

**U.S. District Court  
SOUTHERN DISTRICT OF TEXAS (McAllen)  
CIVIL DOCKET FOR CASE #: 7:10-cv-00268**

De Luna et al v. Hidalgo County et al  
Assigned to: Judge Randy Crane  
Cause: 42:1983 Civil Rights Act

Date Filed: 07/26/2010  
Date Terminated: 04/30/2012  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Francisco De Luna**  
*individually and behalf of all others  
similarly situated*

represented by **Lisa Graybill**  
Attorney at Law  
1005 Edgecliff Terrace  
Austin, TX 78704  
512-971-2927  
Email: [lisagraybill@gmail.com](mailto:lisagraybill@gmail.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Clayton Alan Morton**  
Morgan, Lewis & Bockius, LLP  
1000 Louisiana St.  
Suite 4000  
Houston, TX 77002  
713-890-5117  
Fax: 713-890-5001  
Email: [cam@caddellchapman.com](mailto:cam@caddellchapman.com)  
*(Inactive)*  
**ATTORNEY TO BE NOTICED**

**Courtney Alyssa Bowie**  
ACLU Foundation Racial Justice Project  
125 Broad Street  
18TH Floor  
New York, NY 10004  
212-549-2682  
Email: [cbowie@aclu.org](mailto:cbowie@aclu.org)  
**ATTORNEY TO BE NOTICED**

**Cynthia B Chapman**  
Caddell Chapman  
1331 Lamar  
Ste 1070  
Houston, Tx 77010  
713-751-0400  
Fax: 713-751-0906  
Email: [cbc@caddellchapman.com](mailto:cbc@caddellchapman.com)  
**ATTORNEY TO BE NOTICED**

**Dana Brooke Levy**  
Caddell Chapman PC  
1331 Lamar, Ste 1070  
Houston, TX 77010  
713-751-0400  
Email: [dbl@caddellchapman.com](mailto:dbl@caddellchapman.com)  
**ATTORNEY TO BE NOTICED**

**Gouri Narayan Bhat**  
Berk Law PLLC  
4408 Camacho Street  
Austin, TX 78723

(512) 785-5144  
Fax: (512) 814-2010  
Email: [gouri@berklawdc.com](mailto:gouri@berklawdc.com)  
*TERMINATED: 04/01/2011*  
*ATTORNEY TO BE NOTICED*

**Mark Stewart Whitburn**  
Whitburn & Pevsner, PLLC  
P.O. Box 270247  
Austin, TX 78727  
682/521-4789  
Fax: 512/519-2098  
Email: [marwhit13@gmail.com](mailto:marwhit13@gmail.com)  
*ATTORNEY TO BE NOTICED*

**Michael A Caddell**  
Caddell & Chapman  
1331 Lamar  
Ste 1070  
Houston, TX 77010  
713-751-0400  
Fax: 713-751-0906  
Email: [mac@caddellchapman.com](mailto:mac@caddellchapman.com)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Elizabeth Diaz**  
*individually and behalf of all others*  
*similarly situated*

represented by **Lisa Graybill**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Clayton Alan Morton**  
Caddell & Chapman  
1331 Lamar  
Suite 1070  
Houston, TX 77010  
713-751-0400  
Fax: 713-751-0906  
Email: [cam@caddellchapman.com](mailto:cam@caddellchapman.com)  
*(Inactive)*  
*ATTORNEY TO BE NOTICED*

**Courtney Alyssa Bowie**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cynthia B Chapman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Dana Brooke Levy**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Gouri Narayan Bhat**  
(See above for address)  
*TERMINATED: 04/01/2011*  
*ATTORNEY TO BE NOTICED*

**Mark Stewart Whitburn**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michael A Caddell**

(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Hidalgo County, Texas**

represented by **John Andrew Millin , IV**  
Ortiz & Millin LP  
1305 East Nolana Ave  
Ste F  
McAllen, TX 78504  
956-687-4567  
Fax: 956-631-1384  
Email: [jmillin@ortizmillin.com](mailto:jmillin@ortizmillin.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jose Wilfredo Hernandez**  
Ortiz Millin LP  
1305 E Nolana  
Ste F  
McAllen, TX 78504  
956-687-4567  
Fax: 956-631-1384  
Email: [jwhernandez@ortizmillin.com](mailto:jwhernandez@ortizmillin.com)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Guadalupe Trevino**  
*in his official capacity as Hidalgo County  
Sheriff*

represented by **John Andrew Millin , IV**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jose Wilfredo Hernandez**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Mary Alice Palacios**  
*in her official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **Brandy M. Wingate**  
Smith Law Group, PC  
809A Savannah Ave #481  
McAllen, TX 78503  
956-683-6330  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**John Andrew Millin , IV**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jose Wilfredo Hernandez**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Gilberto Saenz**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jose Wilfredo Hernandez**

(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Jesus Morales**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Jose Wilfredo Hernandez**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Bobby Contreras**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Jose Wilfredo Hernandez**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Rosa E. Trevino**  
*in her official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Jose Wilfredo Hernandez**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Luis Garza**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Jose Wilfredo Hernandez**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Ismael Ochoa**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Jose Wilfredo Hernandez**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Charlie Espinoza**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Jose Wilfredo Hernandez**  
(See above for address)

