

CLOSED,NEBRASKADOCKET,PROTECTIVEORDER,TRIAL-OMAHA,USAPLAINTEIFF

**U.S. District Court**  
**District of Nebraska (8 Omaha)**  
**CIVIL DOCKET FOR CASE #: 8:08-cv-00489-WKU-CRZ**

United States of America v. Latvian Tower Condominium, et al. Date Filed: 10/29/2008  
Assigned to: Senior Judge Warren K. Urbom Date Terminated: 03/03/2010  
Referred to: Magistrate Judge Cheryl R. Zwart Jury Demand: Defendant  
Cause: 42:1981 Housing Discrimination Nature of Suit: 443 Civil Rights:  
Accommodations  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**United States of America**

represented by **Laurie A. Kelly**  
U.S. ATTORNEY'S OFFICE – OMAHA  
1620 Dodge Street  
Suite 1400  
Omaha, NE 68102-1506  
(402) 661-3700  
Fax: (402) 661-3081  
Email: [laurie.kelly@usdoj.gov](mailto:laurie.kelly@usdoj.gov)  
*ATTORNEY TO BE NOTICED*

**Robin L. Dull**  
U.S. DEPARTMENT OF JUSTICE –  
HOUSING AND CIVIL  
ENFORCEMENT  
950 Pennsylvania Avenue, N.W.  
Northwestern Building, Seventh Floor  
Washington, DC 20530  
(202) 305-7780  
Fax: (202) 514-1116  
Email: [robin.dull@usdoj.gov](mailto:robin.dull@usdoj.gov)  
*ATTORNEY TO BE NOTICED*

V.

**Intervenor Plaintiff**

**James Brown**

represented by **Douglas W. Ruge , II**  
RUGE LAW FIRM  
14769 California Street  
Omaha, NE 68154  
(402) 964-4617  
Fax: (402) 964-4994  
Email: [ruge@radiks.net](mailto:ruge@radiks.net)  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Jeffrey Daubman**

represented by **Douglas W. Ruge , II**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Latvian Tower Condominium  
Association, Inc.**

represented by **James B. McVay**  
TIEDEMAN, LYNCH LAW FIRM  
6910 Pacific Street  
Suite 300  
Omaha, NE 68106-1045

(402) 397-8900  
 Fax: (402) 397-3364  
 Email: [jmcvay@omahalaw.com](mailto:jmcvay@omahalaw.com)  
 ATTORNEY TO BE NOTICED

**Scott P. Moore**  
 BAIRD, HOLM LAW FIRM  
 1700 Farnam Street  
 Suite 1500, Woodmen Tower  
 Omaha, NE 68102-2068  
 (402) 636-8268  
 Fax: (402) 231-8552  
 Email: [spmoores@bairdholm.com](mailto:spmoores@bairdholm.com)  
 ATTORNEY TO BE NOTICED

