

Case 2:76-cv-00162-GEB-EFB Document 94 Filed 05/07/13 Page 1 of 5

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PLAINTIFFS

DEFENDANTS

HEDRICK, DAVID, DALE ROBINSON, et al.,

GRANT, JAMES, as sheriff of Yuba County et al.,

CAUSE

42 USC 1983, 1343 - Class act of declaratory jdgmt and preliminary & permanent injunction

ATTORNEYS

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CLOSED

DATE: 10-6-87

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	04-76
				JS-6	

DATE 1976	NR.	PROCEEDINGS
03-24	1	Complt. Iss sums.
	2	Pltf mot & ord of special process server.
3-31	3	Pltf aff re proof of serv.on sums exe.
4-15	4	Deft ans to class action.
4-23	5	Stip re depsn of Hedrick, Robinson & Lindsey.
6-18	6	Pltf notc/mot for prelim inj or partial S.J. set for 7-19-76 @ 10:00 a.m.
	7	Pltf statement of material facts not in dispute.
	8	Pltf memo pts/auth in suppt of mot for prelim inj.
	9	Pltf notc/mot for class cert set for 7-19-76 @10:00 a.m.
	10	Pltf memo pts/auth in suppt of pltf mot for class.
7-6	11	Depsn of K. Lindsey.
7-7	12	Deft opp to mot for prelim inj or alter partial S.J.
7-13	13	Pltf reply memo & plan for relief.
7-19		Min Entry: Pltf mot/cert class, prelim inj or partial S.J. Open stmts made by all on all mots. Witns sworn, exh market for prelim inj. Case ord cont to 7-20-76 at Yuba County Jail at 10:30 a.m.
7-20		Min Entry: Crt convened at Yuba County Jail. Ord brief of deft due 8-13-76; pltf ans on 9-3-76; deft close on 9-10-76; fur hrg on prelim inj mot set 10-12-76 @ 10:00 a.m. Ord mot/cert of class grtd. Pltf to prepare ord.
7-23	14	ORD: deft has to 8-13-76 to submit suppl materials & pltf to 9-3-76. Crt hrg on 10-12-76. Pltf cnsl entitled to inspect Yuba County Jail 2 times prior to 10-12-76 & to give 1 week notc before inspection.
	15	ORD: Pltf mot for class cert grtd. Notc is to be given to all persons confined more than 48 hrs.
	16	Notc of class action to all prisoners in Yuba County Jail.
	17	Affidavit of serv.
8-6		Rec'd letr from Ben Watts - To be excluded from class.
8-16	18	Pltf interrog to deft (1st set).
8-19	19	Deft return.
9-7	20	Pltf status memo re mot for prelim inj or partial S.J.
9-9	21	Deft ans to 1st interogs.
9-21	22	Depsn - D. Robinson.
10-18		Lodged proposed findings and conclusions of law & ort re pltf mot for prelim inj.
10-20	23	Deft applic for ext of time & ord to 10-29-76 to reply to proposed findings.
10-21		Lodged proposed findings & ord re pltf mot for prelim inj. (Pltf.)
10-26	24	Deft Grant, Yuba County, Walls & Jailer applic for hrg re: proposed ord & ord shorten time & declar. Lodged ord shorten time.
	25	Deft opposition to ord re: pltf mot prelim inj & partial S.J. Lodged counter proposed findings & ord re: pltf mot prelim inj & partial S.J.
10-26	26	Deft Grant sub of atty to D. Lane.
10-29	27	Proof of serv of substitution of attys.
10-29	28	Deft notc disapproval of pltf amd proposed findings.
	29	Pltf response to deft opposition & requests for additional hrg.
11-1		Lodged notc/mot & ord shortening time.
11-9	30	Deft req for ext time to hire to 12-10-76. Lodged ex parte ord for ext time. (Not signed, incorporated in gen ord.)
11-12	31	Pltf mot/prelim inj on 1st claim grtd; pltf mot/partial S.J. on 7th claim grtd; and pltf mot/partial S.J. on 9th claim grtd - defts Grant, Walls, Pharris, Denny, Landerman, Sperbeck & martin to submit by 11-19-76 plan on hiring women prisoners in trusty program. Crt ord recreation ofcr, matron & 6 add'l staff jobs by 11-19-76. Pltf have 10 days after plan filed to object; deft has 10 days to respond & then hrg will be set to consider final form of plans. Cpys mld.
	32	Defts proposed program for female trusties.
11-19	33	Deft Grant & Walls amd proposed program for female trusties.
11-29	34	Pltf comments on deft proposed program for inmates & female trusty program.
12-7	35	Deft reply to pltf comments to defts proposed program for felony inmates & female trusty program.

VIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>S-76-162</u>
David Hedrick	James Grant	PAGE ____ OF <u>2</u> PAGES

DATE 1976	NR.	PROCEEDINGS
12-7	36.	Deft declar of A. Walls.
	37	Deft proof of serv by mail.
12-20	38	Notc/Ord: hrg on program of deep felony inmates & trusty program set for 12-27-76 @2:00 p.m.
12-27		Min Entry: Crt hrg on proposed program for felony inmates & trusty program. Fur testimony taken & exh market. Crt ord stip final plan on felony inmates due 1-7-77. Implementation of plan by 3-25-77. Ord as to trusty program a stip final plan by 1-7-77 & implementation be forthwith.
1977		
1-7		Lodged 2 proposed ord on program for deep felony inmates.
	39	Deft proof of serv by person.
1-19	40	ORD: re program for "Deep Felony" inmates. Cpys mld.
	41	Pltf proposed ord grtd. Cpys mld.
1-20	42	Pltf notc/depsn & aff of serv - J. Grant; A. Walls; & L. Pellett.
2-25		Rec'd ltr to TJM re: w/d of objection to proposed ord. Ref TJM.
		Rec'd ltr re: ord deep felony inmates to TJM.
4-12	43	Depsn - A. Walls.
	44	Depsn - J. Grant.
5-16		Lodged stip & ord.
5-18	45	Stip & ord.
8-11	46	Depsn - L. Pellett.
9-12		Rec'd w/d ltr fr Donald G. Church.
1978		
4-10		Mld notc/ord DLOP hrg - 5-22-78.
5-8	47	Pltf aff of J.O'Toole.
5-11	48	Deft aff D. Barlow.
5-15	49	ORD: DLOP cont to 8-28-78.
8-14	50	Aff of Dennis A. Barlow
8-23	51	ORD: case dropped fr 8-28-78 cal & re-set to 11-20-78 DLOP cal. Ord briefs & case status by 11-20-78.
8-24	52	Pltf notc/depsn & aff of serv.
9-13	53	Pltf aff J. O'Toole & cert serv.
11-6	54	Sub of deft attys.
	55	Deft aff D. Barlow.
	56	Pltf aff J. O'Tolle.
11-8	57	Consent Decree. Ref W/C.
11-15	58	Pltf memo of understanding.
11-17	59	Ord: DLOP dropped; reset 1-8-79 TJM
12-22	60	Deft aff D. Barlow. Ref W/C.
1979		
1-3	61	ORD: case dropped fr 1-8-79 cal & re-set to 2-20-79.
1-5	62	Pltf notc/mot tentative approval of class consent decree set for 2-5-79. Ref w/c.
	63	Pltf memo pts/auth in suppt of mot. Ref w/c.
	64	Pltf aff J. O'Toole in suppt of mot. Ref w/c.
		Ldgd ord & put in file for hrg. Ref w/c.
	65	Pltf proof of personal serv of doc 62-64 & ldgd ord.
1-22	66	Deft memo pts/auth. Ref W/C.
	67	Deft response to mot/class action. Ref W/C.
1-30	68	Pltf's reply to deft's res to mot for tentative approval of class action consent
1-31		Ltr: re misnumbered pages on doc #67
2-5		Min Entry: Pltf's mot tentative approval class action granted. Ord off DLOP. Ord to be prep by Mr. O'Toole

