

CLOSED

**U.S. District Court**  
**United States District Court for the Western District of Washington (Seattle)**  
**CIVIL DOCKET FOR CASE #: 2:94-cv-00881-TSZ**

Gete, et al v. INS, et al  
Assigned to: Hon. Thomas S. Zilly  
Demand: \$0  
Case in other court: 99-35961(INS)  
Cause: 08:1324 Aliens: Complaint for Forfeiture

Date Filed: 06/10/1994  
Date Terminated: 08/04/2000  
Jury Demand: None  
Nature of Suit: 890 Other Statutory Actions  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Zenebe Gete**

represented by **Robert Pauw**  
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**Plaintiff**

**Michael Hughes**  
*TERMINATED: 10/19/1999*

represented by **Robert Pauw**  
(See above for address)  
*TERMINATED: 10/19/1999*  
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**Plaintiff**

**Olga Froehlich**

represented by **Robert Pauw**  
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**Plaintiff**

**Dallas Julien**

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**Plaintiff**

**Vinay Gounder**

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**Plaintiff****Bimal Chand**

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**Plaintiff****Dale Racine**

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**Plaintiff****Balvinder Maan**

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**Plaintiff****Ravinder Maan**

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**Plaintiff****John Lackner**

*on behalf of themselves individuals and on  
behalf of others similarly situated*

represented by **Robert Pauw**  
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V.

**Defendant****Immigration and Naturalization Service  
US**

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**Defendant**

**Stanley Johnson**  
*Regional Commissioner*

represented by **Christopher Lee Pickrell**  
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**Defendant**

**United States of America**

represented by **Carmene Zsa Zsa DePaolo**  
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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
06/10/1994	1	COMPLAINT (class action) (Summons(es) issued) Receipt # 215298 (dktclk) (Entered: 06/14/1994)
06/15/1994	2	AFFIDAVIT OF SERVICE upon defendant INS, defendant Stanley Johnson, defendant USA of summons/complaint on 6/15/94 (dktclk) (Entered: 06/16/1994)
07/13/1994	3	NOTICE OF SPECIAL ATTORNEY APPEARANCE for defendant USA by Christopher Lee Pickrell, David B Hopkins, Carmene Zsa Zsa DePaolo (dktclk) (Entered: 07/15/1994)
07/19/1994	4	ORDER/NOTICE OF JOINT STATUS REPORT Joint Status Report due 9/19/94 (cc: all counsel) (dktclk) (Entered: 07/19/1994)
07/28/1994	5	MOTION by plaintiffs to file overlength brief noted for 8/12/94 (dktclk) (Entered: 07/29/1994)
07/28/1994	6	MOTION by plaintiffs to shorten time on motion to file overlength brief [5-1] noted for 8/1/94 (dktclk) (Entered: 07/29/1994)
07/28/1994	8	MOTION by plaintiffs for preliminary injunction noted for 8/19/94 (dktclk) (Entered: 07/29/1994)
07/28/1994	9	MEMORANDUM by plaintiffs in support of motion for preliminary injunction [8-1] (dktclk) (Entered: 07/29/1994)
07/28/1994	10	Plaintiffs' First Set of EXHIBITS 1-17 (dktclk) (Entered: 07/29/1994)
07/28/1994		LODGED ORDER: re: motion for preliminary injunction [8-1] (dktclk) (Entered: 07/29/1994)
07/28/1994	11	AFFIDAVIT OF SERVICE by plaintiffs of motion to file overlength brief [5-1], etc. (dktclk) (Entered: 07/29/1994)
07/29/1994	7	MINUTE ORDER: by Judge Carolyn R. Dimmick; plts request for leave to file an overlength brief is GRANTED and the 55 page brief is hereby filed. Defts may file a response in like length. [5-1] [6-1], motion to file overlength brief [5-1] (cc: counsel, Judge) (dktclk) (Entered: 07/29/1994)
08/02/1994	12	STIPULATION and ORDER Establishing Briefing Schedule, etc. by Judge Carolyn R. Dimmick; renoting plts motion for preliminary injunction for 9/16/94 [8-1] (cc: counsel, Judge) (dktclk) (Entered: 08/02/1994)