**Defendant****Karl Tegtmeier**

represented by **James B. McVay**  
 (See above for address)  
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/29/2008	<u>1</u>	COMPLAINT against Latvian Tower Condominium Association, Inc., Karl Tegtmeier, by Attorney Robin L. Dull, Laurie A. Kelly on behalf of United States Department of Justice(Dull, Robin) (Entered: 10/29/2008)
10/29/2008	2	TEXT NOTICE OF JUDGES ASSIGNED: Senior Judge Warren K. Urbom and Magistrate Judge David L. Piester assigned. (TCL) (Entered: 10/29/2008)
01/21/2009	<u>3</u>	WAIVER OF SERVICE Returned Executed upon defendant Latvian Tower Condominium Association, Inc.. Waiver sent on 12/10/2008; Karl Tegtmeier. Waiver sent on 12/10/2008. (McVay, James) (Entered: 01/21/2009)
01/21/2009	4	ANSWER to Complaint with jury demand by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier(McVay, James) (Entered: 01/21/2009)
01/22/2009	5	TEXT NOTICE REGARDING CORPORATE DISCLOSURE STATEMENT by Deputy Clerk as to Defendant Latvian Tower Condominium Association, Inc.. Pursuant to Fed. R. Civ. P. 7.1, non-governmental corporate parties are required to file Corporate Disclosure Statements (Statements). The parties shall use the form Corporate Disclosure Statement, available on the Web site of the court at <a href="http://www.ned.uscourts.gov/forms/">http://www.ned.uscourts.gov/forms/</a> . If you have not filed your Statement, you must do so within 15 days of the date of this notice. If you have already filed your Statement in this case, you are reminded to file a Supplemental Statement within a reasonable time of any change in the information that the statement requires.(BMH, ) (Entered: 01/22/2009)
01/22/2009	<u>6</u>	SCHEDULING PACKET Rule 26 Meeting Report Deadline set for 2/26/2009.Ordered by Magistrate Judge David L. Piester. (BMH, ) (Entered: 01/22/2009)
01/22/2009	<u>7</u>	CORPORATE DISCLOSURE STATEMENT pursuant to Fed. R. Civ. P. 7.1 by Attorney James B. McVay on behalf of Defendant Latvian Tower Condominium Association, Inc..(McVay, James) (Entered: 01/22/2009)
02/26/2009	<u>8</u>	REPORT of Rule 26(f) Planning Meeting by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 02/26/2009)
03/03/2009	9	ORDER SETTING SCHEDULE FOR INITIAL PROGRESSION OF A CIVIL CASE – Counsel for plaintiff shall initiate the planning conference call to the court at 9:00am on 5/21/2009. Counsel shall notify the undersigned magistrate judge by joint or separate letters by 5/14/2009 addressing mediation requirements. Planning Conference– A telephone conference with the undersigned magistrate judge will be held on May 21, 2009 at 9:00 a.m. Trial is tentatively set for the month of November 2009, and is tentatively scheduled for three trial days. Ordered by

		Magistrate Judge David L. Piester. (LKH) (Entered: 03/03/2009)
04/21/2009	<u>10</u>	STRICKEN: Certificate of Service by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) Modified on 5/7/2009 to add 'stricken' pursuant to strike order (SED). (Entered: 04/21/2009)
05/04/2009	<u>11</u>	DISCLOSURE Made Pursuant to Red.R.Civ.P. 26(a)(1) by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 05/04/2009)
05/06/2009	<u>12</u>	STRICKEN: Certificate of Service for R.26(a) Initial Disclosures by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) Modified on 5/7/2009 to add 'stricken' pursuant to strike order (SED). (Entered: 05/06/2009)
05/06/2009	<u>13</u>	STRICKEN: Certificate of Service by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) Modified on 5/7/2009 to add 'stricken' pursuant to strike order (SED). (Entered: 05/06/2009)
05/07/2009	14	TEXT STRIKE ORDER that Pursuant to General Order Number 2006-01, the Certificate of Service <u>10</u> , Certificate of Service <u>12</u> and Certificate of Service <u>13</u> are stricken for the following reason: incomplete PDF documents attached. The party is directed to re-file the documents. Ordered by Deputy Clerk. (SED) (Entered: 05/07/2009)
05/08/2009	<u>15</u>	Certificate of Service (First Set of Interrogatories) by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 05/08/2009)
05/08/2009	<u>16</u>	Certificate of Service (Request for Production of Documents) by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 05/08/2009)
05/08/2009	<u>17</u>	Certificate of Service (Initial Disclosures) by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 05/08/2009)
05/13/2009	<u>18</u>	ORDER – On the court's own motion, IT IS ORDERED: The time of the telephone planning conference on May 21, 2009 is changed from 9:00 to 10:00 a.m. Plaintiffs counsel shall place the call. Ordered by Magistrate Judge David L. Piester. (LKH) (Entered: 05/13/2009)
05/14/2009	<u>19</u>	LETTER Regarding Mediation by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 05/14/2009)
05/21/2009	<u>20</u>	ORDER SETTING FINAL SCHEDULE FOR PROGRESSION OF A CIVIL CASE – Depositions due 8/28/2009. Pretrial Conference set for 10/13/2009 at 11:00 AM before Magistrate Judge David L. Piester. Non-Jury Trial set to commence at the court's call during the week of 11/2/2009 at 09:00 AM in Courtroom 4, Federal Building, 100 Centennial Mall North, Lincoln, NE before Senior Judge Warren K. Urbom. Ordered by Magistrate Judge David L. Piester. (JAB) (Entered: 05/21/2009)
06/16/2009	<u>21</u>	Unopposed MOTION to Extend Time for Disclosure of Expert Witness Reports for Thirty (30) Days by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 06/16/2009)
06/22/2009	<u>22</u>	MEMORANDUM AND ORDER – The government has filed an unopposed motion for a thirty-day extension of its deadline for disclosing expert witnesses, and seeks an order revising the progression schedule. (Filing No. <u>21</u> ). The motion does not include a proposed modified progression schedule. In support of its motion, the government states it anticipates presenting a settlement proposal to the defendants in the near future. Accordingly, IT IS ORDERED: 1) The government's motion to continue, (Filing No. <u>21</u> ), is granted, and the government's deadline for disclosing expert witnesses is extended to July 30, 2009. 2) On or before July 30, 2009, the parties shall either file a joint motion for dismissal or statement that this case has been settled, or they shall jointly file a motion setting forth their proposed deadlines for continued progression of this case to trial. Ordered by Judge Richard G. Kopf. (LKH) (Entered: 06/22/2009)

