

UNITED STATES DISTRICT COURT SOUTHERN INDIANA

NOON, VALERIE L -VS- SAILOR, SHERIFF CLYDE R

NA99-C-0056 -H/G

FILED	CLOSED	NATR SUIT	JURY?	DEMAND (\$1000)	JUDGE	MAGISTRATE
04/07/1999	06/22/2001	440	Y	0	HAMILTON	GODICH

CAUSE: CIVIL RIGHTS; Other Civil Rights

NOON, VALERIE L
 plaintiff

BART M BETTEAU
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 1212 STATE STREET
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 (812)542-1000

BRUCE A BRIGHTWELL
 200 HART BLOCK BLDG
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MIDDLETON, LEAH D
 plaintiff

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CLARK, CHRISTINE F
 plaintiff

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HARMON, CELINA A
 plaintiff

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WILSON, KIMBERLY
plaintiff

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CHISM, WILLIAM %
plaintiff

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DARNALL, CHRISTI LYNN %
plaintiff

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KINGERY, BRIAN %
plaintiff

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MINS, EVA R %
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MC CLAIN, SHARON %
plaintiff

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GREENWELL, WILLIAM %
plaintiff

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ALBIN, TIMOTHY L
plaintiff

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ANSON, MARK
plaintiff

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ALFREDO, ARANA
plaintiff

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ASHLEY, RICKI
plaintiff

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BARMORE JR, WILLIAM E
plaintiff

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BASHAM, HARVEY D
plaintiff

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BECKER, JASON R
plaintiff

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BLESSETT JR, WILLIAMS G
plaintiff

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BORGELT, JOSHUA A
plaintiff

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BRYANT, RICKY JAMES
plaintiff

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CONRAD, HAROLD L
plaintiff

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CUNDIFF, DAVID W
plaintiff

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1212 STATE STREET

CUNDIFF, GARY plaintiff	1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000 BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
DAVIS, DANNETTE E plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
EDWARDS, TERRY L plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
EMBREY, DONALD plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
FAY, SUSAN DANIELLE plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
GALLOGLY, JOSEPH plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
GATES, POLLY CHASE plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
GONTERMAN, KENNETH E plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
GRIFFEE, PAUL WAYNE	BART M BETTEAU

plaintiff	BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HALTOM, SCOTT plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HARRIS, DANIEL L plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HART, WILLIAM plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HICKERSON, STANLEY GEORGE plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HOLEMAN, JASON C plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HOUSER, JEFFREY plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
HOWARD, THOMAS E plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
INMAN, ROBERT REED plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000

JENKINS, TIMOTHY

plaintiff

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JOHNSON, SHERMAN W

plaintiff

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JONES JR, CHARLES

plaintiff

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KERNS, STANLEY WAYNE

plaintiff

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LEFFER, REBECCA R

plaintiff

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LEONE, MARK E

plaintiff

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LILLPOP, DAWN

plaintiff

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LINTON, BRAIN S

plaintiff

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LONG, LEANN M

plaintiff

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NEW ALBANY, IN 47150

LYNCH, JAMES R
plaintiff

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MAHANEY (HOWE), KELLY C
plaintiff

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MATLOCK, BARRY
plaintiff

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MATHES, JAMES A
plaintiff

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MCCOY, JAMES E
plaintiff

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MCCUTCHEON, DANIEL R
plaintiff

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MELTON JR, GARY L
plaintiff

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MEREDITH, THOMAS L
plaintiff

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MILLER II, DALE WAYNE
plaintiff

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BETTEAU LAW OFFICE,LLC

NAPIER, GEORGE plaintiff	1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000 BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
NEAL, JERRY LEE plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
NICHOLS, BRENT M plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
NOLAN, DAVID W plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
PATTERSON, STEPHEN C plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
PETERS, DONALD D plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
PHILLIPS, JACK plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
PRICE, LARRY plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000

DDINDY LAVDEE W

BART M BETTEAU

KINDDY, JAYDEE W

plaintiff

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NEW ALBANY, IN 47150

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REDDEN, CARL F

plaintiff

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REESE JR, ROBERT LOUIS

plaintiff

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RIGGS SR, BILLY R

plaintiff

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ROBBINS, THOMAS I

plaintiff

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ROBERTSON JR, WILLIAM D

plaintiff

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ROGERS, STACY

plaintiff

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ROWLEY, CHRISTOPHER P

plaintiff

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RUSSELL, KATE MARIE

plaintiff

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NEW ALBANY, IN 47150

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SCHMIDT, BRAD
plaintiff

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SCHNEIDER, MARY KAY
plaintiff