08/05/1994	13	MOTION by plaintiffs for class certification noted for 9/16/94 (dktclk) (Entered: 08/08/1994)
08/05/1994	14	MEMORANDUM by plaintiffs in support of motion for class certification [13-1] (dktclk) (Entered: 08/08/1994)
08/08/1994	15	NOTICE by plaintiffs of filing exhibit #16 (dktclk) (Entered: 08/09/1994)
08/08/1994		LODGED ORDER: re: motion for class certification [13-1] (dktclk) (Entered: 08/09/1994)
08/15/1994	16	ANSWER to complaint [1-1] by defendant INS, defendant Stanley Johnson, defendant USA (dktclk) (Entered: 08/16/1994)
08/22/1994	17	AMENDED ANSWER [16-1] by defendants (dktclk) (Entered: 08/23/1994)
08/22/1994	18	MEMORANDUM IN OPPOSITON (RESPONSE) by defendant INS to motion for class certification [13-1] (dktclk) (Entered: 08/23/1994)
08/22/1994	19	CROSS MOTION by defendant INS to dismiss or for sum jgmt; ORAL ARGUMENT REQ'D noted for 9/16/94 (dktclk) (Entered: 08/23/1994)
08/22/1994	20	MEMORANDUM IN OPPOSITION (RESPONSE) by defendant INS to motion for preliminary injunction [8-1] AND IN SUPPORT OF motion to dismiss or for sum jgmt [19-1] (dktclk) (Entered: 08/23/1994)
08/22/1994	21	EXHIBITS PART 1 re: motion to dismiss or for sum jgmt [19-1] (dktclk) (Entered: 08/23/1994)
08/22/1994	22	EXHIBITS PART 2 re: motion to dismiss or for sum jgmt [19-1] (dktclk) (Entered: 08/23/1994)
08/22/1994	23	AFFIDAVIT OF SERVICE by defendant INS of amended answer [17-1], etc. (dktclk) (Entered: 08/23/1994)
09/09/1994	24	REPLY (RESPONSE) by plaintiffs to motion to dismiss or for sum jgmt [19-1] (dktclk) (Entered: 09/13/1994)
09/09/1994	25	EXHIBITS Numbers 18-22 re: motion response [24-1] (dktclk) (Entered: 09/13/1994)
09/12/1994	26	PRAECIPE: by plaintiffs to attach enclosed declaration to be exhibit 10 (pages 148-152 of plts exhibits filed 7/28/94 [10-1]; attached per praecipe. (dktclk) (Entered: 09/15/1994)
09/15/1994	27	REPLY by plaintiff TO Defts MEMORANDUM OPPOSING motion for preliminary injunction [8-1] (dktclk) (Entered: 09/16/1994)
09/15/1994	28	EXHIBITS 23- 25 re: motion reply [27-1] (dktclk) (Entered: 09/16/1994)
09/15/1994	29	REPLY BRIEF by defendant INS re: cross-motion to dismiss or for summary judgment [19-1] (dktclk) (Entered: 09/16/1994)
09/15/1994	30	PLAINTIFFS REPLY by plaintiffs to Defts memorandum opposing class certification [13-1] (dktclk) (Entered: 09/19/1994)

09/15/1994	31	AFFIDAVIT OF SERVICE by plaintiffs of reply [30-1] (dktclk) (Entered: 09/19/1994)
09/20/1994	32	LETTER by plaintiffs to confirm extending filing of joint status report to 10/24/94. (dktclk) (Entered: 09/20/1994)
10/22/1994	33	LETTER by plaintiffs to confirm extending filing of joint status report to 11/28/94 (dktclk) (Entered: 10/25/1994)
10/26/1994		ENT- Oral arg. pltf's mot. for prel. Inj. & on defts' mot. to dismiss or for s.j. set for Tues. 11-8-94 at 2 pm. Cnsl. advised. (EM) (Entered: 10/26/1994)
11/08/1994	34	MINUTES - Oral Argument on Pltfs' Mtn for Prel Inj/ Dfts' Mtn to Dismiss: CRD; Dep Clerk: E McGregor; CR: Teri Hendrix; attys Pauw, Free, Gibbs, Pickrell, Paola. Court hears argument. Takes matters under submission. Order will be issued. (dktclk) (Entered: 11/09/1994)
11/18/1994	35	ORDER by Judge Carolyn R. Dimmick DENYING motion for class certification and preliminary injunction [13-1] (cc: counsel, Judge) (dktclk) (Entered: 11/18/1994)
11/29/1994	36	Letter of confirmation re EXTENSION by plaintiffs for filing of joint status report to 2/20/95 (dktclk) (Entered: 11/29/1994)
12/06/1994	37	STIPULATION re extension of time & proposed order (dktclk) (Entered: 12/06/1994)
12/06/1994		LODGED ORDER: re: stipulation [37-1] (dktclk) (Entered: 12/06/1994)
12/07/1994	38	ORDER by Judge Walter T. McGovern that parties shall file additional briefs and affidavits as described in the Court's 11/18/94 order, on or before 1/17/95. (cc: counsel, Judge) (dktclk) (Entered: 12/07/1994)
01/17/1995	39	INS's DECLARATIONS by defendant INS (dktclk) (Entered: 01/17/1995)
01/17/1995	40	SUPPLEMENTAL Memorandum re procedural due process by defendant INS (dktclk) (Entered: 01/17/1995)
01/17/1995	41	AFFIDAVIT OF SERVICE by defendant INS of declaration [39-1], etc. (dktclk) (Entered: 01/17/1995)
01/17/1995	42	MEMORANDUM re minimal due process in forfeiture proceedings by plaintiffs (dktclk) (Entered: 01/18/1995)
02/23/1995	43	EXTENSION CONFIRMATION by plaintiff ; joint status report ddl extended to 4/17/95 (RS) (Entered: 02/23/1995)
03/21/1995	44	ORDER GRANTING Defts motion re procedural due process & dismissing action by Judge Carolyn R. Dimmick (cc: counsel, Judge) (dktclk) (Entered: 03/21/1995)
03/21/1995	45	JUDGMENT: Decision by Court. It is ordered and adjudged that defts motin is GRANTED & plas' cause of action is dismissed for lack of subject matter jurisdiction (cc: counsel, Judge, Jgm. Book) Entered on: 3/21/95 (dktclk) (Entered: 03/21/1995)

