

**U.S. District Court
Southern District of Florida (Ft. Lauderdale)
CIVIL DOCKET FOR CASE #: 0:06-cv-61575-MGC**

Gonzalez et al v. Sunrise Lakes Condominium Apts., Phase 3,
Inc., 4
Assigned to: Judge Marcia G. Cooke
Referred to: Ch. Magistrate Judge Stephen T. Brown
Cause: 42:3601 Fair Housing Act

Date Filed: 10/19/2006
Date Terminated: 10/19/2007
Jury Demand: Plaintiff
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: Federal Question

Plaintiff

Hernando Gonzalez

represented by **Angela Teresa Puentes**
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Plaintiff

Bertha Gonzalez

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Plaintiff

Luz Elena Betancur

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Plaintiff

Fernand Bernard

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V.

Defendant

**Sunrise Lakes Condominium Apts.,
Phase 3, Inc., 4**
a Florida corporation

represented by **Jacqueline A. Grady**
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Defendant

Carol Soret Cope

Date Filed	#	Docket Text
10/19/2006	<u>1</u>	COMPLAINT for Housing Discrimination on the Basis of National Origin against Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 Filing fee \$ 350. Receipt#: 948365 filed by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez.(nt) (Entered: 10/24/2006)
10/19/2006	<u>2</u>	DEMAND for Trial by Jury by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. (nt) (Entered: 10/24/2006)
10/19/2006	<u>3</u>	Summons Issued as to Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. (nt) (Entered: 10/24/2006)
10/30/2006	<u>4</u>	SUMMONS Returned Executed Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 served on 10/25/2006, answer due 11/14/2006. (dm) (Entered: 10/31/2006)
12/05/2006	<u>5</u>	Defendant's MOTION to Dismiss <u>1</u> Complaint, by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. Responses due by 12/19/2006 (Slatoff, Robert) (Entered: 12/05/2006)
12/19/2006	<u>6</u>	RESPONSE in Opposition re <u>5</u> Defendant's MOTION to Dismiss <u>1</u> Complaint, <i>or For a More Definite Statement and in the alternative, Motion to Strike</i> filed by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. (Berg, Randall) (Entered: 12/19/2006)
12/27/2006	<u>7</u>	REPLY to Response to Motion re <u>5</u> Defendant's MOTION to Dismiss <u>1</u> Complaint, filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. (Grady, Jacqueline) (Entered: 12/27/2006)
01/12/2007	<u>8</u>	NOTICE of Attorney Appearance by Jacqueline A. Grady on behalf of Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 (Grady, Jacqueline) (Entered: 01/12/2007)
01/19/2007	<u>9</u>	ORDER REFERRING CASE to Magistrate Judge Stephen T. Brown for non-dispositive pretrial matters. Signed by Judge Marcia G. Cooke on 1/19/07. (tm) (Entered: 01/19/2007)
01/19/2007	<u>10</u>	Order Requiring Joint Scheduling Report. Signed by Judge Marcia G. Cooke on 1/19/07. (tm) (Entered: 01/19/2007)
01/23/2007	<u>11</u>	ORDER on Discovery. Signed by Judge Stephen T. Brown on 01/23/07 (dt) (Entered: 01/23/2007)
02/26/2007	<u>12</u>	REPORT of Rule 26(f) Planning Meeting. (Attachments: # <u>1</u> Exhibit Pretrial Deadlines, Pretrial Conference and Trial Date# <u>2</u> Exhibit ELECTION TO JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE FOR FINAL DISPOSITION OF MOTIONS# <u>3</u> Text of Proposed Order JOINT PROPOSED SCHEDULING ORDER)(Berg, Randall) (Entered: 02/26/2007)
03/07/2007	<u>13</u>	NOTICE of Filing Discovery: Rule 26 Disclosure Statement by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4.(Grady, Jacqueline) (Entered: 03/07/2007)
03/07/2007	<u>14</u>	NOTICE by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 <i>Rule 7.1 Disclosure Statement</i> (Grady, Jacqueline) (Entered: 03/07/2007)
03/13/2007		Notice of Undeliverable Mail re <u>14</u> Notice (Other) filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4., <u>13</u> Notice of Filing Discovery filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4, Email returned for: Peter Michael Siegel Resolved by: Called attorneys' office, Attorney Randall Berg informed that attorney Siegel is retired and he will file a notice to terminate attorney Siegel from this case. The email address has been deleted and attorney was deactivated. (mc) (Entered: 03/13/2007)
03/20/2007	<u>15</u>	ORDER REFERRING CASE to Mediation. 15 days to appoint mediator.,and SCHEDULING ORDER: Jury Trial set for 4/14/2008 09:30 AM in Miami Division before Judge Marcia G. Cooke. Calendar Call set for 4/9/2008 03:00 PM in Miami Division before Judge Marcia G. Cooke. Amended Pleadings due by 7/2/2007. Discovery due by 10/24/2007. Joinder of Parties due by 7/2/2007. Motions due by 11/7/2007. Pretrial Stipulation due by 3/5/2008.Signed by Judge