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SHEPHERD, RICHARD "SCOTT"
plaintiff

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SIEG, STEVEN J
plaintiff

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SIZEMORE, DAVID
plaintiff

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SIZEMORE, PAUL
plaintiff

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SHOOTS, JAMES DOUGLAS*04/11/01
plaintiff

JAMES DOUGLAS SHOOTS
56 COUNTRYSIDE DRIVE
NEW ALBANY, IN 47150

SLONE, LISA
plaintiff

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SNELLEN, JEFFREY D
plaintiff

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SPRAYBERRY JR, KENNY

plaintiff

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SPRINGER JR, STEVEN

plaintiff

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STRANE, TERESA

plaintiff

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STRAUB, SHANNON

plaintiff

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SULLIVAN, CYNTHIA LYNN

plaintiff

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SWANN, APUL

plaintiff

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TAYLOR, PHILIP R

plaintiff

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THOMAS, WILLIAM EDWARD

plaintiff

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THOMPSON, ANGELA M

plaintiff

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NEW ALBANY, IN 47150

THROOP, BRAD J
plaintiff

NEW ALBANY, IN 47150
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TIMBERLAKE, DOUG
plaintiff

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TRETTER, HARRY MARK
plaintiff

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VINCENT, CHARLES W
plaintiff

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WEST, JOHNNY
plaintiff

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NEW ALBANY, IN 47150
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WILFONG SR, DANIEL S
plaintiff

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WIMP, JEFFERY
plaintiff

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WOOD, STEVEN K
plaintiff

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NEW ALBANY, IN 47150
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WOOTEN, JANINE BROWN
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC

HANSEL, MARK S plaintiff	1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000 BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
LASLEY, TROY R plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
RENCK, CHRISTINE N plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
KINCAID, ROY S plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
ADAMS, MARK LAYNE plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
SMITH, TIMOTHY D plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
CASEY, RICHARD plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
NEWTON, BRIAN DAVID plaintiff	BART M BETTEAU BETTEAU LAW OFFICE,LLC 1212 STATE STREET NEW ALBANY, IN 47150 (812)542-1000
TURNER JASON	BART M BETTEAU

FORNER, MASON

plaintiff

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NEW ALBANY, IN 47150
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BURNETT, ANDREW S

plaintiff

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NEW ALBANY, IN 47150
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ADKINS, WESLEY E

plaintiff

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1212 STATE STREET
NEW ALBANY, IN 47150
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KEPLEY, BERNIE R

plaintiff

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1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

VAUGHT, DANA J

plaintiff

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SWANN, PAUL

plaintiff

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HINTON, CHARLES R

plaintiff

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NEW ALBANY, IN 47150
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KRININGER, GLENN *04/11/01

plaintiff

CONRAD, HAROLD L

plaintiff

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ARBUCKLE, VINCE

plaintiff

BART M BETTEAUBETTEAU LAW OFFICE,LLC
1212 STATE STREET

RHOADS SR, LELAND L
plaintiff

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PHILLIPS, JACK
plaintiff

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MAHONEY, WILLIAM ALAN
plaintiff

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HADLEY, MISTY
plaintiff

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IRELAND, BENJAMIN
plaintiff

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MINTON, ERNEST L
plaintiff

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KNASEL JR, WILLIAM L
plaintiff

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CHISM, WILLIAM J
plaintiff

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NEW ALBANY, IN 47150
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BURNETT, DONALD G

BART M BETTEAU

plaintiff

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1212 STATE STREET
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GATES, POLLY CHASE

plaintiff

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MURPHY, DUANE

plaintiff

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REEDER, BEAU

plaintiff

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ISAACS, ERIC

plaintiff

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BETTEAU LAW OFFICE,LLC
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NEW ALBANY, IN 47150
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YAGER, JOHN J

plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
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KINGSLEY JR, VICTOR JOE*4/11/01

plaintiff

VICTOR KINGSLEY
2005 HIGHWAY 337 NW
CORYDON, IN 47112

WHITE, DERRALL G

plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

WALLACE, PAUL R

plaintiff

BART M BETTEAU
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(812)542-1000

LASLEY, TROY RAY

plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC

plaintiff

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1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

SCHROEDER, RODNEY W
plaintiff

BART M BETTEAU
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(812)542-1000

STRANE, TERESA M
plaintiff

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PELFREY, MIRANDA A
plaintiff

BART M BETTEAU
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FLUHR, MICHAEL EUGENE
plaintiff

