

STAY, CLOSED, JURY, LRA

**U.S. District Court  
Southern District of Mississippi (Jackson)  
CIVIL DOCKET FOR CASE #: 3:05-cv-00440-WHB-LRA**

Salinas-Rodriguez et al v. Alpha Services, Inc. et al  
Assigned to: District Judge William H. Barbour, Jr  
Referred to: Magistrate Judge Linda R. Anderson  
Case in other court: Western District of Arkansas, Eldorado  
Division, 05cv1033  
Cause: 29:201 Fair Labor Standards Act

Date Filed: 07/18/2005  
Date Terminated: 05/19/2008  
Jury Demand: Both  
Nature of Suit: 710 Labor: Fair Standards  
Jurisdiction: Federal Question

**Plaintiff**

**Federico Salinas-Rodriguez**

represented by **Andrew Turner – PHV**  
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**Plaintiff**

**Malaques Astello–Guevara**

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**Plaintiff**

**Juan Hernandez–Hernandez**

represented by **Andrew Turner – PHV**  
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**Plaintiff**

**Valentin Salinas–Castro**

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**Richard T. Conrad , III**

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**Plaintiff**

**Javier Astello–Mendez**

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**Plaintiff**

**Marco Antonio Salinas**

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**Plaintiff**

**Ramiro Gonzalez–Felipe**

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**Plaintiff**

**Jose Isabel Lopez–Sanchez**

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**Plaintiff**

**Caimiro Rodriguez–Garcia**

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**Plaintiff**

**J Jesus Lopez–Sanchez**

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**Plaintiff**

**Roberto Salinas–Castro**

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V.

**Defendant**

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**Defendant**

**Robert Wade Zaharie**

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**Paul Oliver – PHV**  
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Date Filed	#	Docket Text
07/18/2005	<u>15</u>	Case transferred in from District of Arkansas, Eldorado Division; Case Number 05-1033. Original file with documents numbered 1 thru 14, certified copy of transfer order and docket sheet received., filed by Alpha Services, Inc., Robert Wade Zaharie. (Attachments: # <u>1</u> Supplement # <u>2</u> # <u>3</u> Supplement # <u>4</u> Supplement)(lbt, ) (Entered: 07/19/2005)
07/18/2005	<u>16</u>	NOTICE of Appearance by Richard T. Conrad, III on behalf of Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel

		Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriguez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro (lbt) (Entered: 07/19/2005)
07/18/2005	<u>17</u>	MOTION for Mary Bauer to Appear Pro Hac Vice by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriguez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro. (lbt) (Entered: 07/19/2005)
07/18/2005	<u>18</u>	MOTION for Kelley M. Bruner to Appear Pro Hac Vice by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriguez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro. (lbt) (Entered: 07/19/2005)
07/18/2005	<u>19</u>	MOTION for Andrew Turner to Appear Pro Hac Vice by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriguez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro. (lbt) (Entered: 07/19/2005)
07/18/2005	<u>20</u>	MOTION to File Amended Answer to Document #7 <u>15</u> Case Transferred In - District Transfer, by Alpha Services, Inc., Robert Wade Zaharie. (lbt, ) (Entered: 07/19/2005)
07/18/2005	<u>23</u>	Response/REPLY in Support Document #10 re <u>15</u> Case transferred in from District of Arkansas, Eldorado Division; Case Number 05-1033. Original file with documents numbered 1 thru 14, certified copy of transfer order and docket sheet received., filed by Alpha Services, Inc., Robert Wade Zaharie. (Attachments: # 1 Supplement # 2 # 3 Supplement # 4 Supplement)(lbt, ) filed by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriguez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro. (lbt) (Entered: 07/20/2005)
07/19/2005		ORDER granting <u>17</u> Motion to Appear Pro Hac Vice of Mary Bauer, granting <u>18</u> Motion to Appear Pro Hac Vice of Kelley M. Bruner and granting <u>19</u> Motion to Appear Pro Hac Vice of Andrew Turner upon the payment of the appropriate filing fee to the Clerk of the Court and upon completion of registration for electronic filing. Signed by Judge Alfred G. Nicols on July 19, 2005. NO FURTHER WRITTEN ORDER SHALL ISSUE. (wg, ) (Entered: 07/19/2005)
07/19/2005	<u>21</u>	ORDER STAYING CASE pending a ruling on the Motion for Class Certification. Signed by Judge Alfred G. Nicols on July 19, 2005. (wg, ) (Entered: 07/19/2005)
07/19/2005	<u>22</u>	ATTACHMENTS re <u>15</u> Case Transferred In - District Transfer,. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> )(lbt) (lbt, ). (Entered: 07/20/2005)
07/19/2005	<u>24</u>	ATTACHMENT #1Defendants Opposition to Plaintiffs' Motion to Invalidate Defendants' Offer of Jment; #2Memorandum of Law in Support of Plaintiffs' Motion to Invalidate Defts' Second Offer of Jment; #3Plaintiffs' Motion to Invalidate Dfts' Second Offer of Jment; #4Memorandum of Law in Support of Plts' Motion to Invalidate Defts' Second Offer Jment; and #5Defts' Motion to Strike Plfts' Motion for Certification of Class Action or, in the Alternative, for Additional Time to Respond re <u>15</u> Case Transferred In - District Transfer,. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> )(lbt, ) (Entered: 07/20/2005)
07/20/2005		DOCKET ANNOTATION as to Document #22 replaced with Document #24. The pdf documents did not pulled through clearly, re-enter and replaced with document #24. (lbt, ) (Entered: 07/20/2005)
07/20/2005		Pro Hac Vice fee paid by Kelley M. Bruner \$ 25, receipt number J006971 (Moore, Janet) (Entered: 07/25/2005)
07/20/2005		Pro Hac Vice fee paid by Andrew Turner \$ 25, receipt number J006972 (Moore, Janet) (Entered: 07/25/2005)