07/30/2009	<u>23</u>	Joint MOTION to Extend <i>Scheduling Order</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 07/30/2009)
08/03/2009	<u>24</u>	MOTION to Intervene by Attorney Douglas W. Ruge, II on behalf of Plaintiff United States of America.(Ruge, Douglas) (Entered: 08/03/2009)
08/03/2009	<u>25</u>	MOTION to Intervene <i>Brief in Support of Motion</i> by Attorney Douglas W. Ruge, II on behalf of Plaintiff United States of America.(Ruge, Douglas) (Entered: 08/03/2009)
08/03/2009	26	TEXT ORDER – Regarding Lincoln Magistrate Docket. Pursuant to the retirement of Magistrate Judge David L. Piester on August 1, 2009, all civil and criminal cases previously assigned to Judge Piester are reassigned to District Judge Richard G. Kopf. Judge Kopf will handle pretrial management in new civil and criminal cases assigned to Judges Kopf and Urbom in accordance with NEGenR 1.4(a)(2) and NECivR 72.1 until a new magistrate judge is appointed. Reassigned to Richard G. Kopf (REFERRAL JUDGE). Magistrate Judge David L. Piester no longer assigned to the case. Ordered by Chief Judge Joseph F. Bataillon. (CCB) (Entered: 08/03/2009)
08/07/2009	<u>27</u>	MEMORANDUM AND ORDER granting <u>24</u> Motion to Intervene. The motion to intervene as plaintiffs filed by James A. Brown and Jeffrey S. Daubman, (filing no. <u>24</u> ), is granted. The intervening plaintiffs shall file their complaint, a copy of which is attached to their motion, on or before August 14, 2009. Ordered by Judge Richard G. Kopf. (JAB) (Entered: 08/07/2009)
08/07/2009	<u>28</u>	FINAL PROGRESSION ORDER – The parties' joint motion setting forth proposed deadlines for the continued progression of this case to trial, (filing no. <u>23</u> ), is granted, in part, as stated. Depositions due 11/26/2009. Pretrial Conference set for 2/4/2010 at 01:00 PM before Judge Richard G. Kopf. Non–Jury Trial set for 2/22/2010 at 09:00 AM in Courtroom 4, Federal Building, 100 Centennial Mall North, Lincoln, NE before Senior Judge Warren K. Urbom. Ordered by Judge Richard G. Kopf. (JAB) (Entered: 08/07/2009)
08/10/2009	<u>29</u>	Intervenor COMPLAINT, by Attorney Douglas W. Ruge, II on behalf of James Brown and Jeffrey Daubman. (Ruge, Douglas) Modified on 8/11/2009 to add second intervenor plaintiff. (JAB) (Entered: 08/10/2009)
08/10/2009	<u>30</u>	STRICKEN – Intervenor COMPLAINT, by Attorney Douglas W. Ruge, II on behalf of Jeffrey Daubman(Ruge, Douglas) Modified on 8/11/2009 to add "stricken" text pursuant to Order 31 . (JAB) (Entered: 08/10/2009)
08/11/2009	31	TEXT STRIKE ORDER that Pursuant to General Order Number 2006–01, the Intervenor Complaint <u>30</u> is stricken for the following reason(s): the document is a duplicate of document number <u>29</u> . Ordered by Deputy Clerk. (JAB) (Entered: 08/11/2009)
09/02/2009	<u>32</u>	Certificate of Service of Answers to Interrogatories by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 09/02/2009)
09/08/2009	<u>33</u>	Joint MOTION for Protective Order by Attorney Robin L. Dull on behalf of Plaintiff United States of America. (Attachments: # <u>1</u> Text of Proposed Order)(Dull, Robin) (Entered: 09/08/2009)
09/09/2009	34	TEXT NOTICE REGARDING PROPOSED ORDER <u>33</u> by Deputy Clerk. Pursuant to NECivR 7.2, a moving party shall submit a proposed order to the judge. Electronically submitted proposed orders may not be combined with the motion into one document. The proposed order should be e–mailed in a word–processing format to the assigned judge. This notice is for your information for future filings. (GJG) (Entered: 09/09/2009)
09/09/2009	<u>35</u>	ORDER granting <u>33</u> Joint Motion for Protective Order. The parties' are ordered to comply with the terms of the Confidentiality and Protective Order set forth herein. Ordered by Judge Richard G. Kopf. (JAB) (Entered: 09/09/2009)
09/18/2009	<u>36</u>	NOTICE of Appearance by Attorney Scott P. Moore on behalf of Defendant Latvian Tower Condominium Association, Inc. (Moore, Scott) (Entered: 09/18/2009)