04/20/1995	46	NOTICE OF APPEAL by plaintiff Zenebe Gete, plaintiff Michael Hughes, plaintiff Olga Froehlich, plaintiff Dallas Julien, plaintiff Vinay Gounder, plaintiff Bimal Chand, plaintiff Dale Racine, plaintiff Balvinder Maan, plaintiff Ravinder Maan, plaintiff John Lackner from Dist. Court decision [45-1] (cc: CCA, Judge, counsel) (dktclk) (Entered: 04/27/1995)
04/20/1995		APPEAL FEE RECEIVED: fee in amount of \$ 105 ( Receipt # 223091) (dktclk) (Entered: 04/27/1995)
05/08/1995		NOTIFICATION by Circuit Court of Appellate Docket Number 95-35408 (dktclk) (Entered: 05/15/1995)
05/08/1995	47	TIME SCHEDULE ORDER (CCA) Appellant shall notify appellee of transcripts to be ordered by 5/1/95; appellee shall notify appellant of any additional transcripts needed by 5/10/95; appellant shall file transcript order form w/ the DC and make payment arrangements by 5/22/95; CR shall file transcript in DC by 6/20/95; Opening brf due 8/7/95; appellee brf due 9/5/95; optional reply brf due w/in 14 days of service of the appellee's brf. (dktclk) (Entered: 05/15/1995)
05/10/1995	48	TRANSCRIPT DESIGNATION and Ordering Form for dates: 11/8/94 (dktclk) (Entered: 05/24/1995)
06/06/1995	49	TRANSCRIPT FILED, Transcript of Proceedings on 11/8/94 before CRD; CR: Hendrix (dktclk) (Entered: 06/08/1995)
06/08/1995		CERTIFICATE OF RECORD Transmitted to USCA (cc: all counsel) (dktclk) (Entered: 06/08/1995)
07/25/1995	50	ORDER (CCA) 95-35408 Appellant's motion for an extention of time to file the opening brief is granted. On or before August 28, 1995, appellants shall submit either an original and 15 copies of a brief of 35 pages or less or (2) a single draft If any brief exceeding the page limits of Ninth Circuit Rule 28-3.1. If the draft is submitted, the remainder of briefing will be re-set upon review of the draft and the motion for relief from Rule 28.3-1. If a brief of 35 pages or less is filed, the answering brief shall be due September 27, 1995 and the optional reply brief shall be due 14 days from service of the answering brief. (dktclk) (Entered: 08/01/1995)
10/30/1995	51	ORDER (CCA) 95-35408 Appellant's motion for leave to file an opening brief exceeding the page limits of 9th Cir. R. 28-3.1 is granted inpart. On or before November 7, 1995, appellant shall submit an opening brief not to exceed 40 pages. Upon receipt of the 40-page opening brief, the brief received August 30, 1995 shall be discarded. Appellees' brief is due December 7, 1995. The optional reply brief is due 14 days from service of the answering brief. (dktclk) (Entered: 11/01/1995)
05/29/1996		CLERK'S RECORD ON APPEAL transmitted to Circuit (dktclk) (Entered: 05/29/1996)
11/08/1997	52	MANDATE (95-35408) from Circuit Court of Appeals REVERSING AND REMANDING THE DECISION of the District Court [Appeal [46-1] (cc: CRD, all counsel) Opinion attached. (dktclk) Modified on 11/12/1997 (Entered: 11/10/1997)



