

**U. S. District Court
Western District of Arkansas (El Dorado)
CIVIL DOCKET FOR CASE #: 1:07-cv-01048-RTD**

Perez-Benites et al v. Candy Brand, LLC et al
Assigned to: Honorable Robert T. Dawson
Cause: 29:201 Fair Labor Standards Act

Date Filed: 06/07/2007
Date Terminated: 04/09/2012
Jury Demand: Defendant
Nature of Suit: 710 Labor: Fair Standards
Jurisdiction: Federal Question

Plaintiff

Rosalino Perez-Benites
*Individually and on behalf of all others
similarly situated*

represented by **Arlen S. Benjamin-Gomez**
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Plaintiff

Luis Alberto Asencio-Vasquez
*Individually and on behalf of all others
similarly situated*

represented by **Arlen S. Benjamin-Gomez**
(See above for address)
TERMINATED: 10/09/2007
LEAD ATTORNEY

Daniel Werner
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Jennifer J. Rosenbaum
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Edward J. Tuddenham
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ATTORNEY TO BE NOTICED

John Lindsay Burnett
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ATTORNEY TO BE NOTICED

Plaintiff

Pascual Noriega–Narvaez
*Individually and on behalf of all others
similarly situated*

represented by **Arlen S. Benjamin–Gomez**
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ATTORNEY TO BE NOTICED

John Lindsay Burnett
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V.

Defendant

Candy Brand, LLC

represented by **Floyd Mattison Thomas, III**
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Defendant

Arkansas Tomato Shippers, LLC

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H. Wayne Young, Jr.
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Michael S. Moore
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LEAD ATTORNEY

Hani W. Hashem
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ATTORNEY TO BE NOTICED

Defendant

Charles Searcy

represented by **Floyd Mattison Thomas, III**
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Defendant

Randy Clanton

represented by **Floyd Mattison Thomas, III**
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Hani W. Hashem
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TERMINATED: 02/09/2010

Defendant

Dale McGinnis
TERMINATED: 03/31/2010

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Michael S. Moore
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Hani W. Hashem
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TERMINATED: 10/02/2009

Defendant

Brooks Linesby

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Hani W. Hashem
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Date Filed	#	Docket Text
06/07/2007	<u>1</u>	COMPLAINT WITH CLASS ACTION ALLEGATIONS against Candy Brand, LLC, Arkansas Tomato Shippers, LLC, Randy Clanton, Dale McGinnis, Brooks Linesby,(Filing fee \$ 350 receipt number 1000023.), filed by Rosalino Perez-Benites, Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez. (Attachments: # <u>1</u> Exhibit Consents)(cnn) (Entered: 06/07/2007)
06/07/2007	<u>2</u>	NOTICE by plaintiffs of filing consents (Attachments: # <u>1</u> Exhibit Additional Consents)(cnn) (Entered: 06/07/2007)
06/07/2007	<u>3</u>	MOTION to Appear Pro Hac Vice by Arlen S. Benjamin-Gomez for plaintiffs. (Attachments: # <u>1</u> Exhibit Certificate)(cnn) (Entered: 06/07/2007)
06/07/2007	<u>4</u>	NOTICE by all plaintiffs (Attachments: # <u>1</u> Exhibit A)(Bowen, Martin) (Entered: 06/07/2007)

06/07/2007	<u>5</u>	MOTION to Appear Pro Hac Vice by Jennifer J. Rosenbaum for plaintiffs. (Attachments: # <u>1</u> Exhibit Certificate)(cnn) (Entered: 06/07/2007)
06/07/2007	<u>6</u>	MOTION to Appear Pro Hac Vice by Edward Tuddenham for plaintiffs. (Attachments: # <u>1</u> Exhibit Certificate)(cnn) (Entered: 06/07/2007)
06/07/2007		Six (6)Summons Issued as to Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC and returned to attorney/plaintiff for service (cnn) (Entered: 06/07/2007)
06/08/2007	<u>7</u>	ORDER granting <u>3</u> Motion to Appear Pro Hac Vice. Arlen S. Benjamin-Gomez is directed to immediately register as a CM/ECF user if he/she has not already done so and enter his/her appearance in this matter. Signed by Judge Harry F. Barnes on June 8, 2007. (cnn) (Entered: 06/08/2007)
06/08/2007	<u>8</u>	ORDER granting <u>5</u> Motion to Appear Pro Hac Vice. Jennifer J. Rosenbaum is directed to immediately register as a CM/ECF user if he/she has not already done so and enter his/her appearance in this matter. Signed by Judge Harry F. Barnes on June 8, 2007. (cnn) (Entered: 06/08/2007)
06/08/2007	<u>9</u>	ORDER granting <u>6</u> Motion to Appear Pro Hac Vice. Edward Tuddenham is directed to immediately register as a CM/ECF user if he/she has not already done so and enter his/her appearance in this matter. Signed by Judge Harry F. Barnes on June 8, 2007. (cnn) (Entered: 06/08/2007)
07/05/2007	<u>10</u>	AFFIDAVIT of Service for complaint and summons, filed by all plaintiffs. Charles Searcy served on 6/26/2007, answer due 7/16/2007. (Attachments: # <u>1</u> Exhibit A, Return of Service)(Rosenbaum, Jennifer) (Entered: 07/05/2007)
07/05/2007	<u>11</u>	AFFIDAVIT of Service for Complaint and Summons, filed by all plaintiffs. Arkansas Tomato Shippers, LLC served on 6/26/2007, answer due 7/16/2007. (Attachments: # <u>1</u> Exhibit A, Return of Service)(Rosenbaum, Jennifer) (Entered: 07/05/2007)
07/05/2007	<u>12</u>	AFFIDAVIT of Service for Complaint and Summons, filed by all plaintiffs. Candy Brand, LLC served on 6/26/2007, answer due 7/16/2007. (Attachments: # <u>1</u> Exhibit A, Candy Brand)(Rosenbaum, Jennifer) (Entered: 07/05/2007)
07/05/2007	<u>13</u>	AFFIDAVIT of Service for Complaint and Summons, filed by all plaintiffs. Dale McGinnis served on 6/25/2007, answer due 7/16/2007. (Attachments: # <u>1</u> Exhibit A, Return of Service)(Rosenbaum, Jennifer) (Entered: 07/05/2007)
07/05/2007	<u>14</u>	AFFIDAVIT of Service for Complaint and Summons, filed by all plaintiffs. Brooks Linesby served on 6/25/2007, answer due 7/16/2007. (Attachments: # <u>1</u> Exhibit A, Return of Service)(Rosenbaum, Jennifer) (Entered: 07/05/2007)
07/05/2007	<u>15</u>	AFFIDAVIT of Service for Complaint and Summons, filed by all plaintiffs. Randy Clanton served on 6/25/2007, answer due 7/16/2007. (Attachments: # <u>1</u> Exhibit A, Return of Service)(Rosenbaum, Jennifer) (Entered: 07/05/2007)
07/13/2007	<u>16</u>	ANSWER to Complaint with Jury Demand by Candy Brand, LLC.(Moore, Michael) (Entered: 07/13/2007)
07/13/2007	<u>17</u>	MOTION for More Definite Statement by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Arkansas Tomato Shippers, LLC. (Moore, Michael) (Entered: 07/13/2007)
07/13/2007	<u>18</u>	MEMORANDUM BRIEF in Support of <i>Motion for More Definite Statement</i> by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Arkansas Tomato Shippers, LLC. (Moore, Michael) (Entered: 07/13/2007)
07/16/2007		CLERK'S NOTICE re Multiple Attorneys Listed on Pleadings <u>16</u> , <u>17</u> , <u>18</u> directed to defendants lists multiple attorneys appearing for the filer. All listed attorneys re: specifically Hani Hashem and H. Wayne Young, other than the attorney signing the pleading, must enter a separate Notice of Appearance in order to receive electronic notification of future activity in the case. TEXT ONLY ENTRY, NO DOCUMENT ATTACHED (cnn) (Entered: 07/16/2007)

07/16/2007	<u>19</u>	NOTICE of Appearance by H. Wayne Young, Jr on behalf of all defendants (Young, H.) (Entered: 07/16/2007)
07/17/2007	<u>20</u>	NOTICE of Appearance by Hani W. Hashem on behalf of all defendants (Hashem, Hani) (Entered: 07/17/2007)
07/19/2007	<u>21</u>	NOTICE of Appearance by Jennifer J. Rosenbaum on behalf of all plaintiffs (Rosenbaum, Jennifer) (Entered: 07/19/2007)
07/19/2007	<u>22</u>	NOTICE of Appearance by Arlen S. Benjamin-Gomez on behalf of all plaintiffs (Benjamin-Gomez, Arlen) (Entered: 07/19/2007)
07/20/2007	<u>23</u>	NOTICE of Appearance by Edward J. Tuddenham on behalf of all plaintiffs (Tuddenham, Edward) (Entered: 07/20/2007)
07/23/2007	<u>24</u>	MEMORANDUM BRIEF in Opposition to <u>17</u> MOTION for More Definite Statement by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 1, unpublished cases)(Rosenbaum, Jennifer) (Entered: 07/23/2007)
07/31/2007	<u>25</u>	REPLY to Response to Motion re <u>17</u> MOTION for More Definite Statement filed by Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC. (Young, H.) (Entered: 07/31/2007)
09/13/2007	<u>26</u>	NOTICE by all plaintiffs <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> Exhibit FLSA consent forms)(Rosenbaum, Jennifer) (Entered: 09/13/2007)
09/18/2007	<u>27</u>	INITIAL SCHEDULING ORDER: Rule 26(f) Conference to be held by 11/2/2007. Rule 26(f) Meeting Report due by 11/27/2007. Jury Trial set for the week of 7/14/2008 in El Dorado --- 2nd flr before Judge Harry F. Barnes. Signed by Judge Harry F. Barnes on September 18, 2007. (rwg) (Entered: 09/18/2007)
09/19/2007	<u>28</u>	MOTION to Withdraw as Attorney <i>Arlen Benjamin Gomez</i> by Rosalino Perez-Benites, Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez. (Rosenbaum, Jennifer) (Entered: 09/19/2007)
09/27/2007		TEXT ONLY ORDER re <u>27</u> Initial Scheduling Order - all deadlines imposed are lifted pending the Court's ruling on <u>17</u> MOTION for More Definite Statement by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Arkansas Tomato Shippers, LLC. Signed by Judge Harry F. Barnes on September 27, 2007. (rwg) (Entered: 09/27/2007)
10/09/2007	<u>29</u>	ORDER granting <u>28</u> Motion to Withdraw attorney Arlen S. Benjamin-Gomez as one of the attorneys of record. Signed by Judge Harry F. Barnes on October 9, 2007. (cnn) (Entered: 10/09/2007)
10/09/2007	<u>30</u>	MOTION for Extension of Time to Complete Discovery by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC. (Moore, Michael) (Entered: 10/09/2007)
10/10/2007	<u>31</u>	ORDER denying <u>30</u> Motion for Extension of Time to Complete Discovery. Signed by Judge Harry F. Barnes on October 10, 2007. (rwg) (Entered: 10/10/2007)
11/21/2007	<u>32</u>	ORDER denying Defendants' <u>17</u> Motion for More Definite Statement. Signed by Honorable Harry F. Barnes on November 21, 2007. (mfr) (Entered: 11/21/2007)
11/30/2007	<u>33</u>	Consent MOTION for Leave to File <i>First Amended Complaint</i> by Rosalino Perez-Benites, Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez. (Attachments: # <u>1</u> Proposed Pleading, First Amended Complaint)(Rosenbaum, Jennifer) (Entered: 11/30/2007)
12/03/2007	<u>34</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Arkansas Tomato Shippers, LLC.(Moore, Michael) (Entered: 12/03/2007)
12/03/2007	<u>35</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Brooks Linesby.(Moore, Michael) (Entered: 12/03/2007)
12/03/2007	<u>36</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Charles Searcy.(Moore, Michael) (Entered: 12/03/2007)

