

CLOSED

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:99-cv-00196-SLR**

U.S.A. v. Associates Natl Bank
Assigned to: Judge Sue L. Robinson
Demand: \$0
Cause: 28:1345 USA Plaintiff

Date Filed: 03/29/1999
Date Terminated: 01/22/2001
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

USA

represented by **April Byrd**
U.S. Attorney's Office
The Nemours Building
1007 Orange Street, Suite 700
P.O. Box 2046
Wilmington, DE 19899-2046
(302) 573-6277
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David A. Green
U.S. Attorney's Office
The Nemours Building
1007 Orange Street, Suite 700
P.O. Box 2046
Wilmington, DE 19899-2046
(302) 573-6277
TERMINATED: 07/06/1999
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Judith M. Kinney
Marshall, Dennehey, Warner, Coleman
&Goggin
1220 N. Market St., Suite 500
P.O. Box 8888
Wilmington, DE 19899
302-552-4300
Fax: (302) 778-7575
TERMINATED: 01/13/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Associates National Bank

represented by **Edward P. Welch**
Skadden, Arps, Slate, Meagher &Flom
One Rodney Square
P.O. Box 636
Wilmington, DE 19899
(302) 651-3000
Email: edward.welch@skadden.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jessica L. Welch
Doroshow, Pasquale, Krawitz, Siegel
&Bhaya
1202 Kirkwood Highway

Wilmington, DE 19805
(302) 998-0100
TERMINATED: 06/02/1999
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/29/1999	1	COMPLAINT filed; Mag consent notice to pltf. (dab) (Entered: 03/29/1999)
03/29/1999		No summons issued. (dab) (Entered: 03/29/1999)
04/07/1999	2	CASE assigned to Judge Sue L. Robinson . Notice to all parties. (ntl) (Entered: 04/07/1999)
04/09/1999	3	NOTICE of waiver of service of summons by U.S.A. (lf) (Entered: 04/13/1999)
05/26/1999	4	MOTION by Associates Natl Bank with Proposed Order for Heather Russell Koenig, Esq. to Appear Pro Hac Vice (lf) (Entered: 05/27/1999)
05/26/1999	5	MOTION by Associates Natl Bank for Andrew Sandler, Esq. to Appear Pro Hac Vice (lf) (Entered: 05/27/1999)
05/26/1999	6	MOTION by Associates Natl Bank for Benjamin Klubes, Esq. to Appear Pro Hac Vice (lf) (Entered: 05/27/1999)
05/26/1999	7	MOTION by Associates Natl Bank with Proposed Order for Donna Wilson, Esq. to Appear Pro Hac Vice (lf) (Entered: 05/27/1999)
05/27/1999		So Ordered granting [7-1] motion for Donna Wilson, Esq. to Appear Pro Hac Vice, granting [6-1] motion for Benjamin Klubes, Esq. to Appear Pro Hac Vice, granting [5-1] motion for Andrew Sandler, Esq. to Appear Pro Hac Vice, granting [4-1] motion for Heather Russell Koenig, Esq. to Appear Pro Hac Vice (signed by Judge Sue L. Robinson) Notice to all parties. (lf) (Entered: 06/02/1999)
05/27/1999	8	MOTION by Associates Natl Bank with Proposed Order to Dismiss (lf) (Entered: 06/02/1999)
05/27/1999	9	Opening Brief Filed by Associates Natl Bank [8-1] motion to Dismiss – Answer Brief due 6/10/99 (lf) (Entered: 06/02/1999)
06/03/1999	10	ORDER setting scheduling cnf. for 6/24/99; see order for details (signed by Judge Sue L. Robinson) copies to: cnsl (lf) (Entered: 06/04/1999)
06/03/1999	11	STIPULATION with proposed order; Re: Briefing (lf) (Entered: 06/08/1999)
06/08/1999		So Ordered granting [11-1] stipulation (signed by Judge Sue L. Robinson) Notice to all parties. (lf) (Entered: 06/10/1999)
06/17/1999	12	MOTION by U.S.A. with Proposed Order for Clay Guthridge, Esq. to Appear Pro Hac Vice (lf) (Entered: 06/21/1999)
06/17/1999	13	MOTION by U.S.A. with Proposed Order for Valerie O'Brian, Es.q to Appear Pro Hac Vice (lf) (Entered: 06/21/1999)
06/18/1999	14	Letter dated 6/18/99 from David Green, Esq. to Judge Robinson; Re: rst to be excused from participating in telecnf. scheduled for 6/24/99 (lf) (Entered: 06/23/1999)
06/21/1999		So Ordered granting [13-1] motion for Valerie O'Brian, Es.q to Appear Pro Hac Vice, granting [12-1] motion for Clay Guthridge, Esq. to Appear Pro Hac Vice (signed by Judge Sue L. Robinson) Notice to all parties. (lf) (Entered: 06/23/1999)
06/22/1999	15	Letter dated 6/22/99 from David Green, Esq. to Judge Robinson; Re: filing proposed scheduling order (lf) (Entered: 06/23/1999)
06/22/1999	16	Proposed scheduling Order filed by U.S.A., Associates Natl Bank (lf) (Entered: 06/23/1999)