07/20/2005		Pro Hac Vice fee paid by Mary Bauer \$ 25, receipt number J006970 (Moore, Janet) (Entered: 07/25/2005)
07/22/2005	<u>25</u>	MOTION for Discovery <i>Scheduling Conference Related to Plaintiffs' Motion for Certification of Class Action and For Additional Time to Respond to Motion for Class Certification</i> by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 07/22/2005)
07/22/2005	<u>26</u>	MEMORANDUM in Support re <u>25</u> MOTION for Discovery <i>Scheduling Conference Related to Plaintiffs' Motion for Certification of Class Action and For Additional Time to Respond to Motion for Class Certification</i> filed by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 07/22/2005)
07/22/2005	<u>27</u>	RESPONSE in Opposition re <u>25</u> MOTION for Discovery <i>Scheduling Conference Related to Plaintiffs' Motion for Certification of Class Action and For Additional Time to Respond to Motion for Class Certification related to <u>22</u> Defendants' Motion to Strike Plaintiffs' Motion for Certification of Class Action</i> filed by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriquez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro. (Conrad, Richard) (Entered: 07/22/2005)
07/25/2005		DOCKET ANNOTATION as to #27. Document/event related to the wrong motions – attorney to refile. (Huey, Gordon) (Entered: 07/25/2005)
07/25/2005	<u>28</u>	RESPONSE in Opposition re <u>24</u> Attachment,, <i>5, Defendants' Motion to Strike Plaintiffs' Motion for Certification of Class Action, or in the Alternative, for Additional Time to Respond</i> filed by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriquez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro. (Conrad, Richard) (Entered: 07/25/2005)
07/28/2005	<u>29</u>	NOTICE of Service of Disclosure by Alpha Services, Inc., Robert Wade Zaharie.(Crutcher, R.) (Entered: 07/28/2005)
07/28/2005	<u>30</u>	NOTICE of Service of Disclosure by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriquez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro.(Conrad, Richard) (Entered: 07/28/2005)
07/29/2005	<u>31</u>	NOTICE of Service of Interrogatories by Javier Astello-Mendez, Marco Antonio Salinas, Ramiro Gonzalez-Felipe, Jose Isabel Lopez-Sanchez, Caimiro Rodriguez-Garcia, J Jesus Lopez-Sanchez, Roberto Salinas-Castro, Federico Salinas-Rodriquez, Malaques Astello-Guevara, Juan Hernandez-Hernandez, Valentin Salinas-Castro.(Conrad, Richard) (Entered: 07/29/2005)
08/04/2005	<u>32</u>	RESPONSE to Motion re <u>20</u> MOTION to Amend/Correct <u>15</u> Case Transferred In – District Transfer, filed by Federico Salinas-Rodriquez. (Bruner – PHV, Kelley) (Entered: 08/04/2005)
08/05/2005	<u>33</u>	MOTION for Elizabeth K. Dorminey to Appear Pro Hac Vice by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 08/05/2005)
08/05/2005	<u>34</u>	MOTION for Paul Oliver to Appear Pro Hac Vice by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 08/05/2005)
08/05/2005	<u>35</u>	MOTION for James Larry Stine to Appear Pro Hac Vice by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 08/05/2005)
08/05/2005		TEXT ONLY ORDER granting <u>33</u> Motion to Appear Pro Hac Vice of Elizabeth K. Dorminey, granting <u>34</u> Motion to Appear Pro Hac Vice of Paul Oliver, and granting <u>35</u> Motion to Appear Pro Hac Vice of James Larry Stinc upon the payment of the appropriate filing fee to the Clerk of the Court and completion of registration for electronic filing. Signed by Judge Alfred G. Nicols on August 5, 2005. NO FURTHER WRITTEN ORDER SHALL ISSUE. (wg, ) (Entered: 08/05/2005)