BART M BETTEAU
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BIDDLE, DANIEL L
plaintiff

BART M BETTEAU
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(812)542-1000

TYREE, RICHARD T
plaintiff

BART M BETTEAU
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TAUL, CHASTITY D
plaintiff

BART M BETTEAU
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NEW ALBANY, IN 47150
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JOHNSON, SUSAN
plaintiff

BART M BETTEAU
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LIVERS, RONALD SCOTT
plaintiff

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BORGLT, JOSH A
plaintiff

BART M BETTEAU
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PIERSON, TRACY L
plaintiff

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MATTHEWS, VANESSA
plaintiff

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MEFORD, DAVID EUGENE
plaintiff

BART M BETTEAU
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WATHEN, CHARLES
plaintiff

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(812)542-1000

WILSON, SCOTT W
plaintiff

BART M BETTEAU
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NEW ALBANY, IN 47150
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ROMEY SR, KENNETH R
plaintiff

BART M BETTEAU
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NEW ALBANY, IN 47150
(812)542-1000

JOHNSON, STEPHEN DAVID
plaintiff

BART M BETTEAU
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1212 STATE STREET
NEW ALBANY, IN 47150

HUFF, BARRY A
plaintiff

(812)542-1000
BART M BETTEAU
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1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

JOHNSON, GARY
plaintiff

BART M BETTEAU
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(812)542-1000

RITCHIE, JOSEPH GLENN
plaintiff

BART M BETTEAU
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1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

BROWN, DENNIS F
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

MILLER, ALBERTA KAY
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

WILEY, JERRY VON
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

LYNCH, RALPH
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

LYONS JR, LARRY JOE
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

CRONE, MICHAEL W
plaintiff

BART M BETTEAU
BETTEAU LAW OFFICE,LLC
1212 STATE STREET

1212 STATE STREET
NEW ALBANY, IN 47150
(812)542-1000

V.

SAILOR, SHERIFF CLYDE R
defendant

TRACY S PREWITT
O'BRYAN BROWN & TONER
455 S FOURTH AVE
#1500 STARKS BUILDING
LOUISVILLE, KY 40202
(502)585-4700

EDWARD J LIPTAK
MILLER CARSON BOXBERGER & MURPHY
3100 JOHN HINKLE PLACE #106
BLOOMINGTON, IN 47408
(812)333-1225

CARVER, WILLIAM
defendant

DAVE WHALIN
LANDRUM & SHOUSE
220 W MAIN ST #1900
LOUISVILLE, KY 40202
(502)589-7616

EDWARD J LIPTAK
MILLER CARSON BOXBERGER & MURPHY
3100 JOHN HINKLE PLACE #106
BLOOMINGTON, IN 47408
(812)333-1225

DATE	NR.	PROCEEDINGS
04/07/1999	1	COMPLAINT for damages w/DEMAND FOR JURY TRIAL eod 04/07/99 [KTK]
04/07/1999	2	SUMMONS issued & retd to counsel for service eod 04/07/99 [KTK]
04/07/1999	3	CIVIL COVER SHEET w/class action under FRCP23 checked eod 04/07/99 [KTK]
04/07/1999	4	MAGISTRATE'S NOTICE & CONSENT issued eod 04/07/99 [KTK]
04/07/1999	5	RECEIPT #14255, payment of \$150.00 filing fee eod 04/07/99 [KTK]
04/26/1999	6	PETITION for Certification of Class Action by pltfs, c/s eod 04/26/99 [KTK]
04/26/1999	7	AFFIDAVIT of Bart M Betteau, c/s eod 04/26/99 [KTK]
04/26/1999	8	INTERROG (1st set) directed to defts by pltfs, c/s eod 04/26/99 [KTK]
04/26/1999	=	REQUEST FOR PRODUCTION directed to defts by pltfs, c/s eod 04/26/99 [KTK]
04/26/1999	9	REQUEST FOR ADMISSIONS directed to defts by pltfs, c/s eod 04/26/99 [KTK]

04/20/1999 9 REQUEST FOR ADMISSIONS by plffs, c/s eod 04/20/99 [KTK]

05/13/1999 10 MOTION PRO HAC VICE for Christopher P O'Bryan, O'BRYAN BROWN & TONER, to appear for deft Sailor, c/s eod 05/13/99 [BJS]

05/13/1999 11 ORDER GRANTING Christopher P O'Bryan to appear pro hac vice for deft Sailor (10) (DFH), c/r/t/c eod 05/13/99 [BJS]

05/13/1999 12 RECEIPT #14302 - \$30.00 Pro Hac Vice fee eod 05/13/99 [BJS]