**Defendant**

**E. "Speedy" Jackson**  
*in his official capacity as Hidalgo County  
Magistrate and Justice of the Peace*

represented by **John Andrew Millin , IV**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Jose Wilfredo Hernandez**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
07/26/2010	<u>1</u>	COMPLAINT against Bobby Contreras, Charlie Espinoza, Luis Garza, Hidalgo County, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino (Filing fee \$ 350 receipt number 0541-6698286) filed by Elizabeth Diaz, Francisco De Luna. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons for County)(Graybill, Lisa) (Entered: 07/26/2010)
07/27/2010	<u>2</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons. Initial Pretrial Conference set for 10/6/2010 at 09:30 AM before Judge Randy Crane. Parties notified.(bgarces, ) (Entered: 07/27/2010)
07/27/2010		Summons Issued as to Hidalgo County, Texas, filed.(bgarces, ) (Entered: 07/27/2010)
08/26/2010	<u>3</u>	RETURN of Service of SUMMONS Executed as to Hidalgo County, Texas served on 8/19/2010, answer due 10/18/2010, filed.(Graybill, Lisa) (Entered: 08/26/2010)
09/09/2010	<u>4</u>	STIPULATION re: Extension of Time to File Answer by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 09/09/2010)
09/09/2010	<u>5</u>	STIPULATION re: Extension of Time to File Answer by Bobby Contreras, filed.(Millin, John) (Entered: 09/09/2010)
09/17/2010	<u>6</u>	Unopposed MOTION for Extension of Time For Filing of Defendants' Answer and Unopposed Motion for Continuance of the Court's Initial Pretrial and Scheduling Conference by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 10/8/2010. (Attachments: # <u>1</u> Exhibit A: Stipulation to Extend Time for Filing Answer, # <u>2</u> Proposed Order)(Millin, John) (Entered: 09/17/2010)
09/17/2010	<u>7</u>	Unopposed MOTION for Extension of Time For Filing of Defendants' Answer and Unopposed Motion for Continuance of the Court's Initial Pretrial and Scheduling Conference by Bobby Contreras, filed. Motion Docket Date 10/8/2010. (Attachments: # <u>1</u> Exhibit A: Stipulation to Extend Time for Filing Answer, # <u>2</u> Proposed Order)(Millin, John) (Entered: 09/17/2010)
09/21/2010	<u>8</u>	ORDER granting <u>6</u> and <u>7</u> Motion for Extension of Time Answer due by 10/19/2010 Dispositive Motion Filing due by 10/19/2010.(Signed by Judge Randy Crane) Parties notified.(rcoronado, ) (Entered: 09/21/2010)
09/21/2010	<u>9</u>	NOTICE OF RESCHEDULING OF INITIAL PRETRIAL CONFERENCE: Initial Conference set for 11/3/2010 at 09:30 AM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(rcoronado, ) (Entered: 09/21/2010)
10/19/2010	<u>10</u>	Opposed MOTION to Dismiss <i>Based on Rule 12(b)(1) and 12(b)(6) and Opposed Motion to Strike</i> by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 11/9/2010. (Attachments: # <u>1</u> Proposed Order Granting Motion to Dismiss and Motion to

		Strike)(Millin, John) (Entered: 10/19/2010)
10/19/2010	<u>11</u>	Opposed MOTION to Dismiss <i>Based on Rule 12b(1) and 12(b)(6) and Opposed Motion to Strike</i> by Bobby Contreras, filed. Motion Docket Date 11/9/2010. (Attachments: # <u>1</u> Proposed Order Granting Motion to Dismiss and Motion to Strike)(Millin, John) (Entered: 10/19/2010)
10/19/2010	<u>12</u>	ANSWER to <u>1</u> Complaint, by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 10/19/2010)
10/19/2010	<u>13</u>	ANSWER to <u>1</u> Complaint, by Bobby Contreras, filed.(Millin, John) (Entered: 10/19/2010)
10/20/2010	<u>14</u>	DEMAND for Trial by Jury by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 10/20/2010)
10/20/2010	<u>15</u>	DEMAND for Trial by Jury by Bobby Contreras, filed.(Millin, John) (Entered: 10/20/2010)
10/20/2010	<u>16</u>	REPORT of Rule 26(f) Planning Meeting by Francisco De Luna, Elizabeth Diaz, filed.(Caddell, Michael) (Entered: 10/20/2010)
10/20/2010	<u>17</u>	CERTIFICATE OF INTERESTED PARTIES by Francisco De Luna, Elizabeth Diaz, filed.(Caddell, Michael) (Entered: 10/20/2010)
10/25/2010	<u>18</u>	DESIGNATION of John A. Millin IV as attorney in charge of Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 10/25/2010)
10/25/2010	<u>19</u>	DESIGNATION of John A. Millin IV as attorney in charge of Bobby Contreras, filed.(Millin, John) (Entered: 10/25/2010)
10/25/2010	<u>20</u>	CERTIFICATE OF INTERESTED PARTIES by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 10/25/2010)
10/25/2010	<u>21</u>	CERTIFICATE OF INTERESTED PARTIES by Bobby Contreras, filed.(Millin, John) (Entered: 10/25/2010)
11/03/2010		Minute Entry for proceedings held before Judge Randy Crane. The Court administered Oath of Admission to SD/TX to Attorney Bhat. Initial PRETRIAL and Scheduling CONFERENCE held on 11/3/2010. The Court noted that the pending [10,11] motions to dismiss are not yet ripe and responses have not yet been filed. The Court addressed the issue of class action certification. Counsel for the plaintiff indicated that a motion to amend the complaint will be filed. If necessary defendant would have to re-file their motions to dismiss, otherwise plaintiff needs to file a response the pending motions to dismiss. Appearances: John Andrew Millin; Gouri N. Bhat/Dana Levy.(ERO:Richard Cortez [9:48-9:49/10:04-10:21])(Law Clerk: S. Rodriguez), filed.(Icervantes) (Entered: 11/03/2010)
11/03/2010	<u>22</u>	SCHEDULING ORDER. Amended Pleadings due by 3/11/2011. Joinder of Parties due by 3/11/2011 Discovery due by 5/6/2011. Dispositive Motion Filing due by 5/20/2011. Non-Dispositive Motion Filing due by 5/20/2011. Joint Pretrial Order due by 6/28/2011. Pretrial Conference set for 7/5/2011 at 09:30 AM before Judge Randy Crane Jury Selection set for 7/6/2011 at 09:30AM before Judge Randy Crane Motion Hearing set for 6/7/2011 at 09:30 AM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 11/03/2010)
11/09/2010	<u>23</u>	First AMENDED COMPLAINT with Jury Demand against Bobby Contreras, Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus

		Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino filed by Elizabeth Diaz, Francisco De Luna. (Attachments: # <u>1</u> Complaint)(Caddell, Michael) (Entered: 11/09/2010)
11/23/2010	<u>24</u>	Second MOTION to Dismiss <i>Under FRCP 12(b) and Motion to Strike</i> by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 12/14/2010. (Attachments: # <u>1</u> Proposed Order)(Millin, John) (Entered: 11/23/2010)
11/23/2010	<u>25</u>	Second MOTION to Dismiss <i>Under FRCP12(b) and Motion to Strike</i> by Bobby Contreras, filed. Motion Docket Date 12/14/2010. (Attachments: # <u>1</u> Proposed Order)(Millin, John) (Entered: 11/23/2010)
11/23/2010	<u>26</u>	ANSWER to <u>23</u> Amended Complaint/Counterclaim/Crossclaim etc., by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 11/23/2010)
11/23/2010	<u>27</u>	ANSWER to <u>23</u> Amended Complaint/Counterclaim/Crossclaim etc., by Bobby Contreras, filed.(Millin, John) (Entered: 11/23/2010)
11/23/2010	<u>28</u>	DEMAND for Trial by Jury by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed.(Millin, John) (Entered: 11/23/2010)
11/23/2010	<u>29</u>	DEMAND for Trial by Jury by Bobby Contreras, filed.(Millin, John) (Entered: 11/23/2010)
12/14/2010	<u>30</u>	RESPONSE in Opposition to <u>25</u> Second MOTION to Dismiss <i>Under FRCP12(b) and Motion to Strike</i> , <u>24</u> Second MOTION to Dismiss <i>Under FRCP 12(b) and Motion to Strike</i> , filed by Francisco De Luna, Elizabeth Diaz. (Caddell, Michael) (Entered: 12/14/2010)
01/06/2011	<u>31</u>	REPLY to Response to <u>24</u> Second MOTION to Dismiss <i>Under FRCP 12(b) and Motion to Strike</i> Second MOTION to Dismiss <i>Under FRCP 12(b) and Motion to Strike</i> , filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Millin, John) (Entered: 01/06/2011)
01/06/2011	<u>32</u>	REPLY to Response to <u>25</u> Second MOTION to Dismiss <i>Under FRCP12(b) and Motion to Strike</i> , filed by Bobby Contreras. (Millin, John) (Entered: 01/06/2011)
03/30/2011	<u>33</u>	MOTION to Amend by Bobby Contreras, Francisco De Luna, Elizabeth Diaz, Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 4/20/2011. (Attachments: # <u>1</u> Proposed Order)(Caddell, Michael) (Entered: 03/30/2011)
03/30/2011	<u>34</u>	MOTION for Protective Order by Bobby Contreras, Francisco De Luna, Elizabeth Diaz, Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 4/20/2011. (Attachments: # <u>1</u> Proposed Order)(Caddell, Michael) (Entered: 03/30/2011)
03/31/2011	<u>35</u>	MOTION for Gouri Narayan Bhat to Withdraw as Attorney by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 4/21/2011. (Bhat, Gouri) (Entered: 03/31/2011)
03/31/2011	<u>36</u>	AMENDED SCHEDULING ORDER. ( Discovery due by 7/8/2011., Dispositive Motion Filing due by 7/22/2011., Non-Dispositive Motion Filing due by 7/22/2011., Joint Pretrial Order due by 8/29/2011., Pretrial Conference set for 9/6/2011 at 09:30 AM before Judge Randy Crane, Jury Selection set for 9/7/2011 at 09:30AM before Judge Randy Crane, Motion Hearing set for 8/19/2011 at 09:30 AM before Judge Randy Crane), Motion(s) terminated:.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 03/31/2011)

