) |
| 01/08/2007 | <u>13</u> | CERTIFICATE of SERVICE re <u>8</u> by Jesse Robidoux. (Fagan, Stuart) Modified on 1/9/2007 (Duong, D). (Entered: 01/08/2007) |
| 01/09/2007 | <u>14</u> | PLAINTIFF(S) STATUS REPORT by Jesse Robidoux. (Fagan, Stuart) (Entered: 01/09/2007) |
| 01/10/2007 | <u>15</u> | AMENDED STATUS REPORT by Jesse Robidoux. (Fagan, Stuart) (Entered: 01/10/2007) |
| 01/12/2007 | <u>16</u> | STIPULATION and PROPOSED ORDER for Referral to Voluntary Dispute Resolution Program by Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Christine Wacker. Attorney Lewis, Luther R. added. (Lewis, Luther) Modified on 1/16/2007 (Brown, T). (Entered: 01/12/2007) |
| 01/12/2007 | <u>17</u> | DEFENDANT(S) STATUS REPORT by Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Christine Wacker. (Lewis, Luther) (Entered: 01/12/2007) |

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| 01/16/2007 | <u>18</u> | ANSWER to COMPLAINT with Jury Demand by Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Wacker Family Trust, Christine Wacker. Attorney Lewis, Luther R. added.(Lewis, Luther) (Entered: 01/16/2007) |
| 01/16/2007 | <u>19</u> | STIPULATION and ORDER for Referral to Voluntary Dispute Resolution Program signed by Judge Lawrence K. Karlton on 1/16/07. Case Referred to VDRP. (cc: VDRP Administrator).(Brown, T) (Entered: 01/16/2007) |
| 01/22/2007 | <u>20</u> | MINUTES (Text Only) for proceedings held before Judge Lawrence K. Karlton: SCHEDULING CONFERENCE held on 1/22/2007. Final Pretrial Conference set for 6/23/2008 at 01:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. 7 day Jury Trial set for 9/23/2008 at 10:30 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Court order to follow. Plaintiffs Counsel Stuart Fagan present. Defendants Counsel Luther Lewis present. (Rivas, A) (Entered: 01/22/2007) |
| 01/24/2007 | <u>21</u> | SCHEDULING ORDER signed by Judge Lawrence K. Karlton on 01/23/07. : Case Referred to VDRP. Discovery ddl 6/23/2008. Dispositive Hearing Motion ddl 3/23/2008. Final Pretrial Conference set for 6/23/2008 at 01:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Jury Trial set for 9/23/2008 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton.(Duong, D) (Entered: 01/24/2007) |
| 02/01/2007 | <u>22</u> | [TEXT ONLY ENTRY] COURT LETTER from VDRP Administrator appointing J. Scott Smith, Esq., of Angelo, Kilday &Kilduff, as Neutral Attorney.(Martinez, L) (Entered: 02/01/2007) |
| 02/01/2007 | <u>23</u> | PROPOSED DISCOVERY PLAN by Jesse Robidoux. (Fagan, Stuart) Modified on 2/2/2007 (Carlos, K). (Entered: 02/01/2007) |
| 02/22/2007 | <u>24</u> | CERTIFICATE of SERVICE by Jesse Robidoux. <i>Re Brian Rosengren</i> (Fagan, Stuart) (Entered: 02/22/2007) |
| 02/22/2007 | <u>25</u> | CERTIFICATE of SERVICE by Jesse Robidoux re <u>24</u> Certificate of Service. <i>Re Brian Rosengren</i> (Fagan, Stuart) (Entered: 02/22/2007) |
| 02/26/2007 | <u>26</u> | REQUEST FOR ENTRY OF DEFAULT as to Brian Rosengren by Jesse Robidoux. (Fagan, Stuart) (Entered: 02/26/2007) |
| 02/26/2007 | <u>27</u> | CLERK'S ENTRY OF DEFAULT as to *Brian Rosengren* (Carlos, K) (Entered: 02/26/2007) |
| 03/21/2007 | <u>28</u> | STIPULATION and PROPOSED Protective Order Re Defendants' Financial Information by Jesse Robidoux. (Fagan, Stuart) Modified on 3/22/2007 (Duong, D). (Entered: 03/21/2007) |
| 07/02/2007 | <u>29</u> | ASSOCIATION of ATTORNEY: Added attorney Mark A. Campbell for Eileen Wacker, Wayne Wacker, Wacker Family Trust, Christine Wacker, and CDInvestment Properties dba Serrano Apartments. (Lewis, Luther) Modified on 7/2/2007 (Matson, R). Modified on 7/2/2007 (Matson, R). (Entered: 07/02/2007) |