05/13/1999 13 APPEARANCE of Tracy S Prewitt and Christopher P O'Bryan, O'BRYAN BROWN & TONER, to appear for deft Sailor, c/s eod 05/13/99 [BJS]

05/13/1999 14 MOTION FOR TIME TO respond to complaint, discovery & Pet for Certification of Class Action, by deft Sailor, c/s eod 05/13/99 [BJS]

05/14/1999 15 ORDER (AGREED) GRANTING deft Sailor to June 7, 1999 to respond to complaint and any other pending motions and/or discovery requests (14) (DFH), c/m eod 05/14/99 [BJS]

05/14/1999 16 RETURN of service by CMRRR dated 4/8/99 as to deft Sheriff Bill Carver eod 05/14/99 [KTK]

05/14/1999 17 PETITION for Default Judgment as to deft Sheriff Bill Carver, c/s eod 05/14/99 [KTK]

05/17/1999 18 APPEARANCE of Dave Whalin & Melanie Straw-Boone, LANDRUM & SHOUSE, for deft Wm Carver, c/s eod 05/17/99 [KTK]

05/17/1999 19 NOTICE OF PARTIES' FIRST EXTENSION OF TIME to 6/7/99 for deft Carver to respond to plffs Compl, c/s eod 05/17/99 [KTK]

05/18/1999 20 ORDER denies plffs' petition for default judgment. DFH c/m eod 05/18/99 [PLM]

05/25/1999 21 MOTION FOR TIME TO Answer plffs' request for production of documents & request for admissions by deft Carver, c/s eod 05/25/99 [KTK]

06/01/1999 22 NOTICE of advice to the Court by plffs, c/s eod 06/01/99 [KTK]

06/01/1999 = OBJECTION to defts' Mot to EX Time to Answer request for production of documents & request for admissions, c/s eod 06/01/99 [KTK]

06/03/1999 23 PETITION to intervene by various plffs, c/s eod 06/03/99 [KTK]

06/03/1999 24 MOTION FOR S/J by plffs, c/s eod 06/03/99 [KTK]

06/03/1999 25 BRIEF in support of plffs' SJ Mot, c/s eod 06/03/99 [KTK]

06/03/1999 = STATEMENT of Material Facts by plffs, c/s eod 06/03/99 [KTK]

06/03/1999 = PROPOSED Findings of Undisputed Fact & Conclusions of Law, c/s eod 06/03/99 [KTK]

06/04/1999 26 ANSWER to complaint by deft William Carver, c/s eod 06/04/99 [BJS]

06/04/1999 27 REPLY to plff's Advice to Court and Objection to Mot for Time to Answer Req for Prod of Docs & Req for Admissions, by deft William Carver, c/s eod 06/04/99 [BJS]

06/04/1999 28 RESPONSES to Req for Admissions by deft William Carver, c/s eod 06/04/99 [BJS]

06/04/1999 29 MOTION TO DISMISS by deft Sailor, c/s eod 06/04/99 [BJS]

06/04/1999 30 MEMORANDUM in support of deft Sailor's Mot to Dismiss, c/s eod 06/04/99 [BJS]

06/04/1999 31 AFFIDAVIT of Clyde R Sailor eod 06/04/99 [BJS]

06/04/1999 32 JOINT MEMORANDUM in Opposition to pltf's Petition for Certification of Class Action, by defts, c/s eod 06/04/99 [BJS]

06/04/1999 33 REVISED PETITION for Certification as a Class Action w/attached Memorandum in Support, by pltf, c/s eod 06/04/99 [BJS]

06/04/1999 = PETITION to Sever Issue of Damages w/attached Memorandum in Support, by pltf, c/s eod 06/04/99 [BJS]

06/04/1999 34 ENTRY ASSIGNS P/T to 05/08/00 at 02:00PM Room 220 (DFH) c/m FOR FINAL PRETRIAL eod 06/04/99 [PLM]

06/04/1999 = ENTRY ASSIGNS JURY TRIAL to 05/09/00 at 09:00AM Room 200 (DFH) c/m IN NEW ALBANY, INDIANA eod 06/04/99 [PLM]

06/04/1999 35 ORDER that deft, Sheriff Carver, is granted until 06/25/99 to answer req for prod and req for admissions served upon him on 4/26/99. No further extension will be granted. DFH c/m eod 06/04/99 [PLM]

06/10/1999 36 RESPONSE to defts' Mot to Dismiss, c/s eod 06/10/99 [KTK]

06/10/1999 37 MEMORANDUM in support of pltf's Response eto defts' Mot to Dismiss, c/s eod 06/10/99 [KTK]

