

CLOSED

**U.S. District Court
Northern District of West Virginia (Wheeling)
CIVIL DOCKET FOR CASE #: 5:11-cv-00009-FPS**

UNITED STATES OF AMERICA v. Wheeling Housing
Authority
Assigned to: Senior Judge Frederick P. Stamp, Jr
Cause: 42:405 Fair Housing Act

Date Filed: 01/14/2011
Date Terminated: 04/26/2012
Jury Demand: None
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: U.S. Government Plaintiff

Plaintiff

UNITED STATES OF AMERICA

represented by **Alan G. McGonigal**
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V.

Defendant

Wheeling Housing Authority

represented by **David L. Delk, Jr.**
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Date Filed	#	Docket Text
01/14/2011	<u>1</u>	COMPLAINT against Wheeling Housing Authority, filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Civil Cover Sheet).(copy to Judge)(soa) (Entered: 01/18/2011)
01/14/2011	<u>2</u>	MOTION for Leave for Beth Frank to Appear Pro Hac Vice by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Text of Proposed Order)(copy to Judge)(soa) Modified on 1/18/11 to insert name and regenerate NEF. (Entered: 01/18/2011)
01/19/2011	<u>4</u>	ORDER: Granting <u>2</u> Motion for Leave to Appear Pro Hac Vice of Beth Frank Signed by Senior Judge Frederick P. Stamp, Jr on 1/19/11. (soa) (Entered: 01/19/2011)
02/11/2011	<u>5</u>	WAIVER OF SERVICE Returned Executed by UNITED STATES OF AMERICA. UNITED STATES OF AMERICA waiver sent on 2/10/2011, answer due 4/11/2011. (Attachments: # <u>1</u> Attachment Notice of Lawsuit and Request for Waiver of Service of Summons)(McGonigal, Alan) (Entered: 02/11/2011)
04/11/2011	<u>6</u>	<i>Defendant's Answer and Affirmative Defenses to Complaint</i> ANSWER to Complaint by Wheeling Housing Authority.(Delk, David) (Entered: 04/11/2011)
04/12/2011	<u>7</u>	ORDER -- FIRST ORDER AND NOTICE REGARDING DISCOVERY AND SCHEDULING: ***NOTICE TO ATTORNEYS*** : Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, ALL Non-governmental CORPORATE parties must file a DISCLOSURE STATEMENT with the Court. Forms are available on the Court's Web Site at http://www.wvnd.uscourts.gov/forms.htm Rule 26 Meeting to be held by 6/6/2011. Rule 26 Meeting Report due by 6/13/2011. Initial Discovery disclosures due by 7/5/2011. Signed by Senior Judge Frederick P. Stamp, Jr on 4/12/11. (soa) (Entered: 04/12/2011)
06/13/2011	<u>8</u>	REPORT of Rule 26(f) Planning Meeting. (McGonigal, Alan) (Entered: 06/13/2011)
06/14/2011	<u>9</u>	SCHEDULING ORDER: Amended Pleadings and Joinder of Parties due by 1/27/2012. Discovery due by 3/30/2012. Motions due by 4/13/2012. Proposed Pretrial Order due by 7/3/2012. Pretrial and Settlement Conference set for 7/9/2012 02:15 PM in Judge Stamp Chambers before Senior Judge Frederick P. Stamp Jr. Bench Trial set for 7/24/2012 08:30 AM in Wheeling District Judge Courtroom, South before Senior Judge Frederick P. Stamp Jr. Signed by Senior Judge Frederick P. Stamp, Jr on 6/14/11. (cc) (c to counsel Rosenbaum by regular U.S.Mail) Modified on 6/15/2011 to correct trial time. (cc). NEF REGENERATED (Entered: 06/14/2011)
07/05/2011	<u>10</u>	Corporate Disclosure Statement by Wheeling Housing Authority. (Delk, David) (Entered: 07/05/2011)
07/05/2011	<u>11</u>	<i>Defendant's Initial Disclosures Pursuant to Federal Rule of Civil Procedure 26(a)(1)(A)</i> Other Document filed by Wheeling Housing Authority. (Delk, David) (Entered: 07/05/2011)
07/15/2011	<u>12</u>	CERTIFICATE OF SERVICE by UNITED STATES OF AMERICA <i>re United States Rule 26 Disclosures</i> (McGonigal, Alan) (Entered: 07/15/2011)
03/19/2012	<u>13</u>	MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Text of Proposed Order)(McGonigal, Alan) (Entered: 03/19/2012)
03/19/2012	<u>14</u>	CERTIFICATE OF SERVICE by UNITED STATES OF AMERICA <i>re 13 MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child</i> (McGonigal, Alan) (Entered: 03/19/2012)
03/27/2012	<u>15</u>	ORDER <i>re 13 MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child</i> filed by UNITED STATES OF AMERICA : Conference to Discuss Appointment of GAL set for 4/2/2012 10:00