| 11/06/2007 | | [TEXT ONLY ENTRY] COMPLETION of VDRP, terminating VDRP party. This case has completed the VDRP process. Case did not settle.(Martinez, L) (Entered: 11/06/2007) |
| 11/08/2007 | <u>30</u> | ORDER signed by Judge Dale A. Drozd on 11/7/07 DENYING without prejudice <u>28</u> Stipulation and Proposed Order. (Anderson, J) (Entered: 11/08/2007) |
| 12/04/2007 | <u>31</u> | NOTICE of CHANGE of ADDRESS by Mark A. Campbell. Attorney Campbell, Mark A. added. (Campbell, Mark) (Entered: 12/04/2007) |
| 02/08/2008 | <u>32</u> | NOTICE of Withdrawal of Co-Counsel with Clients' Consent by Eileen Wacker, Wayne Wacker, Christine Wacker. (Campbell, Mark) Modified on 2/11/2008 (Duong, D). (Entered: 02/08/2008) |
| 02/25/2008 | <u>33</u> | MOTION for PROTECTIVE ORDER by Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Wacker Family Trust, Christine Wacker. Motion Hearing set for 2/25/2008 at 03:00 PM in Courtroom 27 |

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| | | (DAD) before Senior Judge Lawrence K. Karlton. (Lewis, Luther) (Entered: 02/25/2008) |
| 02/25/2008 | <u>34</u> | PROPOSED ORDER re <u>33</u> MOTION for PROTECTIVE ORDER. (Lewis, Luther) Modified on 2/27/2008 (Kaminski, H). (Entered: 02/25/2008) |
| 02/25/2008 | <u>35</u> | EX PARTE APPLICATION for Order Shortening Time for Motion to be Heard by Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Wacker Family Trust, Christine Wacker. (Lewis, Luther) Modified on 2/27/2008 (Kaminski, H). (Entered: 02/25/2008) |
| 02/25/2008 | <u>36</u> | DECLARATION of Luther R. Lewis in SUPPORT of <u>35</u> Ex Parte Application,. (Lewis, Luther) Modified on 2/27/2008 (Kaminski, H). (Entered: 02/25/2008) |
| 02/25/2008 | <u>37</u> | PROPOSED ORDER re <u>36</u> Declaration, <u>35</u> Ex Parte Application, by Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Wacker Family Trust, Christine Wacker. (Lewis, Luther) Modified on 2/27/2008 (Kaminski, H). (Entered: 02/25/2008) |
| 02/25/2008 | <u>38</u> | MINUTES (Text Only) for proceedings held before Magistrate Judge Dale A. Drozd: IN COURT HEARING held on 2/25/2008. Court noted it reviewed circumstances regarding hearing as to defendant's ex parte application for order shortening time <u>35</u> . After hearing, Court found good cause has not been shown to hear the motion for protective order on a shorten basis. Court reviewed the docket, Local Rules, and Mr. Campbells notice of withdrawal. After hearing, for reasons stated on the record, defendant's application for order shortening time denied. Mr. Campbells withdrawal would in effect leave the Wackers in pro per. Pursuant to Local Rules, withdrawal required court approval. No court approval has been forthcoming, the termination of him as counsel of record is Ordered rescinded. Mr. Campbell can seek leave of court to withdrawal. Court found, under these circumstances, leave of court is required. Mr. Campbell is still counsel of record. Mr. Campbell or someone from his office to be present at Tuesday's depositions representing the Wackers', unless he has an order approving his withdrawal between now and then. Court to issue written order. Plaintiffs Counsel Stuart Fagan present. Defendants Counsel Luther Lewis, telephonic present. Court Reporter/CD Number: ECRO/1. (Buzo, P) (Entered: 02/25/2008) |
