

PRISONER\_CIVIL\_RIGHTS, CLOSED

**U.S. District Court  
Eastern District of California – Live System (Sacramento)  
CIVIL DOCKET FOR CASE #: 2:93-cv-01256-DFL -JFM**

(PC) Haller, et al v. Sutter, et al  
Assigned to: Judge David F. Levi  
Referred to: Magistrate Judge John F. Moulds  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 08/03/1993  
Date Terminated: 09/14/1994  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Dempsey W Haller**

represented by **Paul Wayne Comiskey**  
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**Plaintiff**

**Sharon Carter**

represented by **Paul Wayne Comiskey**  
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**Paul Turner Persons**  
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**Plaintiff**

**Phillip Carter**

represented by **Paul Wayne Comiskey**  
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**Paul Turner Persons**  
(See above for address)  
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**Plaintiff**

**Terrance Ray Smith**

represented by **Paul Wayne Comiskey**  
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**Paul Turner Persons**  
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**Plaintiff**

**Moises E Guzman**

represented by **Paul Wayne Comiskey**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Paul Turner Persons**  
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V.

**Defendant**

**Sutter County**

represented by **James Scanlon**  
Sutter County Counsel  
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**Defendant**

**Arthur Brandwood**  
*Sheriff*

represented by **John Henry Hagar**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
08/03/1993	1	COMPLAINT to Honorable David F Levi; referred to Magistrate Peter A Nowinski; Summons issued; fee status paid; Receipt #148934; Notice re: Consent forms (nnd) (Entered: 08/03/1993)
08/04/1993	2	APPLICATION FOR TRO AND ANCILLARY RELIEF; MEMORANDUM AND DECLARATIONS by pltf's Dempsey W Haller, Sharon Carter, Phillip Carter, Terrance Ray Smith, Moises E Guzman (old) (Entered: 08/05/1993)
08/16/1993	3	EXHIBITS to application for tro (old) (Entered: 08/18/1993)
08/18/1993		LODGED stipulation re continuance or application for TRO (old) (Entered: 08/18/1993)
08/23/1993	4	ANSWER by dfts County of Sutter, Arthur Brandwood (old) (Entered: 08/24/1993)

