

**U.S. District Court
District Of Montana (Missoula)
CIVIL DOCKET FOR CASE #: 9:09-cv-00164-DWM-JCL**

Cajune v. Lake County et al
Assigned to: Judge Donald W. Molloy
Referred to: Jeremiah C. Lynch
Cause: 42:1983 Civil Rights Act

Date Filed: 11/19/2009
Date Terminated: 04/05/2011
Jury Demand: Defendant
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Bethany Cajune

represented by **Brigitte Adrienne Amiri**
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
125 Broad Street
18th Floor
New York, NY 10004
212-519-7897
Fax: 212-549-2652
Email: bamiri@aclu.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Diana Kasdan
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
125 Broad Street
18th Floor
New York, NY 10004
212-549-2633
Fax: 212-549-2652
Email: dkasdan@aclu.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Elizabeth L. Griffing
AXILON LAW GROUP, PLLC
257 W. Front Street, Suite B
Missoula, MT 59802
406-294-9466
Fax: 406-294-9468
Email: bgriffing@axilonlaw.com
ATTORNEY TO BE NOTICED

Gregory S. Munro
UNIVERSITY OF MONTANA SCHOOL
OF LAW
32 Campus Drive
Missoula, MT 59812
406-243-6745
Fax: 406-243-6745
Email: greg.munro@umontana.edu
ATTORNEY TO BE NOTICED

Jennifer Ann Giuttari
MONTANA LEGAL JUSTICE, PLLC
415 North Higgins Ave.
Suite #2
Missoula, MT 59802
406-356-6546
Fax: 406-721-5912
Email: jeng@montanalegaljustice.com

ATTORNEY TO BE NOTICED

Talcott Camp
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
125 Broad Street
18th Floor
New York, NY 10004
212-549-2632
Fax: 212-549-2652
Email: tcamp@aclu.org
ATTORNEY TO BE NOTICED

V.

Defendant

Lake County
*a political subdivision of the State of
Montana*

represented by **Dee Ann Cooney**
ATTORNEY AT LAW
PO Box 7775
Helena, MT 59604-7775
406-443-7298
Email: dcooney@mt.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael W. Sehestedt
MACO LEGAL SERVICES
2717-F Skyway Drive
Helena, MT 59602
406-441-5472
Fax: 406-441-5497
Email: msehestedt@mtcounties.org
ATTORNEY TO BE NOTICED

Defendant

Leonard L. Larson
*Sheriff of Lake County, in his official and
individual capacities
also known as
Lucky Larson*

represented by **Dee Ann Cooney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael W. Sehestedt
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

M.D. Stephen Irwin
*Medical Doctor of Lake County Detention
Facility, in his official and individual
capacities*

represented by **C. J. Johnson**
KALKSTEIN JOHNSTON & DYE
PO Box 8568
Missoula, MT 59807-8568
406-721-9800
Fax: 721-9896
Email: cj@kalksteinlaw.com
ATTORNEY TO BE NOTICED

Gary Kalkstein
KALKSTEIN JOHNSTON & DYE
PO Box 8568
Missoula, MT 59807-8568
406-721-9800
Fax: 721-9896
Email: gary@kalksteinlaw.com
ATTORNEY TO BE NOTICED

Defendant**Luke Mathias**

*Captain and Chief Detention Officer of
Lake County Detention Facility, in his
official and individual capacities*