		Marcia G. Cooke on 03/20/07.(im) (Entered: 03/20/2007)
04/04/2007	<u>16</u>	NOTICE by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez re <u>15</u> Order Referring Case to Mediation, Scheduling Order,, <i>Filing Mediation Scheduling Order</i> (Attachments: # <u>1</u> Text of Proposed Order Order Scheduling Mediation)(Berg, Randall) (Entered: 04/04/2007)
04/09/2007	<u>17</u>	ORDER Scheduling Mediation Mediation Hearing 9/5/2007 @ 9:00 a.m.Signed by Judge Marcia G. Cooke on 04/09/07.(tm) (Entered: 04/09/2007)
06/01/2007	<u>18</u>	NOTICE OF UNAVAILABILITY by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 for dates of June 18 – June 23 2007 (Grady, Jacqueline) (Entered: 06/01/2007)
06/29/2007	<u>19</u>	Plaintiff's MOTION for Extension of Time to File Amended Pleadings and to Add or Join Parties by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. (Berg, Randall) Modified on 7/2/2007 (ls). [Modified to read as displayed above, by Court] (Entered: 06/29/2007)
06/29/2007	<u>20</u>	Plaintiff's MOTION to Compel Documents and Incorporated Standard of Review and Memorandum of Law and Request for Sanctions by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. Responses due by 7/16/2007 (Berg, Randall) Modified on 7/2/2007 (ls). [Modified to read as displayed above, by Court] (Entered: 06/29/2007)
06/29/2007	21	MOTION for Sanctions by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. [See Image at DE #20] (ls) (Entered: 07/02/2007)
07/02/2007	22	Notice of Docket Correction: re <u>20</u> Plaintiff's MOTION to Compel Documents and Incorporated Standard of Review and Memorandum of Law and Request for Sanctions filed by Hernando Gonzalez,, Bertha Gonzalez,, Luz Elena Betancur,, Fernand Bernard, Error: Multiple reliefs filed as one relief; Correction: Re-filed the document(s) with appropriate reliefs. (ls) (Entered: 07/02/2007)
07/02/2007	23	ENDORSED ORDER DENYING <u>19</u> Motion for Enlargement of Time to File Amended Pleadings and to Add or Join Parties. Signed by Judge Marcia G. Cooke on 7/2/2007. (lc1) (Entered: 07/02/2007)
07/16/2007	<u>24</u>	RESPONSE in Opposition re <u>20</u> Plaintiff's MOTION to Compel Documents and Incorporated Standard of Review and Memorandum of Law and Request for Sanctions filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. (Grady, Jacqueline) (Entered: 07/16/2007)
07/26/2007	<u>25</u>	REPLY to Response to Motion re 21 MOTION for Sanctions, <u>20</u> Plaintiff's MOTION to Compel Documents and Incorporated Standard of Review and Memorandum of Law and Request for Sanctions filed by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. (Berg, Randall) Modified on 7/27/2007 (ls). [Modified to read as displayed above, by Clerk] (Entered: 07/26/2007)
07/27/2007	<u>26</u>	Unopposed MOTION to Withdraw as Attorney <i>Peter M. Siegel</i> by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. Responses due by 8/10/2007 (Berg, Randall) (Entered: 07/27/2007)
07/27/2007	<u>27</u>	Defendant's MOTION to Strike <u>25</u> Reply to Response to Motion, <i>in Opposition to Plaintiffs' Motion to Compel Production of Documents and for Sanctions</i> by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. Responses due by 8/10/2007 (Grady, Jacqueline) (Entered: 07/27/2007)
08/01/2007	<u>28</u>	ORDER granting <u>26</u> Motion to Withdraw as Attorney. Attorney Peter Michael Siegel terminated as plaintiffs' counsel Signed by Magistrate Judge Stephen T. Brown on 8/1/07. (sl) (Entered: 08/01/2007)
08/03/2007	<u>29</u>	RESPONSE in Opposition re <u>27</u> Defendant's MOTION to Strike <u>25</u> Reply to Response to Motion, <i>in Opposition to Plaintiffs' Motion to Compel Production of Documents and for Sanctions and/or alternative Motion to File Sur-Reply</i> filed by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. (Berg, Randall) (Entered: 08/03/2007)