		08/05/2005)
08/05/2005	<u>36</u>	MOTION for Leave to File <i>Response to Plaintiffs' Motion to Invalidate Defendants' Second Offer of Judgment Out of Time</i> by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 08/05/2005)
08/05/2005	<u>37</u>	MEMORANDUM in Support re <u>36</u> MOTION for Leave to File <i>Response to Plaintiffs' Motion to Invalidate Defendants' Second Offer of Judgment Out of Time</i> filed by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 08/05/2005)
08/08/2005	<u>38</u>	RESPONSE to Motion re <u>25</u> MOTION for Discovery <i>Scheduling Conference Related to Plaintiffs' Motion for Certification of Class Action and For Additional Time to Respond to Motion for Class Certification</i> filed by Federico Salinas-Rodriquez. (Bruner - PHV, Kelley) (Entered: 08/08/2005)
08/10/2005	<u>39</u>	ORDER granting [#20] Defendants' Motion to File Amended Answer. Signed by Judge Alfred G. Nicols on August 10, 2005. ACF (Entered: 08/10/2005)
08/11/2005		TEXT ORDER withdrawing Order [#39] granting Defendants' Motion to File Amended Answer filed 8/10/05. Motion to be reconsidered as it was erroneously granted as confessed. TEXT ORDER ONLY, NO WRITTEN ORDER TO FOLLOW. Plaintiff may file reply to response by August 15, 2005. Entered by Judge Alfred G. Nicols on August 11, 2005. ACF (Entered: 08/11/2005)
08/17/2005	<u>40</u>	ORDER granting Defendants' Motion to File Amended Answer [#20] and granting Defendants' request for a jury trial. Signed by Judge Alfred G. Nicols on August 17, 2005. ACF (Entered: 08/17/2005)
08/19/2005	<u>41</u>	AMENDED ANSWER to <i>Complaint</i> by Alpha Services, Inc., Robert Wade Zaharie. (Crutcher, R.) (Entered: 08/19/2005)
08/22/2005	<u>42</u>	RESPONSE in Opposition re <u>36</u> MOTION for Leave to File <i>Response to Plaintiffs' Motion to Invalidate Defendants' Second Offer of Judgment Out of Time</i> filed by Federico Salinas-Rodriquez. (Bruner - PHV, Kelley) (Entered: 08/22/2005)
08/22/2005		Pro Hac Vice fee paid by James Larry Stine \$ 25, receipt number 07520 (THR, ) (Entered: 08/24/2005)
08/22/2005		Pro Hac Vice fee paid by Paul Oliver \$ 25, receipt number 07519 (THR, ) (Entered: 08/24/2005)
08/22/2005		Pro Hac Vice fee paid by Elizabeth K. Dorminey \$ 25, receipt number 07518 (THR, ) (Entered: 08/24/2005)
09/09/2005		Minute Entry for proceedings held before Judge William H. Barbour Jr.: Status Conference held on 9/9/2005 - Scheduling Order entered. (Nelson, Ann) (Entered: 09/09/2005)
09/09/2005	<u>45</u>	AGREED SCHEDULING ORDER re Status Conference. Signed by Judge William H. Barbour Jr. on 9/9/05. (Moore, Janet) (Entered: 09/12/2005)
09/12/2005	<u>43</u>	MOTION to Invalidate defendants' Third Offer of Judgment by Malaques Astello-Guevara, et al. (THR, ) (Entered: 09/12/2005)
09/12/2005	<u>44</u>	RESPONSE in Support re <u>43</u> MOTION to Invalidate defendants' Third Offer of Judgment filed by Malaques Astello-Guevara, et al. (THR, ) (Entered: 09/12/2005)
09/14/2005	<u>46</u>	MOTION for <i>Collective Action</i> by Federico Salinas-Rodriquez. (Attachments: # <u>1</u> Memorandum of Law# <u>2</u> Exhibit Exhibit 1 to Motion# <u>3</u> Exhibit Exhibit 1 to Memorandum# <u>4</u> Exhibit Exhibit 2 to Memorandum# <u>5</u> Exhibit Exhibit 3A to Memorandum# <u>6</u> Exhibit Exhibit 3B to Memorandum# <u>7</u> Exhibit Exhibit 4 to Memorandum# <u>8</u> Exhibit Exhibit 5 to Memorandum# <u>9</u> Exhibit Exhibit 6 to Memorandum# <u>10</u> Exhibit Exhibit 7 to Memorandum# <u>11</u> Exhibit Exhibit 8 to Memorandum# <u>12</u> Exhibit Exhibit 9 to Memorandum)(Bauer - PHV, Mary) (Entered: 09/14/2005)
09/19/2005	<u>47</u>	ORDER granting <u>36</u> Motion for Leave to File Response to Plaintiffs' Motion to Invalidate Defendants' Second Offer of Judgment, denying as moot <u>25</u> Motion for