12/03/2007	<u>37</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Randy Clanton.(Moore, Michael) (Entered: 12/03/2007)
12/03/2007	<u>38</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Dale McGinnis.(Moore, Michael) (Entered: 12/03/2007)
12/05/2007	<u>39</u>	ORDER granting <u>33</u> Motion for Leave to File amended complaint; parties given five days from entry of order to file amended complaint. Signed by Honorable Harry F. Barnes on December 5, 2007. (cnn) (Entered: 12/05/2007)
12/09/2007	<u>40</u>	AMENDED COMPLAINT against all defendants, filed by Rosalino Perez–Benites, Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez.(Rosenbaum, Jennifer) (Entered: 12/09/2007)
12/20/2007	<u>41</u>	ANSWER to Complaint with Jury Demand <i>Answer to First Amended Complaint</i> by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC.(Moore, Michael) (Entered: 12/20/2007)
03/28/2008	<u>42</u>	MOTION to Appear Pro Hac Vice by Rosalino Perez–Benites, Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez. (Bowen, Martin) (Entered: 03/28/2008)
04/01/2008	<u>43</u>	ORDER granting <u>42</u> Motion to Appear Pro Hac Vice. Daniel Werner is directed to immediately register as a CM/ECF user if he/she has not already done so and enter his/her appearance in this matter. Signed by Honorable Harry F. Barnes on April 1, 2008. (cnn) (Entered: 04/01/2008)
04/03/2008	<u>44</u>	NOTICE of Appearance by Daniel Werner on behalf of Rosalino Perez–Benites, Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez (Attachments: # <u>1</u> Certificate of Service)(Werner, Daniel) (Entered: 04/03/2008)
05/02/2008	<u>45</u>	MOTION for Discovery <i>Status Conference</i> by Rosalino Perez–Benites. (Attachments: # <u>1</u> Exhibit A)(Rosenbaum, Jennifer) (Entered: 05/02/2008)
05/08/2008	<u>46</u>	RESPONSE to Motion re <u>45</u> MOTION for Discovery <i>Status Conference and New Scheduling Order</i> filed by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Arkansas Tomato Shippers, LLC. (Young, H.) (Entered: 05/08/2008)
05/09/2008	<u>47</u>	ORDER granting and denying <u>45</u> ; the court will issue a new initial scheduling order and the request for a status conference is denied. Signed by Honorable Harry F. Barnes on May 9, 2008. (cnn) Modified on 5/12/2008 to correct signature date (cnn). (Entered: 05/09/2008)
06/05/2008	<u>48</u>	INITIAL SCHEDULING ORDER: Rule 26(f) Conference due by 7/22/2008. Rule 26(f) Meeting Report due by 8/18/2008. Jury Trial set for the week of 5/4/2009 @ 09:00 AM in El Dorado — 2nd flr before Honorable Harry F. Barnes. Signed by Honorable Harry F. Barnes on June 5, 2008. (rwg) (Entered: 06/05/2008)
06/25/2008	<u>49</u>	MOTION to Withdraw as Attorney (<i>Jennifer J. Rosenbaum</i>) by Rosalino Perez–Benites, Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Certificate of Service)(Werner, Daniel) (Entered: 06/25/2008)
07/01/2008	<u>50</u>	ORDER granting <u>49</u> Motion to Withdraw attorney Jennifer J. Rosenbaum as one of the attorneys of record for the plaintiffs. Signed by Honorable Harry F. Barnes on July 1, 2008. (cnn) (Entered: 07/01/2008)
07/22/2008	<u>51</u>	MOTION to Appear Pro Hac Vice for <i>James M. Knoepp</i> by Rosalino Perez–Benites, Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez. (Werner, Daniel) (Entered: 07/22/2008)
07/28/2008	<u>52</u>	ORDER granting <u>51</u> Motion to Appear Pro Hac Vice. James M Knoepp is directed to immediately register as a CM/ECF user if he/she has not already done so and enter his/her appearance in this matter. Signed by Honorable Harry F. Barnes on July 28, 2008. (cnn) (Entered: 07/28/2008)
07/30/2008	<u>53</u>	NOTICE of Appearance by James M. Knoepp on behalf of all plaintiffs (Knoepp, James) (Entered: 07/30/2008)

08/05/2008	<u>54</u>	JOINT REPORT of Rule 26(f) Planning Meeting by plaintiffs and defendants. (Knoepp, James) Modified on 8/6/2008 to show "joint" document (cnn). (Entered: 08/05/2008)
08/25/2008	<u>55</u>	MOTION to Withdraw as Attorney <i>Michael S. Moore and H. Wayne Young</i> by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC. (Moore, Michael) (Entered: 08/25/2008)
08/26/2008	<u>56</u>	FINAL SCHEDULING ORDER: Jury Trial set for the week of 5/4/2009 @ 09:00 AM in El Dorado -- 2nd flr before Honorable Harry F. Barnes. Signed by Honorable Harry F. Barnes on August 26, 2008. (rwg) (Entered: 08/26/2008)
09/02/2008	<u>57</u>	ORDER granting <u>55</u> Motion to Withdraw Michael S. Moore and H. Wayne Young, Jr as attorneys of record. Signed by Honorable Harry F. Barnes on September 2, 2008. (cnn) (Entered: 09/02/2008)
10/10/2008	<u>58</u>	NOTICE by Candy Brand, LLC <i>Notice of Filing Discovery Materials</i> (Hashem, Hani) (Entered: 10/10/2008)
10/13/2008	<u>59</u>	Unopposed MOTION to Certify Class <i>Plaintiffs' Unopposed Motion for Conditional Certification of FLSA Collective Action</i> by Rosalino Perez-Benites. Responses due by 10/27/2008 (Attachments: # <u>1</u> Exhibit List, # <u>2</u> Plaintiffs' Exhibit 1, # <u>3</u> Plaintiffs' Exhibit 2, # <u>4</u> Plaintiffs' Exhibit 3, # <u>5</u> Plaintiffs' Exhibit 4, # <u>6</u> Plaintiffs' Exhibit 5, # <u>7</u> Plaintiffs' Exhibit 6, # <u>8</u> Plaintiffs' Exhibit 7, # <u>9</u> Plaintiffs' Exhibit 8, # <u>10</u> Plaintiffs' Exhibit 9, # <u>11</u> Plaintiffs' Exhibit 10, # <u>12</u> Plaintiffs' Exhibit 11, # <u>13</u> Plaintiffs' Exhibit 12, # <u>14</u> Plaintiffs' Exhibit 13, # <u>15</u> Plaintiffs' Exhibit 14)(Knoepp, James) Modified on 10/14/2008 to delete duplicate docket text (cnn). (Entered: 10/13/2008)
10/13/2008	<u>60</u>	MEMORANDUM BRIEF in Support of <u>59</u> Unopposed MOTION to Certify Class <i>Plaintiffs' Unopposed Motion for Conditional Certification of FLSA Collective Action</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 10/13/2008)
10/15/2008	<u>61</u>	MOTION for Extension of Time to Complete Discovery by Randy Clanton. (Hashem, Hani) (Entered: 10/15/2008)
10/16/2008	<u>62</u>	ORDER granting <u>61</u> Motion for Extension of Time to Complete Discovery until 10/31/08. Signed by Honorable Harry F. Barnes on October 16, 2008. (cnn) (Entered: 10/16/2008)
10/17/2008	<u>63</u>	NOTICE by Candy Brand, LLC <i>Notice of Filing Discovery Materials</i> (Hashem, Hani) (Entered: 10/17/2008)
10/20/2008	<u>64</u>	RESPONSE to Motion re <u>59</u> Unopposed MOTION to Certify Class <i>Plaintiffs' Unopposed Motion for Conditional Certification of FLSA Collective Action</i> filed by Candy Brand, LLC. (Hashem, Hani) (Entered: 10/20/2008)
10/29/2008	<u>65</u>	NOTICE by Randy Clanton <i>of Filing Discovery Materials</i> (Hashem, Hani) (Entered: 10/29/2008)
10/31/2008	<u>66</u>	ORDER granting <u>59</u> Conditional Motion to Certify Class. Signed by Honorable Harry F. Barnes on October 31, 2008. (cnn) (Entered: 10/31/2008)
11/14/2008	<u>67</u>	NOTICE by Rosalino Perez-Benites <i>Notice of Completion of Mailing of FLSA Collective Action Notice</i> (Knoepp, James) (Entered: 11/14/2008)
11/26/2008	<u>68</u>	MOTION to Certify Class by Rosalino Perez-Benites, Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez. Responses due by 12/16/2008 (Knoepp, James) (Entered: 11/26/2008)
11/26/2008	<u>69</u>	MEMORANDUM BRIEF in Support of <u>68</u> MOTION to Certify Class by Rosalino Perez-Benites, Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez. (Attachments: # <u>1</u> Exhibit List, # <u>2</u> Exhibit Pls.' Ex. 1, # <u>3</u> Exhibit Pls.' Ex. 2, # <u>4</u> Exhibit Pls.' Ex. 3, # <u>5</u> Exhibit Pls.' Ex. 4, # <u>6</u> Exhibit Pls.' Ex. 5, # <u>7</u> Exhibit Pls.' Ex. 6, # <u>8</u> Exhibit Pls.' Ex. 7, # <u>9</u> Exhibit Pls.' Ex. 8, # <u>10</u> Exhibit Pls.' Ex. 9, # <u>11</u> Exhibit Pls.' Ex. 10, # <u>12</u> Exhibit Pls.' Ex. 11, # <u>13</u> Exhibit Pls.' Ex. 12, # <u>14</u> Exhibit Pls.' Ex. 13, # <u>15</u> Exhibit Pls.' Ex. 14, # <u>16</u> Exhibit Pls.' Ex. 15, # <u>17</u> Exhibit Pls.' Ex. 16, # <u>18</u> Exhibit Pls.' Ex. 17, # <u>19</u> Exhibit Pls.' Ex. 18)(Knoepp, James) (Entered: 11/26/2008)