06/10/1999 38 JOINT MOTION for expedited IPTC, c/s DEFTS eod 06/10/99 [KTK]

06/11/1999 39 MOTION TO DISMISS (JOINT) pltf's Mot for SJ w/o prejudice to refile, or in the alternative, for an EX of time to respond pursuant to FRCP 56(f), c/s DEFTS eod 06/11/99 [KTK]

06/15/1999 40 ENTRY ASSIGNS CONF to 06/28/99 at 01:30PM Room 228 (DFH) c/m eod 06/15/99 [CEB]

06/16/1999 41 RSPONE to pltf's Petition to Intervene w/MEMORANDUM in support, c/s DEFT SAILOR eod 06/16/99 [KTK]

06/22/1999 42 RESPONSE to defts' Joint Mot to Dismiss pltf's SJ Mot, c/s PLTFS eod 06/22/99 [KTK]

06/29/1999 43 ORDER on pending matters: Mot to intervene by Wm Chism, Christi L Darnall, Brian Kingery, Eva R Mims, Sharon McClain & Wm Greenwell is GRANTED (23) (DFH), c/m eod 07/01/99 [KTK]

06/29/1999 = ORDER on pending matters: deft Sailor's Mot to Dismiss is DENIED (29) (DFH), c/m eod 07/01/99 [KTK]

06/29/1999 = ORDER on pending matters: pltf's to file AM, Consolidated Compl't by 7/2/99; defts to respond to AM Compl't w/i 30 days of service {S E} (DFH), c/m eod 07/01/99 [KTK]

06/29/1999 = ORDER on pending matters: pltfs' pending SJ Mot is DENIED {S E} (24) (DFH), c/m eod 07/01/99 [KTK]

06/29/1999 = ORDER on pending matters: pltfs' pending & modified Mots for class certification are DENIED W/O PREJUDICE. Pltfs to file renewed Mot for Class Certification by 7/28/99. Defts response due w/i 60 days after service & shall file a separate request for a hearing at that time {S E} (DFH), c/m eod 07/01/99 [KTK]

06/29/1999 = ORDER on pending matters: 5/9/00 trial & 5/8/00 FPTC remain on the calendar. Any SJ Mot (complete or partial) shall be filed no later than 120 days before trial (DFH), c/m eod 07/01/99 [KTK]

06/29/1999 = OBV 50 PG 84 eod 07/01/99 [KTK]

07/02/1999 44 AMENDED COMPLAINT filed pursuant to Court's Entry of 6/29/99, c/s PLTF eod 07/02/99 [BJS]

07/13/1999 45 ANSWER to the AMENDED COMPLAINT (1st), c/s - DEFT SAILOR eod 07/13/99 [KTK]

07/21/1999 46 ANSWER to pltfs' 1st AM COMPLT, c/s - DEFT CARVER eod 07/21/99 [KTK]

07/28/1999 47 SECOND REVISED PETITION for Certification as a Class Action, c/s - PLTFS eod 07/28/99 [KTK]

07/28/1999 = MOTION TO SEVER (Petition) issue of damages, c/s - PLTFS eod 07/28/99 [KTK]

07/28/1999 48 BRIEF in support of 2nd Revised Pet for Certification as a Class Action & Pet to Sever Issue of Damages, c/s - PLTFS eod 07/28/99 [KTK]

09/15/1999 49 MOTION TO AMEND COMPLT for damages, c/s - PLTFS eod 09/15/99 [KTK]

09/15/1999 50 MEMORANDUM in support of Mot to AM Complt for damages, c/s - PLTFS eod 09/15/99 [KTK]

09/21/1999 51 JOINT RESPONSE to pltfs' Mot to file 2nd AM Complt, c/s - DEFTS eod 09/21/99 [KTK]

09/23/1999 52 JOINT MEMORANDUM in OPPOSITION to pltfs' Revised petion for certification as a class action, c/s - DEFTS eod 09/23/99 [KTK]

09/24/1999 53 ORDER granting leave to amend complaint for damages. DFH c/m eod 09/24/99 [PLM]

09/24/1999 54 AMENDED COMPLAINT (SECOND AMENDED COMPLAINT) c/s PLTFS eod 09/24/99 [PLM]

09/27/1999 55 ANSWER to the AMENDED COMPLAINT (2nd AM Complt), c/s DEFT Sailor eod 09/27/99 [BJS]

09/27/1999 56 NOTICE OF FILING Exhibit A to defts' Joint Memo in Opposition to pltfs' Revised Petition for Certification as Class Action, c/s DEFTS eod 09/27/99 [BJS]