		Scheduling Conference re Discovery. Signed by Judge William H. Barbour Jr. on 09/19/05. (Hill, Margie) (Entered: 09/19/2005)
09/20/2005	<u>48</u>	NOTICE of <i>Re-Filing</i> by Federico Salinas-Rodriguez (Attachments: # <u>1</u> Motion to Invalidate Defendants' Offer of Judgment# <u>2</u> Memo in Support of Motion to Invalidate Defendants' Offer of Judgment# <u>3</u> Exhibit 1 to Memo in Support)(Bruner – PHV, Kelley) (Entered: 09/20/2005)
09/29/2005	<u>49</u>	Corporate Disclosure Statement by Alpha Services, Inc..(Crutcher, R.) (Entered: 09/29/2005)
10/05/2005	<u>50</u>	NOTICE of <i>Filing Consents to Sue</i> by Federico Salinas-Rodriguez (Attachments: # <u>1</u> FLSA Consent to Sue Form# <u>2</u> FLSA Consent to Sue Form)(Bruner – PHV, Kelley) (Entered: 10/05/2005)
10/20/2005	<u>51</u>	NOTICE to Take Deposition of Federico Salinas-Rodriguez; Roberto Salinas-Castro; Valentin Salinas-Castro by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 10/20/2005)
10/25/2005	<u>52</u>	MOTION for Extension of Time to File Response/Reply to <i>Plaintiffs' Motion for Preliminary Certification of Collective Action</i> by Alpha Services, Inc., Robert Wade Zaharie. (Stine – PHV, James) (Entered: 10/25/2005)
10/27/2005	<u>53</u>	MOTION for Extension of Time to File Response/Reply to <i>Plaintiff's Motion for Preliminary Certification of Collective Action</i> by Alpha Services, Inc., Robert Wade Zaharie. (Stine – PHV, James) (Entered: 10/27/2005)
10/27/2005	<u>54</u>	NOTICE to Take Deposition of Federico Salinas-Rodriguez; Roberto Salinas-Castro; Valentin Salinas-Castro by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 10/27/2005)
10/27/2005	<u>55</u>	NOTICE to Take Deposition of Juan Hernandez-Hernandez; Casimiro Garcia-Rodriguez; Marco Antonio Salinas-Rodriguez; Jose Jesus Lopez Sanchez; Ramiro Gonzalez-Felipe by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 10/27/2005)
10/27/2005	<u>56</u>	NOTICE to Take Deposition of Javier Astello-Mendez; Malaquias Astello-Guevara; Jose Isabel Lopez-Sanchez by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 10/27/2005)
11/02/2005	<u>57</u>	NOTICE to Take Deposition ( <i>Amended</i> ) of Federico Salinas-Rodriguez by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 11/02/2005)
11/02/2005	<u>58</u>	NOTICE to Take Deposition ( <i>Amended</i> ) of Juan Hernandez-Hernandez; Marco Antonio Salinas-Rodriguea by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 11/02/2005)
11/04/2005	<u>59</u>	NOTICE to Take Deposition ( <i>2nd Amended</i> ) of Federico Salinas-Rodriguez by Alpha Services, Inc., Robert Wade Zaharie.(Stine – PHV, James) (Entered: 11/04/2005)
11/14/2005	<u>60</u>	RESPONSE in Opposition re <u>53</u> MOTION for Extension of Time to File Response/Reply to <i>Plaintiff's Motion for Preliminary Certification of Collective Action</i> filed by Federico Salinas-Rodriguez. (Bruner – PHV, Kelley) (Entered: 11/14/2005)
11/23/2005	<u>61</u>	ORDER denying without prejudice Plaintiffs' <u>43</u> Motion to Invalidate Defendants' Third Offer of Judgment, granting Defendants' <u>52</u> & <u>53</u> MOTION for Extension of Time to File Response/Reply to Plaintiffs' Motion for Preliminary Certification of Collective Action to 12/5/05; further, Plaintiffs' Motion to Invalidate Defendants' First and Second Offer of Judgment #48, and #24 is denied without prejudice . Signed by Judge William H. Barbour Jr. on 11/23/05. (Nelson, Ann) (Entered: 11/23/2005)
11/23/2005	<u>62</u>	NOTICE of <i>Service of Interrogatories and Requests for Production</i> by Federico Salinas-Rodriguez (Bruner – PHV, Kelley) (Entered: 11/23/2005)
12/05/2005	<u>63</u>	Response in Opposition re <u>46</u> MOTION for <i>Collective Action</i> by Federico Salinas-Rodriguez. (Attachments: # <u>1</u> Memorandum of Law# <u>2</u> Exhibit Exhibit 1