12/16/2008	<u>70</u>	RESPONSE to Motion re <u>68</u> MOTION to Certify Class filed by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC. (Hashem, Hani) (Entered: 12/16/2008)
12/16/2008	<u>71</u>	BRIEF in support of Response <u>70</u> to Motion <u>68</u> Certify Class filed by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC. (Hashem, Hani) Modified on 12/17/2008 to correct document link and proper event (cnn). (Entered: 12/16/2008)
12/23/2008	<u>72</u>	MOTION for Extension of Time to Complete Discovery by Arkansas Tomato Shippers, LLC. (Hashem, Hani) (Entered: 12/23/2008)
12/23/2008	<u>73</u>	MOTION for Extension of Time to Complete Discovery by Candy Brand, LLC. (Hashem, Hani) (Entered: 12/23/2008)
12/23/2008	<u>74</u>	REPLY to Response to Motion re <u>68</u> MOTION to Certify Class filed by Rosalino Perez-Benites. (Knoepp, James) (Entered: 12/23/2008)
12/24/2008	<u>75</u>	MOTION to Quash <i>Subpoena and Objection</i> by Randy Clanton Farms, Inc. (Attachments: # <u>1</u> Exhibit 1)(Hashem, Hani) Modified on 12/29/2008 to correct filer (cnn). (Entered: 12/24/2008)
12/24/2008	<u>76</u>	MOTION to Quash <i>Subpoena and Objection</i> by McGinnis Farms, Inc. (Attachments: # <u>1</u> Exhibit 1)(Hashem, Hani) Modified on 12/29/2008 to correct filer (cnn). (Entered: 12/24/2008)
12/24/2008	<u>77</u>	DISREGARD *** DUPLICATE ENTRY OF <u>75</u> MOTION to Quash <i>Subpoena and Objection</i> by Randy Clanton Farms, Inc. (Attachments: # <u>1</u> Exhibit 1)(Hashem, Hani) Modified on 12/29/2008 to correct filer (cnn). Modified on 12/29/2008 (cnn). (Entered: 12/24/2008)
12/31/2008	<u>78</u>	RESPONSE to Motion re <u>72</u> MOTION for Extension of Time to Complete Discovery, <u>73</u> MOTION for Extension of Time to Complete Discovery filed by Rosalino Perez-Benites. (Knoepp, James) (Entered: 12/31/2008)
12/31/2008	<u>79</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA opt-in forms)(Knoepp, James) (Entered: 12/31/2008)
01/05/2009	<u>80</u>	ORDER granting <u>72</u> and <u>73</u> Motion for Extension of Time to Complete Discovery until 1/20/09. Signed by Honorable Harry F. Barnes on January 5, 2009. (cnn) (Entered: 01/05/2009)
01/06/2009	<u>81</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA opt-in forms)(Knoepp, James) (Entered: 01/06/2009)
01/07/2009	<u>82</u>	SUPPLEMENTAL MEMORANDUM BRIEF in Support of <u>71</u> Response to Motion, <u>70</u> Response to Motion by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC. (Hashem, Hani) Modified on 1/8/2009 to edit text for clarification (cnn). (Entered: 01/07/2009)
01/07/2009	<u>83</u>	RESPONSE in Opposition re <u>76</u> MOTION to Quash <i>Subpoena and Objection</i> filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit Letter from Hashem to Knoepp 12/24/08)(Knoepp, James) (Entered: 01/07/2009)
01/07/2009	<u>84</u>	RESPONSE in Opposition re <u>75</u> MOTION to Quash <i>Subpoena and Objection</i> filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit Letter from Hashem to Knoepp 12/24/08)(Knoepp, James) (Entered: 01/07/2009)
01/08/2009	<u>85</u>	Amended MOTION to Quash <i>Subpoena and Objection</i> by McGinnis Farms, Inc.. (Hashem, Hani) (Entered: 01/08/2009)
01/08/2009	<u>86</u>	Amended MOTION to Quash <i>Subpoena and Objection</i> by Randy Clanton Farms, Inc.. (Hashem, Hani) (Entered: 01/08/2009)
01/13/2009	<u>87</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA opt-in forms)(Knoepp, James) (Entered: 01/13/2009)

01/16/2009	<u>88</u>	NOTICE by Rosalino Perez–Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA consents)(Knoepp, James) (Entered: 01/16/2009)
01/20/2009	<u>89</u>	NOTICE by Arkansas Tomato Shippers, LLC of <i>Filing Discovery Materials</i> (Hashem, Hani) (Entered: 01/20/2009)
01/20/2009	<u>90</u>	NOTICE by Arkansas Tomato Shippers, LLC of <i>Filing Discovery Materials</i> (Hashem, Hani) (Entered: 01/20/2009)
01/20/2009	<u>91</u>	NOTICE by Candy Brand, LLC of <i>Filing Discovery Responses</i> (Hashem, Hani) (Entered: 01/20/2009)
01/20/2009	<u>92</u>	RESPONSE in Opposition re <u>86</u> Amended MOTION to Quash <i>Subpoena and Objection</i> filed by Rosalino Perez–Benites. (Knoepp, James) (Entered: 01/20/2009)
01/20/2009	<u>93</u>	RESPONSE in Opposition re <u>85</u> Amended MOTION to Quash <i>Subpoena and Objection</i> filed by Rosalino Perez–Benites. (Attachments: # <u>1</u> Exhibit Affidavit of Service by David P. Forrest)(Knoepp, James) (Entered: 01/20/2009)
01/21/2009	<u>94</u>	NOTICE by Arkansas Tomato Shippers, LLC of <i>Filing Discover Materials</i> (Hashem, Hani) (Entered: 01/21/2009)
01/26/2009	<u>95</u>	MOTION to Continue <i>Trial Date and Re–Set Deadlines With Request for Expedited Briefing and Emergency Telephonic Hearing</i> by Rosalino Perez–Benites. (Knoepp, James) (Entered: 01/26/2009)
01/26/2009	<u>96</u>	NOTICE by Rosalino Perez–Benites of <i>Filing Consent to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA Opt–in Form)(Knoepp, James) (Entered: 01/26/2009)
01/30/2009	<u>97</u>	RESPONSE to Motion re <u>95</u> MOTION to Continue <i>Trial Date and Re–Set Deadlines With Request for Expedited Briefing and Emergency Telephonic Hearing</i> filed by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC. (Hashem, Hani) (Entered: 01/30/2009)
02/02/2009	<u>98</u>	MOTION to Appear Pro Hac Vice by <i>Michelle R. Lapointe</i> by Rosalino Perez–Benites. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing (Georgia), # <u>2</u> Exhibit Certificate of Good Standing (N.D. Ga.))(Knoepp, James) (Entered: 02/02/2009)
02/03/2009	<u>99</u>	NOTICE by Rosalino Perez–Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA opt–in forms)(Knoepp, James) (Entered: 02/03/2009)
02/05/2009	<u>100</u>	NOTICE by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC of <i>Filing Discovery Materials</i> (Hashem, Hani) (Entered: 02/05/2009)
02/05/2009	<u>101</u>	NOTICE by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC of <i>Filing Discovery Materials</i> (Hashem, Hani) (Entered: 02/05/2009)
02/05/2009	<u>102</u>	NOTICE by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC of <i>Filing Discovery Materials</i> (Hashem, Hani) (Entered: 02/05/2009)
02/05/2009	<u>103</u>	NOTICE by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC <i>Notice of Filing Discovery Materials</i> (Hashem, Hani) (Entered: 02/05/2009)
02/05/2009	<u>104</u>	NOTICE by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC of <i>Filing Discovery Materials</i> (Hashem, Hani) (Entered: 02/05/2009)
02/12/2009	<u>105</u>	RESPONSE to Motion re <u>95</u> MOTION to Continue <i>Trial Date and Re–Set Deadlines With Request for Expedited Briefing and Emergency Telephonic Hearing Amended and Substituted</i> filed by Charles Searcy, Randy Clanton, Dale McGinnis, Brooks Linesby, Candy Brand, LLC, Arkansas Tomato Shippers, LLC.

		(Hashem, Hani) (Entered: 02/12/2009)
02/18/2009	<u>106</u>	ORDER granting <u>95</u> Motion to Continue Trial Date and Reset Deadlines. Deadlines imposed by previous scheduling order are lifted until further notice. No telephonic hearing is necessary. Signed by Honorable Harry F. Barnes on February 18, 2009. (rwg) (Entered: 02/18/2009)
02/18/2009	<u>107</u>	ORDER granting <u>98</u> Motion to Appear Pro Hac Vice. Michelle R. Lapointe is directed to immediately register as a CM/ECF user if he/she has not already done so and enter his/her appearance in this matter. Signed by Honorable Harry F. Barnes on February 18, 2009. (cnn) (Entered: 02/18/2009)
02/19/2009	<u>108</u>	NOTICE of Appearance by Michelle R. Lapointe on behalf of all plaintiffs (Lapointe, Michelle) (Entered: 02/19/2009)
03/02/2009	<u>109</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA Consent Forms)(Knoepp, James) (Entered: 03/02/2009)
03/02/2009	<u>110</u>	MOTION to Substitute Attorney by Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez, Rosalino Perez-Benites. (Knoepp, James) (Entered: 03/02/2009)
03/02/2009	<u>111</u>	NOTICE of Appearance by Charles D. Skip Davidson, Sr on behalf of Brooks Linesby (Davidson, Charles) (Entered: 03/02/2009)
03/04/2009	<u>112</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA Consent Forms)(Knoepp, James) (Entered: 03/04/2009)
03/05/2009	<u>113</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Consents to Join FLSA Collective Action</i> (Attachments: # <u>1</u> FLSA consent forms)(Knoepp, James) (Entered: 03/05/2009)
03/09/2009	<u>114</u>	FINAL SCHEDULING ORDER: Jury Trial set for the week of 3/1/2010 @ 09:00 AM in El Dorado --- 2nd flr before Honorable Harry F. Barnes. Signed by Honorable Harry F. Barnes on March 9, 2009. (rwg) (Entered: 03/09/2009)
03/12/2009	<u>115</u>	ORDER granting <u>110</u> Motion to Substitute Attorney; Martin W. Bowen is relieve as counsel and John L. Burnett is substituted; John Burnett is directed to file an Entry of Appearance. Signed by Honorable Harry F. Barnes on March 11, 2009. (cnn) (Entered: 03/12/2009)
03/16/2009	<u>116</u>	NOTICE of Appearance by John Lindsay Burnett on behalf of Luis Alberto Asencio-Vasquez, Pascual Noriega-Narvaez, Rosalino Perez-Benites (Burnett, John) (Entered: 03/16/2009)
04/15/2009	<u>117</u>	NOTICE by Rosalino Perez-Benites of <i>withdrawal of FLSA consent for Florencio Gomez Gomez</i> (Knoepp, James) (Entered: 04/15/2009)
09/09/2009	<u>118</u>	ORDER denying <u>75</u> Motion to Quash; denying <u>86</u> Amended Motion to Quash. Signed by Honorable Harry F. Barnes on September 9, 2009. (cnn) (Entered: 09/09/2009)
09/09/2009	<u>119</u>	ORDER denying <u>76</u> Motion to Quash; denying <u>85</u> Amended Motion to Quash. Signed by Honorable Harry F. Barnes on September 9, 2009. (cnn) (Entered: 09/09/2009)
09/15/2009	<u>120</u>	ORDER Setting Hearing on <u>68</u> MOTION to Certify Class: Motion Hearing set for 10/8/2009 @ 09:00 AM in El Dorado --- 2nd flr before Honorable Harry F. Barnes. Signed by Honorable Harry F. Barnes on September 15, 2009. (rwg) (Entered: 09/15/2009)
09/15/2009	<u>121</u>	MOTION for Protective Order by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Randy Clanton Farms, Inc., Brooks Linesby, Dale McGinnis, McGinnis Farms, Inc., Charles Searcy. (Attachments: # <u>1</u> Exhibit)(Hashem, Hani) (Entered: 09/15/2009)