10/04/1999 57 APPEARANCE of Edward J Liptak, MILLER CARSON BOXBERGER & MURPHY, c/s DEFTS Sailor & Carver eod 10/04/99 [BJS]

10/12/1999 58 ANSWER to pltfs' 2nd AM Complt, c/s - DEFT Carver eod 10/12/99 [KTK]

10/28/1999 59 NOTICE of Compliance: 10/27/99 pltf sent Response to defts' Joint Request for Admissions & letter requesting add'l 30 days to comply w/discovery response, c/s eod 10/29/99 [KTK]

11/03/1999 60 JOINT MOTION pursuant to FRCP 36 to determine the sufficiency of pltf's Answers to requests for admissions, c/s - DEFTS eod 11/03/99 [KTK]

11/09/1999 61 RESPONSE to defts' Objection to pltf's Pet for Certification as a class action, c/s - PLTFS eod 11/09/99 [KTK]

11/16/1999 62 NOTICE of Service of Notice of Rule 30(B) Depos served upon cnsl for defts, c/s PLTFS eod 11/16/99 [BJS]

11/16/1999 63 RESPONSE to Joint Motion pursuant to FRCP 36 to Determine Sufficiency of Answers to Reqs for Admissions, c/s PLTFS eod 11/16/99 [BJS]

01/28/2000 64 ORDER grants any plaintiff who has not already done so until 02/11/00 to make complete responses to defendants' requests for admission; any plaintiff who fails to do so will be deemed to have admitted each of the requests. DFH. c/m. eod 01/28/00 [CEB]

02/01/2000 65 NOTICE OF CHANGE OF ADDRESS filed by Attorney for William Carver eod 02/01/00 [DW]

02/29/2000 66 RESPONSE to pltf's Req for Admissions, c/s DEFT Sailor eod 02/29/00 [BJS]

03/09/2000 67 RESPONSE to pltf's Req for Admissions, c/s DEFT Carver eod 03/09/00 [BJS]

03/14/2000 68 ENTRY denies plaintiffs' Motion for Class Certification. DFH c/m eod 03/14/00 [CEB]

03/21/2000 69 ORDER ASSIGNS CONF to 04/21/00 at 01:30PM Room 228 (DFH) c/m eod 03/21/00 [CEB]

03/21/2000 = ORDER directs parties to submit before 04/19/00 a joint plan or separate plans for dealing with the multiple issues in this action. DFH c/m eod 03/21/00 [CEB]

03/21/2000 70 MOTION TO AMEND Complaint, c/s PLTF eod 03/21/00 [BJS]

03/21/2000 71 MEMORANDUM in Support of Mot to AM Complaint, c/s PLTF eod 03/21/00 [BJS]

03/27/2000 72 MOTION TO RECONSIDER denial of class certification - c/s PLTFS eod 03/27/00 [JMC]

03/27/2000 73 APPEARANCE of Bruce Brightwell (Louisville, Ky) - c/s PLTFS eod 03/27/00 [JMC]

04/04/2000 74 RESPONSE to pltf's Mot to Reconsider, c/s DEFTS eod 04/04/00 [BJS]

04/17/2000 75 ENTRY on plaintiffs' motion to reconsider denial of class certification; plaintiffs' motion to reconsider is hereby DENIED; Case remains set for a status conference on 04/21/00 at 1:30 p.m. in the U.S. Courthouse in New Albany, Indiana. DFH c/m eod 04/17/00 [PLM]

04/18/2000 76 SUBMISSION of Defendants' Joint Scheduling Plan, c/s DEFTS eod 04/18/00 [BJS]

04/24/2000 77 ORDER grants plaintiffs until 05/30/00 to file any further amended complaint. DFH c/m eod 04/24/00 [CEB]

04/24/2000 = ORDER ASSIGNS JURY TRIAL to 04/23/01 at 09:00AM Room 200 (DFH) c/m eod 04/24/00 [CEB]

[CEB]