		to Motion# <u>3</u> Exhibit Exhibit 1 to Memorandum# <u>4</u> Exhibit Exhibit 2 to Memorandum# <u>5</u> Exhibit Exhibit 3A to Memorandum# <u>6</u> Exhibit Exhibit 3B to Memorandum# <u>7</u> Exhibit Exhibit 4 to Memorandum# <u>8</u> Exhibit Exhibit 5 to Memorandum# <u>9</u> Exhibit Exhibit 6 to Memorandum# <u>10</u> Exhibit Exhibit 7 to Memorandum# <u>11</u> Exhibit Exhibit 8 to Memorandum# <u>12</u> Exhibit Exhibit 9 to Memorandum)(Bauer – PHV, Mary) filed by Alpha Services, Inc., Robert Wade Zaharie. (Attachments: # <u>1</u> Exhibit # <u>2</u> Errata # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Stine – PHV, James) (Entered: 12/05/2005)
12/15/2005	<u>64</u>	REPLY to Response to Motion re <u>46</u> MOTION for Collective Action filed by Federico Salinas–Rodríguez. (Attachments: # <u>1</u> Exhibit 10# <u>2</u> Exhibit 11# <u>3</u> Exhibit 12# <u>4</u> Exhibit 13)(Bruner – PHV, Kelley) (Entered: 12/15/2005)
12/15/2005	<u>65</u>	MOTION for Leave to File Excess Pages by Federico Salinas–Rodríguez. (Bruner – PHV, Kelley) (Entered: 12/15/2005)
12/16/2005		TEXT ORDER granting <u>65</u> Motion for Leave to File Excess Pages. Plaintiffs are granted four additional pages. NO WRITTEN ORDER SHALL ISSUE. Signed by Judge William H. Barbour Jr. on 12/16/05. (Hill, Margie) (Entered: 12/16/2005)
12/16/2005	<u>66</u>	MOTION for Protective Order by Federico Salinas–Rodríguez. (Bruner – PHV, Kelley) (Entered: 12/16/2005)
12/16/2005	<u>67</u>	MEMORANDUM in Support re <u>66</u> MOTION for Protective Order filed by Federico Salinas–Rodríguez. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4)(Bruner – PHV, Kelley) (Entered: 12/16/2005)
12/21/2005	<u>68</u>	Joint MOTION for Extension of Time to Complete Discovery by Federico Salinas–Rodríguez. (Bruner – PHV, Kelley) (Entered: 12/21/2005)
12/21/2005	<u>69</u>	ORDER granting parties' joint <u>68</u> Motion for Extension of Time to Complete Discovery. Discovery extended until 1/31/06. Signed by Judge Alfred G. Nicols on 12/21/05. ACF (Entered: 12/21/2005)
12/21/2005		Set Deadlines/Hearings: Class certification discovery due by 1/31/2006. Motion for Class Certification due by 2/28/2006; Defendants' response due by 3/20/06; Plaintiffs' reply due by 4/10/06. ACF (Entered: 12/21/2005)
12/22/2005	<u>70</u>	MOTION for Leave to File <i>First Amended Complaint</i> by Federico Salinas–Rodríguez. (Attachments: # <u>1</u> Exhibit A)(Bruner – PHV, Kelley) (Entered: 12/22/2005)
12/27/2005	<u>71</u>	OPINION and ORDER granting <u>46</u> Motion for Preliminary Certification of Collective Action and other relief. Defendants are to provide names, etc. for all potential opt–in plaintiffs by January 13, 2005, and Plaintiffs must file all consent forms of opt–in plaintiffs within 180 days of this Opinion and Order. Signed by Judge William H. Barbour Jr. on 12/27/05. (Hill, Margie) (Entered: 12/27/2005)
12/29/2005	<u>72</u>	Consent MOTION for Extension of Time to File Response/Reply to Plaintiffs' Motion for Protective Order by Alpha Services, Inc., Robert Wade Zaharie. (Stine – PHV, James) (Entered: 12/29/2005)
12/29/2005		TEXT ORDER ONLY granting <u>72</u> Defendants' Motion for Extension of Time to File Response; Defendant to respond to Plaintiffs' Motion for Protective Order on or before January 17, 2006. NO WRITTEN ORDER TO FOLLOW. Entered by Judge Alfred G. Nicols on 12/29/05. ACF (Entered: 12/29/2005)
01/10/2006	<u>73</u>	ORDER authorizing Notice and Consent to Sue Form. Signed by Judge William H. Barbour Jr. on 01–10–06. (Attachments: # <u>1</u> Court Authorized Notice)(Turner, Tom) (Entered: 01/10/2006)
01/13/2006		TEXT ORDER ONLY granting <u>70</u> Plaintiffs' Motion for Leave to File First Amended Complaint. NO WRITTEN ORDER TO FOLLOW. Entered by Judge Alfred G. Nicols on 1/13/05. ACF (Entered: 01/13/2006)
01/13/2006	<u>74</u>	AMENDED COMPLAINT against all defendants, filed by Federico Salinas–Rodríguez.(Bruner – PHV, Kelley) (Entered: 01/13/2006)