03/31/2011	<u>37</u>	PROTECTIVE ORDER Motion(s) terminated; <u>34</u> MOTION for Protective Order.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 03/31/2011)
04/01/2011	<u>38</u>	ORDER granting <u>35</u> Motion to Withdraw as Attorney. Attorney Gouri Narayan Bhat terminated.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 04/01/2011)
04/19/2011	<u>39</u>	Sealed Event, filed. (With attachments) (Entered: 04/19/2011)
05/05/2011	<u>40</u>	Sealed Event, filed. (Entered: 05/05/2011)
05/13/2011	<u>41</u>	MOTION to Compel Deposition of Mary Alice Palacios by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 6/3/2011. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L)(Levy, Dana) (Entered: 05/13/2011)
05/18/2011	<u>42</u>	ORDER Setting Hearing on Motion <u>41</u> MOTION to Compel Deposition of Mary Alice Palacios : Motion Hearing set for 5/25/2011 at 12:00 PM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 05/19/2011)
05/20/2011	<u>43</u>	*DOCUMENT FILED INCORRECTLY. ATTORNEY WILL REFILE CORRECT DOCUMENT AS #44. MOTION for Courtney A. Bowie to Appear as Attorney by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 6/10/2011. (Levy, Dana) Modified on 5/23/2011 (rcoronado, ). (Entered: 05/20/2011)
05/20/2011	<u>44</u>	AMENDED <u>43</u> MOTION( Motion Docket Date 6/10/2011.), MOTION for Courtney A. Bowie to Appear as Attorney by Francisco De Luna, Elizabeth Diaz, filed. (Attachments: # <u>1</u> Proposed Order)(Levy, Dana) (Entered: 05/20/2011)
05/23/2011	<u>45</u>	ORDER granting <u>44</u> Plaintiff's Motion for Courtney A. Browie to Appear as Attorney-in-Charge.(Signed by Judge Randy Crane) Parties notified.(rcoronado, ) (Entered: 05/23/2011)
05/24/2011	<u>46</u>	ORDER Setting Hearing on Defendants' Motion for Mental Examination of Plaintiffs set for 5/25/2011 at 12:00 PM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(rcoronado, ) (Entered: 05/24/2011)
05/25/2011	<u>47</u>	RESPONSE in Opposition to <u>41</u> MOTION to Compel Deposition of Mary Alice Palacios, filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Attachments: # <u>1</u> Proposed Order)(Millin, John) (Entered: 05/25/2011)
05/25/2011		Minute Entry for proceedings held before Judge Randy Crane. First, the Court administered the oath of admission to the Southern District of Texas to Attorney Courtney A. Bowie. Case called on the docket for MOTION HEARING held on 5/25/2011. The Court addressed counsel on pending discovery motions, responses and the status of settlement. The Court denied the motion to Quash and Granted <u>41</u> Motion to Compel Deposition as Fifth Amendment right asserted by Palacios; <u>39</u> Sealed Event–motion no longer opposed and the Court granted the defendants unopposed motion. The Court noted that the pending motions to dismiss remain under advisement. Appearances: Courtney A. Bowie/Brian Keller/Rachel Goodman; John A. Millin, IV.(ERO: Richard Cortez [12:07–12:36]) (Law Clerk: S. Rodriguez), filed.(lcervantes) (Entered: 06/15/2011)
06/08/2011	<u>48</u>	Opposed MOTION to Compel Discovery Responses by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 6/29/2011. (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C, # <u>3</u> Exhibit D, # <u>4</u> Exhibit E, # <u>5</u> Exhibit F, # <u>6</u> Exhibit G, # <u>7</u> Exhibit H, # <u>8</u> Exhibit A)(Graybill, Lisa) (Entered: 06/08/2011)
06/15/2011	<u>49</u>	Opposed MOTION to Modify The Scheduling Order by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 7/6/2011. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Graybill, Lisa) (Entered: 06/15/2011)



06/24/2011	<u>50</u>	ORDER granting in part and denying in part <u>24</u> Motion to Dismiss and Denying Motion to Strike.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 06/24/2011)
06/28/2011	<u>51</u>	Opposed MOTION to Compel Discovery Responses by Mary Alice Palacios by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 7/19/2011. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Graybill, Lisa) (Entered: 06/28/2011)
07/08/2011	<u>52</u>	Joint MOTION to Amend <u>36</u> Scheduling Order,, Terminate Motions, by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 7/29/2011. (Bowie, Courtney) (Entered: 07/08/2011)
07/08/2011	<u>53</u>	Unopposed MOTION to Withdraw <u>49</u> Opposed MOTION to Modify The Scheduling Order by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 7/29/2011. (Bowie, Courtney) (Entered: 07/08/2011)
07/11/2011	<u>54</u>	ORDER granting <u>53</u> Motion to Withdraw; withdrawing <u>49</u> Opposed MOTION to Modify The Scheduling Order.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 07/11/2011)
07/11/2011	<u>55</u>	ORDER granting <u>48</u> Motion to Compel Discovery Responses.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 07/11/2011)
07/11/2011	<u>56</u>	ORDER Setting Hearing on Pending Motions – <u>51</u> Opposed MOTION to Compel Discovery Responses by Mary Alice Palacios : Motion Hearing set for 7/22/2011 at 09:30 AM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 07/11/2011)
07/11/2011	<u>57</u>	AMENDED SCHEDULING ORDER: ( Discovery due by 10/7/2011., Dispositive Motion Filing due by 10/21/2011., Non–Dispositive Motion Filing due by 10/21/2011., Joint Pretrial Order due by 11/28/2011., Pretrial Conference set for 12/5/2011 at 09:30 AM before Judge Randy Crane, Jury Selection set for 12/6/2011 at 09:30AM before Judge Randy Crane, Motion Hearing set for 11/18/2011 at 09:30 AM before Judge Randy Crane), Motion(s) terminated: <u>52</u> Joint MOTION to Amend <u>36</u> Scheduling Order.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 07/11/2011)
07/11/2011		***Set Scheduling Order Settings: Motion Hearing set for 7/22/2011 at 09:30 AM before Judge Randy Crane Motion Hearing set for 11/18/2011 at 09:30 AM before Judge Randy Crane (bgarces, ) (Entered: 07/11/2011)
07/15/2011	<u>58</u>	Opposed MOTION for Continuance of Plaintiffs' Motion to Compel the Discovery Responses of Mary Alice Palacios by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 8/5/2011. (Attachments: # <u>1</u> Exhibit A: Verification, # <u>2</u> Proposed Order)(Millin, John) (Entered: 07/15/2011)
07/18/2011	<u>59</u>	RESPONSE in Opposition to <u>51</u> Opposed MOTION to Compel Discovery Responses by Mary Alice Palacios, filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Millin, John) (Entered: 07/18/2011)
07/19/2011	<u>60</u>	ORDER RESETTING HEARING ON PENDING MOTIONS: Motion Hearing on Plaintiffs' Motion to Compel the Discovery Responses by Mary Alice Palacios is reset for 8/19/2011 at 09:30 AM before Judge Randy Crane), <u>58</u> Opposed MOTION for Continuance of Plaintiffs' Motion to Compel the Discovery Responses of Mary Alice Palacios–MOOT.(Signed by Judge Randy Crane) Parties notified.(rcoronado, ) (Entered: 07/19/2011)
07/19/2011	<u>61</u>	RESPONSE in Opposition to <u>58</u> Opposed MOTION for Continuance of Plaintiffs' Motion to Compel the Discovery Responses of Mary Alice Palacios, filed by Francisco De Luna, Elizabeth Diaz. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Bowie, Courtney) (Entered: 07/19/2011)