11/20/1997		ENT-Called CCA week of 11/11/97 requesting file (95-35408) be expeditiously sent back to USDC; was advised that record was returned to wrong court. CCA will advise when record becomes available. (dktclk) Modified on 11/20/1997 (Entered: 11/20/1997)
11/20/1997		RECORD ON APPEAL returned from U.S. Court of Appeals (4 volumes total) (dktclk) (Entered: 11/20/1997)
03/03/1998	53	ORDER/NOTICE OF JOINT STATUS REPORT Joint Status Report due 5/18/98 (cc: counsel, Judge) (KERR) (Entered: 03/03/1998)
03/20/1998	54	SUBSTITUTION OF COUNSEL on behalf of USA, Stanley Johnson, INS substituting Stephen W Funk, Dana C Laverty and terminating attorney David B Hopkins and Carmene Zsa Zsa DePaolo (KERR) (Entered: 03/25/1998)
05/15/1998	55	EXTENSION by defendant ; joint status report ddl extended to 6/1/98 (KERR) (Entered: 05/18/1998)
05/28/1998	56	MINUTE ORDER: by Judge Carolyn R. Dimmick Case reassigned to Judge Thomas S. Zilly . The cause number is changed to read C94-881Z (cc: counsel, CRD, TSZ, CC, Intake) (KERR) (Entered: 05/28/1998)
06/01/1998		PROPOSED STIPULATION & ORDER EXTENDING DUE DATE FOR JSR (dktclk) (Entered: 06/02/1998)
06/02/1998	57	STIPULATION and ORDER by Judge Thomas S. Zilly. Joint status report ddl extended to 7/1/98 (cc: counsel, Judge, C.C.) (dktclk) (Entered: 06/02/1998)
07/01/1998	58	JOINT STATUS REPORT filed by all parties. (dktclk) (Entered: 07/02/1998)
08/21/1998	59	MINUTE ORDER: by Judge Thomas S. Zilly. Status hrg set for 11:00 9/2/98 (cc: counsel, Judge) (dktclk) (Entered: 08/24/1998)
08/27/1998		PROPOSED STIPULATION & ORDER RE-SETTING STATUS CONFERENCE (dktclk) (Entered: 08/28/1998)
08/31/1998	60	STIPULATION and ORDER by Judge Thomas S. Zilly. Status hrg continued to 3:00 10/16/98 (cc: counsel, Judge, C.C.) (dktclk) (Entered: 08/31/1998)
10/16/1998	61	MINUTES OF STATUS CONF: TSZ; Dep Clerk: C Condon; cnsl present: Dana Laverty, Chris Pickrell, Bill Briquet and Robert Pauw ; the mtn for class certification due 11/19/98; discovery ddl 7/30/99 ; dispositive mtn ddl 7/30/99; trial set for 10/12/99 (RS) (Entered: 10/20/1998)
11/04/1998	62	ORDER RE: SCHEDULING & OTHER PRETRIAL MATTERS by Judge Thomas S. Zilly. Discovery ddl set for 6/30/99; Mtn filing ddl set for 7/30/99; Pretrial order ddl set for 9/22/99; Pretrial conf set for 3:00 9/24/99 ; Trial brief ddl set for 10/7/99; Trial set for 10/12/99 Motions in Limine deadline set for 9/10/99; Deadline to Join Additional Parties set for 12/21/98. Disclose Expert Witnesses deadline set for 4/30/99; Disclose Rebuttal Expert Witnesses deadline set for 5/28/99. (cc: counsel, Judge) (dktclk) (Entered: 11/05/1998)
11/04/1998	63	ORDER by Judge Thomas S. Zilly. 39.1 designation set for 6/30/99 (cc: counsel, Judge) (dktclk) (Entered: 11/05/1998)