represented by **Dee Ann Cooney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael W. Sehestedt
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/19/2009	<u>1</u>	COMPLAINT against Stephen Irwin, Lake County, Leonard L. Larson, Luke Mathias, filed by Bethany Cajune. (Attachments: # <u>1</u> Civil Cover Sheet) (APP,) (Entered: 11/20/2009)
11/19/2009	<u>2</u>	Summons Issued as to Stephen Irwin, Leonard L. Larson, Luke Mathias. (APP,) (Entered: 11/20/2009)
11/19/2009	<u>3</u>	MOTION Talcott Camp to Appear Pro Hac Vice (Filing fee \$ 250 receipt number MTX9-2904) by Plaintiff Bethany Cajune. Motions referred to Jeremiah C. Lynch. (Attachments: # <u>1</u> Affidavit) (APP,) (Entered: 11/20/2009)
11/19/2009	<u>4</u>	MOTION Diana Kasdan to Appear Pro Hac Vice (Filing fee \$ 250 receipt number MTX9-2903) by Plaintiff Bethany Cajune. Motions referred to Jeremiah C. Lynch. (Attachments: # <u>1</u> Affidavit) (APP,) (Entered: 11/20/2009)
11/19/2009		Filing fee received: \$ 350.00, receipt number MTX9-2902 (APP,) (Entered: 11/20/2009)
11/20/2009	<u>5</u>	Electronic Mailing of Consent: Judge Lynch as Presiding Judge. Mailed to counsel Jennifer Ann Giuttari. Consent/Objection to USMJ Form due by 12/23/2009. (APP,) (Entered: 11/20/2009)
11/20/2009	<u>6</u>	PRELIMINARY PRETRIAL CONFERENCE ORDER Preliminary Pretrial Statement due by 3/2/2010. Joint Discovery Plan due by 3/2/2010. Pretrial Conference set for 3/9/2010 10:00 AM in Missoula, MT before Jeremiah C. Lynch.. Signed by Jeremiah C. Lynch on 11/20/2009. (TCL,) (Entered: 11/20/2009)
11/20/2009	<u>7</u>	ORDER granting <u>3</u> Motion to Appear Pro Hac Vice for Attorney Talcott Camp, Diana Kasdan for Bethany Cajune.; granting <u>4</u> Motion to Appear Pro Hac Vice for Attorney Talcott Camp, Diana Kasdan for Bethany Cajune. Signed by Jeremiah C. Lynch on 11/20/2009. (APP,) Copy of order mailed to Camp/Kasdan. (Entered: 11/20/2009)
12/01/2009	<u>8</u>	NOTICE by Bethany Cajune <i>Acknowledgment of Admission</i> (Kasdan, Diana) (Entered: 12/01/2009)
12/02/2009	<u>9</u>	NOTICE by Bethany Cajune <i>Camp Acknowledgment of Admission</i> (Camp, Talcott) (Entered: 12/02/2009)
12/17/2009	<u>10</u>	WAIVER OF SERVICE Returned Executed by Bethany Cajune. Leonard L. Larson waiver sent on 11/23/2009, answer due 1/22/2010. (Giuttari, Jennifer) (Entered: 12/17/2009)
12/17/2009	<u>11</u>	WAIVER OF SERVICE Returned Executed by Bethany Cajune. Luke Mathias waiver sent on 11/23/2009, answer due 1/22/2010. (Giuttari, Jennifer) (Entered: 12/17/2009)
12/23/2009	<u>12</u>	NOTICE of Appearance by Gregory S. Munro on behalf of Bethany Cajune (Munro, Gregory) (Entered: 12/23/2009)
12/30/2009	<u>13</u>	NOTICE of Appearance by Dee Ann Cooney on behalf of Lake County, Leonard L. Larson, Luke Mathias (Cooney, Dee Ann) (Entered: 12/30/2009)