		AM in Judge Stamp Chambers before Senior Judge Frederick P. Stamp Jr. Signed by Senior Judge Frederick P. Stamp, Jr on 3/27/12. (soa) (copy mailed to S. Rosenbaum) (Entered: 03/27/2012)
03/28/2012	<u>16</u>	ORDER RESCHEDULING CONFERENCE re <u>13</u> MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child filed by UNITED STATES OF AMERICA. Conference rescheduled for 4/3/2012 02:30 PM in Judge Stamp Chambers before Senior Judge Frederick P. Stamp Jr. (Rescheduling the conference set in Docket Entry No. 15)(copy mailed to S. Rosenbaum) Signed by Senior Judge Frederick P. Stamp, Jr on 3/28/12. (soa) (Entered: 03/28/2012)
03/30/2012	<u>17</u>	<i>Intention to Participate by Phone In Conference</i> Other Document filed by Wheeling Housing Authority. (Delk, David) (Entered: 03/30/2012)
04/03/2012	<u>18</u>	MINUTE ENTRY: <u>***NOTICE*** THE ATTACHED DOCUMENT IS NOT ACCESSIBLE. IT IS FOR STATISTICAL PURPOSES ONLY.</u> Proceedings held before Senior Judge Frederick P. Stamp, Jr: Motion Hearing held on 4/3/2012 re <u>13</u> MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child filed by UNITED STATES OF AMERICA. (Court Reporter Cindy Knecht.) (soa) (Entered: 04/04/2012)
04/10/2012	<u>19</u>	ORDER Scheduling Evidentiary Hearing re <u>13</u> MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child filed by UNITED STATES OF AMERICA. Evidentiary Hearing set for 4/23/2012 01:15 PM in Wheeling District Judge Courtroom, South before Senior Judge Frederick P. Stamp Jr. Signed by Senior Judge Frederick P. Stamp, Jr on 4/10/12. (soa) (Entered: 04/10/2012)
04/23/2012	<u>20</u>	MINUTE ENTRY: <u>***NOTICE*** THE ATTACHED DOCUMENT IS NOT ACCESSIBLE. IT IS FOR STATISTICAL PURPOSES ONLY.</u> Proceedings held before Senior Judge Frederick P. Stamp, Jr: Evidentiary Hearing re <u>13</u> MOTION (Unopposed Motion) to Enter Consent Order and Distribute Monetary Damages to Minor Child filed by UNITED STATES OF AMERICA held on 4/23/2012. Court approves Settlement. (Court Reporter Cindy Knecht.) (soa) (Entered: 04/23/2012)
04/23/2012	<u>21</u>	Witness List of Evidentiary Hearing.(soa) (Entered: 04/23/2012)
04/24/2012	<u>22</u>	Proposed <i>Consent</i> Order by UNITED STATES OF AMERICA. (McGonigal, Alan) (Entered: 04/24/2012)
04/26/2012	<u>24</u>	CONSENT ORDER: This Consent Order shall be in effect for a period of three (3) years from its date of entry. Signed by Senior Judge Frederick P. Stamp, Jr on 4/26/2012. (kac) (Copy to counsel) (Entered: 04/26/2012)
04/26/2012	<u>25</u>	ORDER CONFIRMING PRONOUNCED ORDER OF THE COURT APPROVING SETTLEMENT AND DISMISSING CASE: The settlement between the parties which includes a minor beneficiary is hereby APPROVED. Further, as all matters in controversy in this matter have been settled and resolved, this civil action is DISMISSED WITH PREJUDICE. Signed by Senior Judge Frederick P. Stamp, Jr on 4/26/2012. (kac) (Copy to counsel) (Entered: 04/26/2012)
05/24/2012	<u>26</u>	STATUS REPORT by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Attachment Declaration of Michael J. Stickley, # <u>2</u> Exhibit A – Signature card, # <u>3</u> Exhibit B – Release of claims)(McGonigal, Alan) (Entered: 05/24/2012)
05/30/2013	<u>27</u>	<i>Agreement to Modify Consent Order</i> Other Document re <u>24</u> Order filed by UNITED STATES OF AMERICA. (McGonigal, Alan) (Entered: 05/30/2013)

03/17/2014	<u>28</u>	MOTION to Distribute Monetary Damages to the Minor Child When Age of Majority is Reached <i>as filed</i> by Wheeling Housing Authority. (Attachments: # <u>1</u> Text of Proposed Order to Distribute Monetary Damages to Minor When Age of Majority is Reached)(McGonigal, Alan) (Entered: 03/17/2014)
03/18/2014	<u>29</u>	ORDER: Granting <u>28</u> Motion For Distribution of Monetary Damages to Minor When Age of Majority is Reached; money may be distributed to minor on 4/1/14, upon proper presentation of identification. Signed by Senior Judge Frederick P. Stamp, Jr on 3/18/14. (soa) (Entered: 03/18/2014)