		09/18/2009)
09/23/2009	<u>37</u>	MOTION for Leave <i>To File Response Pleading to the Intervenor's Complaint</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 09/23/2009)
09/23/2009	<u>38</u>	MOTION for Leave <i>For Defendants to file Amended Answer</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 09/23/2009)
09/24/2009	<u>39</u>	Certificate of Service of Responses to Requests for Production by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 09/24/2009)
09/25/2009	<u>40</u>	Joint MOTION to Extend <i>To Set Forth Proposed Dates for Continued Progression of Case</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 09/25/2009)
09/28/2009	<u>41</u>	Amended MOTION to Extend <i>Proposed Dates for Continued Progression of Case</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 09/28/2009)
09/28/2009	<u>42</u>	MEMORANDUM AND ORDER regarding pending motions. The defendants' unopposed motion, (filing no. <u>37</u> ), is granted, and the defendants shall file their response to the intervenors' complaint on or before September 28, 2009. The defendants' unopposed motion, (filing no. <u>38</u> ), is granted, and the defendants shall file their amended answer to the government's complaint on or before September 28, 2009. The parties' joint motions to extend, (filing nos. <u>40</u> and <u>41</u> ), are granted, and the deadlines for disclosing experts and their reports are continued as follows: By the plaintiff/intervening plaintiffs: October 12, 2009. By the defendants: November 12, 2009. Plaintiff/intervening plaintiffs' rebuttal expert(s): November 26, 2009. Ordered by Judge Richard G. Kopf. (JAB) (Entered: 09/28/2009)
09/28/2009	<u>43</u>	AMENDED ANSWER to Complaint of the United States of America with jury demand regarding: Complaint <u>1</u> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier. (McVay, James) (Entered: 09/28/2009)
09/28/2009	<u>44</u>	MOTION to Dismiss <i>Intervenor's Complaint and for Judgment on the Pleadings and Dismissal of United States' Section 3612(o) Claim</i> by Attorney Scott P. Moore on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier. (Attachments: # <u>1</u> Exhibit A – Unpublished Decision)(Moore, Scott) (Entered: 09/28/2009)
09/28/2009	<u>45</u>	BRIEF in support of MOTION to Dismiss <i>Intervenor's Complaint and for Judgment on the Pleadings and Dismissal of United States' Section 3612(o) Claim</i> MOTION to Dismiss <i>Intervenor's Complaint and for Judgment on the Pleadings and Dismissal of United States' Section 3612(o) Claim</i> <u>44</u> by Attorney Scott P. Moore on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(Moore, Scott) (Entered: 09/28/2009)
09/29/2009	46	TEXT NOTICE OF INDEX OF EVIDENCE <u>44</u> by Deputy Clerk. Pursuant to NECivR 7.1(a)(2) and (b)(2), evidence in support of a motion or brief shall be identified on an electronically–filed index of evidence. The index of evidence must identify the motion or brief to which it relates. Attachments to the index must be described using the System–generated prompt box. This notice is for your information for future filings. (JAB) (Entered: 09/29/2009)
09/29/2009	<u>47</u>	Certificate of Service for Requests for Admission to LTCA by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 09/29/2009)
09/29/2009	<u>48</u>	Certificate of Service for Requests for Admission to Karl Tegtmeier by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 09/29/2009)