01/17/2006	<u>75</u>	Response in Opposition re <u>66</u> MOTION for Protective Order by Federico Salinas-Rodriquez. (Bruner - PHV, Kelley) filed by Alpha Services, Inc., Robert Wade Zaharie. (Attachments: # <u>1</u> Affidavit W. Zaharie Affidavit# <u>2</u> Affidavit L. Caudill Affidavit)(Stine - PHV, James) (Entered: 01/17/2006)
01/19/2006	<u>76</u>	NOTICE of Deposition of Domingo Altamirano by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/19/2006	<u>77</u>	NOTICE of Deposition of Alpha Services LLC by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/19/2006	<u>78</u>	NOTICE of Deposition of Juan Carlos Martinez by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/19/2006	<u>79</u>	NOTICE of Deposition of Pedro Cervantes by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/19/2006	<u>80</u>	NOTICE of Deposition of Isaias Morente by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/19/2006	<u>81</u>	NOTICE of Deposition of Blas Rodriguez by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/19/2006	<u>82</u>	NOTICE of Deposition of Javier Cervantes by Federico Salinas-Rodriquez (Bruner - PHV, Kelley) (Entered: 01/19/2006)
01/23/2006	<u>83</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>66</u> MOTION for Protective Order by Federico Salinas-Rodriquez. (Bruner - PHV, Kelley) (Entered: 01/23/2006)
01/24/2006		TEXT ORDER ONLY granting Plaintiffs' <u>83</u> Motion for Extension of Time to File Response/Reply re <u>66</u> MOTION for Protective Order. Replies due by 2/3/2006. NO WRITTEN ORDER TO FOLLOW. Signed by Judge Alfred G. Nicols on 1/24/06. ACF (Entered: 01/24/2006)
01/25/2006	<u>84</u>	MOTION for Contempt by Federico Salinas-Rodriquez. (Attachments: # <u>1</u> Exhibit Pl. Exhibit 1# <u>2</u> Exhibit Pl. Exhibit 2# <u>3</u> Exhibit Pl. Exhibit 3# <u>4</u> Exhibit Pl. Exhibit 4# <u>5</u> Exhibit Pl. Exhibit 5# <u>6</u> Exhibit Pl. Exhibit 6# <u>7</u> Exhibit Pl. Exhibit 7# <u>8</u> Exhibit Pl. Exhibit 8# <u>9</u> Exhibit Pl. Exhibit 9# <u>10</u> Exhibit Pl. Exhibit 10# <u>11</u> Exhibit Pl. Exhibit 11# <u>12</u> Exhibit Pl. Exhibit 12# <u>13</u> Exhibit Pl. Exhibit 13)(Bruner - PHV, Kelley) (Entered: 01/25/2006)
02/02/2006	<u>85</u>	Joint MOTION to Stay /Extend all Deadlines Pending Court Approval of Proposed Settlement Agreement by Federico Salinas-Rodriquez. (Bruner - PHV, Kelley) (Entered: 02/02/2006)
02/03/2006	<u>86</u>	ORDER granting Joint <u>85</u> Motion to Extend all Deadlines pending Court Approval of Proposed Settlement Agreement. Signed by Judge William H. Barbour Jr. on 2/3/06. (Nelson, Ann) (Entered: 02/03/2006)
02/07/2006	<u>87</u>	NOTICE of Filing Consents to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Consent to Sue for Jose Luis Macias# <u>2</u> Consent to Sue for Humberto Vasquez)(Bruner - PHV, Kelley) (Entered: 02/07/2006)
02/21/2006		Judge James C. Sumner added. Judge Alfred G. Nicols no longer assigned to case, pursuant to Administrative Order signed by Chief Judge Wingate on January 30, 2006. (Moore, Janet) (Entered: 02/23/2006)
03/10/2006	<u>88</u>	NOTICE of Filing Consents to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Alvaro Rubein Vasquez Perez# <u>2</u> Alvaro Vasquez Perez# <u>3</u> Alverto Vasquez Perez)(Bruner - PHV, Kelley) (Entered: 03/10/2006)
03/13/2006	<u>89</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Secundino Vasquez Perez)(Bruner - PHV, Kelley) (Entered: 03/13/2006)
03/27/2006	<u>90</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Consent to Sue - Jesus Nunez Vasquez)(Bruner - PHV, Kelley) (Entered: 03/27/2006)