07/19/2011		NOTICE of Setting. Telephone Conference set for Wednesday, 07/20/2011 at 01:30 PM before Judge Randy Crane, filed. All parties also telephonically notified.(Icervantes) (Entered: 07/19/2011)
07/20/2011		Minute Entry for proceedings held before Judge Randy Crane. TELEPHONE CONFERENCE in-chambers held on 7/20/2011. The Court addressed discovery disputes and directed counsel to agree on a date for deposition to be held in the courtroom before this Court. Appearances: John A. Millin, IV; Courtney A. Bowie.(ERO:N/A-not recorded), filed.(Icervantes) (Entered: 08/29/2011)
07/26/2011	<u>62</u>	ORDER CANCELLING MOTIONS HEARING AND SETTING DEPOSITION: ( Deposition of Mary Alice Palacios set for 8/25/2011 at 08:30 AM before Judge Randy Crane) (Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 07/26/2011)
08/03/2011	<u>63</u>	MOTION for Reconsideration of <u>55</u> Order on Motion to Compel by Hidalgo County, Texas, filed. Motion Docket Date 8/24/2011. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Proposed Order)(Ramirez, Dennis) (Entered: 08/03/2011)
08/03/2011	<u>64</u>	Opposed MOTION for Sanctions by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 8/24/2011. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M)(Graybill, Lisa) (Entered: 08/03/2011)
08/23/2011	<u>65</u>	RESPONSE in Opposition to <u>63</u> MOTION for Reconsideration of <u>55</u> Order on Motion to Compel, filed by Francisco De Luna, Elizabeth Diaz. (Bowie, Courtney) (Entered: 08/23/2011)
08/23/2011	<u>66</u>	RESPONSE in Opposition to <u>64</u> Opposed MOTION for Sanctions, filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Attachments: # <u>1</u> Exhibit A: Supplement to Interrogatory Answers, # <u>2</u> Exhibit B: Second Supplement to Interrogatory Answers, # <u>3</u> Exhibit C: Supplement to Responses to Requests for Production, # <u>4</u> Proposed Order denying Plaintiffs' Motion for Sanctions)(Millin, John) (Entered: 08/23/2011)
08/24/2011	<u>67</u>	Supplemental RESPONSE in Opposition to <u>51</u> Opposed MOTION to Compel Discovery Responses by Mary Alice Palacios, filed by Mary Alice Palacios. (Attachments: # <u>1</u> Exhibit A: Mary Alice Palacios' Motion for New Trial Part 1, # <u>2</u> Exhibit A: Mary Alice Palacios' Motion for New Trial Part 2, # <u>3</u> Exhibit A: Mary Alice Palacios' Motion for New Trial Part 3)(Millin, John) (Entered: 08/24/2011)
08/25/2011		Minute Entry for proceedings held before Judge Randy Crane. Case called on the docket for deposition. Proceedings held on 8/25/2011. The Court granted the Motion to Appear Pro Hac Vice of Attorney Brandy M. Wingate, tendered for filing. The Court presided over the deposition of witness Mary Alice Palacios until concluded. The Court directed counsel for the plaintiffs to electronically file the exhibits provided to the Court. The Court addressed counsel on discovery issues and admonished defense counsel that the Court will consider imposing sanctions if necessary. The Court addressed the pending <u>63</u> Motion to Reconsider Order on Motion to Compel and ordered deadines for compliance or by mutual agreement of counsel. Counsel for the plaintiffs urged motion for attorney fees – matter taken under advisement. The Court directed counsel to file a motion for status hearing and a suggested hearing date. Appearances: John A. Millin, IV/Brandy M. Wingate; Courtney A. Bowie/Rachel E. Goodman.(ERO: Nancy Valdez [8:46-2:06] (Law Clerk: S. Rodriguez), filed.(Icervantes) (Entered: 08/25/2011)
08/25/2011	<u>68</u>	MOTION for Brandy Wingate to Appear Pro Hac Vice by Mary Alice Palacios, filed. Motion Docket Date 9/15/2011. (bgarces, ) (Entered: 08/29/2011)
08/25/2011	<u>69</u>	ORDER granting <u>68</u> Motion for Brandy Wingate to Appear Pro Hac Vice.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 08/29/2011)
10/07/2011	<u>70</u>	Opposed MOTION for Status Hearing by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 10/28/2011. (Attachments: # <u>1</u> Exhibit A)(Bowie, Courtney) (Entered: 10/07/2011)