12/30/2009	<u>14</u>	ANSWER to <u>1</u> Complaint with Jury Demand by Lake County, Leonard L. Larson, Luke Mathias. (Cooney, Dee Ann) (Entered: 12/30/2009)
01/05/2010	<u>15</u>	Electronic Mailing of Consent: Judge Lynch as Presiding Judge. Mailed to counsel Dee Ann Cooney. Consent/Objection to USMJ Form due by 2/7/2010. (APP,) (Entered: 01/05/2010)
01/08/2010	<u>16</u>	NOTICE of Appearance by Michael W. Sehestedt on behalf of Lake County, Leonard L. Larson, Luke Mathias (Sehestedt, Michael) (Entered: 01/08/2010)
01/12/2010	<u>17</u>	WAIVER OF SERVICE Returned Executed by Bethany Cajune. Stephen Irwin waiver sent on 11/23/2009, answer due 1/22/2010. (Giuttari, Jennifer) (Entered: 01/12/2010)
01/15/2010	<u>18</u>	ORDER REASSIGNING the case to Judge Molloy, REFERRING the case to Judge Lynch. Signed by Judge Donald W. Molloy on 1/15/2010. (APP,) (Entered: 01/20/2010)
01/26/2010	<u>19</u>	ANSWER to <u>1</u> Complaint with Jury Demand by Stephen Irwin. (Johnson, C.) (Entered: 01/26/2010)
02/11/2010	<u>20</u>	MOTION for Leave to Appear Telephonically or By Video Conference Diana Kasdan appearing for Plaintiff Bethany Cajune Motions referred to Jeremiah C. Lynch. (Kasdan, Diana) (Entered: 02/11/2010)
02/11/2010	<u>21</u>	ORDER granting <u>20</u> Motion for Leave to Appear telephonic. Signed by Jeremiah C. Lynch on 2/11/2010. (TXB,) (Entered: 02/11/2010)
02/26/2010	<u>22</u>	Joint Discovery <i>Plan</i> Diana Kasdan appearing for Plaintiff Bethany Cajune. Motions referred to Jeremiah C. Lynch. (Kasdan, Diana) Modified on 3/1/2010 to change wording in entry to reflect the correct event (APP,). (Entered: 02/26/2010)
03/01/2010		Notice of Incorrect Docket Event re <u>22</u> Joint MOTION for Discovery <i>Plan</i> . Incorrect event used: Joint Motion for Discovery. Correct event to use: Joint Discovery Plan. YOU DO NOT NEED TO REFILE. This notice is for your information for future filings. THIS IS A TEXT ONLY ENTRY. A PDF DOCUMENT IS NOT ATTACHED TO THIS ENTRY. Motion terminated: <u>22</u> Joint MOTION for Discovery <i>Plan</i> filed by Bethany Cajune. (APP,) (Entered: 03/01/2010)
03/01/2010	<u>23</u>	PRELIMINARY PRETRIAL STATEMENT by Bethany Cajune. (Kasdan, Diana) (Entered: 03/01/2010)
03/02/2010	<u>24</u>	PRELIMINARY PRETRIAL STATEMENT by Stephen Irwin. (Johnson, C.) (Entered: 03/02/2010)
03/02/2010	<u>25</u>	PRELIMINARY PRETRIAL STATEMENT by Lake County, Leonard L. Larson, Luke Mathias. (Cooney, Dee Ann) (Entered: 03/02/2010)
03/09/2010	<u>26</u>	SCHEDULING ORDER: Final Pretrial Conference set for 7/7/2011 01:30 PM in Missoula, MT before Judge Donald W. Molloy. Jury Trial set for 7/18/2011 08:30 AM in Missoula, MT before Judge Donald W. Molloy. Amended Pleadings due by 5/31/2010. Discovery due by 3/4/2011. Motions due by 4/4/2011. Proposed Pretrial Order due by 6/30/2011. Signed by Jeremiah C. Lynch on 3/9/2010. (TCL,) (Entered: 03/09/2010)
03/10/2010	27	Minute Entry for proceedings held before Jeremiah C. Lynch: Initial Pretrial Conference held on 3/9/2010. (TCL,) (Entered: 03/10/2010)
06/02/2010	<u>28</u>	MOTION Brigitte Amiri to Appear Pro Hac Vice (Filing fee \$ 250 receipt number 40914.) Jennifer Ann Giuttari appearing for Plaintiff Bethany Cajune Motions referred to Jeremiah C. Lynch. (Attachments: # <u>1</u> Affidavit In Support of Pro Hac Vice Motion) (Giuttari, Jennifer) (Entered: 06/02/2010)
06/03/2010	<u>29</u>	ORDER granting <u>28</u> Motion to Appear Pro Hac Vice regarding Brigitte Amiri. Signed by Jeremiah C. Lynch on 6/3/2010. (APP,) Copy of order mailed to Amiri this date. (Entered: 06/03/2010)