06/24/1999	17	ORDER, oral argument scheduled for 8/19/99 concerning deft's motion to dismiss (signed by Judge Sue L. Robinson) copies to: cnsl (lf) (Entered: 06/29/1999)
07/02/1999	18	NOTICE of substitution of attorney appearance for U.S.A. by Judith M. Kinney in lieu of David Green (lf) (Entered: 07/06/1999)
07/02/1999	19	Answer Brief Filed by U.S.A. [8-1] motion to Dismiss – Reply Brief due 7/9/99 (lf) (Entered: 07/06/1999)
07/02/1999	20	Appendix to Brief Filed by U.S.A. Appending [19-1] answer brief (lf) (Entered: 07/06/1999)
07/21/1999	21	MOTION by U.S.A. with Proposed Order for Brian Heffernan, Esq. to Appear Pro Hac Vice (lf) (Entered: 07/23/1999)
07/27/1999		So Ordered granting [21-1] motion for Brian Heffernan, Esq. to Appear Pro Hac Vice (signed by Judge Sue L. Robinson) Notice to all parties. (lf) (Entered: 07/28/1999)
07/28/1999	22	Reply Brief Filed by Associates Natl Bank [8-1] motion to Dismiss (lf) (Entered: 07/29/1999)
08/19/1999		Motion hearing re: [8-1] motion to Dismiss. Robinson, J., sitting; Rptr: V. Gunning (lf) (Entered: 08/23/1999)
08/25/1999	23	TRANSCRIPT filed [0-0] motion hearing for dates of 8/19/99; Rptr: V. Gunning (lf) (Entered: 08/27/1999)
09/02/1999	24	ANSWER to Complaint by Associates Natl Bank (Attorney), (lf) (Entered: 09/07/1999)
09/17/1999	25	DEMAND for jury trial by U.S.A. (lf) (Entered: 09/20/1999)
09/28/1999	26	MOTION by Associates Natl Bank for Summary Judgment Answer Brief due 10/12/99 re: [26-1] motion (lf) (Entered: 09/29/1999)
09/28/1999	27	Opening Brief Filed by Associates Natl Bank [26-1] motion for Summary Judgment – Answer Brief due 10/12/99 (lf) (Entered: 09/29/1999)
09/28/1999	28	Exhibits to Brief Filed by Associates Natl Bank Appending [27-1] opening brief (lf) (Entered: 09/29/1999)
10/07/1999	29	MOTION by U.S.A. with Proposed Order for Seth Rosenthal, Esq. to Appear Pro Hac Vice (lf) (Entered: 10/08/1999)
10/08/1999	30	CERTIFICATE OF SERVICE by Associates Natl Bank; 1st set of interrogs (lf) (Entered: 10/13/1999)
10/08/1999	31	CERTIFICATE OF SERVICE by Associates Natl Bank; Rqst for production of documents (lf) (Entered: 10/13/1999)
10/11/1999		So Ordered granting [29-1] motion for Seth Rosenthal, Esq. to Appear Pro Hac Vice (signed by Judge Sue L. Robinson) Notice to all parties. (lf) (Entered: 10/13/1999)
10/13/1999	32	JOINT STATUS REPORT AND STIPULATION regarding proposed briefing schedule with proposed order (lf) (Entered: 10/15/1999)
10/15/1999	33	CERTIFICATE OF SERVICE by U.S.A.: Re: 1st set of continuing interrogs (lf) (Entered: 10/15/1999)
10/15/1999	34	CERTIFICATE OF SERVICE by U.S.A.; Re: 1st rqst for production of documents and other tangible things directed to deft and 1st set of continuing interrogs (lf) (Entered: 10/15/1999)
10/15/1999	35	CERTIFICATE OF SERVICE by U.S.A.; 1st rqst for production of documents and other tangible things (lf) (Entered: 10/15/1999)
10/25/1999	37	CERTIFICATE OF SERVICE re U.S.A.'s resp. to deft's 1st set interrogs. & resp. to deft's 1st rqst. prod. docs. (bkb) (Entered: 11/09/1999)