10/12/2009	<u>49</u>	DISCLOSURE <i>Expert Witness pursuant to Rule 26(a)(2)</i> by Attorney Douglas W. Ruge, II on behalf of Intervenor Plaintiffs James Brown, Jeffrey Daubman.(Ruge, Douglas) (Entered: 10/12/2009)
10/19/2009	<u>50</u>	BRIEF in opposition to <i>Defendants' Motion to Dismiss Intervenor's Complaint</i> by Attorney Douglas W. Ruge, II on behalf of Intervenor Plaintiffs James Brown, Jeffrey Daubman.(Ruge, Douglas) (Entered: 10/19/2009)
10/19/2009	<u>51</u>	INDEX in support of <i>Intervenors' Brief in Opposition to Defendants' Motion to Dismiss</i> by Attorney Douglas W. Ruge, II on behalf of Intervenor Plaintiffs James Brown, Jeffrey Daubman.(Ruge, Douglas) (Entered: 10/19/2009)
10/19/2009	<u>52</u>	BRIEF in opposition to <i>Defendants' Motion to Dismiss and for Judgment on the Pleadings</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 10/19/2009)
10/19/2009	<u>53</u>	INDEX in support of Brief <u>52</u> <i>In Opposition to Defendants' Motion to Dismiss and for Judgment on the Pleadings</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 10/19/2009)
10/27/2009	<u>54</u>	<i>Certificate of Service of Non-Expert Witness List</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 10/27/2009)
10/27/2009	<u>55</u>	<i>NOTICE of Service of Intervenors' Disclosures of Non-Expert Witnesses</i> by Attorney Douglas W. Ruge, II on behalf of Intervenor Plaintiffs James Brown, Jeffrey Daubman (Ruge, Douglas) (Entered: 10/27/2009)
10/28/2009	<u>56</u>	<i>Certificate of Service of Responses to Requests for Admissions to Latvian Tower Condominium Association, Inc.</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 10/28/2009)
10/28/2009	<u>57</u>	<i>Certificate of Service of Responses to Requests for Admissions by Karl Tegtmeier</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 10/28/2009)
10/28/2009	<u>58</u>	<i>Certificate of Service Notice of Non-Expert Witnesses</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 10/28/2009)
10/29/2009	<u>59</u>	REPLY BRIEF in support of MOTION to Dismiss <i>Intervenors' Complaint and for Judgment on the Pleadings and Dismissal of United States' Section 3612(o) Claim</i> MOTION to Dismiss <i>Intervenors' Complaint and for Judgment on the Pleadings and Dismissal of United States' Section 3612(o) Claim</i> <u>44</u> by Attorney Scott P. Moore on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(Moore, Scott) (Entered: 10/29/2009)
11/03/2009	<u>60</u>	<i>Certificate of Service of Supplement Disclosures</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 11/03/2009)
11/03/2009	<u>61</u>	<i>Certificate of Service of R.30(b)(6) Deposition Notice</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 11/03/2009)
11/06/2009	<u>62</u>	<i>Certificate of Service of Subpoena in a Civil Case on Linda Andersen</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 11/06/2009)
11/06/2009	<u>63</u>	<i>Certificate of Service of Subpoena in a Civil Case on Daniel Wooldridge</i> by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 11/06/2009)
12/01/2009	<u>64</u>	Joint MOTION to Stay <i>Progression Order Pending Mediation and for Forty-Five Day Extension of Dispositive Motion Deadline</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 12/01/2009)
12/03/2009	<u>65</u>	AMENDED SCHEDULING ORDER – Because the parties have represented that they have tentatively scheduled a mediation to be held on January 4, 2010, for the purpose of resolving this lawsuit, the Final Progression Order, entered by the Court