06/08/2010	<u>30</u>	NOTICE of Acknowledgment of Pro Hac Vice Order by Bethany Cajune re <u>29</u> Order on Motion to Appear Pro Hac Vice (Amiri, Brigitte) (Entered: 06/08/2010)
10/22/2010	<u>31</u>	MOTION for Protective Order <i>STIPULATED</i> C. J. Johnson appearing for Defendant Stephen Irwin Motions referred to Jeremiah C. Lynch. (Attachments: # <u>1</u> Text of Proposed Order Exhibit A) (Johnson, C.) (Entered: 10/22/2010)
10/22/2010	<u>32</u>	PROTECTIVE ORDER granting <u>31</u> Motion for Protective Order. Signed by Jeremiah C. Lynch on 10/22/2010. (TCL,) (Entered: 10/22/2010)
01/26/2011	<u>33</u>	NOTICE by Stephen Irwin <i>Law Firm Name Change</i> (Johnson, C.) (Entered: 01/26/2011)
03/03/2011	<u>34</u>	STIPULATION of Dismissal of <i>Defendant Irwin</i> by Bethany Cajune. (Giuttari, Jennifer) (Entered: 03/03/2011)
03/14/2011	<u>35</u>	MOTION for Summary Judgment Dee Ann Cooney appearing for Defendants Lake County, Leonard L. Larson, Luke Mathias Motions referred to Jeremiah C. Lynch. (Cooney, Dee Ann) (Entered: 03/14/2011)
03/14/2011	<u>36</u>	Brief/Memorandum in Support re <u>35</u> MOTION for Summary Judgment filed by Lake County, Leonard L. Larson, Luke Mathias. (Attachments: # <u>1</u> Exhibit Artz Depo Excerpts, # <u>2</u> Exhibit Bliese Depo Excerpts, # <u>3</u> Exhibit Cairns Depo Excerpts, # <u>4</u> Exhibit Cajune Depo Excerpts, # <u>5</u> Exhibit Erickson Depo Excerpts, # <u>6</u> Exhibit Gochis Depo Excerpts, # <u>7</u> Exhibit Hart Depo Excerpts, # <u>8</u> Exhibit Heckel Depo Excerpts, # <u>9</u> Exhibit Irwin Depo Excerpts, # <u>10</u> Exhibit Jacobs Depo Excerpts, # <u>11</u> Exhibit Larson Depo Excerpts, # <u>12</u> Exhibit Mathias, J.B., Depo Excerpts, # <u>13</u> Exhibit Mathias, Luc, Depo Excerpts, # <u>14</u> Exhibit Maughan Depo Excerpts, # <u>15</u> Exhibit Ramesar Depo Excerpts, # <u>16</u> Exhibit Rantz Depo Excerpts, # <u>17</u> Exhibit River Depo Excerpts, # <u>18</u> Exhibit Trogden Depo Excerpts, # <u>19</u> Exhibit VanMeter Depo Excerpts, # <u>20</u> Exhibit Wallace Depo Excerpts, # <u>21</u> Exhibit Williams Depo Excerpts, # <u>22</u> Exhibit Depo Exhibit 5, # <u>23</u> Exhibit Depo Exhibit 8, # <u>24</u> Exhibit Depo Exhibit 9, # <u>25</u> Exhibit Depo Exhibit 11, # <u>26</u> Exhibit Depo Exhibit 13, # <u>27</u> Exhibit Depo Exhibit 14, # <u>28</u> Exhibit Depo Exhibit 15, # <u>29</u> Exhibit Depo Exhibit 19, # <u>30</u> Exhibit Depo Exhibit 20, # <u>31</u> Exhibit Depo Exhibit 21, # <u>32</u> Exhibit