08/07/2007	<u>30</u>	NOTICE by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 re <u>27</u> Defendant's MOTION to Strike <u>25</u> Reply to Response to Motion, <i>in Opposition to Plaintiffs' Motion to Compel Production of Documents and for Sanctions Notice of Withdrawing Motion to Strike</i> (Grady, Jacqueline) (Entered: 08/07/2007)
08/07/2007	31	WITHDRAWAL of Motion by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4 re <u>27</u> Defendant's MOTION to Strike <u>25</u> Reply to Response to Motion, <i>in Opposition to Plaintiffs' Motion to Compel Production of Documents and for Sanctions</i> filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. [See Image at DE #30](ls) (Entered: 08/07/2007)
08/07/2007	32	Notice of Docket Correction: re <u>30</u> Notice (Other), Notice (Other) filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4, Error: Wrong Event Selected; Correction: Re-docketed as a Withdrawal of Motion by the Clerk. (ls) (Entered: 08/07/2007)
08/09/2007	<u>33</u>	Defendant's MOTION to Compel <i>Response to Second Request for Production by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. Responses due by 8/23/2007</i> (Grady, Jacqueline) (Entered: 08/09/2007)
08/10/2007	<u>34</u>	RESPONSE to Motion re <u>33</u> Defendant's MOTION to Compel <i>Response to Second Request for Production filed by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. Replies due by 8/17/2007.</i> (Berg, Randall) (Entered: 08/10/2007)
08/14/2007	<u>35</u>	ORDER Denying <u>5</u> Defendant's Motion to Dismiss and Requiring Additional briefing regarding Betancur's and Bernard's standing in this matter. Supplemental briefs must be filed on or before September 7, 2007. Signed by Judge Marcia G. Cooke on 8/14/2007. (lc1) (Entered: 08/14/2007)
08/21/2007	<u>36</u>	NOTICE OF UNAVAILABILITY by all plaintiffs for dates of 9/19/07 – 10/02/07 (Puentes, Angela) (Entered: 08/21/2007)
08/28/2007	<u>37</u>	ANSWER to Complaint by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. (Grady, Jacqueline) (Entered: 08/28/2007)
08/31/2007	<u>38</u>	Joint MOTION to Vacate <u>17</u> ORDER Scheduling Mediation <i>AND TO ALLOW THE PARTIES TO RESCHEDULE MEDIATION</i> by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. Responses due by 9/17/2007 (Berg, Randall) (Entered: 08/31/2007)
08/31/2007	39	ENDORSED ORDER Denying <u>38</u> Motion to Vacate Mediation Order. Signed by Judge Marcia G. Cooke on 8/31/2007. (lc1) (Entered: 08/31/2007)
09/07/2007	<u>40</u>	BRIEF on the Standing of plaintiffs Betancur and Bernard under the Fair Housing Act re <u>35</u> Order on Motion to Dismiss, filed by Luz Elena Betancur, Fernand Bernard, Hernando Gonzalez, Bertha Gonzalez. (Berg, Randall) Modified on 9/10/2007 (ls). [Modified to read as displayed above, by Clerk] (Entered: 09/07/2007)
09/07/2007	<u>41</u>	SUPPLEMENTAL MEMORANDUM in Support re <u>5</u> Defendant's MOTION to Dismiss <u>1</u> Complaint,, <u>35</u> Order on Motion to Dismiss filed by Sunrise Lakes Condominium Apts., Phase 3, Inc., 4. (Grady, Jacqueline) Modified on 9/10/2007 (ls). (Entered: 09/07/2007)
09/10/2007	<u>42</u>	ORDER denying without prejudice <u>33</u> Motion to Compel Signed by Magistrate Judge Stephen T. Brown on 9/10/07. (sl) (Entered: 09/10/2007)
09/25/2007	<u>43</u>	REPORT of Mediation Disposition: Impasse (Chaplin, James) (Entered: 09/25/2007)
10/16/2007	<u>44</u>	STIPULATION of Dismissal by Luz Elena Betancur, Fernand Bernard, Sunrise Lakes Condominium Apts., Phase 3, Inc., 4, Hernando Gonzalez, Carol Soret Cope, Bertha Gonzalez. (Berg, Randall) (Entered: 10/16/2007)
10/19/2007	<u>45</u>	ORDER DISMISSING CASES Signed by Judge Marcia G. Cooke on 10/19/07. (tm) (Entered: 10/19/2007)