11/19/1998	64	MOTION by plaintiff John Lackner, plaintiff Ravinder Maan et al to certify class action NOTED FOR 12/11/98 (dktclk) (Entered: 11/20/1998)
11/19/1998	65	MEMORANDUM by plaintiff John Lackner, plaintiff Ravinder Maan et al in support of motion to certify class action [64-1] (dktclk) (Entered: 11/20/1998)
11/19/1998	66	MOTION by plaintiff John Lackner, plaintiff Ravinder Maan et al for preliminary injunction NOTED FOR 12/11/98 (dktclk) (Entered: 11/20/1998)
11/19/1998	67	MEMORANDUM by plaintiff John Lackner, plaintiff Ravinder Maan et al in support of motion for preliminary injunction [66-1] (dktclk) (Entered: 11/20/1998)
11/19/1998	68	SUPPLEMENTAL EXHIBITS No 26-28 re: motion for preliminary injunction [66-1] (dktclk) (Entered: 11/20/1998)
11/19/1998		LODGED ORDER: re: motion for preliminary injunction [66-1] (dktclk) (Entered: 11/20/1998)
11/19/1998	69	AFFIDAVIT OF SERVICE by plaintiff John Lackner, plaintiff Ravinder Maan of motion for preliminary injunction [66-1] etc (dktclk) (Entered: 11/20/1998)
12/08/1998	70	RESPONSE(Opposition) by defendant INS to motion to certify class action [64-1] (dktclk) (Entered: 12/11/1998)
12/08/1998	71	RESPONSE(Opposition) by defendant INS to motion for preliminary injunction [66-1] (dktclk) (Entered: 12/11/1998)
12/08/1998	72	AFFIDAVIT OF SERVICE by defendant INS of motion response re: mtn for preliminary injunction [70-1] etc (dktclk) (Entered: 12/11/1998)
12/09/1998		PROPOSED STIPULATION & ORDER TO RENOTE MTNS & TO ALLOW OVERLENGTH BRIEFS (dktclk) (Entered: 12/10/1998)
12/10/1998	73	STIPULATION and ORDER by Judge Thomas S. Zilly. The following mtns shall be renoted to 12/25/98: motion for preliminary injunction [66-1] AND motion to certify class action [64-1] (cc: counsel, Judge) (dktclk) (Entered: 12/14/1998)
12/24/1998	74	REPLY by plaintiff John Lackner, plaintiff Ravinder Maan to INS opposition to motion for preliminary injunction [66-1]. Exhibits attached. (dktclk) (Entered: 12/28/1998)
12/24/1998	75	REPLY by plaintiff John Lackner, plaintiff Ravinder Maan re: motion to certify class action [64-1] (dktclk) (Entered: 12/28/1998)
02/24/1999	76	MINUTE ORDER: by Judge Thomas S. Zilly. Ct schedules ORAL ARGUMENT for 3/25/99 at 10:30 a.m. The Clerk is directed to RENOTE THE FOLLOWING MTNS TO 3/25/99: motion for preliminary injunction [66-1] AND motion to certify class action [64-1]. (cc: counsel, Judge) (dktclk) (Entered: 02/24/1999)
03/16/1999	77	RESPONSE (SUPPLEMENTAL) by defendants to (pending motions:) motion for preliminary injunction [66-1], motion to certify class action [64-1] (CL) Modified on 03/17/1999 (Entered: 03/17/1999)
03/17/1999	78	PRAECIPE: by defendants asking the Court to attach enclosed transcripts and exhibits to motion response [77-1] (CL) (Entered: 03/18/1999)

03/25/1999	79	MINUTES/STATUS CONFERENCE OA: TSZ; Dep Clerk: C. Condon; CR: J. Roth; Counsel present. Court hears argument from counsel and takes matters under advisement. The following motions are renoted for 5/10/99; for preliminary injunction [66-1], and motion to certify class action [64-1] ; Court direct parties to submit status report and ddl is set for 5/10/99 (CL) (Entered: 03/29/1999)
05/20/1999		LODGED ORDER: stip and order extending due date for JSR (RS) (Entered: 05/21/1999)
05/24/1999	80	STIPULATION and ORDER by Judge Thomas S. Zilly. The following (2) pending motions are RENOTED FOR 7/1/99: motion for preliminary injunction [66-1] and motion to certify class action [64-1] . Joint status report ddl is rescheduled for 7/1/99 (cc: counsel, Judge, CC) (CL) (Entered: 05/24/1999)
07/01/1999	81	JOINT STATUS REPORT filed by all parties. (CL) (Entered: 07/06/1999)
07/13/1999	<a href="#">82</a>	AMENDED ORDER RE: SCHEDULING AND OTHER PRETRIAL MATTERS by Judge Thomas S. Zilly: discovery ddl is set for 11/17/99 ; mtn filing ddl set for 11/18/99 ; pretrial order ddl set for 1/25/00 ; pretrial conf set for 1/28/00 at 3:00 pm ; trial brief ddl set for 2/9/00 ; trial set for 2/14/00 , Motions in Limine deadline 1/13/00 ; Deadline to Join Additional Parties is <date not set> ; Disclose Expert Witnesses by 9/17/99 ; Disclose Rebuttal Expert Witnesses by 10/17/99 ; (cc: counsel, Judge) (CL) Modified on 07/21/1999 (Entered: 07/21/1999)
07/13/1999	<a href="#">83</a>	ORDER by Judge Thomas S. Zilly 39.1 deadline is set for 1/17/00 (cc: counsel, Judge) (CL) (Entered: 07/21/1999)
07/21/1999	<a href="#">84</a>	ORDER by Judge Thomas S. Zilly. The Court orders as follows: GRANTS AND DENIES IN PART pltfs' motion to certify class action [64-1]; all persons from 6/10/99 until the date the INS certifies its compliance with this order, (1) who own vehicles that were seized within the INS's Western Region for a violation of the immigration laws, 8 U.S.C. § 1324(a)-(b); (2) whose vehicles were subjected to administrative forfeiture proceedings by the INS; and (3) who requested a personal interview, and filed a petition for mitigation or remission of forfeiture that was not granted in full. GRANTS AND DENIES IN PART pltfs' motion for preliminary injunction [66-1]; within 30 days from the date of this order the INS shall comply with the following procedures when it seizes vehicles within its Western Region Pursuant to 8 U.S.C. §1324(a)-(b). The INS shall certify to the Court its compliance with these procedures within 60 days of this Order. For a detailed order please refer to document (cc: counsel, Judge) (CL) (Entered: 07/22/1999)
07/26/1999	85	NOTICE OF POSTING BOND by plaintiffs (Cost Bond) posted with USDC on 7/21/99 (CL) (Entered: 07/27/1999)
09/16/1999		LODGED STIPULATION AND ORDER RE DISCLOSURE OF EXPERT WITNESSES (CL) (Entered: 09/17/1999)
09/17/1999	<a href="#">86</a>	STIPULATION and ORDER RE DISCLOSURE OF EXPERT WITNESSES by Judge Thomas S. Zilly : Disclose Expert Witnesses by 11/8/99 ; Disclose Rebuttal Expert Witnesses by 12/8/99 ; (cc: counsel, Judge) (dktclk) (Entered: 09/20/1999)