10/25/1999	38	CERTIFICATE OF SERVICE by U.S.A. (bkb) (Entered: 11/09/1999)
10/27/1999	36	Letter to Judge Robinson fro Ms. Kinney re mot. of adm. phv. (bkb) (Entered: 11/09/1999)
10/27/1999	39	AMENDED MOTION by U.S.A. with Proposed Order for Seth Rosenthal to Appear Pro Hac Vice re: [39-1] motion (bkb) (Entered: 11/09/1999)
10/29/1999		So Ordered granting [32-1] stipulation reset Scheduling Order Deadlines: Discovery deadline on 12/29/99; Deadline for filing dispositive(i.e., deft's amended sum. jgm. motion) motions by 1/18/00 ; ans. br. due 2/15/00; rply. br. due 2/29/00; SEE ORDER FOR FURTHER DETAILS. (signed by Judge Sue L. Robinson) Notice to all parties. (bkb) (Entered: 11/09/1999)
11/01/1999	40	CERTIFICATE OF SERVICE by Associates Natl Bank re resp. to pltf's 1st set interogs. (bkb) (Entered: 11/09/1999)
11/01/1999	41	CERTIFICATE OF SERVICE by Associates Natl Bank re resp. &obj. to pltf's 1st rqst. prod. docs. (bkb) (Entered: 11/09/1999)
11/04/1999	42	CERTIFICATE OF SERVICE by Associates Natl Bank RE First Supplemental Response and Objections to Pltf's First Request for Production of Documents and Other Tangible Things (dab) (Entered: 12/02/1999)
11/10/1999		So Ordered granting [39-1] motion for Seth Rosenthal to Appear Pro Hac Vice (signed by Judge Sue L. Robinson) Notice to all parties. (dab) (Entered: 12/02/1999)
12/06/1999	44	CERTIFICATE OF SERVICE by U.S.A. re service of ntc. of service. (bkb) (Entered: 12/15/1999)
12/06/1999	45	NOTICE by U.S.A. to take deposition of Fred Nutt on 12/7/99 (bkb) (Entered: 12/15/1999)
12/09/1999	43	CERTIFICATE OF SERVICE by U.S.A. re ntc. depos. &amended ntc. depos. (bkb) (Entered: 12/15/1999)
12/09/1999	46	AMENDED NOTICE by U.S.A. to take deposition of Fred Nutt on 12/7/99 (bkb) (Entered: 12/15/1999)
12/09/1999	47	NOTICE by U.S.A. to take deposition of Assoc. Nat'l. Bank on 12/10/99 (bkb) (Entered: 12/15/1999)
12/10/1999	48	CERTIFICATE OF SERVICE by U.S.A. re ntc. of depos. of Michelle Puccis on 12/13/99 (bkb) (Entered: 12/15/1999)
12/10/1999	49	CERTIFICATE OF SERVICE by U.S.A. re ntc. depos. of Eugene Truono, et al. starting Dec. 10,1999 (bkb) (Entered: 12/15/1999)
12/10/1999	50	CERTIFICATE OF SERVICE by U.S.A. re ntc. depo. og Jill Hughes, et al. starting 12/13/99 (bkb) (Entered: 12/15/1999)
12/14/1999	51	CERTIFICATE OF SERVICE by U.S.A. re ntc. depos. of Patrick McCann on 12/21/99 at 1:00 p.m. (bkb) (Entered: 12/16/1999)
12/16/1999	52	CERTIFICATE OF SERVICE by U.S.A. re ntc. depos. of Christopher Riviello at noon on 12/28/99. (bkb) (Entered: 12/17/1999)
12/29/1999	53	CERTIFICATE OF SERVICE by Associates Natl Bank; Re: 1st rqst for admissions from pltf (lf) (Entered: 01/03/2000)
01/05/2000		Tele-conference held, Robinson, J., sitting; Rptr: B. Gaffigan (lf) (Entered: 01/07/2000)
01/05/2000	54	Steno Notes for 1/5/00; Rptr: B. Gaffigan (lf) (Entered: 01/07/2000)
01/05/2000	55	Letter dated 1/5/00 from Michelle Morgan-Kelly to Judge Robinson; Re: Joint notice of issues for discovery hearing (lf) (Entered: 01/07/2000)
01/06/2000	56	JOINT NOTICE of issues for discovery hearing by U.S.A., Associates Natl Bank (lf) (Entered: 01/07/2000)