| 02/25/2008 | <u>39</u> | ORDER signed by Magistrate Judge Dale A. Drozd on 2/25/08 DENYING <u>35</u> Application for order shortening time for motion to be heard. <u>33</u> Motion for Protective Order is moot. <u>32</u> Notice of withdrawal of Mark A. Campbell does not meet the requirements of LR 83-182(d) and is RESCINDED. The clerk is to amend the docket to reflect that attorney Campbell has not been terminated as counsel for defendants Wacker Family Trust, Wayne Wacker, Eileen Wacker, and Christine Wacker, individually and doing business as Villa Serrano Apartments. Clerk is further directed to amend the docket to reflect that Mark A. Campbell is not the attorney of record for Brian Rosengren, as no appearance was made on behalf of defendant Rosengren. (Donati, J) (Entered: 02/25/2008) |
| 06/07/2008 | <u>40</u> | STATEMENT of MID-LITIGATION by plts. (Fagan, Stuart) Modified on 6/9/2008 (Duong, D). (Entered: 06/07/2008) |
| 06/09/2008 | <u>41</u> | Mid-Litigation STATEMENT by Defendants Eileen Wacker, Wayne Wacker, CDInvestment Properties dba Villa Serrano Apartments, Wacker Family Trust, Christine Wacker. Attorney Altmann, Justin Scott added. (Altmann, Justin) Modified on 6/10/2008 (Duong, D). (Entered: 06/09/2008) |
| 06/09/2008 | <u>42</u> | PLAINTIFF(S) PRETRIAL STATEMENT. (Attachments: # <u>1</u> Witness List, # <u>2</u> Exhibit List)(Fagan, Stuart) Modified on 6/10/2008 (Duong, D). (Entered: 06/09/2008) |
| 06/17/2008 | <u>43</u> | DEFENDANT(S) SEPARATE PRETRIAL STATEMENT. (Attachments: # <u>1</u> Witness List)(Campbell, Mark) Modified on 6/18/2008 (Duong, D). (Entered: 06/17/2008) |
| 06/17/2008 | <u>44</u> | EXHIBIT LIST - Attachment 2 to <u>43</u> Pretrial Statement by dfts.(Campbell, Mark) Modified on 6/18/2008 (Duong, D). (Entered: 06/17/2008) |

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| 06/17/2008 | <u>45</u> | JOINT STATEMENT of Disputed and Undisputed Factual Issues. (Campbell, Mark) Modified on 6/18/2008 (Duong, D). (Entered: 06/17/2008) |
| 06/23/2008 | <u>47</u> | MINUTES (Text Only) for proceedings held before Senior Judge Lawrence K. Karlton: SCHEDULING CONFERENCE held on 6/23/2008. The Pretrial Conference is CONTINUED to May 18, 2009 at 2:30 PM. 7 day Jury Trial is set for August 4, 2009 at 10:30 AM. Plaintiffs Counsel Stuart Fagan present. Defendants Counsel Mark Campbell, Jason Sherman, Luther Lewis present.(Rivas, A) (Entered: 06/26/2008) |
| 06/24/2008 | <u>46</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 6/24/08 ORDERING that Discovery shall be conducted so as to be completed no later than December 23, 2008. Experts are to be disclosed no later than sixty (60) days prior to the close of discovery. The last date for hearing motions regarding discovery is November 23, 2008. Law and Motion shall be conducted so as to be completed no later than February 23, 2009. The Pretrial Conference is set for May 18, 2009 at 2:30 PM. Trial is set for August 4, 2009. The parties represent in good faith that the trial will take approximately seven (7) days. (Duong, D) (Entered: 06/24/2008) |
| 10/03/2008 | <u>48</u> | MOTION for SUMMARY JUDGMENT by plaintiffs. Motion Hearing set for 11/3/2008 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/03/2008 | <u>49</u> | MEMORANDUM by plaintiffs in SUPPORT of <u>48</u> MOTION for SUMMARY JUDGMENT . (Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/03/2008 | <u>50</u> | STATEMENT of UNDISPUTED FACTS by Plaintiffs in support of <u>48</u> MOTION for SUMMARY JUDGMENT .(Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/03/2008 | <u>51</u> | DECLARATION of Shaun Johnson in SUPPORT of <u>48</u> MOTION for SUMMARY JUDGMENT . (Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/03/2008 | <u>52</u> | DECLARATION of Lorena Lingenfelter in SUPPORT of <u>48</u> MOTION for SUMMARY JUDGMENT (Attachments: # <u>1</u> Exhibit)(Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/03/2008 | <u>53</u> | DECLARATION of Regina Robidoux in SUPPORT of <u>48</u> MOTION for SUMMARY JUDGMENT. (Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/03/2008 | <u>54</u> | NOTICE OF LODGMENT re <u>48</u> MOTION for SUMMARY JUDGMENT filed by plaintiffs . (Fagan, Stuart) Modified on 10/6/2008 (Kaminski, H). (Entered: 10/03/2008) |