09/17/1999	87	NOTICE OF PRELIMINARY INJUNCTION APPEAL (99-35961) by defendant INS from Dist. Court decision [84-1] (cc: CCA, TSZ, counsel) (dktclk) Modified on 10/04/1999 (Entered: 09/21/1999)
09/17/1999		NO APPEAL FEE RECEIVED: Government appeal; fee waived. (dktclk) (Entered: 09/21/1999)
09/17/1999		ENT-Civil Appeals Docketing Statement forwarded to Mediator's Office in Seattle. (dktclk) (Entered: 09/21/1999)
09/20/1999	88	CERTIFICATION OF COMPLIANCE WITH PRELIMINARY INJUNCTION re: order [84-1] (CL) (Entered: 09/21/1999)
09/21/1999		APPEAL NOTIFICATION packet sent to CCA (cc: cnsl) (dktclk) (Entered: 09/21/1999)
10/04/1999		NOTIFICATION by Circuit Court of Appellate Docket Number 99-35961 (INS) (dktclk) (Entered: 10/04/1999)
10/08/1999	89	ORDER (CCA 99-35961) The appeal filed 9/17/99, is a preliminary injunction appeal. Accordingly, 9th CCA Rule 3-3 shall apply. If they have not already done so, within 7 days after entry of this order, the parties shall make arrangements to obtain from the court reporter an official transcript of proceedings in the district court which will be included in the record on appeal. The briefing schedule is set as follows: the opening brf is due 10/15/99; the answering brf is due 11/12/99; and the optional reply brf is due w/in 14 days of service of the answering brf. This appeal and any motions pending when briefing is completed shall be referred to the next available motions panel for disposition. (dktclk) (Entered: 10/12/1999)
10/13/1999	90	MOTION by plaintiffs to extend discovery period and reschedule trial date NOTED FOR 10/29/99 (RS) (Entered: 10/15/1999)
10/13/1999	91	MOTION by plaintiffs to shorten time on motion to extend discovery period and reschedule trial date [90-1] NOTED FOR 10/15/99 (RS) (Entered: 10/15/1999)
10/19/1999	<a href="#">92</a>	MINUTE ORDER: by Judge Thomas S. Zilly GRANTING motion to shorten time on motion to extend discovery period and reschedule trial date [90-1] [91-1], NOTED FOR 10/19/99 motion to extend discovery period and reschedule trial date [90-1] (cc: counsel, Judge) (CL) (Entered: 10/19/1999)
10/19/1999	<a href="#">93</a>	STIPULATION and ORDER by Judge Thomas S. Zilly. The Court orders the dismissal with prejudice of pltf Michael Hughes. Terminating plaintiff Michael Hughes , (cc: all counsel, TSZ) (CL) (Entered: 10/19/1999)
10/19/1999	<a href="#">94</a>	STIPULATION and ORDER RE: PRODUCTION OF VEHICLE SEIZURE FILES by Judge Thomas S. Zilly. The Court approves the stipulation and order. See document for a detailed order counsel, Judge) (CL) (Entered: 10/19/1999)
10/25/1999	95	MAIL RETURNED: re: stipulation [93-3] addressed to Carmene DePaolo (RS) (Entered: 10/28/1999)
11/02/1999	<a href="#">96</a>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly, US District Judge. GRANTING pltf's motion to extend discovery period and reschedule trial date [90-1] . Discovery ddl is set for 1/31/00; trial set for 4/26/00 (cc: counsel, Judge) (CL) (Entered: 11/02/1999)