PLAINTIFF HEDRICK,	DEFENDANT DAY	DOCKET NO 76-162 TJM PAGE 3 OF 2 PAGES
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DATE	NR.	PROCEEDINGS
1979		
2-6	69	Affid of David W. McVery Ldgd ord tentatively approving class action
2-7	70	ORD tentatively approving class action consent decree & req notc/proposed settlement to class members.
3-12	71	Pltf aff J. O'Toole re: notc/proposed settlement & proof serv by mail.
	72	Deft aff D. McVey.
4-18		Rec'd cy ltr D. McVey to E. Peter re: phone use.
4-27	73	Pltf notc/mot for final approval of class action consent decree. Ref lc.
	74	Pltf aff serv. " "
		Ldgd stip & ord shorten time. " "
		Ldgd ord final approval of consent decree. " "
		Ldgd proposed findings. " "
5-2	75	Prop findgs re consent decree.
	76	Stip & ord shorten time re mot final approval consent decree submitted.
	77	Ord/final approval consent decree.
5-25	78	Pltf assoc of counsel, cert of serv.
7-18	79	Pltf notc of & mot/atty's fees & costs, pts/auth (8-20-79).
8-1		Rec'd deft ltr cont mot/atty's & costs to 9-13-79.
8-20	80	Pltf notc/depsn - D. W. McVey & F. Asby.
8-27		Notc reset mot/atty's fees & costs to 10-1-79.
9-10		Ldgd stip to cont hrg on mot.
9-18	81	Deft pts & auths in opp to mot/attys fees & costs.
9-27	82	Reply Memo in suppt of pltf's mot/atty fees & costs.
10-2	83	Stip cont hrg on mot to 10-15-79.
10-15		Minutes: Pltf mot/atty fees & costs Granted, Crt ord to follow. Ord brief sched if disagreept pltf file 12-12-79, deft resp 12-21-79, pltf close 12-28-79 Hrg on disagreept 1-7-80.
10-22	84	Reporter's trnsct of mot for award of att's fees and costs(10-15-79)
12-13		Ldgd stip & ord cont hrg re atty fees to 2-25-80
12-20	85	Ord: Stip ext cont hrg to 2-25-80, @ 10:00.
1980		
2-4	86	Stip for Contact visitation program
2-20		Notice: Drop hrg frm 2-25-80 cal. Proper docs are to be filed w/court.
2-25		Ldgd stip and ord.
3-3	87	ORD: stip to various actions.
9-22	88	Deft ans to 2nd set of interrogs.
1982		
1-22		NOTICE: stg DLOP 3/15/82, 10 am
2-25	89	Def'ts aff't D. Barlow
2-26	90	Pltf's aff't E. Peter
3-10		MINUTE ORDER: vacating DLOP 3/15
1983		
9-15		NOTICE: DLOP set 10/27/83 at 9
10-12	91	Pltf aff of Pauline Gee in oppo to mot/dism
10-17	92	Deft's aff of Dennis Barlow
10-19		NOTICE: reset DLOP to 11/3/83 at 9:30
10-28		Notice: vacate DLOP hrg. to be reset by Crt at later date.
10-31		Rec'd P. Gee re: taking of DLOP of calendar
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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF DAVID HEDRICK, et al	DEFENDANT JAMES GRANT, et al	DOCKET NO. 76-162 PAGE 4 OF _____ PAGES
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DATE	NR.	PROCEEDINGS
1987 10-6	93	<p>MIN ORD: It is hereby ord that the clerk administratively terminate this action without prejudice to the right of the parties to reopen the proceedings for the entry of any stip, mot, ord or any other purpose required to obtain a final or interim determination of the litigation</p> <p>Rec'd 10-14-87 ltr to Judge MacBride fr Atty Gee re having the Court retain its continuing jurisdiction of the consent decree</p>
11-10		