- 04/24/2000 = ORDER ASSIGNS P/T to 04/18/01 at 12:01AM Room 000 (DFH) c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER directs plaintiffs by 11/30/00 to file and serve a notice identifying no more than five named plaintiffs whose claims will be tried in the first trial; defendants ordered by 12/31/00 to file and serve a notice identifying no more than five named plaintiffs whose claims will also be tried in the first trial; claims of all other named plaintiffs shall be tried at a later time. DFH c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER notes that a settlement conference with Magistrate Godich will be scheduled for early to mid-June, 2000. DFH c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER directs preliminary witness and exhibit lists to be filed by plaintiffs no later than 06/30/00 and by defendants no later than 07/17/00. DFH c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER directs identification of expert witnesses and disclosure of FRCP 26(a)(2) information by 08/31/00 for plaintiffs and by 09/30/00 for defendants. DFH c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER directs that discovery be completed by 10/30/00. DFH c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER directs filing of final witness and exhibit lists by 12/31/00. DFH c/m eod 04/24/00 [CEB]
- 04/24/2000 = ORDER directs that any motions for summary judgment be filed by 11/30/00. DFH c/m eod 04/24/00 [CEB]
- 04/25/2000 78 ORDER VACATES P/T of 05/08/00 at 2:00PM Room 220 (DFH) c/m eod 04/25/00 [CEB]
- 04/25/2000 = ORDER VACATES JURY TRIAL of 05/09/00 at 09:00AM Room 200 (DFH) c/m eod 04/25/00 [CEB]
- 04/27/2000 79 ENTRY ASSIGNS CONF to 06/08/00 at 09:30AM Room 228 (JPG) c/m (Settlement Conf; confidential statement to be submitted (NOT FILED) by 5/30/00) eod 04/27/00 [BJS]
- 05/12/2000 80 ENTRY VACATES CONF of 06/08/00 at 09:30AM Room 228 (JPG) c/m from IP eod 05/15/00 [BJS]
- 05/12/2000 = ENTRY ASSIGNS CONF to 06/06/00 at 09:30AM Room 228 (JPG) c/m from IP (Settlement Conf; confidential statement to be submitted (NOT FILED) by 5/30/00) eod 05/15/00 [BJS]
- 05/19/2000 81 REQUEST FOR INSURANCE REPRESENTATIVE TO ATTEND SETTLEMENT CONFERENCE BY TELEPHONE filed by Defts eod 05/19/00 [DW]
- 05/22/2000 82 OBJECTION to Excusing Insurance Representatives, c/s PLTFS eod 05/22/00 [BJS]
- 05/30/2000 83 NOTICE of Substitution of Counsel: R Thad Keal is substituted for Melanie Straw-Boon as counsel for deft Wm Carver, c/s DEFT Carver eod 05/30/00 [BJS]
- 05/30/2000 84 AMENDED COMPLAINT adding plaintiffs, c/s PLTF eod 05/30/00 [BJS]
- 05/31/2000 85 ORDER permitting Georgia Boyer of Governmental Interinsurance Exchange to attend settlement conference of 6/6/00 by telephone (81) (JPG), c/m eod 06/05/00 [BJS]
- 06/06/2000 86 NOTICE - Settlement Conf held before Mag Judge JPGodich in NA eod 06/09/00 [BJS]

- 07/10/2000 87 MOTION by Jeremy Clark Greene to be added in class of individuals entitled to settlement eod 07/10/00 [BJS]
- 07/19/2000 88 ENTRY - the court has received a submission from Jeremy Clark Geene stating that he "would like to be included in the class of individuals entitled to settlement" in this case. Mr. Greene's submission is addressed to the clerk of the Harrison County courts and indicates service on the "Prosecuting attorneys," apparently for Harrison County, who are not involved in this case. A copy of Mr. Greene's submission shall be attached to this entry and all copies for counsel. This case is not a class action, so Mr. Greene's filing has no legal effect. If he wishes to file his own action, he may do so. DFH c/m eod 07/19/00 [PLM]
- 08/16/2000 89 ORDER approves Agreed Order tendered by the parties relating to settlement. DFH c/m eod 08/16/00 [CEB]
- 10/10/2000 90 MOTION TO WITHDRAW by Bart M Betteau & Bruce Brightwell, c/s - PLTF Shoots eod 10/10/00 [KTK]
- 10/10/2000 91 MOTION TO WITHDRAW by Bart M Betteau & Bruce Brightwell, c/s - PLTF Richmond eod 10/10/00 [KTK]
- 10/10/2000 92 MOTION TO WITHDRAW by Bart M Betteau & Bruce Brightwell, c/s - PLTF Kingsley eod 10/10/00 [KTK]
- 10/10/2000 93 MOTION TO WITHDRAW by Bart M Betteau & Bruce Brightwell, c/s - PLTF McCutcheon eod 10/10/00 [KTK]
- 10/10/2000 94 MOTION TO WITHDRAW by Bart M Betteau & Bruce Brightwell, c/s - PLTF Horner eod 10/10/00 [KTK]
- 10/10/2000 95 MOTION TO WITHDRAW by Bart M Betteau & Bruce Brightwell, c/s - PLTF Krininger eod 10/10/00 [KTK]
- 10/16/2000 96 ORDER grants motion of Bart M. Batteau and Bruce Brightwell to withdraw as counsel for James Douglas Shoots. DFH c/m eod 10/16/00 [CEB]
- 10/16/2000 97 ORDER grants motion of Bart M. Batteau and Bruce Brightwell to withdraw as counsel for Rebecca Richmond. DFH c/m eod 10/16/00 [CEB]
- 10/16/2000 98 ORDER grants motion of Bart M. Batteau and Bruce Brightwell to withdraw as counsel for Victor Kingsley. DFH c/m eod 10/16/00 [CEB]
- 10/16/2000 99 ORDER grants motion of Bart M. Batteau and Bruce Brightwell to withdraw as counsel for Douglas L. McCutcheon. DFH c/m eod 10/16/00 [CEB]
- 10/16/2000 100 ORDER grants motion of Bart M. Batteau and Bruce Brightwell to withdraw as counsel for Christopher Horner. DFH c/m eod 10/16/00 [CEB]
- 10/16/2000 101 ORDER grants motion of Bart M. Batteau and Bruce Brightwell to withdraw as counsel for Glen L. Krininger. DFH c/m eod 10/16/00 [CEB]
- 10/30/2000 102 RETURN of service - document #96 dated 10/16/00 which was mailed to James Douglas Shoots at 427 Graham Street, Jeffersonville, IN, was returned "return to sender." Entry was re-mailed to James Douglas Shoots at 56 Countryside Drive, New Albany, IN this date. eod 10/30/00 [PLM]