		on August 7, 2009 (filing no. <u>28</u> ), is stayed until January 4, 2010. Motions deadline extended to 2/18/2010. Pretrial Conference set for 3/25/2010 at 12:30 PM before Judge Richard G. Kopf. Non-Jury Trial set for 4/12/2010 at 09:00 AM in Courtroom 4, Federal Building, 100 Centennial Mall North, Lincoln, NE before Senior Judge Warren K. Urbom. Ordered by Judge Richard G. Kopf. (JAB) (Entered: 12/03/2009)
12/03/2009	<u>66</u>	MOTION for Leave to Offer Supplemental Brief and Index of Evidence in Support of Motion to Dismiss by Attorney Scott P. Moore on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(Moore, Scott) (Entered: 12/03/2009)
12/03/2009	<u>67</u>	BRIEF in support of MOTION for Leave to Offer Supplemental Brief and Index of Evidence in Support of Motion to Dismiss <u>66</u> by Attorney Scott P. Moore on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(Moore, Scott) (Entered: 12/03/2009)
12/03/2009	<u>68</u>	INDEX in support of MOTION for Leave to Offer Supplemental Brief and Index of Evidence in Support of Motion to Dismiss <u>66</u> by Attorney Scott P. Moore on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier. (Attachments: # <u>1</u> Exhibit A – Supplemental Brief ISO Motion to Dismiss, # <u>2</u> Exhibit B – Supplemental Index of Evidence ISO Motion to Dismiss, # <u>3</u> Exhibit A (Declaration) and A1 (Deposition Pages))(Moore, Scott) (Entered: 12/03/2009)
12/03/2009	<u>69</u>	MOTION to Extend Deadline to Complete Discovery by Attorney James B. McVay on behalf of Defendants Latvian Tower Condominium Association, Inc., Karl Tegtmeier.(McVay, James) (Entered: 12/03/2009)
12/21/2009	<u>70</u>	BRIEF in opposition to Defendants' Motion for Leave to Offer Supplemental Brief by Attorney Douglas W. Ruge, II on behalf of Intervenor Plaintiffs James Brown, Jeffrey Daubman.(Ruge, Douglas) (Entered: 12/21/2009)
12/21/2009	<u>71</u>	Certificate of Service of Brief in Opposition to Defendants' Motion for Leave to Offer Supplemental Brief by Attorney Douglas W. Ruge, II on behalf of Intervenor Plaintiffs James Brown, Jeffrey Daubman.(Ruge, Douglas) (Entered: 12/21/2009)
12/21/2009	<u>72</u>	BRIEF in opposition to DEFENDANTS MOTION FOR LEAVE TO OFFER SUPPLEMENTAL BRIEF AND INDEX OF EVIDENCE IN SUPPORT OF MOTION TO DISMISS by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 12/21/2009)
12/21/2009	<u>73</u>	BRIEF in opposition to TO MOTION FOR FORTY-FIVE DAY EXTENSION OF DEADLINE TO COMPLETE DISCOVERY by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 12/21/2009)
01/06/2010	<u>74</u>	Joint MOTION to Stay by Attorney Robin L. Dull on behalf of Plaintiff United States of America.(Dull, Robin) (Entered: 01/06/2010)
01/06/2010	<u>75</u>	MEMORANDUM AND ORDER – Upon consideration of the joint motion by Plaintiff United States, Intervenor Plaintiffs, and Defendants (filing no. <u>74</u> ), in which the parties represent that they have reached a settlement in principle, it is hereby ORDERED that the Amended Scheduling Order (filing no. <u>65</u> ), entered by the Court on December 3, 2010, is stayed for thirty days. Ordered by Judge Richard G. Kopf. (JAB) (Entered: 01/06/2010)
01/20/2010	76	TEXT ORDER – Regarding Magistrate Judge Zwart's Docket (General Order 2010-01). All cases previously assigned to District Judge Richard G. Kopf for pretrial management are herewith reassigned to Magistrate Judge Zwart. Magistrate Judge Zwart shall be paired with Judges Kopf and Urbom for the management of civil and criminal cases on Judges Kopf and Urbom's dockets. The Clerk of the Court shall provide notice of this order to counsel or parties in all cases which are reassigned to Magistrate Judge Zwart and for which there are currently matters pending. Notice need not be given in closed cases for which there are no matters pending. Ordered by Chief Judge Joseph F. Bataillon. NOTE: The notice of electronic filing attached to this entry reflects multiple case numbers and recipients. (TCL ) (Entered: 01/20/2010)