09/16/2009	<u>122</u>	MEMORANDUM BRIEF in Support <u>121</u> of Motion for Protective Order by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Randy Clanton Farms, Inc., Brooks Linesby, Dale McGinnis, McGinnis Farms, Inc., Charles Searcy. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Hashem, Hani) Modified on 9/17/2009 to create document link (cnn). (Entered: 09/16/2009)
09/16/2009	<u>123</u>	MOTION to Continue by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Randy Clanton Farms, Inc., Brooks Linesby, Dale McGinnis, McGinnis Farms, Inc., Charles Searcy. (Attachments: # <u>1</u> Exhibit)(Hashem, Hani) (Entered: 09/16/2009)
09/16/2009	<u>124</u>	MEMORANDUM BRIEF in Support <u>123</u> of Motion for Continuance by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Randy Clanton Farms, Inc., Brooks Linesby, Dale McGinnis, McGinnis Farms, Inc., Charles Searcy. (Hashem, Hani) Modified on 9/17/2009 to create document link (cnn). (Entered: 09/16/2009)
09/17/2009	<u>125</u>	RESPONSE in Opposition re <u>121</u> MOTION for Protective Order filed by Rosalino Perez–Benites. (Attachments: # <u>1</u> Exhibit Order from Western District of Arkansas, # <u>2</u> Exhibit Order from Southern District of Florida, # <u>3</u> Exhibit Cost Quote – Video–Conference Mexico City)(Knoepp, James) (Entered: 09/17/2009)
09/21/2009	<u>126</u>	ORDER denying as moot <u>123</u> Motion to Continue. Hearing on Motion to Certify Class will proceed as scheduled on 10/8/2009 @ 9:00 a.m. Signed by Honorable Harry F. Barnes on September 21, 2009. (rwg) (Entered: 09/21/2009)
09/21/2009	<u>127</u>	ORDER denying <u>121</u> Motion for Protective Order. Signed by Honorable Harry F. Barnes on September 21, 2009. (cnn) (Entered: 09/21/2009)
09/25/2009	<u>128</u>	MOTION to Substitute Attorney by Dale McGinnis, McGinnis Farms, Inc.. (Thomas, Floyd) (Entered: 09/25/2009)
09/25/2009	<u>129</u>	***DOCUMENT STRICKEN PER ORDER <u>140</u> *** NOTICE of Acceptance with Offer of Judgment by Randy Clanton, Brooks Linesby, Charles Searcy (Hashem, Hani) Modified on 11/10/2009 (cnn). (Entered: 09/25/2009)
09/28/2009	<u>130</u>	MOTION to Continue by Dale McGinnis, McGinnis Farms, Inc.. (Thomas, Floyd) (Entered: 09/28/2009)
09/29/2009	<u>131</u>	RESPONSE to Motion re <u>130</u> MOTION to Continue filed by Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez, Rosalino Perez–Benites. (Lapointe, Michelle) (Entered: 09/29/2009)
10/01/2009	<u>132</u>	RESPONSE to Motion re <u>130</u> MOTION to Continue filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 10/01/2009)
10/01/2009	<u>133</u>	RESPONSE to Motion re <u>128</u> MOTION to Substitute Attorney filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 10/01/2009)
10/02/2009		TEXT ONLY ORDER granting <u>128</u> Motion to Substitute Attorney. Attorney F. Mattison Thomas III substituted as counsel for Defendant Dale McGinnis. Attorney Hani W. Hashem terminated as counsel for Dale McGinnis.. Signed by Honorable Harry F. Barnes on October 2, 2009. (alw) (Entered: 10/02/2009)
10/02/2009	<u>134</u>	ORDER granting <u>130</u> Motion to Continue hearing set for 10/8/09; Defendant McGinnis shall reimburse Plaintiffs for the reasonable cost—as determined by the parties—associated with rebooking their plane tickets. The Court will reset this hearing at a later date. Signed by Honorable Harry F. Barnes on October 2, 2009. (cap) (Entered: 10/02/2009)
10/07/2009	<u>135</u>	NOTICE of Appearance by Charles D. Skip Davidson, Sr on behalf of Brooks Linesby (Davidson, Charles) (Entered: 10/07/2009)
10/08/2009		CLERK'S NOTICE re Multiple Attorneys Listed on Pleading directed to Defendant Brooks Linesby. Notice of Appearance <u>135</u> lists multiple attorneys appearing for the filer. The following attorney(s) must enter a separate Notice of

		Appearance in order to receive electronic notification of future activity in the case: J Paul Davidson . TEXT ONLY ENTRY, NO DOCUMENT ATTACHED. (cnn) (Entered: 10/08/2009)
10/12/2009	<u>136</u>	MOTION to Strike <u>129</u> Notice of Acceptance with Offer of Judgment by Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez, Rosalino Perez–Benites. (Lapointe, Michelle) (Entered: 10/12/2009)
10/12/2009	<u>137</u>	MEMORANDUM BRIEF in Support of <u>136</u> MOTION to Strike <u>129</u> Notice of Acceptance with Offer of Judgment by Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez, Rosalino Perez–Benites. (Lapointe, Michelle) (Entered: 10/12/2009)
10/21/2009	<u>138</u>	RESPONSE to Motion re <u>136</u> MOTION to Strike <u>129</u> Notice of Acceptance with Offer of Judgment filed by Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 10/21/2009)
10/29/2009	<u>139</u>	ORDER Setting Hearing on <u>68</u> MOTION to Certify Class: Motion Hearing reset for 11/16/2009 @ 09:00 AM in El Dorado --- 2nd flr before Honorable Harry F. Barnes. Signed by Honorable Harry F. Barnes on October 29, 2009. (rwg) (Entered: 10/29/2009)
11/10/2009	<u>140</u>	ORDER granting <u>136</u> Motion to Strike <u>129</u> Notice of Acceptance with Offer of Judgment. Signed by Honorable Harry F. Barnes on November 10, 2009. (cnn) (Entered: 11/10/2009)
11/11/2009	<u>141</u>	AMENDED RESPONSE to Motion re <u>68</u> MOTION to Certify Class filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) Modified on 11/12/2009 to add text (cnn). (Entered: 11/11/2009)
11/11/2009	<u>142</u>	RESPONSE in Opposition re <u>68</u> MOTION to Certify Class filed by Dale McGinnis. (Thomas, Floyd) Modified on 11/12/2009 to correct filer(cnn). (Entered: 11/11/2009)
11/11/2009	<u>143</u>	MEMORANDUM BRIEF in Opposition to <u>142</u> Response in Opposition to Motion by Dale McGinnis. (Thomas, Floyd) Modified on 11/12/2009 to correct filer (cnn). (Entered: 11/11/2009)
11/12/2009	<u>144</u>	MEMORANDUM BRIEF in Support re <u>71</u> <u>82</u> of <i>Response to Plaintiff's Motion for Certification of Rule 23 Class Action</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Hashem, Hani) (Entered: 11/12/2009)
11/13/2009	<u>145</u>	MOTION to Strike <u>142</u> Response in Opposition to Motion, <u>141</u> Response to Motion, <u>144</u> Memorandum Brief in Support, <u>143</u> Memorandum Brief in Opposition by Rosalino Perez–Benites. (Knoepp, James) (Entered: 11/13/2009)
11/13/2009	<u>146</u>	MEMORANDUM BRIEF in Support of <u>145</u> MOTION to Strike <u>142</u> Response in Opposition to Motion, <u>141</u> Response to Motion, <u>144</u> Memorandum Brief in Support, <u>143</u> Memorandum Brief in Opposition by Rosalino Perez–Benites. (Knoepp, James) (Entered: 11/13/2009)
11/16/2009	<u>147</u>	Minute Entry for proceedings held before Honorable Harry F. Barnes: Motion Hearing held on 11/16/2009 re <u>68</u> MOTION to Certify Class filed by Luis Alberto Asencio–Vasquez, Pascual Noriega–Narvaez, Rosalino Perez–Benites. (rwg) (Entered: 11/16/2009)
11/30/2009		Court Recording of Motion Hearing held on 11/16/09, by Court Reporter Donna McKinney, Tape No. DM 09–52, Location of Tape: El Dorado. (cnn) (Entered: 11/30/2009)
12/08/2009	<u>148</u>	SUBSTITUTED SECOND SUPPLEMENTAL MEMORANDUM BRIEF in Support re <u>71</u> , <u>82</u> , <u>144</u> of <i>Response to Plaintiff's Motion for Certification of Rule 23 Class Action</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Hashem, Hani) Modified on 12/9/2009 to create document link (cnn). (Entered: 12/08/2009)

12/09/2009	<u>149</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>148</u> Memorandum Brief in Support, of <i>Response to Plaintiffs' Motion for Certification of Rule 23 Class Action</i> . (Attachments: # <u>1</u> Exhibit C, # <u>2</u> Exhibit D)(Hashem, Hani) (Entered: 12/09/2009)
12/09/2009	<u>150</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Attachments: # <u>1</u> Exhibit E, # <u>2</u> Exhibit F)(Hashem, Hani) (Entered: 12/09/2009)
12/09/2009	<u>151</u>	AFFIDAVIT/ADDENDUM by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy to <u>149</u> Appendix, <u>150</u> Appendix, <u>148</u> Memorandum Brief in Support, of <i>Response to Plaintiffs' Motion for Certification of Rule 23 Class Action</i> . (Attachments: # <u>1</u> Exhibit G, # <u>2</u> Exhibit H)(Hashem, Hani) (Entered: 12/09/2009)
12/22/2009	<u>152</u>	REPLY to Response to Motion re <u>68</u> MOTION to Certify Class filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit A (ILMC Deposition Excerpts), # <u>2</u> Exhibit B (Maria Mireya Cortes Gonzales Deposition Excerpts), # <u>3</u> Exhibit C (Jose Dolores Ramirez Reyes Deposition Excerpts), # <u>4</u> Exhibit D (Diego Arriaga Guzman Deposition Excerpts), # <u>5</u> Exhibit E (Blas Burboa Leyva Deposition Excerpts), # <u>6</u> Exhibit 122)(Knoepp, James) (Entered: 12/22/2009)
12/23/2009	<u>153</u>	Unopposed MOTION to Continue <i>Trial Date and Modify Scheduling Order</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 12/23/2009)
12/31/2009	<u>154</u>	MOTION for Partial Summary Judgment by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 12/31/2009)
12/31/2009	<u>155</u>	MEMORANDUM BRIEF in Support of <u>154</u> MOTION for Partial Summary Judgment by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 12/31/2009)
12/31/2009	<u>156</u>	First MOTION for Summary Judgment by Brooks Linesby. (Davidson, Charles) (Entered: 12/31/2009)
12/31/2009	<u>157</u>	MEMORANDUM BRIEF in Support by Brooks Linesby. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Davidson, Charles) (Entered: 12/31/2009)
01/04/2010	<u>158</u>	STATEMENT OF FACTS <u>154</u> in support of motion for partial summary judgment <i>as to which there is no genuine issue to be tried</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) Modified on 1/5/2010 to create document link (cnn). (Entered: 01/04/2010)
01/05/2010	<u>159</u>	AFFIDAVIT of Charles Searcy filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 01/05/2010)
01/08/2010	<u>160</u>	ORDER granting <u>153</u> Motion to Continue. Jury trial scheduled for the week of 3/1/2010 is continued and will be reset for a later date. Deadlines imposed by previous scheduling order are lifted until further notice. Signed by Honorable Harry F. Barnes on January 8, 2010. (rwg) (Entered: 01/08/2010)
01/19/2010	<u>161</u>	MOTION Rule 56(f) Motion in Response to Defendants' Motions for Summary Judgment re <u>154</u> MOTION for Partial Summary Judgment, <u>156</u> First MOTION for Summary Judgment by Rosalino Perez-Benites. (Knoepp, James) (Entered: 01/19/2010)
01/19/2010	<u>162</u>	MEMORANDUM BRIEF in Support of <u>161</u> MOTION Rule 56(f) Motion in Response to Defendants' Motions for Summary Judgment re <u>154</u> MOTION for Partial Summary Judgment, <u>156</u> First MOTION for Summary Judgment by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit A (affidavit of James Knoepp), # <u>2</u> Exhibit B (IRS Schedule F), # <u>3</u> Exhibit C (Production Records), # <u>4</u> Exhibit D (Incoming Bin Sheets), # <u>5</u> Exhibit E (General Ledger), # <u>6</u> Exhibit F (IRS Schedule F), # <u>7</u> Exhibit G (Kristi Clanton Deposition), # <u>8</u> Exhibit H (Candy Brand Interrogatory Responses), # <u>9</u> Exhibit I (Pedro Tapia Deposition), # <u>10</u> Exhibit J (Hearing Transcript), # <u>11</u> Exhibit K (Field Assistance Bulletin), # <u>12</u>