01/10/2000	58	CERTIFICATE OF SERVICE by U.S.A.; Supplemental responses to defts 1st set of interrogs and supplemental responses to deft 1st rqst for production of documents and other tangible things (lf) (Entered: 01/13/2000)
01/12/2000	57	Letter dated 1/12/00 from Michelle morgan Kelly, Esq. to Judge RObinson; Re: filing submission of Mr. Sandler at the direction of the court (lf) (Entered: 01/13/2000)
01/12/2000	59	MOTION by U.S.A. with Proposed Order for Protective Order (lf) (Entered: 01/13/2000)
01/12/2000	60	NOTICE of substitution of attorney appearance for U.S.A. by April Byrd in lieu of Judith Kinney, Esq. (lf) (Entered: 01/13/2000)
01/12/2000	61	Letter dated 1/12/00 from April Byrd, Esq. to Judge Robinson; Re: issues as to the filing of the motion for protective order (lf) (Entered: 01/13/2000)
01/13/2000	62	TRANSCRIPT filed [0-0] telephone conference for dates of 1/5/00; Rptr; B. Gaffigan (lf) (Entered: 01/14/2000)
01/13/2000	63	CERTIFICATE OF SERVICE by U.S.A.; Re: Response to deft Assoc. National Bank's 1st rqst for admissions (lf) (Entered: 01/14/2000)
01/13/2000	64	CERTIFICATE OF SERVICE by U.S.A.; Response to deft Assoc. National Bank's 1st rqst for admissions (lf) (Entered: 01/14/2000)
01/18/2000	67	ORDER, pltf need not produce documents listed on privilege log; see order for details (signed by Judge Sue L. Robinson) copies to: cnsl (lf) (Entered: 01/19/2000)
01/18/2000	68	AMENDED INITIAL MOTION by Associates Natl Bank for Summary Judgment Answer Brief due 2/1/00 re: [68-1] motion (SEALED) (lf) Modified on 01/19/2000 (Entered: 01/19/2000)
01/18/2000	69	Opening Brief Filed by Associates Natl Bank [68-1] motion for Summary Judgment – Answer Brief due 2/1/00 (SEALED) (lf) Modified on 01/19/2000 (Entered: 01/19/2000)
01/18/2000	70	SEALED exhibits to brief in support of amended initial motion for summary judgment of by Associates Natl Bank (SEALED) (lf) (Entered: 01/19/2000)
01/18/2000	71	NOTICE of Exhibits to brief in support of amended initial motion for summary judgment by Associates Natl Bank (lf) (Entered: 01/19/2000)
01/18/2000	72	DEPOSITIONS/AFFIDAVITS in support of amended initial motion for summary judgment (lf) (Entered: 01/19/2000)
01/19/2000	65	Letter dated 1/13/00 from Michelle Morgan Kelly to Judge RObinson; Re: filing response by Mr. Sandler to Government submission of 1/12/00 (lf) (Entered: 01/19/2000)
01/19/2000	66	Letter dated 1/13/00 from Andrew Sandler to Judge Robinson; Re: response to GOv. response of 1/12/00 (lf) (Entered: 01/19/2000)
01/20/2000	73	REDACTED MOTION by Associates Natl Bank for Summary Judgment – Public copy (lf) (Entered: 01/21/2000)
01/20/2000	74	REDACTED Opening Brief Filed by Associates Natl Bank (lf) (Entered: 01/21/2000)
01/26/2000	75	Steno Notes for 1/26/00; Rptr: B. Gaffigan (lf) (Entered: 01/27/2000)
02/15/2000	76	Answer Brief Filed by U.S.A. [68-1] motion for Summary Judgment – Reply Brief due 2/22/00 (lf) (Entered: 02/15/2000)
02/15/2000	77	Documentary Exhibits to Brief Filed by U.S.A. Appending [76-1] answer brief (lf) (Entered: 02/15/2000)
02/15/2000	78	NOTICE of Exhibit 55 to documentary exhibit binder by U.S.A. (SEALED) (lf) (Entered: 02/15/2000)