Depo Exhibit 22, # <u>33</u> Exhibit Depo Exhibit 23, # <u>34</u> Exhibit Depo Exhibit 24, # <u>35</u> Exhibit Depo Exhibit 25, # <u>36</u> Exhibit Depo Exhibit 28, # <u>37</u> Exhibit Depo Exhibit 29, # <u>38</u> Exhibit Depo Exhibit 32, # <u>39</u> Exhibit Depo Exhibit 33, # <u>40</u> Exhibit Depo Exhibit 34, # <u>41</u> Exhibit Depo Exhibit 36 Excerpt, # <u>42</u> Exhibit Depo Exhibit 38, # <u>43</u> Exhibit Depo Exhibit 47, # <u>44</u> Exhibit Lake Co. Discovery Response, # <u>45</u> Exhibit Sanders Co. Records, # <u>46</u> Exhibit Tribal Behavioral Health Records, # <u>47</u> Exhibit Stipulated Facts from Order) (Cooney, Dee Ann) (Entered: 03/14/2011)
03/14/2011	<u>37</u>	Statement of Undisputed Fact re: <u>36</u> Brief/Memorandum in Support. (Cooney, Dee Ann) Modified on 3/17/2011 to create relationship to <u>35</u> Motion(APP,). (Entered: 03/14/2011)
03/22/2011	<u>38</u>	MOTION in Limine Jennifer Ann Giuttari appearing for Plaintiff Bethany Cajune Motions referred to Jeremiah C. Lynch. (Giuttari, Jennifer) (Entered: 03/22/2011)
03/22/2011	<u>39</u>	Brief/Memorandum in Support re <u>38</u> MOTION in Limine filed by Bethany Cajune. (Attachments: # <u>1</u> Exhibit Artz Deposition Excerpt, # <u>2</u> Exhibit Bliese Deposition Excerpt, # <u>3</u> Exhibit Erickson Deposition Excerpt, # <u>4</u> Exhibit Heckel Deposition Excerpt, # <u>5</u> Exhibit Jacobs Deposition Excerpt, # <u>6</u> Exhibit Mathais Deposition Excerpt, # <u>7</u> Exhibit Maughan Deposition Excerpt, # <u>8</u> Exhibit Ramesar Deposition Excerpt, # <u>9</u> Exhibit Trogden Deposition Excerpt, # <u>10</u> Exhibit VanMeter Deposition Excerpt, # <u>11</u> Exhibit Wallace Deposition Excerpt, # <u>12</u> Exhibit Trusler Deposition Excerpt, # <u>13</u> Exhibit Deposition Exhibit 10, # <u>14</u> Exhibit Deposition Exhibit 13, # <u>15</u> Exhibit Deposition Exhibit 22, # <u>16</u> Exhibit Deposition Exhibit 23, # <u>17</u> Exhibit Deposition Exhibit 26) (Giuttari, Jennifer) (Entered: 03/22/2011)
03/30/2011	<u>40</u>	Order Vacating jury trial set for 7/18/2011, and Order Setting: Dismissal Papers due by 4/29/2011. Signed by Judge Donald W. Molloy on 3/30/2011. (dle) (Entered: 03/30/2011)
04/04/2011	<u>41</u>	STIPULATION of Dismissal by Bethany Cajune. (Kasdan, Diana) (Entered: 04/04/2011)

04/05/2011	<u>42</u>	ORDER DISMISSING CASE WITH PREJUDICE. Signed by Judge Donald W. Molloy on 4/5/2011. (dle) (Entered: 04/05/2011)
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