		Exhibit L (Indemnification Agreement), # <u>13</u> Exhibit 10 (Operations Manual Excerpts), # <u>14</u> Exhibit 41 (Incoming Bin Records), # <u>15</u> Exhibit 47 (Packing Fee Records), # <u>16</u> Exhibit 122 (Letter re: Expenses))(Knoepp, James) (Entered: 01/19/2010)
01/27/2010	<u>163</u>	RESPONSE to Motion re <u>161</u> MOTION Rule 56(f) Motion in Response to Defendants' Motions for Summary Judgment re <u>154</u> MOTION for Partial Summary Judgment, <u>156</u> First MOTION for Summary Judgment filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Charles Searcy. (Hashem, Hani) (Entered: 01/27/2010)
01/27/2010	<u>164</u>	MEMORANDUM BRIEF in Support of <u>163</u> Response to Motion, <i>re Plaintiffs' Rule 56(f) Motion in Response to Defendants' Motion for Summary Judgment</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Charles Searcy. (Hashem, Hani) (Entered: 01/27/2010)
02/02/2010	<u>165</u>	RESPONSE to Motion re <u>161</u> MOTION Rule 56(f) Motion in Response to Defendants' Motions for Summary Judgment re <u>154</u> MOTION for Partial Summary Judgment, <u>156</u> First MOTION for Summary Judgment filed by Brooks Linesby. (Davidson, Charles) (Entered: 02/02/2010)
02/02/2010	<u>166</u>	MEMORANDUM BRIEF in Support of <u>165</u> Response to Motion by Brooks Linesby. (Davidson, Charles) (Entered: 02/02/2010)
02/08/2010	<u>167</u>	MOTION to Substitute Attorney by Randy Clanton. (Thomas, Floyd) (Entered: 02/08/2010)
02/09/2010		TEXT ONLY ORDER granting <u>167</u> Motion to Substitute Attorney. Attorney F. Mattison Thomas, III replacing Attorney Hani Hashem. Signed by Honorable Harry F. Barnes on February 9, 2010. (ljl) (Entered: 02/09/2010)
02/09/2010	<u>168</u>	FINAL SCHEDULING ORDER: Jury Trial set for the week of 8/30/2010 09:00 AM in El Dorado --- 2nd flr before Honorable Harry F. Barnes. Signed by Honorable Harry F. Barnes on February 9, 2010. (rwg) (Entered: 02/09/2010)
02/19/2010	<u>169</u>	NOTICE of Voluntary Dismissal of Dale McGinnis by Arkansas Tomato Shippers, LLC, Luis Alberto Asencio-Vasquez, Candy Brand, LLC, Randy Clanton, Randy Clanton Farms, Inc., Brooks Linesby, Dale McGinnis, McGinnis Farms, Inc., Pascual Noriega-Narvaez, Rosalino Perez-Benites, Charles Searcy (Knoepp, James) (Entered: 02/19/2010)
02/22/2010	<u>170</u>	Joint MOTION Joint Motion to Modify Scheduling Order by Rosalino Perez-Benites. (Knoepp, James) (Entered: 02/22/2010)
02/22/2010	<u>171</u>	NOTICE by Rosalino Perez-Benites re <u>170</u> Joint MOTION Joint Motion to Modify Scheduling Order <i>Proposed Order</i> (Knoepp, James) (Entered: 02/22/2010)
03/09/2010	<u>172</u>	NOTICE by Rosalino Perez-Benites <i>of Withdrawal of Consent to Join FLSA Collective Action by Ricky Edwin Bradley</i> (Knoepp, James) (Entered: 03/09/2010)
03/23/2010	<u>173</u>	MEMORANDUM OPINION. Signed by Honorable Harry F. Barnes on March 23, 2010. (cnn) (Entered: 03/23/2010)
03/23/2010	<u>174</u>	ORDER granting <u>68</u> Motion to Certify Class; certified in two classes. Signed by Honorable Harry F. Barnes on March 23, 2010. (cnn) (Entered: 03/23/2010)
03/31/2010	<u>175</u>	ORDER approving re <u>169</u> Notice of Voluntary Dismissal as to separate defendant Dale McGinnis; Claims against Dale McGinnis are dismissed with prejudice. Signed by Honorable Harry F. Barnes on March 31, 2010. (cnn) (Entered: 03/31/2010)
04/06/2010	<u>176</u>	NOTICE by Randy Clanton, Brooks Linesby, Charles Searcy re <u>174</u> Order on Motion to Certify Class (Petition for Permission to Appeal filed at 8USCA under miscellaneous case 10-8012) (Attachments: # <u>1</u> 8USCA-Letter to Counsel)(cnn) (Entered: 04/06/2010)
04/07/2010	<u>177</u>	MOTION to Stay by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Thomas, III, Floyd) (Entered: 04/07/2010)

04/07/2010	<u>178</u>	MEMORANDUM BRIEF in Support <u>77</u> of Motion to Stay by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Thomas, III, Floyd) Modified on 4/8/2010 to create document link (cnn). (Entered: 04/07/2010)
04/12/2010	<u>179</u>	RESPONSE in Opposition re <u>177</u> MOTION to Stay filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit A (2008 H-2A Applications), # <u>2</u> Exhibit B (Randy Clanton Deposition Excerpt), # <u>3</u> Exhibit C (Bradley County Property Records), # <u>4</u> Exhibit D (Brooks Lisenbey Deposition Excerpt))(Knoepp, James) (Entered: 04/12/2010)
04/15/2010	<u>180</u>	ORDER denying <u>177</u> Motion to Stay. Signed by Honorable Harry F. Barnes on April 15, 2010. (cnn) (Entered: 04/15/2010)
05/20/2010	<u>181</u>	MOTION to Quash <i>Plaintiff's Notice of Deposition of Denise Lisenbey</i> by Brooks Linesby. (Attachments: # <u>1</u> Exhibit A)(Davidson, Jerry) (Entered: 05/20/2010)
05/20/2010	<u>182</u>	MOTION to Quash <i>Plaintiff's Notice of Deposition of Denise Lisenbey</i> by Brooks Linesby. (Clark, Andrew) (Entered: 05/20/2010)
05/21/2010	<u>183</u>	MOTION for Protective Order <i>Limiting Discovery Directed at Opt-In Plaintiffs</i> by Rosalino Perez-Benites. (Lapointe, Michelle) (Entered: 05/21/2010)
05/21/2010	<u>184</u>	MEMORANDUM BRIEF in Support of <u>183</u> MOTION for Protective Order <i>Limiting Discovery Directed at Opt-In Plaintiffs</i> by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 122)(Lapointe, Michelle) (Entered: 05/21/2010)
05/21/2010	<u>185</u>	USCA MANDATE denying petition for permission to file <u>176</u> interlocutory appeal filed by Randy Clanton, Brooks Linesby, Charles Searcy (Attachments: # <u>1</u> 8USCA-Judgment)(cnn) (Entered: 05/21/2010)
05/24/2010	<u>186</u>	ORDER denying <u>181</u> Motion to Quash; denying <u>182</u> Motion to Quash subpoena at issue is modified to reflect that the parties will reschedule the deposition of Ms. Lisenbey on a mutually agreeable date and time. Signed by Honorable Harry F. Barnes on May 24, 2010. (cnn) (Entered: 05/24/2010)
05/26/2010	<u>187</u>	NOTICE by Rosalino Perez-Benites re <u>186</u> Order on Motion to Quash,, Order on Motion for Special Appearance, <i>New Date and Time for Deposition and Motion to Modify Scheduling Order and Trial Date</i> (Knoepp, James) (Entered: 05/26/2010)
05/27/2010	<u>188</u>	MOTION for Court Approval of Proposed Class Action Notice and Exclusion Form by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit A (Proposed Class Notice), # <u>2</u> Exhibit B (Proposed Exclusion Form), # <u>3</u> Proposed Order)(Lapointe, Michelle) Modified on 5/28/2010 to delete duplicate text (cnn). (Entered: 05/27/2010)
06/03/2010	<u>189</u>	RESPONSE to Motion re <u>183</u> MOTION for Protective Order <i>Limiting Discovery Directed at Opt-In Plaintiffs</i> filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Charles Searcy. (Hashem, Hani) (Entered: 06/03/2010)
06/04/2010	<u>190</u>	MEMORANDUM BRIEF in Support of <u>189</u> Response to Motion for <i>Protective Order</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Charles Searcy. (Attachments: # <u>1</u> Exhibit A)(Hashem, Hani) (Entered: 06/04/2010)
06/08/2010	<u>191</u>	ORDER re <u>187</u> NOTICE by Rosalino Perez-Benites re <u>186</u> Order on Motion to Quash, Order on Motion for Special Appearance, New Date and Time for Deposition and Motion to Modify Scheduling Order and Trial Date filed by Rosalino Perez-Benites. 8/30/2010 jury trial continued. Discovery deadline is extended until 8/2/2010 and the parties will have until 8/2/2010 to file any motions for summary judgment. Signed by Honorable Harry F. Barnes on June 8, 2010. (rwg) (Entered: 06/08/2010)
06/09/2010	<u>192</u>	RESPONSE to Motion re <u>188</u> MOTION Motion for Court Approval of Proposed Class Action Notice and Exclusion Form filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Charles Searcy. (Hashem, Hani) (Entered: 06/09/2010)
06/14/2010		TEXT ONLY ORDER finding as moot <u>170</u> Joint Motion to Modify Scheduling Order. Signed by Honorable Harry F. Barnes on June 14, 2010. (ljl) Modified on