10/07/2011	<u>71</u>	Opposed MOTION to Amend <u>57</u> Scheduling Order,, Terminate Motions,, by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 10/28/2011. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Bowie, Courtney) (Entered: 10/07/2011)
10/13/2011	<u>72</u>	AMENDED SCHEDULING ORDER ( Dispositive Motion Filing due by 11/10/2011., Non-Dispositive Motion Filing due by 11/10/2011., Joint Pretrial Order due by 12/27/2011., Pretrial Conference set for 1/3/2012 at 09:30 AM before Judge Randy Crane, Jury Selection set for 1/4/2012 at 09:30AM before Judge Randy Crane, Motion Hearing set for 12/9/2011 at 09:30 AM before Judge Randy Crane), Motion(s) terminated: <u>71</u> Opposed MOTION to Amend <u>57</u> Scheduling Order,, <u>70</u> Opposed MOTION for Status Hearing.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 10/13/2011)
10/13/2011	<u>73</u>	ORDER GRANTING EMERGENCY OPPOSED MOTION TO EXTEND DEADLINES AND AMEND CASE MANAGEMENT ORDER: <u>64</u> Motion for Sanctions taking under advisement.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 10/13/2011)
10/18/2011	<u>74</u>	MOTION for Summary Judgment by Hidalgo County, Texas, filed. Motion Docket Date 11/8/2011. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit A: Plaintiff's First Amended Complaint, # <u>3</u> Exhibit B: Affidavit of Robert Leal, # <u>4</u> Exhibit C: Transcript of Elizabeth Diaz Arraignment, # <u>5</u> Exhibit D: Transcript of Francisco De Luna Arraignment, # <u>6</u> Exhibit E: Interrogatory Responses of Elizabeth Diaz, # <u>7</u> Exhibit F: Interrogatory Responses of Francisco De Luna, # <u>8</u> Exhibit G: Transcript excerpts of Elizabeth Diaz deposition, # <u>9</u> Exhibit H: Transcript excerpts of Francisco De Luna deposition, # <u>10</u> Exhibit I: Dana Levy letter, # <u>11</u> Exhibit J: Trial transcript of Lee Roy Trevino)(Millin, John) (Entered: 10/18/2011)
10/18/2011	<u>75</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed.(Millin, John) (Entered: 10/18/2011)
10/18/2011	<u>76</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed.(Millin, John) (Entered: 10/18/2011)
10/18/2011	<u>77</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed.(Millin, John) (Entered: 10/18/2011)
10/18/2011	<u>78</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed.(Millin, John) (Entered: 10/18/2011)
10/18/2011	<u>79</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed.(Millin, John) (Entered: 10/18/2011)
10/19/2011	<u>80</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed.(Millin, John) (Entered: 10/19/2011)
10/19/2011	<u>81</u>	EXHIBITS re: <u>74</u> MOTION for Summary Judgment by Hidalgo County, Texas, filed. (Attachments: # <u>1</u> Exhibit 3 of 49, # <u>2</u> Exhibit 4 of 49, # <u>3</u> Exhibit 5 of 49, # <u>4</u> Exhibit 6 of 49, # <u>5</u> Exhibit 7 of 49, # <u>6</u> Exhibit 8 of 49, # <u>7</u> Exhibit 9 of 49, # <u>8</u> Exhibit 10 of 49, # <u>9</u> Exhibit 11 of 49, # <u>10</u> Exhibit 12 of 49, # <u>11</u> Exhibit 13 of 49, # <u>12</u> Exhibit 14 of 49, # <u>13</u> Exhibit 15 of 49, # <u>14</u> Exhibit 16 of 49, # <u>15</u> Exhibit 17 of 49, # <u>16</u> Exhibit 18 of 49, # <u>17</u> Exhibit 19 of 49, # <u>18</u> Exhibit 20 of 49, # <u>19</u> Exhibit 21 of 49, # <u>20</u> Exhibit 22 of 49, # <u>21</u> Exhibit 23 of 49, # <u>22</u> Exhibit 24 of 49, # <u>23</u> Exhibit 25 of 49, # <u>24</u> Exhibit 26 of 49, # <u>25</u> Exhibit 27 of 49, # <u>26</u> Exhibit 28 of 49, # <u>27</u> Exhibit 29 of 49, # <u>28</u> Exhibit 30 of 49, # <u>29</u> Exhibit 31 of 49, # <u>30</u> Exhibit 32 of 49, # <u>31</u> Exhibit 33 of 49, # <u>32</u> Exhibit 34 of 49, # <u>33</u> Exhibit 35 of 49, # <u>34</u> Exhibit 36 of 49, # <u>35</u> Exhibit 37 of 49, # <u>36</u> Exhibit 38 of 49, # <u>37</u> Exhibit 39 of 49, # <u>38</u> Exhibit 40 of 49, # <u>39</u> Exhibit 41 of 49, # <u>40</u> Exhibit 42 of 49, # <u>41</u> Exhibit 43 of 49, # <u>42</u> Exhibit 44 of 49, # <u>43</u> Exhibit 45 of 49, # <u>44</u> Exhibit 46 of 49, # <u>45</u> Exhibit 47 of 49, # <u>46</u> Exhibit 48 of 49, # <u>47</u> Exhibit 49 of 49)(Millin, John) (Entered: 10/19/2011)
10/20/2011	<u>82</u>	NOTICE of Appearance by Mark Whitburn on behalf of Francisco De Luna, Elizabeth Diaz, filed. (Whitburn, Mark) (Entered: 10/20/2011)
10/21/2011	<u>83</u>	Opposed MOTION to Compel Discovery Responses by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa,

		Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 11/14/2011. (Attachments: # <u>1</u> Exhibit A: ACLU Billing Records, # <u>2</u> Exhibit B: Caddell Billing, # <u>3</u> Exhibit C: Bhat Berk Law Billing, # <u>4</u> Exhibit D: Correspondence dated February 10, 2011, # <u>5</u> Exhibit E: Francisco De Luna Answers to Interrogatories, # <u>6</u> Exhibit F: Elizabeth Diaz Answers to Interrogatories, # <u>7</u> Proposed Order)(Millin, John) (Entered: 10/21/2011)
11/04/2011	<u>84</u>	Unopposed MOTION for Extension of Time Response to Defendants' Motion for Summary Judgment by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 11/25/2011. (Attachments: # <u>1</u> Proposed Order)(Whitburn, Mark) (Entered: 11/04/2011)
11/04/2011	<u>85</u>	RESPONSE in Opposition to <u>83</u> Opposed MOTION to Compel Discovery Responses, filed by Francisco De Luna, Elizabeth Diaz. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10)(Bowie, Courtney) (Entered: 11/04/2011)
11/04/2011	<u>86</u>	ORDER granting <u>84</u> Motion for Extension of Time to File Response to Motion for Summary Judgment by 11/10/2011.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 11/04/2011)
11/07/2011	<u>87</u>	Opposed MOTION Deny Class Certification by Bobby Contreras, Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy" Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 11/28/2011. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B Part 1, # <u>3</u> Exhibit B Part 2, # <u>4</u> Exhibit B Part 3, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H)(Hernandez, Jose) (Entered: 11/07/2011)
11/07/2011	<u>88</u>	ORDER mooting and denying <u>83</u> Motion to Compel and <u>87</u> Motion to Compel.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 11/07/2011)
11/10/2011	<u>89</u>	MOTION to Compel Compliance with Court Order( Motion Docket Date 12/1/2011.), MOTION for Discovery, MOTION for Sanctions by Hidalgo County, Texas, filed. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Millin, John) (Entered: 11/10/2011)
11/10/2011	<u>90</u>	Cross MOTION for Summary Judgment <i>and Opposition to Defendants' Motion for Summary Judgment</i> by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 12/1/2011. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28, # <u>29</u> Exhibit 29, # <u>30</u> Exhibit 30)(Bowie, Courtney) (Entered: 11/10/2011)
11/10/2011	<u>91</u>	Opposed MOTION to Certify Class by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 12/1/2011. (Attachments: # <u>1</u> Proposed Order)(Whitburn, Mark) (Entered: 11/10/2011)
11/10/2011	<u>92</u>	MEMORANDUM in Support re: <u>91</u> Opposed MOTION to Certify Class by Francisco De Luna, Elizabeth Diaz, filed. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Exhibit Exhibit E)(Whitburn, Mark) (Entered: 11/10/2011)
11/11/2011	<u>93</u>	PROPOSED ORDER <i>Order Denying Class Certification</i> re: <u>87</u> Opposed MOTION Deny Class Certification, filed.(Hernandez, Jose) (Entered: 11/11/2011)
11/14/2011	<u>94</u>	Letter from Taurean K Brown re: copies Exhibit 17 and Exhibit 24, filed. (forwarded to Chambers) (bgarces, ) (Entered: 11/15/2011)
11/16/2011	<u>95</u>	ORDER denying <u>89</u> Motion to Compel.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 11/16/2011)

11/21/2011	<u>96</u>	Opposed MOTION for Continuance of Jury Selection, Trial Setting, and All Deadlines, Opposed MOTION for Extension of Time File Response To Plaintiff's Motion for Summary Judgment( Motion Docket Date 12/12/2011.), Opposed MOTION to Modify Scheduling Order by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Millin, John) (Entered: 11/21/2011)
11/28/2011	<u>97</u>	RESPONSE in Opposition to <u>87</u> Opposed MOTION Deny Class Certification, filed by Francisco De Luna, Elizabeth Diaz. (Whitburn, Mark) (Entered: 11/28/2011)
11/28/2011	<u>98</u>	RESPONSE in Opposition to <u>96</u> Opposed MOTION for Continuance of Jury Selection, Trial Setting, and All DeadlinesOpposed MOTION for Extension of Time File Response To Plaintiff's Motion for Summary JudgmentOpposed MOTION to Modify Scheduling Order. filed by Francisco De Luna. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I)(Bowie, Courtney) (Entered: 11/28/2011)
11/29/2011	<u>99</u>	Supplemental INITIAL DISCLOSURES by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Millin, John) (Entered: 11/29/2011)
11/29/2011	<u>100</u>	ORDER on <u>96</u> Motion for Continuance/for Extension of Time and to Modify ( Response to Motion for Summary Judgment due by 12/12/2011).(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 11/29/2011)
11/30/2011	<u>101</u>	RESPONSE to <u>91</u> Opposed MOTION to Certify Class filed by Bobby Contreras, Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, Part 1, # <u>3</u> Exhibit B, Part 2, # <u>4</u> Exhibit B, Part 3, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Proposed Order Denying Class Certification)(Hernandez, Jose) (Entered: 11/30/2011)
12/05/2011	<u>102</u>	REPLY to Response to <u>91</u> Opposed MOTION to Certify Class, filed by Francisco De Luna, Elizabeth Diaz. (Whitburn, Mark) (Entered: 12/05/2011)
12/08/2011	<u>103</u>	REPLY to Response to <u>91</u> Opposed MOTION to Certify Class, filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Millin, John) (Entered: 12/08/2011)
12/09/2011		Minute Entry for proceedings held before Judge Randy Crane. MOTION HEARING held on 12/9/2011. The Court addressed the issue of certification and counsel presented arguments. The Court takes the matter under advisement. The Court will re-set trial for the February docket. Appearances: John Andrew Millin, IV, Rey Ortiz, Mark Weitz, Lema Barazi; Courtney Alyssa Bowie, Lisa Graybill, Mark Stewart Whitburn.(ERO: Richard Cortez [11:20-12:07]) (Law Clerk: S. Rodriguez), filed.(lcervantes) (Entered: 01/10/2012)
12/12/2011	<u>104</u>	SCHEDULING ORDER. Dispositive Motion Filing due by 12/16/2011. Non-Dispositive Motion Filing due by 12/16/2011. Joint Pretrial Order due by 1/30/2012. Pretrial Conference set for 2/6/2012 at 09:30 AM before Judge Randy Crane Jury Selection set for 2/7/2012 at 09:30AM before Judge Randy Crane Motion Hearing set for 1/13/2012 at 09:30 AM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 12/12/2011)
12/12/2011	<u>105</u>	RESPONSE in Opposition to <u>90</u> Cross MOTION for Summary Judgment <i>and Opposition to Defendants' Motion for Summary Judgment</i> , filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Attachments: # <u>1</u> Exhibit A: Dr. Thorne's Report Regarding Diaz, # <u>2</u> Exhibit B1: Dr. Thorne Deposition, # <u>3</u> Exhibit B2: Dr. Thorne Deposition, # <u>4</u>