08/26/1993	5	STIPULATION and ORDER by Magistrate Peter A Nowinski ORDERING: lodged stipulation re continuance or application for tro [0-0] is GRANTED; In-court hearing reset for 9/15/93; In-court hearing of 9/1/93 is VACATED (cc: all counsel) (old) (Entered: 08/26/1993)
09/01/1993	6	MINUTES of Motion for Temporary Restrainsi before Magistrate Peter A. Nowinski; STIPULATION/ORDER continuing hearing on motion for tro [2-1] 9:30 9/15/93 (old) (Entered: 09/03/1993)
09/15/1993	7	STIPULATION and ORDER by Honorable David F Levi ORDERING: stipulation re population limits is GRANTED; see order for specific details (cc: all counsel) (old) (Entered: 09/16/1993)
09/15/1993	8	MINUTES of 9/15/93 before Magistrate Peter A Nowinski : pltf's mtn for tro ordered off calendar; stipulation and order to mtn to come from ct; stipulation/order presented to ct and signed off the record (old) (Entered: 09/17/1993)
10/01/1993	9	ORDER by Magistrate John F Moulds ORDERING: Case referred to Magistrate John F Moulds (cc: all counsel) (old) (Entered: 10/07/1993)
12/07/1993	10	ORDER SETTING STATUS CONFERENCE by Magistrate John F Moulds ORDERING: status conference set for 2/3/94 at 10:00am in ctrm 8 before JFM (cc: all counsel) (old) (Entered: 12/07/1993)
12/22/1993	11	NOTICE OF MOTION AND MOTION for association of counsel by pltfs ; NO DATE SET (old) (Entered: 12/27/1993)
01/25/1994	12	STATUS REPORT by defendant County of Sutter, defendant Arthur Brandwood (old) (Entered: 01/26/1994)
02/01/1994	13	STATUS REPORT by plaintiff Dempsey W Haller (old) (Entered: 02/02/1994)
02/03/1994	14	MINUTES of status conference before Magistrate John F Moulds : ; Scheduling Conference further set for 5/26/94 at 1:30 Scheduling order to issue C/R: Tape (old) (Entered: 02/04/1994)
02/16/1994	15	ORDER by Magistrate John F Moulds ORDERING: motion for association of counsel by pltfs [11-1] is GRANTED; dfts may depose pltfs w/ 14 days notice; this matter is assigned to Honorable Peter A Nowinski for a settlement conference to be held prior to the scheduled status conference; Pretrial conf (prelim) set for 5/26/94 at 1:30pm ; parties shall submit a status report to court no later than 7 days prior to pretrial conference; requests for continuances of status conferences are not favored and will not be granted in the absence of a true emergency and will not be entertained unless made at least 3 days prior to scheduled conference (cc: all counsel) (old) (Entered: 02/16/1994)
03/10/1994	16	LETTER to court from John Hagar confirming two dates for settlement discussions: 4/12/94 at 9:00am and 4/26/94 at 9:00am (old) (Entered: 03/10/1994)
04/15/1994	17	NOTICE of hearing ; Settlement conference reset for 5/2/94 at 9:00 before PAN ( cc: all counsel) (old) Modified on 04/18/1994 (Entered: 04/18/1994)
04/28/1994	18	NOTICE of hearing Settlement conference reset to 5/23/94 at 9:00am; Settlement Conference of 5/2/94 is VACATED ( cc: all counsel) (old) (Entered: 04/29/1994)
05/05/1994	19	LETTER to court from John Hagar re status of case (old) (Entered: 05/06/1994)
05/18/1994	20	ORDER by Magistrate John F Moulds ORDERING: Scheduling Conference set for 8/4/94 at 3:00pm; Scheduling conf set before JFM on 8/4/94 at 3:00pm ; parties shall submit to court and serve upon all other parties within 7 days preceding the conference status reports addressing all matters set forth in court's 2/16/94 order (cc: all counsel) (old) (Entered: 05/18/1994)
05/23/1994	21	MINUTES of Settlement Conference before Magistrate Peter A Nowinski: After meeting and conferring, some issues were agreed upon and finalized; The parties have decided that a further settlement conference would be beneficial ; Settlement conference continued to 6/20/94 at 9:00 (old) (Entered: 05/25/1994)

07/01/1994	22	MINUTES of Settlement Conference before Magistrate Judge Peter A. Nowinski : ; Settlement conference continued to 7/25/94 (no time specified) C/R: Tape (old) (Entered: 07/05/1994)
07/26/1994	23	MINUTES of Settlement Conference before Magistrate Judge Peter A Nowinski; Case Settled (old) (Entered: 07/27/1994)
07/26/1994	24	MINUTE ORDER; Status Conference of 8/4/94 is dropped from calendar (cc: all counsel) (old) (Entered: 07/27/1994)
07/27/1994		LODGED settlement agreement by defendants County of Sutter and Arthur Brandwood (old) (Entered: 07/28/1994)
08/03/1994		LODGED order re posting of settlement agreement (old) (Entered: 08/04/1994)
08/17/1994		LODGED Order and Proposed Settlement Agreement by pltf's Sharon Carter, Dempsey W Haller, Phillip Carter, Terrance Ray Smith, Moises E Guzman, and defts County of Sutter, Arthur Brandwood (old) (Entered: 08/18/1994)
09/14/1994	25	ORDER by Honorable David F Levi: this action is hereby DISMISSED as to all issues set forth in the complaint except for population issued, which were addressed in the Stipulation Re: Population Limits, Order filed in this action on 9/15/93; the Stipulation Re: Population Limits, Order shall be the final order in this case (cc: all counsel) (old) (Entered: 09/16/1994)
09/14/1994	26	AMENDED SETTLEMENT AGREEMENT by defendants County of Sutter, Arthur Brandwood (old) (Entered: 09/16/1994)