04/28/2006	<u>91</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> )(Bruner – PHV, Kelley) (Entered: 04/28/2006)
05/01/2006	<u>92</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> )(Bruner – PHV, Kelley) (Entered: 05/01/2006)
05/09/2006	<u>93</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> )(Bruner – PHV, Kelley) (Entered: 05/09/2006)
05/15/2006	<u>94</u>	MOTION for Settlement Agreement to be Enforced by Federico Salinas-Rodriquez. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Bruner – PHV, Kelley) (Entered: 05/15/2006)
05/31/2006	<u>95</u>	Joint MOTION to Certify Class , Approve Class Settlement Agreement, Give Notice to Class and Schedule Fairness Hearing by Federico Salinas-Rodriquez. (Attachments: # <u>1</u> Exhibit Settlement Agreement# <u>2</u> Exhibit Notice to Class)(Bruner – PHV, Kelley) (Entered: 05/31/2006)
06/01/2006	<u>96</u>	MOTION to Withdraw <u>94</u> MOTION for Settlement Agreement to be Enforced by Federico Salinas-Rodriquez. (Bruner – PHV, Kelley) (Entered: 06/01/2006)
06/05/2006	<u>97</u>	AGREED ORDER GRANTING <u>95</u> Joint Motion for Certification of Class, Preliminary Approval of Class Action Settlement, Notice to Class and Scheduling Fairness Hearing Motion to Certify Class. Signed by Judge William H. Barbour Jr. on 06-02-06. (Attachments: # <u>1</u> Exhibit A) (Lewis, Nijah) (Entered: 06/05/2006)
06/05/2006		TEXT ONLY ORDER GRANTING <u>96</u> Motion to Withdraw. NO FURTHER WRITTEN ORDER SHALL ISSUE. Signed by Judge William H. Barbour Jr. on 06-05-06. (Lewis, Nijah) (Entered: 06/05/2006)
06/05/2006		TEXT ONLY ORDER DENYING as MOOT <u>66</u> Motion for Protective Order, DENYING as MOOT <u>84</u> Motion for Contempt. NO FURTHER WRITTEN ORDER SHALL ISSUE. Signed by Judge William H. Barbour Jr. on 06-05-06. (Lewis, Nijah) (Entered: 06/05/2006)
06/21/2006	<u>98</u>	NOTICE of Filing Consents to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Consent to Sue – Alex Onofre Cotto# <u>2</u> Consent to Sue – Nestor Emilio Moreno Moran# <u>3</u> Consent to Sue – Pedro Morante Cotto# <u>4</u> Consent to Sue – Jairon Alvarez Morante# <u>5</u> Consent to Sue – Lino Javier Muniz Macias)(Bruner – PHV, Kelley) Modified on 6/22/2006 (Moore, Janet). (Entered: 06/21/2006)
06/27/2006	<u>99</u>	NOTICE of Filing Consents to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Arturo Sanchez Espinosa# <u>2</u> Cornelio Lucas Medina# <u>3</u> J Adalberto Alvarez Estrada)(Bruner – PHV, Kelley) (Entered: 06/27/2006)
06/30/2006	<u>100</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Consent to Sue – Feliciano Banda)(Bruner – PHV, Kelley) (Entered: 06/30/2006)
06/30/2006	<u>101</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> )(Bruner – PHV, Kelley) (Entered: 06/30/2006)
07/05/2006	<u>102</u>	NOTICE of Filing Consents to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Consent to Sue – Enrique Medina Franco# <u>2</u> Consent to Sue – Rodolfo Vasquez Arias)(Bruner – PHV, Kelley) (Entered: 07/05/2006)
07/10/2006	<u>103</u>	NOTICE of Filing Consent to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> )(Bruner – PHV, Kelley) (Entered: 07/10/2006)
07/13/2006	<u>104</u>	NOTICE of Filing Consents to Sue by Federico Salinas-Rodriquez (Attachments: # <u>1</u> Consent to Sue – Juan Ortega Frago# <u>2</u> Consent to Sue – Blas Mata Padilla)(Bruner – PHV, Kelley) (Entered: 07/13/2006)
07/25/2006		Set/Reset Hearings: Fairness Hearing set for 9/5/2006 09:00 AM before District Judge William H. Barbour Jr.. (Nelson, Ann) (Entered: 07/25/2006)
09/01/2006	<u>105</u>	MEMORANDUM IN SUPPORT re <u>95</u> Joint MOTION to Certify Class , Approve Class Settlement Agreement, Give Notice to Class and Schedule Fairness Hearing filed by Federico Salinas-Rodriquez. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Bruner – PHV, Kelley) (Entered: 09/01/2006)