- 10/30/2000 103 RETURN of service - document #98 dated 10/16/00 which was mailed to Victor Kingsley at 474 North 3rd Street, Scottsburg, IN, was returned "return to sender." Entry was re-mailed to Victor Kingsley at 2005 Highway 337, N.W., Corydon, IN, this date. eod 10/30/00 [PLM]
- 10/30/2000 104 RETURN of service - document #99 dated 10/16/00 which was mailed to Douglas L. McCutcheon at Pennington County Jail, Rapid City, S.D. was returned "return to sender." Entry was re-mailed to Douglas L. McCutcheon at 3810 spring Meadows Rd., New Salisbury, IN. this date. eod 11/01/00 [PLM]
- 10/30/2000 105 RETURN of service - document #97 dated 10/16/00 which was mailed to Rebecca Richmond at 3715 Highway 337 SE, Corydon, IN, and marked "return to sender." Entry was remailed to Rebecca Richmond at 625 church St., Palmyra, IN 47164. this date. eod 11/01/00 [PLM]
- 11/03/2000 106 LETTER from Christopher Horner. PLTF eod 11/03/00 [PLM]
- 04/11/2001 107 ENTRY dismisses with prejudice the claims of plaintiffs Glen L. Krininger, David (or Douglas) McCutcheon, Victor Kingsley, Rebecca Richmond and James Douglas Shoots for failure to prosecute, for such plaintiffs did not respond to the court's orders in any way. DFH c/m eod 04/11/01 [CEB]
- 04/11/2001 = ENTRY ASSIGNS CONF to 06/21/01 at 03:00PM Room 330 (DFH) c/m eod 04/11/01 [CEB]
- 04/12/2001 108 ENTRY VACATES P/T of 04/18/01 at 00:01AM Room 000 (DFH) c/m (on Court's own Motion) eod 04/12/01 [KTK]
- 04/12/2001 = ENTRY VACATES JURY TRIAL of 04/23/01 at 09:00AM Room 200 (DFH) c/m (on Court's own Motion) eod 04/12/01 [KTK]
- 04/23/2001 109 RETURN of service - document #107 which was sent to Rebecca Richmond at Palmyra, Indiana, was returned "forwarding order expired, return to sender." eod 04/23/01 [PLM]
- 06/22/2001 110 ENTRY - the claims of Mr. Horner within the scope of this action re hereby DISMISSED WITH PREJUDICE for failure to prosecute. DFH c/m eod 06/22/01 [PLM]
- 06/22/2001 111 CLOSED Judgment - pursuant to the settlement previously executed by the parties and approved by the court, and pursuant to the subsequent orders dealing with individual claims, it is ORDERED that this action is DISMISSED WITH PREJUDICE. DFH c/m OBV 52 PG 135 eod 06/22/01 [PLM]
- 06/08/2005 112 FRC shipped on 06/08/05; Accession # 021-05-0154; Location # 871211 - FAN; Box 1 of 13 . eod 12/29/05 [KTK]