01/20/2010	<u>77</u>	ORDER. It is ordered that: (1)The following matter previously scheduled before the undersigned is herewith referred to Judge Zwart, to wit,(A)Nature of hearing:Pretrial conference.(B)Date and time of hearing: Thursday, March 25, 2010, at 11:00 a.m.(C)Place of hearing: Judge Zwart's chambers, Room 566, United States Courthouse and Federal Building, 100 Centennial Mall, North, Lincoln, Nebraska.(2)Judge Zwart will issue a report and recommendation or order as is appropriate. Ordered by Judge Richard G. Kopf. (KLL, ) (Entered: 01/20/2010)
01/23/2010	78	TEXT ORDER. The parties have advised the court that they have reached a settlement in principle. Accordingly, the defendants' Motion to Extend Deadline to Complete Discovery <u>69</u> is denied as moot. Ordered by Magistrate Judge Cheryl R. Zwart. (CRZ) (Entered: 01/23/2010)
02/16/2010	<u>79</u>	Joint MOTION for Settlement -- <i>Entry of Consent Order</i> by Attorney Robin L. Dull on behalf of Plaintiff United States of America. (Attachments: # <u>1</u> Text of Proposed Order)(Dull, Robin) (Entered: 02/16/2010)
02/17/2010	80	TEXT NOTICE REGARDING PROPOSED ORDER <u>79</u> by Deputy Clerk. Pursuant to NECivR 7.0.2, a moving party shall submit a proposed order to the judge. Electronically submitted proposed orders may not be combined with the motion into one document. The proposed order should be e-mailed in a word-processing format to the assigned judge. This notice is for your information for future filings.(CCB) (Entered: 02/17/2010)
03/03/2010	<u>81</u>	ORDER granting <u>79</u> Motion for Settlement by entering a Consent Order.Ordered by Senior Judge Warren K. Urbom. (EJL) (Entered: 03/03/2010)