		6/15/2010 to edit text (cnn). (Entered: 06/14/2010)
06/17/2010	<u>193</u>	REPLY to Response to Motion re <u>183</u> MOTION for Protective Order <i>Limiting Discovery Directed at Opt-In Plaintiffs</i> filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 221)(Lapointe, Michelle) (Entered: 06/17/2010)
07/16/2010	<u>194</u>	MOTION for Summary Judgment by Randy Clanton. (Thomas, III, Floyd) (Entered: 07/16/2010)
07/22/2010	<u>195</u>	MEMORANDUM BRIEF in Support of <u>194</u> MOTION for Summary Judgment by Randy Clanton. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I)(cnn) (Entered: 07/22/2010)
07/22/2010	<u>196</u>	STATEMENT OF FACTS in support of <u>194</u> MOTION for Summary Judgment by Randy Clanton. (cnn) (Entered: 07/22/2010)
08/02/2010	<u>197</u>	Amended MOTION for Partial Summary Judgment by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Charles Searcy. (Hashem, Hani) (Entered: 08/02/2010)
08/02/2010	<u>198</u>	MOTION to Amend/Correct <i>Motion for Summary Judgment</i> by Brooks Linesby. (Davidson, Jerry) (Entered: 08/02/2010)
08/02/2010	<u>199</u>	MEMORANDUM BRIEF in Support <i>Amended Motion for Summary Judgment</i> by Brooks Linesby. (Davidson, Jerry) (Entered: 08/02/2010)
08/02/2010	<u>200</u>	STATEMENT OF FACTS <i>in Support of Amended Motion for Summary Judgment</i> by Brooks Linesby. (Davidson, Jerry) (Entered: 08/02/2010)
08/02/2010	<u>201</u>	MEMORANDUM BRIEF in Support of <i>Amended Motion for Partial Summary Judgment</i> by Charles Searcy. (Hashem, Hani) (Entered: 08/02/2010)
08/02/2010	<u>202</u>	RESPONSE in Opposition re <u>156</u> First MOTION for Summary Judgment filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> L.R. 56.1 Response to Statement of Facts)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>203</u>	MOTION for Partial Summary Judgment <i>Related to Violations of the Fair Labor Standards Act and the H-2A Employment Contract</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>204</u>	MEMORANDUM BRIEF in Support of <u>203</u> MOTION for Partial Summary Judgment <i>Related to Violations of the Fair Labor Standards Act and the H-2A Employment Contract</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>205</u>	MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>206</u>	MEMORANDUM BRIEF in Support of <u>205</u> MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>207</u>	STATEMENT OF FACTS in support of <u>203</u> MOTION for Partial Summary Judgment <i>Related to Violations of the Fair Labor Standards Act and the H-2A Employment Contract</i> , <u>205</u> MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 4, # <u>2</u> Exhibit 7, # <u>3</u> Exhibit 10, # <u>4</u> Exhibit 13, # <u>5</u> Exhibit 14, # <u>6</u> Exhibit 17, # <u>7</u> Exhibit 20, # <u>8</u> Exhibit 21, # <u>9</u> Exhibit 26, # <u>10</u> Exhibit 27, # <u>11</u> Exhibit 28, # <u>12</u> Exhibit 29, # <u>13</u> Exhibit 30, # <u>14</u> Exhibit 38, # <u>15</u> Exhibit 41, # <u>16</u> Exhibit 42, # <u>17</u> Exhibit 43, # <u>18</u> Exhibit 44, # <u>19</u> Exhibit 46, # <u>20</u> Exhibit 47)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>208</u>	NOTICE by Rosalino Perez-Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Additional Exhibits</i> (Attachments: # <u>1</u> Exhibit 50, # <u>2</u> Exhibit 96, # <u>3</u> Exhibit 97, # <u>4</u> Exhibit 98, # <u>5</u> Exhibit 99, # <u>6</u> Exhibit 100, # <u>7</u> Exhibit 101, # <u>8</u> Exhibit 102, # <u>9</u>

		Exhibit 103, # <u>10</u> Exhibit 104, # <u>11</u> Exhibit 105, # <u>12</u> Exhibit 106, # <u>13</u> Exhibit 107, # <u>14</u> Exhibit 108, # <u>15</u> Exhibit 109, # <u>16</u> Exhibit 110, # <u>17</u> Exhibit 112, # <u>18</u> Exhibit 113, # <u>19</u> Exhibit 114, # <u>20</u> Exhibit 115, # <u>21</u> Exhibit 116, # <u>22</u> Exhibit 118, # <u>23</u> Exhibit 119, # <u>24</u> Exhibit 120, # <u>25</u> Exhibit 121)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>209</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Additional Exhibits</i> (Attachments: # <u>1</u> Exhibit 122, # <u>2</u> Exhibit 125, # <u>3</u> Exhibit 126, # <u>4</u> Exhibit 127, # <u>5</u> Exhibit 128, # <u>6</u> Exhibit 130, # <u>7</u> Exhibit 133, # <u>8</u> Exhibit 134, # <u>9</u> Exhibit 135, # <u>10</u> Exhibit 136, # <u>11</u> Exhibit 137, # <u>12</u> Exhibit 139, # <u>13</u> Exhibit 140, # <u>14</u> Exhibit 141, # <u>15</u> Exhibit 142, # <u>16</u> Exhibit 143, # <u>17</u> Exhibit 145, # <u>18</u> Exhibit 146, # <u>19</u> Errata 147, # <u>20</u> Exhibit 152, # <u>21</u> Exhibit 153, # <u>22</u> Exhibit 158, # <u>23</u> Exhibit 159, # <u>24</u> Exhibit 160, # <u>25</u> Exhibit 162, # <u>26</u> Exhibit 163, # <u>27</u> Exhibit 164, # <u>28</u> Exhibit 165, # <u>29</u> Exhibit 166, # <u>30</u> Exhibit 167, # <u>31</u> Exhibit 168, # <u>32</u> Exhibit 169, # <u>33</u> Exhibit 171, # <u>34</u> Exhibit 172, # <u>35</u> Exhibit 174, # <u>36</u> Exhibit 175, # <u>37</u> Exhibit 176, # <u>38</u> Exhibit 177, # <u>39</u> Exhibit 188, # <u>40</u> Exhibit 191, # <u>41</u> Exhibit 192)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>210</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Additional Exhibits</i> (Attachments: # <u>1</u> Errata 193, # <u>2</u> Exhibit 194, # <u>3</u> Exhibit 195, # <u>4</u> Exhibit 197, # <u>5</u> Exhibit 198, # <u>6</u> Exhibit 200, # <u>7</u> Exhibit 202, # <u>8</u> Exhibit 203, # <u>9</u> Exhibit 206, # <u>10</u> Exhibit 208, # <u>11</u> Exhibit 210, # <u>12</u> Exhibit 211, # <u>13</u> Exhibit 217, # <u>14</u> Exhibit 218, # <u>15</u> Exhibit 219, # <u>16</u> Exhibit 220, # <u>17</u> Exhibit 221, # <u>18</u> Exhibit 222, # <u>19</u> Exhibit 223, # <u>20</u> Exhibit 224, # <u>21</u> Exhibit 228, # <u>22</u> Exhibit 229, # <u>23</u> Exhibit 230, # <u>24</u> Exhibit 231, # <u>25</u> Exhibit 232)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>211</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Additional Exhibits</i> (Attachments: # <u>1</u> Exhibit 233, # <u>2</u> Exhibit 235, # <u>3</u> Exhibit 236, # <u>4</u> Exhibit 243, # <u>5</u> Exhibit 244, # <u>6</u> Exhibit 261, # <u>7</u> Errata 262, # <u>8</u> Exhibit 264, # <u>9</u> Exhibit 265, # <u>10</u> Exhibit 266, # <u>11</u> Exhibit 267, # <u>12</u> Exhibit 268, # <u>13</u> Exhibit 269, # <u>14</u> Exhibit 270, # <u>15</u> Exhibit 271, # <u>16</u> Exhibit 272, # <u>17</u> Exhibit 273, # <u>18</u> Exhibit 274, # <u>19</u> Exhibit 287, # <u>20</u> Exhibit 288)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>212</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Additional Exhibits</i> (Attachments: # <u>1</u> Exhibit 298, # <u>2</u> Exhibit 299, # <u>3</u> Exhibit 301, # <u>4</u> Exhibit 302, # <u>5</u> Exhibit 303, # <u>6</u> Exhibit 304, # <u>7</u> Exhibit 305, # <u>8</u> Exhibit 311, # <u>9</u> Exhibit 312, # <u>10</u> Exhibit 319, # <u>11</u> Exhibit 320, # <u>12</u> Exhibit 322)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>213</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Additional Exhibits</i> (Attachments: # <u>1</u> Exhibit 324, # <u>2</u> Exhibit 325, # <u>3</u> Exhibit 326, # <u>4</u> Exhibit 327, # <u>5</u> Exhibit 328, # <u>6</u> Exhibit 329, # <u>7</u> Exhibit 330, # <u>8</u> Exhibit 331, # <u>9</u> Exhibit 332, # <u>10</u> Exhibit 333, # <u>11</u> Exhibit 334, # <u>12</u> Exhibit 335, # <u>13</u> Exhibit 336)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>214</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Deposition Excerpts</i> (Attachments: # <u>1</u> Krist Clanton Deposition Excerpts, # <u>2</u> Brooks Lisenbey Deposition Excerpts, # <u>3</u> Eva Denise Lisenbey Deposition Excerpts, # <u>4</u> Dale McGinnis Deposition Excerpts, # <u>5</u> A–W Produce, Inc./Danny Arnold Deposition Excerpts, # <u>6</u> Lowry Farms, Inc./Clay Lowry Deposition Excerpts, # <u>7</u> Solstice International/Ricardo Rodriguez, Jr. Deposition Excerpts)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>215</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Deposition Excerpts</i> (Attachments: # <u>1</u> Randy Clanton Deposition Excerpts, # <u>2</u> ILMC Deposition Excerpts, # <u>3</u> AgWorks/Daniel Bremer Deposition Excerpts, # <u>4</u> Pedro Tapia Deposition Excerpts, # <u>5</u> Froylan Tapia Deposition Excerpts)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>216</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,,, <i>Notice of Filing Deposition Excerpts</i> (Attachments: # <u>1</u> Ascencion Fonseca Deposition Excerpts, # <u>2</u> Blas Burboa Leyva Deposition Excerpts, # <u>3</u> Diego Arriaga Guzman Deposition Excerpts, # <u>4</u> Jose Antonio Estrada Ascencio Deposition Excerpts, # <u>5</u> Jose Dolores Ramirez Reyes Deposition Excerpts, # <u>6</u> Maria Elena Martinez Maria Mireya Cortes Gonzalez Deposition Excerpts Deposition Excerpts, # <u>7</u> Maria Elena