| 10/14/2008 | <u>55</u> | EX PARTE APPLICATION by Eileen Wacker, Wayne Wacker, Wacker Family Trust, Christine Wacker for Order Continuing Hearing re Motion for summary judgment and Time to File Opposition to Motion for summary judgment. (Campbell, Mark) Modified on 10/15/2008 (Kaminski, H). (Entered: 10/14/2008) |
| 10/16/2008 | <u>56</u> | OPPOSITION by pltf's to <u>55</u> EX PARTE APPLICATION (Fagan, Stuart) Modified on 10/17/2008 (Kaminski, H). (Entered: 10/16/2008) |
| 10/16/2008 | <u>57</u> | DECLARATION OF Stuart E. Fagan in support of [56 OPPOSITION (Fagan, Stuart) Modified on 10/17/2008 (Kaminski, H). (Entered: 10/16/2008) |
| 10/20/2008 | <u>58</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 10/17/08 ORDERING that the hearing on pltf's <u>48</u> motion for summary judgment is CONTINUED to 1/30/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton; Oppositions or stements of non-opposition due no later than 12/22/08; Replies due no later than 1/5/09. (Yin, K) (Entered: 10/20/2008) |
| 11/11/2008 | <u>59</u> | STIPULATION and [PROPOSED] ORDER re discovery and Plaintiff's Motion for Summary Judgment by Wacker Family Trust. (Campbell, Mark) Modified on 11/13/2008 (Mena-Sanchez, L). (Entered: 11/11/2008) |

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| 11/14/2008 | <u>60</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 11/14/08 GRANTING <u>59</u> Stipulation. The pretrial conference is set for 9/14/2009 at 02:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. Jury Trial set for 12/1/2009 at 10:30 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton.(Streeter, J) (Entered: 11/14/2008) |
| 03/11/2009 | <u>61</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 3/11/2009. Due to court congestion, plaintiff's <u>48</u> Motion for Summary Judgment is CONTINUED to 5/4/2009 at 10:00 AM in Courtroom 4 (LKK). Oppositions or Statements of Non-Opposition shall be filed and served no later than 3/23/2009. Replies, if any, shall be filed and served no later than 3/30/2009. Also, due to an oversight, the <u>60</u> Order amending the <u>46</u> Scheduling Order omitted the Law and Motion cut-off date. Motions matters shall be noticed to be heard no later than 5/18/2009. (Marciel, M) (Entered: 03/11/2009) |
| 03/20/2009 | <u>62</u> | STIPULATION and PROPOSED ORDER Regarding Expert Witness Discovery by Wacker Family Trust. Attorney Scarborough, Tiffany P. added. (Scarborough, Tiffany) Modified on 3/24/2009 (Engbretson, K.). (Entered: 03/20/2009) |
| 03/23/2009 | <u>63</u> | MEMORANDUM by Eileen Wacker, Wayne Wacker, Wacker Family Trust, Christine Wacker in Opposition to <u>48</u> Motion for Summary Judgment. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). (Entered: 03/23/2009) |
| 03/23/2009 | <u>64</u> | RESPONSE by Eileen Wacker, Wayne Wacker, Wacker Family Trust, Christine Wacker to Pltfs' <u>50</u> Statement of Undisputed Material Facts. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). 50 (Entered: 03/23/2009) |