11/04/1999	<a href="#">97</a>	MANDATE (99-35961) from Circuit Court of Appeals DISMISSING the appeal [87-1]. Appellant's motion for voluntary dismissal of this appeal is granted. This appeal is dismissed. (cc: all counsel, TSZ) (dktclk) (Entered: 11/08/1999)
11/16/1999		LODGED STIPULATION AND ORDER RE: EXTENSION OF PRE-TRIAL DEADLINES (CL) (Entered: 11/17/1999)
11/18/1999	<a href="#">98</a>	STIPULATION and ORDER by Judge Thomas S. Zilly. Pursuant to the Stipulation of the parties, it is hereby ORDERED: Disclose Expert Witnesses by 1/3/00; Disclose Rebuttal Expert Witnesses by 1/27/00; discovery ddl set for 2/10/00; mtn filing ddl set for 2/17/00 Motions in Limine deadline 3/28/00; pretrial order ddl set for 4/6/00; Voir inst set for 4/21/00 ; perpetuation of deposition set for 3/28/00 and proposed findings of fact and conclusions of law 4/21/00, (cc: counsel, Judge) (CL) (Entered: 11/18/1999)
11/29/1999		LODGED ORDER: stipulation and order re data contained in the consolidated assets tracking system (VK) (Entered: 12/01/1999)
12/07/1999	<a href="#">99</a>	STIPULATION and ORDER RE: DATA CONTAINED IN THE CONSOLIDATED ASSETS TRACKING SYSTEM by Judge Thomas S. Zilly : (cc: counsel, Judge) (KERR) (Entered: 12/07/1999)
12/24/1999	100	MAIL RETURNED addressed to Carmene Zsa Zsa re: order appeal [97-1]. (dktclk) (Entered: 01/04/2000)
01/03/2000		LODGED STIPULATION AND ORDER REGARDING SCHEDULING OF PRE-TRIAL MATTERS (CL) (Entered: 01/03/2000)
01/07/2000	<a href="#">101</a>	STIPULATION and ORDER by Judge Thomas S. Zilly. Pursuant to the Stipulation of the parties, it is hereby ORDERED: Disclose Expert Witnesses due by 2/7/00 ; Disclose Rebuttal Expert Witnesses by 2/14/00; depositions of expert witnesses due 2/25/00; disclosure of trial witnesses 3/2/00 and deposition of trial witnesses due 3/31/00 (cc: counsel, Judge, CC) (CL) (Entered: 01/11/2000)
01/13/2000	102	MOTION by defendants to dismiss pltf Dallas Julien NOTED FOR 2/4/00 (KERR) (Entered: 01/14/2000)
01/31/2000		LODGED STIPULATION AND ORDER RE EXTENSION OF PRE TRIAL DEADLINES (CL) (Entered: 02/01/2000)
01/31/2000	103	RESPONSE/REPLY pltf's' to INS motion to dismiss pltf Dallas Julien [102-1] and CROSS MOTION by plaintiff, to modify class definition NOTED FOR 2/18/00 (MD) Modified on 05/14/2003 (Entered: 02/01/2000)
02/01/2000	<a href="#">104</a>	STIPULATION and ORDER by Judge Thomas S. Zilly. Pursuant to the Stipulation of the parties, it is hereby ORDERED: discovery ddl set for 6/1/00; mtn filing ddl set for 7/27/00; pretrial order ddl set for 10/3/00; trial brief ddl set for 10/18/00; Voir dire/jy inst set for 10/18/00 ; jury trial set for 10/23/00 Motions in Limine deadline 9/21/00; Disclose Expert Witnesses by 6/15/00; Disclose Rebuttal Expert Witnesses 7/13/00; (cc: counsel, Judge, CC ) (CL) (Entered: 02/02/2000)
02/14/2000	105	RESPONSE by defendants to motion to modify class definition [103-2] (KERR) (Entered: 02/15/2000)