		Martinez Morales Deposition Excerpts)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>217</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,, <i>Notice of Filing Deposition Excerpts</i> (Attachments: # <u>1</u> Candy Brand/ATS/Charles Searcy Dep. Volume I, part 1, # <u>2</u> Candy Brand/ATS/Charles Searcy Dep. Volume I, part 2)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>218</u>	NOTICE by Rosalino Perez–Benites re <u>207</u> Statement of Facts,, <i>Notice of Filing Deposition Excerpts</i> (Attachments: # <u>1</u> Candy Brand/ATS/Charles Searcy Dep. Volume II, part 1, # <u>2</u> Candy Brand/ATS/Charles Searcy Dep. Volume II, part 2)(Knoepp, James) (Entered: 08/02/2010)
08/02/2010	<u>219</u>	RESPONSE in Opposition re <u>154</u> MOTION for Partial Summary Judgment filed by Rosalino Perez–Benites. (Attachments: # <u>1</u> L.R. 56.1 Response to Statement of Facts)(Knoepp, James) (Entered: 08/02/2010)
08/12/2010	<u>220</u>	RESPONSE by Rosalino Perez–Benites re <u>196</u> Statement of Facts <i>filed by Defendant Randy Clanton.</i> (Knoepp, James) (Entered: 08/12/2010)
08/12/2010	<u>221</u>	RESPONSE to Motion re <u>194</u> MOTION for Summary Judgment filed by Rosalino Perez–Benites. (Knoepp, James) (Entered: 08/12/2010)
08/17/2010	<u>222</u>	Joint MOTION for Extension of Time to File Response/Reply <i>and Plaintiffs' Response to Defendants' Amended Motion for Summary Judgment</i> by Brooks Linesby. (Davidson, Jerry) (Entered: 08/17/2010)
08/18/2010		TEXT ONLY ORDER granting <u>222</u> Motion for Extension of Time to File Response/Reply to September 3, 2010. Signed by Honorable Harry F. Barnes on August 18, 2010. (ljl) (Entered: 08/18/2010)
08/30/2010	<u>223</u>	ORDER denying <u>154</u> Motion for Partial Summary Judgment; denying <u>156</u> Motion for Summary Judgment; granting <u>161</u> Motion Rule 56(f). Signed by Honorable Harry F. Barnes on August 30, 2010. (cnn) (Entered: 08/30/2010)
09/02/2010	<u>224</u>	REPLY to Response to Motion re <u>194</u> MOTION for Summary Judgment filed by Randy Clanton. (Thomas, III, Floyd) (Entered: 09/02/2010)
09/03/2010	<u>225</u>	RESPONSE in Opposition re <u>197</u> Amended MOTION for Partial Summary Judgment filed by Rosalino Perez–Benites. (Knoepp, James) (Entered: 09/03/2010)
09/03/2010	<u>226</u>	RESPONSE in Opposition re <u>198</u> MOTION to Amend/Correct <i>Motion for Summary Judgment</i> filed by Rosalino Perez–Benites. (Knoepp, James) (Entered: 09/03/2010)
09/03/2010	<u>227</u>	RESPONSE by Rosalino Perez–Benites re <u>200</u> Statement of Facts. (Knoepp, James) (Entered: 09/03/2010)
09/03/2010	<u>228</u>	RESPONSE to Motion re <u>205</u> MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> , <u>203</u> MOTION for Partial Summary Judgment <i>Related to Violations of the Fair Labor Standards Act and the H–2A Employment Contract</i> filed by Randy Clanton. (Thomas, III, Floyd) (Entered: 09/03/2010)
09/03/2010	<u>229</u>	RESPONSE by Candy Brand, LLC re <u>203</u> MOTION for Partial Summary Judgment <i>Related to Violations of the Fair Labor Standards Act and the H–2A Employment Contract Defendants' Joint Response to Plaintiffs' Motion for Partial Summary Judgment Related to Violations of the Fair Labor Standards Act and the H–2A Employment Contract.</i> (Hashem, Hani) (Entered: 09/03/2010)
09/03/2010	<u>230</u>	RESPONSE in Opposition re <u>205</u> MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> filed by Brooks Linesby. (Davidson, Jerry) (Entered: 09/03/2010)
09/03/2010	<u>231</u>	STATEMENT OF FACTS (<i>Statement of Disputed Material Facts</i>) in response to <i>Plaintiffs' Statement of Undisputed Material Facts in support of their Motion for Partial Summary Judgment</i> by Randy Clanton. (Davidson, Jerry) (Entered: 09/03/2010)

09/03/2010	<u>232</u>	MEMORANDUM BRIEF in Support of <u>229</u> Response, <i>to Motion for Partial Summary Judgment Related to Violations of the FLSA &H-2A Employment Contract</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 09/03/2010)
09/07/2010	<u>233</u>	MEMORANDUM BRIEF in Support of <u>229</u> Response, (<i>Amended</i>) by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 09/07/2010)
09/07/2010	<u>234</u>	AFFIDAVIT of Supplemental Affidavit of Charles Searcy filed by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support of <i>Response to Motion for Partial Summary Judgment related to violations of the FLSA &H-2A employment contract</i> . (Hashem, Hani) (Entered: 09/07/2010)
09/08/2010	<u>235</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition – part 1)(Hashem, Hani) (Entered: 09/08/2010)
09/08/2010	<u>236</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition – part 2)(Hashem, Hani) (Entered: 09/08/2010)
09/08/2010	<u>237</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition of Daniel Edwin Arnold)(Hashem, Hani) Modified on 9/9/2010 to create document link (cnn). (Entered: 09/08/2010)
09/08/2010	<u>238</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition of Charles Searcy (4/20/10) pt. 1)(Hashem, Hani) (Entered: 09/08/2010)
09/08/2010	<u>239</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition of Charles Searcy (4-21-10) Pt. 1)(Hashem, Hani) (Entered: 09/08/2010)
09/08/2010	<u>240</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition of Charles Searcy (4-20-10) pt. 2)(Hashem, Hani) (Entered: 09/08/2010)
09/08/2010	<u>241</u>	APPENDIX by Defendants Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy re <u>233</u> Memorandum Brief in Support. (Attachments: # <u>1</u> Deposition of Charles Searcy (4/21/10) pt. 2)(Hashem, Hani) (Entered: 09/08/2010)
09/08/2010	<u>242</u>	RESPONSE by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Charles Searcy re <u>207</u> Statement of Facts,,,. (Hashem, Hani) (Entered: 09/08/2010)
09/09/2010	<u>243</u>	RESPONSE in Opposition re <u>205</u> MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> filed by Charles Searcy. (Hashem, Hani) (Entered: 09/09/2010)
09/10/2010	<u>244</u>	RESPONSE by Brooks Linesby re <u>227</u> Response to <i>Plaintiff's Statement Undisputed Facts</i> . (Davidson, Jerry) (Entered: 09/10/2010)
09/24/2010	<u>245</u>	REPLY to Response to Motion re <u>205</u> MOTION for Summary Judgment <i>Related to Employer Status and Liability of Charles Searcy, Randy Clanton, Brooks Lisenbey, and Arkansas Tomato Shippers, LLC</i> filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 337, # <u>2</u> Exhibit 338, # <u>3</u> Exhibit 339, # <u>4</u> Exhibit 340)(Knoepp, James) (Entered: 09/24/2010)

09/27/2010	<u>246</u>	REPLY to Response to Motion re <u>203</u> MOTION for Partial Summary Judgment <i>Related to Violations of the Fair Labor Standards Act and the H-2A Employment Contract</i> filed by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 341, # <u>2</u> Exhibit 342, # <u>3</u> Exhibit 343, # <u>4</u> Exhibit 344)(Knoepp, James) (Entered: 09/27/2010)
10/26/2010	<u>247</u>	ORDER granting <u>188</u> Motion approval of class action notice and exclusion form. Signed by Honorable Harry F. Barnes on October 26, 2010. (cnn) (Entered: 10/26/2010)
10/27/2010	<u>248</u>	ORDER granting <u>183</u> Motion for Protective Order Limiting Discovery Directed at Opt-In plaintiffs. Signed by Honorable Harry F. Barnes on October 27, 2010. (cnn) (Entered: 10/27/2010)
11/17/2010	<u>249</u>	NOTICE by Rosalino Perez-Benites of <i>completion of mailing Notices of Class Action Lawsuit and Exclusion Forms</i> (Knoepp, James) (Entered: 11/17/2010)
01/19/2011	<u>250</u>	ORDER directing clerk to mail any exclusion forms received in this case to James M. Knoepp, Southern Poverty Law Center, 233 Peachtree Street NE Suite 2150, Atlanta, GA 30303. Signed by Honorable Harry F. Barnes on January 19, 2011. (cnn) (Entered: 01/19/2011)
04/04/2011		TEXT ONLY MEMO OF REASSIGNMENT. Case reassigned to Honorable Robert T. Dawson. Honorable Harry F. Barnes no longer assigned to the case. (rwg) (Entered: 04/04/2011)
05/05/2011		TEXT ONLY ORDER Setting/Resetting Hearings: Status Conference set for 5/20/2011 01:00 PM in El Dorado -- 2nd flr before Honorable Robert T. Dawson.. Signed by Honorable Robert T. Dawson on May 5, 2011. (ms) (Entered: 05/05/2011)
05/06/2011	<u>251</u>	NOTICE by Rosalino Perez-Benites re <u>250</u> Order <i>Report to Court of Individuals Who Submitted Forms to Exclude Themselves from Rule 23 Classes</i> (Attachments: # <u>1</u> Exhibit A (opt-out forms))(Knoepp, James) (Entered: 05/06/2011)
05/20/2011	<u>252</u>	MEMORANDUM OPINION AND ORDER denying <u>194</u> Motion for Summary Judgment; denying <u>197</u> Motion for Partial Summary Judgment; denying <u>198</u> Amended Motion for Summary Judgment; granting <u>203</u> Motion for Partial Summary Judgment; granting <u>205</u> Motion for Summary Judgment; Status Conference being held 5/20/11 to discuss remaining issues for trial. Signed by Honorable Robert T. Dawson on May 20, 2011. (cnn) (Entered: 05/20/2011)
05/20/2011		TEXT ONLY Minute Entry for proceedings held before Honorable Robert T. Dawson: In Chambers Status Conference held on 5/20/2011. (dkg) (Entered: 06/09/2011)
05/24/2011	<u>253</u>	SCHEDULING ORDER: Jury Trial set for 1/23/2012 09:00 AM in El Dorado -- 2nd flr before Honorable Robert T. Dawson. Signed by Honorable Robert T. Dawson on May 24, 2011. (cnn) (Entered: 05/24/2011)
06/17/2011	<u>254</u>	MOTION for Reconsideration re <u>252</u> Order on Motion for Summary Judgment, Order on Motion for Partial Summary Judgment, Order on Motion to Amend/Correct,,,,,, by Brooks Linesby. (Davidson, Jerry) (Entered: 06/17/2011)
06/17/2011	<u>255</u>	MEMORANDUM BRIEF in Support of <u>254</u> MOTION for Reconsideration re <u>252</u> Order on Motion for Summary Judgment, Order on Motion for Partial Summary Judgment, Order on Motion to Amend/Correct,,,,,, by Brooks Linesby. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Davidson, Jerry) (Entered: 06/17/2011)
06/23/2011	<u>256</u>	ORDER directing parties to submit briefs - see document for specifics. Signed by Honorable Robert T. Dawson on June 23, 2011. (cnn) (Entered: 06/23/2011)
06/23/2011	<u>257</u>	ORDER denying <u>254</u> Motion for Reconsideration. Signed by Honorable Robert T. Dawson on June 23, 2011. (cnn) (Entered: 06/23/2011)
07/13/2011	<u>258</u>	Joint MOTION for Extension of Time to File <i>Briefs and Proposal Re: Damages</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 07/13/2011)