| 03/23/2009 | <u>65</u> | STATEMENT by Eileen Wacker, Wayne Wacker, Wacker Family Trust, Christine Wacker of Additional Undisputed Facts in Opposition to <u>48</u> Motion for Summary Judgment. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). (Entered: 03/23/2009) |
| 03/23/2009 | <u>66</u> | DECLARATION of Mark A. Campbell in Opposition to <u>48</u> Motion for Summary Judgment. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). (Entered: 03/23/2009) |
| 03/23/2009 | <u>67</u> | DECLARATION of Wayne Wacker in Opposition to <u>48</u> Motion for Summary Judgment. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). (Entered: 03/23/2009) |
| 03/23/2009 | <u>68</u> | DECLARATION of Eileen Wacker in Opposition to <u>48</u> Motion for Summary Judgment. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). (Entered: 03/23/2009) |
| 03/23/2009 | <u>69</u> | DECLARATION of Dinesha Jackson in Opposition to <u>48</u> Motion for Summary Judgment. (Campbell, Mark) Modified on 3/25/2009 (Engbretson, K.). (Entered: 03/23/2009) |
| 03/23/2009 | <u>70</u> | EXHIBIT A-B in Opposition to Motion for Summary Judgment. (Campbell, Mark) (Entered: 03/23/2009) |
| 03/23/2009 | <u>71</u> | EXHIBIT C to Opposition to Motion for Summary Judgment. (Campbell, Mark) (Entered: 03/23/2009) |
| 03/23/2009 | <u>72</u> | EXHIBIT D-H in Opposition to Motion for Summary Judgment. (Campbell, Mark) (Entered: 03/23/2009) |
| 03/23/2009 | <u>73</u> | EXHIBIT I in Opposition to Motion for Summary Judgment. (Campbell, Mark) (Entered: 03/23/2009) |
| 03/30/2009 | <u>74</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 3/27/09 ORDERING that <u>62</u> the parties' stipulated request to extend ddls related to expert witnesses is DENIED.(Kastilahn, A) (Entered: 03/30/2009) |
| 03/31/2009 | <u>75</u> | NOTICE of SETTLEMENT by Regina Robidoux, Lorena Lingenfelter, Randall Reichenberg, Jr, Jesse Robidoux, Jesse J. Robidoux, Jr, Shaun Johnson, Hannah Burk, Michael Burk. Filing deadline: 4/23/2009. (Fagan, Stuart) (Entered: 03/31/2009) |

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| 04/01/2009 | <u>76</u> | ORDER re: Disposal Documents After Notification of Settlement, signed by Senior Judge Lawrence K. Karlton on 4/1/09. Pltfs shall file a motion to approve the compromise of the claims of the minors involved WITHIN 20 days from the effective date of this order. All hearing dates heretofore set in this matter are hereby VACATED.(Kastilahn, A) (Entered: 04/01/2009) |
| 04/21/2009 | <u>77</u> | MOTION to approve minors' compromises by Regina Robidoux, Lorena Lingenfelter. Motion Hearing set for 6/1/2009 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>78</u> | MEMORANDUM of Points and Authorities by Regina Robidoux, Lorena Lingenfelter in SUPPORT of <u>77</u> MOTION TO APPROVE MINORS' COMPROMISES. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>79</u> | DECLARATION of Regina Robidoux in SUPPORT of <u>77</u> MOTION. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>80</u> | DECLARATION of Lorena Lingenfelter in SUPPORT of <u>77</u> MOTION. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>81</u> | DECLARATION of Stuart E. Fagan TUART E. FAGAN in SUPPORT of <u>77</u> MOTION. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit)(Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>82</u> | DECLARATION of Christopher Brancart in SUPPORT of <u>77</u> MOTION. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>83</u> | DECLARATION of Mary Scott Knoll in SUPPORT of <u>77</u> MOTION. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>84</u> | NOTICE OF LODGMENT in SUPPORT of MOTION <u>77</u> ; DECLARATION of Shaun Johnson. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/21/2009 | <u>85</u> | [PROPOSED] ORDER Approving minors' compromise <u>77</u> and directing blocked accounts to be opened for minors' proceeds. (Fagan, Stuart) Modified on 4/22/2009 (Mena-Sanchez, L). (Entered: 04/21/2009) |