09/05/2006		Minute Entry for proceedings held before Judge William H. Barbour Jr.: Fairness Hearing held on 9/5/2006 (Court Reporter Gina Morris.) (Lewis, Nijah) (Entered: 09/13/2006)
09/06/2006	<u>106</u>	CONSENT ORDER. The Court expressly retains jurisdiction of this action until December 31, 2007, in order to oversee the consummation of this settlement and enforce the terms of the Settlement Agreement. Signed by Judge William H. Barbour Jr. on 09-05-06. (Attachments: # <u>1</u> Exhibit Exhibit A–Settlement Agreement)(Lewis, Nijah) (Entered: 09/06/2006)
09/26/2006	<u>107</u>	MOTION for Settlement <i>Agreement to be Enforced</i> by Federico Salinas–Rodriquez. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Bruner – PHV, Kelley) (Entered: 09/26/2006)
10/10/2006	<u>108</u>	MOTION to Take Deposition by Alpha Services, Inc., Robert Wade Zaharie. (Attachments: # <u>1</u> Exhibit correspondence# <u>2</u> Exhibit proposed order)(Stine – PHV, James) (Entered: 10/10/2006)
10/10/2006	<u>109</u>	RESPONSE to Motion re <u>107</u> MOTION for Settlement <i>Agreement to be Enforced</i> filed by Alpha Services, Inc., Robert Wade Zaharie. (Attachments: # <u>1</u> Exhibit Mediated Settlement Agreement# <u>2</u> Errata Aug 18 Corres. to Stine from Bruner# <u>3</u> Exhibit 7/19, 8/31, 9/14 Correspondence# <u>4</u> Exhibit Consent to Sue Forms# <u>5</u> Exhibit Consent to Sue – Estrada# <u>6</u> Exhibit 9/28 Corresp to Stine from Bruner)(Stine – PHV, James) (Entered: 10/10/2006)
10/11/2006		Minute Entry for proceedings held before Judge William H. Barbour Jr.: Telephone Conference held on 10/11/2006. (Lewis, Nijah) (Entered: 10/12/2006)
10/24/2006	<u>110</u>	MEMORANDUM IN OPPOSITION re <u>108</u> MOTION to Take Deposition filed by Federico Salinas–Rodriquez. (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)(Bruner – PHV, Kelley) (Entered: 10/24/2006)
10/25/2006	<u>111</u>	OPINION AND ORDER denying <u>107</u> Plaintiff's Motion to Enforce Settlement. Signed by Judge William H. Barbour Jr. on 10-25-06. (Lewis, Nijah) (Entered: 10/25/2006)
12/08/2006	<u>112</u>	ORDER REASSIGNING CASE. Case reassigned to Judge Linda R. Anderson for all further proceedings. Judge James C. Sumner no longer assigned to case. Signed by Judge Henry T. Wingate on 12/8/06. (Moore, Janet) (Entered: 12/11/2006)
01/18/2007	<u>113</u>	ORDER. Defendants' Motion for Telephonic Depositions to Determine Payments Owed Under Settlement Agreement [Docket No. 108] is hereby granted in part and denied in part. Defendants shall be permitted to take limited depositions of Alvaro Vasquez Perez, Alverto Vasquez Perez, and Cecundino Vasquez Perez for the purpose of determining whether these individuals consented to become opt–in plaintiffs in this case. Defendants will not be permitted to depose any other opt–in plaintiff in this case.Signed by Judge William H. Barbour Jr. on 01-18-07. (Lewis, Nijah) (Entered: 01/18/2007)
05/19/2008	<u>114</u>	ORDER DISMISSING CASE with prejudice. Signed by District Judge William H. Barbour, Jr on 5/19/08 (JKM) (Entered: 05/20/2008)