02/17/2000	106	RESPONSE by plaintiff to motion to modify class definition [103-2] (KERR) (Entered: 02/18/2000)
03/06/2000	107	MINUTES OF ORAL ARGUMENT: TSZ; Dep Clerk: C. Condon; CR: Joe Roth; counsel present: R. Pauw, R. Gibbs, L. Unumb, C. Pickerell. The Court GRANTS motion to modify class definition [103-2], DENIES motion to dismiss pltf Dallas Julien [102-1] . Parties are directed to file a brief, not to exceed 10 pages on the bifurcation issue. Parties to file joint report by 4/14/00 on the bifurcation issue. (CL) (Entered: 03/14/2000)
03/29/2000	108	JOINT REQUEST for settlement judge (KERR) (Entered: 03/31/2000)
04/14/2000	109	JOINT STATUS REPORT filed by all parties. (RS) (Entered: 04/18/2000)
04/25/2000	110	ORDER OF REFERENCE by Judge Thomas S. Zilly. This case is referred to the Honorable William L. Dwyer, to conduct one or more settlement conferences. (cc: counsel, Judge) (CL) (Entered: 04/25/2000)
05/22/2000	111	MOTION by plaintiffs to compel discovery NOTED FOR 6/9/00 (KERR) (Entered: 05/24/2000)
05/30/2000	<a href="#">112</a>	MINUTE ORDER: by Judge Thomas S. Zilly Settlement Conference to be held 9:00 6/28/00 with Judge Dwyer ; settlement briefs due two days before conference (cc: counsel, Judge) (dktclk) (Entered: 06/02/2000)
06/05/2000	113	RESPONSE by defendants to motion to compel discovery [111-1] (KERR) (Entered: 06/07/2000)
06/08/2000	114	REPLY by plaintiffs TO RESPONSE to motion to compel discovery [111-1] (VK) (Entered: 06/12/2000)
06/29/2000	115	STIPULATION re: settlement and request to remove case from litigation calendar (cc: counsel, TSZ, DLW) (MD) Modified on 07/11/2000 (Entered: 06/30/2000)
08/04/2000	<a href="#">116</a>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly, US District Judge. The Court GRANTS the parties stipulated mtn [115-1]. The Clerk is directed to terminate the case and all pending mtns. (cc: counsel, Judge, CC) (CL) (Entered: 08/04/2000)
10/16/2000	117	JOINT STIPULATION SEEKING PRELIMINARY APPROVAL OF SETTLEMENT AGREEMENT AND APPROVAL OF NOTICE TO CLASS OF FAIRNESS HEARING (CL) (Entered: 10/17/2000)
10/16/2000	118	MEMORANDUM by defendants, plaintiffs in support re: stipulation [117-1] (CL) (Entered: 10/17/2000)
10/16/2000		LODGED ORDER: re: stipulation [117-1] (CL) (Entered: 10/17/2000)
10/19/2000	<a href="#">119</a>	ORDER PRELIMINARILY APPROVING SETTLEMENT AGREEMENT AND NOTICE TO CLASS OF HEARING ON SETTLEMENT AGREEMENT by Judge Thomas S. Zilly. On 11/20/00 at 1:00pm,a hearing shall be held to determine the fairness, adequacy, and reasonableness of the settlement and to consider objections to the settlement, if any, by class members ("Fairness Hearing"). (cc: counsel, Judge) (CL) (Entered: 10/20/2000)

11/17/2000	120	NOTICE by plaintiffs of Proof of Publication of notc of the proposed settlement. (CL) (Entered: 11/20/2000)
11/17/2000	121	CERTIFICATION OF COMPLIANCE WITH PUBLICATION PLAN FOR RULE 23(e) Notice by defendants, attached declaration of Joseph Donnelly. (CL) (Entered: 11/20/2000)
11/20/2000	122	MINUTES of settlement hearing: TSZ; Dep Clerk: C Condon; CR: Caroline Castle; cnsl present. Ct finds settlement is fair and reasonable; govt to file order within 10 days (RS) (Entered: 11/24/2000)
11/30/2000		LODGED ORDER: approving class action settlement and dismissing action (RS) (Entered: 12/01/2000)
11/30/2000	123	OBJECTIONS by plaintiff to INS' proposed settlement order (RS) (Entered: 12/01/2000)
11/30/2000		LODGED ORDER: by pltf's approving class action settlement and dismissing action (RS) (Entered: 12/01/2000)
12/05/2000	<a href="#">124</a>	ORDER APPROVING CLASS ACTION SETTLEMENT AND DISMISSING ACTION by Judge Thomas S. Zilly. The Settlement Agreement preliminarily approved on 10/19/00 is finally approved and the instant action is DISMISSED with prejudice. Dfts will reimburse pltf's their attys' fees of \$265,762.96 and costs in the amount of \$24,650.00. (cc: counsel, Judge, CC) (CL) (Entered: 12/06/2000)
02/15/2002		LODGED ORDER: pltf's request for order returning cost bond to pltf (MD) (Entered: 02/20/2002)
03/06/2002	<a href="#">125</a>	ORDER by Judge Thomas S. Zilly. IT IS ORDERED that the cost bond filed on or about 7/16/99 shall be returned to the pltf's. (cc: counsel, Judge, financial) (CL) (Entered: 03/07/2002)
03/13/2002	<a href="#">126</a>	MOTION by plaintiffs for order returning cost bond (CL) (Entered: 03/14/2002)
03/13/2002		LODGED ORDER: re: motion for order returning cost bond [126-1] (CL) (Entered: 03/14/2002)
03/14/2002	<a href="#">127</a>	ORDER RETURNING COST BOND by Judge Thomas S. Zilly. IT IS ORDERED that the clerk is authorized and directed to draw a check on the funds on deposit in the registry of this court in the principal amount of \$500 plus all accrued interest, minust statutory user fees, payable to Gibbs Houstos Pauw. (cc: counsel, Judge, Fin'l) (CL) (Entered: 03/15/2002)

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