| 04/24/2009 | <u>86</u> | STATEMENT of NON-OPPOSITION by dfts to Plaintiffs' <u>77</u> Motion for Approval of Minors' Compromises. (Campbell, Mark) Modified on 4/27/2009 (Duong, D). (Entered: 04/24/2009) |
| 05/29/2009 | <u>87</u> | ORDER granting in part and denying in part, as provided in the order, <u>77</u> Pltfs' Motion for Approval of Minors' Compromises, signed by Judge Senior Judge Lawrence K. Karlton on 5/28/09. (Kastilahn, A) (Entered: 05/29/2009) |
| 05/29/2009 | <u>88</u> | ORDER Approving Minors' Compromise and Directing Blocked Accounts to be Opened for Minors' Proceeds, signed by Senior Judge Lawrence K. Karlton on 5/28/09. The Motion <u>77</u> is GRANTED and the compromise of the claims of Randall Reichenberg Jr., Jesse Rodidoux, Jr., Hannah Burk, and Michael Burk (Claimants) are approved. Pltfs' counsel shall provide each minor's bank or credit union with a copy of this Order, and shall, within 30 days, FILE with the Court a declaration verifying the opening of said blocked acct. (Kastilahn, A) (Entered: 05/29/2009) |
| 06/09/2009 | <u>89</u> | MOTION for RECONSIDERATION re <u>87</u> Order and <u>88</u> Order by Regina Robidoux, Lorena Lingenfelter. Motion Hearing set for 08/03/09 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Fagan, Stuart) Modified on 7/8/2009 (Benson, A.). (Entered: 06/09/2009) |
| 06/09/2009 | <u>90</u> | MEMORANDUM by Regina Robidoux, Lorena Lingenfelter in SUPPORT of <u>89</u> MOTION for RECONSIDERATION . (Fagan, Stuart) Modified on 6/10/2009 (Kaminski, H). (Entered: 06/09/2009) |
| 06/11/2009 | <u>91</u> | NON-OPPOSITION by Eileen Wacker, Wayne Wacker, Wacker Family Trust, Christine Wacker to <u>89</u> MOTION for RECONSIDERATION. (Lewis, Luther) |

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| | | Modified on 6/11/2009 (Kaminski, H). (Entered: 06/11/2009) |
| 06/30/2009 | <u>92</u> | DECLARATION of Stuart E. Fagan in re <u>77</u> Motion to approve minors' compromises. (Fagan, Stuart) Modified on 7/8/2009 (Benson, A.). (Entered: 06/30/2009) |
| 07/08/2009 | <u>93</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 07/07/09 DENYING plfs' <u>89</u> Motion for Reconsideration. (Benson, A.) (Entered: 07/08/2009) |
| 08/07/2009 | <u>94</u> | NOTICE of APPEAL by Regina Robidoux, Lorena Lingenfelter, Randall Reichenberg, Jr, Jesse Robidoux, Jesse J. Robidoux, Jr, Shaun Johnson, Hannah Burk, Michael Burk as to <u>93</u> Order, Order on Motion for Reconsideration. (Fagan, Stuart) (Entered: 08/07/2009) |
| 08/07/2009 | | RECEIPT number #CAE200019002 \$455.00 fbo Jesse Robidoux by Stuart E. Fagan on 8/7/2009. (Mena-Sanchez, L) (Entered: 08/07/2009) |
| 08/10/2009 | <u>96</u> | APPEAL PROCESSED to Ninth Circuit re <u>94</u> Notice of Appeal filed by Lorena Lingenfelter, Regina Robidoux, Randall Reichenberg, Jr., Shaun Johnson, Hannah Burk, Michael Burk, Jesse Robidoux, Jesse J. Robidoux, Jr.. Filed dates for Notice of Appeal *8/7/2009*, Complaint *10/23/2006* and Appealed Order / Judgment *7/8/2009*. ** *Fee Status: Paid on 8/7/2009 in the amount of \$455.00* ** (Attachments: # <u>1</u> Appeal Notice, # <u>2</u> Certificate of Record) (Matson, R) (Entered: 08/10/2009) |