02/15/2000	79	NOTICE of Exhibit 57 to Documentary Exhibits by U.S.A. (SEALED) (lf) (Entered: 02/15/2000)
02/15/2000	80	DEPOSITION exhibits for the US brief in opposition to defts amended initial motion for summary judgment (lf) (Entered: 02/15/2000)
02/29/2000	81	Reply Brief Filed by Associates Natl Bank [73-1] motion for Summary Judgment (lf) (Entered: 03/02/2000)
02/29/2000	82	DEPOSITIONS for defts reply brief in support of amended initial motion for summary judgment (lf) (Entered: 03/02/2000)
02/29/2000	83	REQUEST by U.S.A. for Oral argument on motion for summary judgment (lf) (Entered: 03/02/2000)
03/20/2000	84	ORDER, pltf's rqst for oral argument on deft's amended motion for summary judgment is denied (signed by Judge Sue L. Robinson) copies to: cnsl (lf) (Entered: 03/21/2000)
10/10/2000	85	Letter dated 10/10/00 from Andrew Sandler, Esq. to Judge Robinson; Re: supplemental letter submission in support of ANB's pending motion for summary judgment (lf) Modified on 10/12/2000 (Entered: 10/12/2000)
10/13/2000	86	Letter dated 10/13/00 from April Byrd, Esq. to Judge Robinson; Re: response to 10/10/00 letter to the court (lf) (Entered: 10/16/2000)
10/13/2000	87	Letter dated 10/13/00 from Paulette Nash, Esq. to Judge RObinson; Re: US intends not to file response (lf) (Entered: 10/16/2000)
10/24/2000	88	NOTICE of substitution of attorney appearance for U.S.A. by Judith Kinney, Esq. in place of April Byrd, Esq. (lf) (Entered: 10/26/2000)
12/01/2000	89	ORDER, Motion Hearing set for 4:00 1/8/01 for [68-1] motion for Summary Judgment (signed by Judge Sue L. Robinson) copies to: cnsl. (bkb) (Entered: 12/08/2000)
12/22/2000	90	ORDER, parties to address issues in order at oral arg. set for 1/8/01 at 4:00 p.m. regarding deft's motion for sum. judg (signed by Judge Sue L. Robinson) copies to: cnsl. (bkb) (Entered: 12/27/2000)
01/08/2001	91	MOTION by U.S.A. to Dismiss Answer Brief due 2/16/01 re: [91-1] motion (rdb) (Entered: 01/10/2001)
01/22/2001		So Ordered granting [91-1] motion to Dismiss (signed by Judge Sue L. Robinson) Notice to all parties. (rld) (Entered: 02/06/2001)
01/22/2001		Case closed (rld) (Entered: 02/06/2001)
08/24/2001	92	ORDER DIRECTING RETURN of SEALED DOCUMENTS to the Parties (signed by Judge Sue L. Robinson) copies to: cnsl. (rld) (Entered: 08/30/2001)
09/12/2001	93	Return Acknowledgment of sealed documents by U.S. Atty.'s Office (rld) (Entered: 10/17/2001)
09/21/2001	94	Return Acknowledgment of sealed documents by Skadden, Arps, Slate, Meagher &Flom (rld) (Entered: 10/17/2001)