07/14/2011		TEXT ONLY ORDER granting <u>258</u> Join Motion for Extension of Time to File. Parties shall have until August 15, 2011, to submit briefs on the three issues identified in the Court's Order of June 23, 2011. Plaintiffs shall have until September 7, 2011, to submit their proposal on damages. Signed by Honorable Robert T. Dawson on July 14, 2011. (eem) (Entered: 07/14/2011)
08/12/2011	<u>259</u>	MEMORANDUM BRIEF in Support <i>in Compliant with Court's Order of June 23, 2011</i> by Arkansas Tomato Shippers, LLC, Candy Brand, LLC, Randy Clanton, Brooks Linesby, Charles Searcy. (Hashem, Hani) (Entered: 08/12/2011)
08/15/2011	<u>260</u>	MEMORANDUM BRIEF in Support of <u>256</u> Order <i>Directing Filing of Briefs</i> by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit A – USDOL Amicus Brief in Ramos-Barrientos v. Bland, # <u>2</u> Exhibit B – excerpts from deposition of J. Antonio Estrada Ascencio, # <u>3</u> Exhibit C – excerpts from deposition of D. Arriaga Guzman, # <u>4</u> Exhibit D – excerpts from deposition of R. Clanton, # <u>5</u> Affidavit of James Knoepp, # <u>6</u> Affidavit of Michelle Lapointe)(Knoepp, James) (Entered: 08/15/2011)
08/29/2011	<u>261</u>	RESPONSE by Rosalino Perez-Benites re <u>259</u> Memorandum Brief in Support, <u>256</u> Order <i>Response by Plaintiffs to Defendants' Brief Re: Court's Order of June 23, 2011</i> . (Knoepp, James) (Entered: 08/29/2011)
08/30/2011	<u>262</u>	RESPONSE by Brooks Linesby re <u>256</u> Order, <u>260</u> Memorandum Brief in Support, <i>on the Court's June 23, 2011 Order</i> . (Davidson, Jerry) (Entered: 08/30/2011)
08/31/2011	<u>263</u>	MOTION for Extension of Time to File <i>Proposal on How Damages Will be Determined</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 08/31/2011)
09/06/2011		TEXT ONLY ORDER granting <u>263</u> Motion for Extension of Time to File. Plaintiffs shall have until October 7, 2011 to submit their brief on damages. Signed by Honorable Robert T. Dawson on September 6, 2011. (eem) (Entered: 09/06/2011)
10/07/2011	<u>264</u>	MOTION for Settlement <i>Joint Motion for Preliminary Approval of Class Action Settlement Agreement and Notice to Class Members</i> by Rosalino Perez-Benites. (Attachments: # <u>1</u> Stipulation of Class Action Settlement Agreement)(Knoepp, James) (Entered: 10/07/2011)
10/07/2011	<u>265</u>	MEMORANDUM BRIEF in Support of <u>264</u> MOTION for Settlement <i>Joint Motion for Preliminary Approval of Class Action Settlement Agreement and Notice to Class Members</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 10/07/2011)
10/31/2011	<u>266</u>	Order directing the Plaintiffs to submit their brief on damages, as previously ordered on September 6, 2011, within ten (10) days. Plaintiffs' brief shall therefore be due on November 10, 2011. A jury trial of this matter remains set for the week of January 23, 2012. Signed by Honorable Robert T. Dawson on October 31, 2011. (mfr) (Entered: 10/31/2011)
11/10/2011	<u>267</u>	MEMORANDUM BRIEF in Support of <u>266</u> Order Directing Response, <u>256</u> Order <i>Plaintiffs' Brief on Damages in Response to Court Orders Dated June 23, 2011 and October 31, 2011</i> by Rosalino Perez-Benites. (Attachments: # <u>1</u> Exhibit 345 (Jorge J. Rivero Expert Report), # <u>2</u> Exhibit 346 (Damages Summary Excerpt))(Knoepp, James) (Entered: 11/10/2011)
11/28/2011	<u>268</u>	Joint MOTION for Extension of Time to File <i>Response/Reply to Plaintiffs' Issue of Damages</i> by plaintiffs and separate defendant, Brooks Linesby. (Davidson, Jerry) Modified on 11/29/2011 to add filers (cnn). (Entered: 11/28/2011)
11/28/2011	<u>269</u>	NOTICE by Rosalino Perez-Benites re <u>251</u> Notice (Other) <i>Report to Court of Receipt of Additional Opt-Out Forms</i> (Attachments: # <u>1</u> Additional Opt-Out Forms)(Knoepp, James) (Entered: 11/28/2011)
11/29/2011		TEXT ONLY ORDER granting <u>268</u> Motion for Extension of Time to File <i>Response/Reply</i> . Defendant has until December 1, 2011 to respond. Signed by Honorable Robert T. Dawson on November 29, 2011. (ee) (Entered: 11/29/2011)

12/01/2011	<u>270</u>	RESPONSE by Brooks Linesby re <u>266</u> Order Directing Response, <u>256</u> Order to Brief Damages. (Attachments: # <u>1</u> Exhibit A)(Davidson, Jerry) (Entered: 12/01/2011)
12/05/2011	<u>271</u>	ORDER: Telephonic Hearing set for 12/19/2011 03:00 PM before Honorable Robert T. Dawson. Signed by Honorable Robert T. Dawson on December 5, 2011. (cnn) (Entered: 12/05/2011)
12/19/2011	<u>272</u>	ORDER directing parties to file proposed settlement agreement for Court's review on or before noon on Friday, December 23, 2011. New deadline for pre-trial disclosures is set for December 29, 2011 should case not be resolved. Trial remains set beginning week of 1/23/12. Signed by Honorable Robert T. Dawson on December 19, 2011. (cap) (Entered: 12/19/2011)
12/23/2011	<u>273</u>	Joint MOTION for Settlement <i>Joint Motion for Preliminary Approval of Class Action Settlement</i> by Rosalino Perez-Benites. (Attachments: # <u>1</u> Stipulation of Class Action Settlement Agreement)(Knoepp, James) (Entered: 12/23/2011)
12/23/2011	<u>274</u>	MEMORANDUM BRIEF in Support of <u>273</u> Joint MOTION for Settlement <i>Joint Motion for Preliminary Approval of Class Action Settlement</i> by Rosalino Perez-Benites. (Knoepp, James) (Entered: 12/23/2011)
12/28/2011		ORDER finding as moot <u>264</u> Motion for Settlement. The parties advised the Court that this proposed settlement was withdrawn. Signed by Honorable Robert T. Dawson on December 28, 2011. (ee) (Entered: 12/28/2011)
12/28/2011	<u>275</u>	NOTICE by Rosalino Perez-Benites re <u>273</u> Joint MOTION for Settlement <i>Joint Motion for Preliminary Approval of Class Action Settlement Notice of Filing Named Plaintiffs' Signature Pages</i> (Attachments: # <u>1</u> Plaintiffs' Signature Pages)(Knoepp, James) (Entered: 12/28/2011)
12/29/2011	<u>276</u>	ORDER granting <u>273</u> Joint Motion for Preliminary Approval of Proposed Class Action Settlement; Trial cancelled; Fairness Hearing set for 3/27/2012 09:00 AM in El Dorado -- 2nd flr before Honorable Robert T. Dawson. Signed by Honorable Robert T. Dawson on December 29, 2011. (cnn) (Entered: 12/29/2011)
01/10/2012	<u>277</u>	NOTICE by Rosalino Perez-Benites of <i>Completion of Mailing of Notice of Proposed Class Action Settlement and Claim Forms to Class Members</i> (Knoepp, James) (Entered: 01/10/2012)
01/11/2012	<u>278</u>	NOTICE by Brooks Linesby <i>NOTICE OF DEFENDANTS COMPLETION OF MAILING</i> (Davidson, Jerry) (Entered: 01/11/2012)
03/16/2012	<u>279</u>	MOTION for Final Approval of Class Action Settlement and Entry of Final Judgment by Rosalino Perez-Benites. (Knoepp, James) (Entered: 03/16/2012)
03/16/2012	<u>280</u>	MEMORANDUM BRIEF in Support of <u>279</u> MOTION for Final Approval of Class Action Settlement and Entry of Final Judgment by Rosalino Perez-Benites. (Attachments: # <u>1</u> Declaration of James Knoepp)(Knoepp, James) (Entered: 03/16/2012)
03/26/2012	<u>281</u>	NOTICE by Rosalino Perez-Benites of <i>Filing Mortgages and Security Agreements Related to Class Action Settlement Agreement</i> (Attachments: # <u>1</u> Exhibit 1 (Drew Acceptance Company, Inc. Mortgage), # <u>2</u> Exhibit 2 (Clanton Farms, LLC Mortgage), # <u>3</u> Exhibit 3 (Randy Clanton and Judy Clanton Mortgage), # <u>4</u> Exhibit 4 (Clanton Farms, LLC Security Agreement), # <u>5</u> Exhibit 5 (Pack-Right, LLC Security Agreement))(Knoepp, James) (Entered: 03/26/2012)
03/27/2012	<u>282</u>	Minute Entry for hearing on Proposed Class Action Settlement proceedings held before Honorable Robert T. Dawson: In Court Hearing held on 3/27/2012. (Court Reporter Rick Congdon) (sh) (Entered: 03/27/2012)
04/09/2012	<u>283</u>	ORDER granting <u>279</u> Motion Final Approval of Class Action Settlement and Entry of Final Judgment; Case dismissed with prejudice subject to terms of settlement agreement. Signed by Honorable Robert T. Dawson on April 9, 2012. (cnn) (Entered: 04/09/2012)
10/18/2012	<u>284</u>	MOTION For Entry of Judgment Against Randy Clanton, Candy Brand, LLC, and Arkansas Tomato Shippers, LLC for Breach of Settlement Agreement by Rosalino

		Perez-Benites. (Knoepp, James) (Entered: 10/18/2012)
10/18/2012	<u>285</u>	MEMORANDUM BRIEF in Support of <u>284</u> MOTION For Entry of Judgment Against Randy Clanton, Candy Brand, LLC, and Arkansas Tomato Shippers, LLC for Breach of Settlement Agreement by Rosalino Perez-Benites. (Attachments: # <u>1</u> Declaration of James M. Knoepp)(Knoepp, James) (Entered: 10/18/2012)
10/22/2012		TEXT ONLY ORDER REFERRING MOTION: <u>284</u> MOTION For Entry of Judgment Against Randy Clanton, Candy Brand, LLC, and Arkansas Tomato Shippers, LLC for Breach of Settlement Agreement filed by Rosalino Perez-Benites. Signed by Honorable Robert T. Dawson on October 22, 2012. Motions referred to Barry A. Bryant.(pn) (Entered: 10/22/2012)
10/25/2012	<u>286</u>	ORDER re <u>284</u> MOTION For Entry of Judgment Against Randy Clanton, Candy Brand, LLC, and Arkansas Tomato Shippers, LLC for Breach of Settlement Agreement filed by Rosalino Perez-Benites; Court declines to impose an expedited briefing schedule; defendants' response should be filed by 11/5/12. Signed by Honorable Barry A. Bryant on October 25, 2012. (cnn) (Entered: 10/25/2012)
11/21/2012	<u>287</u>	REPORT AND RECOMMENDATIONS re <u>284</u> MOTION For Entry of Judgment Against Randy Clanton, Candy Brand, LLC, and Arkansas Tomato Shippers, LLC for Breach of Settlement Agreement filed by Rosalino Perez-Benites. Objections to RRdue by 12/10/2012. Signed by Honorable Barry A. Bryant on November 21, 2012. (jn) (Entered: 11/21/2012)
12/10/2012	<u>288</u>	SUGGESTION OF BANKRUPTCY Upon the Record as to Randy Clanton. (cnn) (Entered: 12/10/2012)
08/06/2013	<u>289</u>	ORDER re <u>284</u> MOTION For Entry of Judgment Against Randy Clanton, Candy Brand, LLC, and Arkansas Tomato Shippers, LLC for Breach of Settlement Agreement filed by Rosalino Perez-Benites and <u>288</u> Suggestion of Bankruptcy filed by Randy Clanton; parties directed submit a status report by 8/23/13. Signed by Honorable Robert T. Dawson on August 6, 2013. (cnn) (Entered: 08/06/2013)
08/23/2013	<u>290</u>	STATUS REPORT <i>Regarding Randy Clanton Bankruptcy Proceeding and Plaintiffs' Motion for Entry of Judgment as to Certain Defendants</i> by Randy Clanton, Rosalino Perez-Benites. (Knoepp, James) (Entered: 08/23/2013)
09/04/2013	<u>291</u>	ORDER ADOPTING REPORT AND RECOMMENDATIONS re <u>287</u> ; granting <u>284</u> Motion for Entry of Judgment for Breach of Settlement Agreement. (proceedings against separate defendant Randy Clanton remain subject to bankruptcy stay). Signed by Honorable Robert T. Dawson on September 4, 2013. (cnn) (Entered: 09/04/2013)
09/04/2013	<u>292</u>	JUDGMENT in favor of plaintiffs against separate defendamts Arkansas Tomato Shippers, LLC, Candy Brand, LLC in the amount of \$790,625.00; interest at the rate of 5.00% from 1/1/12 until paid; in addition to costs and attorney fees to be calculated at the time judgment is collected. Signed by Honorable Robert T. Dawson on September 4, 2013. (cnn) (Entered: 09/04/2013)