| 01/24/2011 | <u>97</u> | (MEMORANDUM is WITHDRAWN per <u>99</u> USCA ORDER.) USCA MEMORANDUM as to <u>94</u> Notice of Appeal filed by Lorena Lingenfelter, Regina Robidoux, Randall Reichenberg, Jr., Shaun Johnson, Hannah Burk, Michael Burk, Jesse Robidoux, Jesse J. Robidoux, Jr. Decision of district court REVERSED and REMANDED. (Zignago, K.) Modified on 2/22/2011 (Kastilahn, A). (Entered: 01/24/2011) |
| 02/14/2011 | <u>98</u> | (MANDATE IS RECALLED per <u>99</u> ORDER OF USCA.) MANDATE of USCA as to <u>94</u> ORDERING that the judgment of this Court, entered January 21, 2011, takes effect this date. This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.(Duong, D) Modified on 2/22/2011 (Kastilahn, A). (Entered: 02/14/2011) |
| 02/18/2011 | <u>99</u> | ORDER of USCA as to <u>94</u> Notice of Appeal, ORDERING that the 2/14/11 mandate was issued in error, and the mandate is recalled. The request for publication filed on 1/28/11 is GRANTED. The memorandum disposition filed on 1/21/11 is WITHDRAWN, and a superseding opinion will be filed in due course.(Kastilahn, A) (Entered: 02/22/2011) |
| 03/31/2011 | <u>100</u> | USCA OPINION as to <u>94</u> Notice of Appeal: decision of district court REVERSED AND REMANDED (Benson, A.) (Entered: 03/31/2011) |
| 04/21/2011 | <u>101</u> | USCA MANDATE as to <u>94</u> Notice of Appeal. The decision of the District Court is REVERSED AND REMANDED. (Mena-Sanchez, L) (Entered: 04/22/2011) |
| 06/07/2011 | <u>102</u> | ORDER signed by Senior Judge Lawrence K. Karlton on 6/6/11 ORDERING plaintiffs to file a new proposed settlement within fourteen (14) days of the issuance of this order, for the court's review under the standard set out by the Ninth Circuit. Any opposition or statement of non-opposition shall be filed not later than ten (10) days thereafter. (Becknal, R) (Entered: 06/07/2011) |
| 06/16/2011 | <u>103</u> | MOTION TO APPROVE MINORS' COMPROMISES re <u>101</u> USCA Judgment by Lorena Lingenfelter, Regina Robidoux. Motion Hearing set for 8/1/2011 at 10:00 AM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Fagan, Stuart) (Entered: 06/16/2011) |
| 06/16/2011 | <u>104</u> | MEMORANDUM by Lorena Lingenfelter, Regina Robidoux in SUPPORT of <u>103</u> MOTION TO APPROVE MINORS' COMPROMISES re <u>101</u> USCA Judgment. (Fagan, Stuart) (Entered: 06/16/2011) |
| 06/16/2011 | <u>105</u> | DECLARATION of STUART E. FAGAN in SUPPORT OF <u>103</u> MOTION TO APPROVE MINORS' COMPROMISES re <u>101</u> USCA Judgment. (Attachments: # <u>1</u> Exhibit)(Fagan, Stuart) (Entered: 06/16/2011) |

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| 06/21/2011 | <u>106</u> | STATEMENT of NON-OPPOSITION by CDInvestment Properties dba Villa Serrano Apartments, Christine Wacker, Eileen Wacker, Wayne Wacker, Wacker Family Trust to <u>103</u> MOTION TO APPROVE MINORS' COMPROMISES re <u>101</u> USCA Judgment. (Lewis, Luther) (Entered: 06/21/2011) |
| 07/28/2011 | <u>107</u> | PROPOSED ORDER Granting <u>103</u> Motion to Approve Minor's Compromises by Lorena Lingenfelter, Regina Robidoux. (Fagan, Stuart) Modified on 7/29/2011 (Duong, D). (Entered: 07/28/2011) |
| 07/28/2011 | <u>108</u> | ORDER granting <u>103</u> Motion to Approve Minors' Compromises signed by Senior Judge Lawrence K. Karlton on 7/28/2011. Hearing on Plaintiff's Motion currently set for 8/1/2011 is VACATED. (Waggoner, D) (Entered: 07/28/2011) |
| 08/09/2011 | <u>109</u> | STIPULATION OF DISMISSAL by Christine Wacker, Eileen Wacker, Wayne Wacker, Wacker Family Trust. (Lewis, Luther) (Entered: 08/09/2011) |
| 08/19/2011 | 110 | CLERK'S NOTICE of VOLUNTARY DISMISSAL pursuant to <u>109</u> Stipulation of Dismissal. CASE CLOSED. (Manzer, C) (Entered: 08/19/2011) |