		Exhibit B3: Dr. Thorne Deposition, # <u>5</u> Exhibit B4: Dr. Thorne Deposition, # <u>6</u> Exhibit B5: Dr. Thorne Deposition, # <u>7</u> Exhibit C: JP Affidavits, # <u>8</u> Exhibit D: Defendants' Supplemental Answer to Plaintiffs' Interrogatory No. 8, # <u>9</u> Proposed Order)(Millin, John) (Entered: 12/12/2011)
12/16/2011	<u>106</u>	REPLY to Response to <u>90</u> Cross MOTION for Summary Judgment <i>and Opposition to Defendants' Motion for Summary Judgment</i> , filed by Francisco De Luna, Elizabeth Diaz. (Whitburn, Mark) (Entered: 12/16/2011)
01/09/2012	<u>107</u>	ORDER FOR SUPPLEMENTAL BRIEFING by 1/23/12.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 01/09/2012)
01/09/2012	<u>108</u>	AMENDED SCHEDULING ORDER. Joint Pretrial Order due by 2/27/2012. Pretrial Conference set for 3/5/2012 at 09:30 AM before Judge Randy Crane Jury Selection set for 3/6/2012 at 09:30AM before Judge Randy Crane Motion Hearing set for 2/17/2012 at 09:30 AM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 01/09/2012)
01/23/2012	<u>109</u>	BRIEF <i>ON ISSUE OF PLAINTIFFS' STANDING</i> by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. (Attachments: # <u>1</u> Exhibit A: Order Suspending Mary Alice Palacios)(Millin, John) (Entered: 01/23/2012)
01/23/2012	<u>110</u>	Supplemental BRIEF Demonstrating Standing of Named Plaintiffs re: <u>107</u> Order by Francisco De Luna, Elizabeth Diaz, filed. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Bowie, Courtney) (Entered: 01/23/2012)
01/27/2012	<u>111</u>	Supplemental BRIEF <i>On the Issue of Plaintiffs' Standing</i> by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. (Attachments: # <u>1</u> Exhibit 1: Francisco De Luna Deposition Excerpts, # <u>2</u> Exhibit 2: Elizabeth Diaz Deposition Excerpts)(Millin, John) (Entered: 01/27/2012)
02/01/2012	<u>112</u>	REPLY to <i>Defendants' Response to Plaintiffs' Supplemental Brief</i> , filed by Francisco De Luna, Elizabeth Diaz. (Attachments: # <u>1</u> Exhibit 1)(Bowie, Courtney) (Entered: 02/01/2012)
02/15/2012	<u>113</u>	ORDER granting in part and denying in part <u>74</u> Motion for Summary Judgment; granting in part and denying in part <u>90</u> Motion for Summary Judgment; denying <u>91</u> Motion to Certify Class.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 02/15/2012)
02/16/2012	<u>114</u>	Opposed MOTION for Referral to ADR by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 3/8/2012. (Bowie, Courtney) (Entered: 02/16/2012)
02/16/2012	<u>115</u>	RESPONSE to <u>114</u> Opposed MOTION for Referral to ADR filed by Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino. (Attachments: # <u>1</u> Exhibit A: ACLU Press Release)(Millin, John) (Entered: 02/16/2012)
02/16/2012	<u>116</u>	AMENDED SCHEDULING ORDER. Joint Pretrial Order due by 4/24/2012. Pretrial Conference set for 4/30/2012 at 09:30 AM before Judge Randy Crane Jury Selection set for 5/1/2012 at 09:30AM before Judge Randy Crane Motion Hearing set for 4/13/2012 at 09:30 AM before Judge Randy Crane.(Signed by Judge Randy Crane) Parties notified.(szellers, ) (Entered: 02/17/2012)
02/17/2012		Minute Entry for proceedings held before Judge Randy Crane. MOTION HEARING held on 2/17/2012. Agruments held regarding <u>114</u> Opposed MOTION for Referral to ADR. Counsel to advise the Court by next Thursday whether or not they are in an agreement to proceed with trial scheduled in March. (ETT: 2-3 days) The Court announced it will vacate the scheduling order that was just entered in this case. Appearances:Lema Barazi,. John Andrew Millin, IV, Courtney Alyssa Bowie.(ERO:Richard Cortez [10:11-10:32]), filed.(bgarces, ) (Entered: 02/17/2012)

03/29/2012	<u>117</u>	ORDER denying <u>64</u> Motion for Sanctions.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 03/29/2012)
04/09/2012	<u>118</u>	Agreed MOTION to Cancel Motions Hearing by Bobby Contreras, Francisco De Luna, Elizabeth Diaz, Charlie Espinoza, Luis Garza, Hidalgo County, Texas, E. "Speedy"Jackson, Jesus Morales, Ismael Ochoa, Mary Alice Palacios, Gilberto Saenz, Guadalupe Trevino, Rosa E. Trevino, filed. Motion Docket Date 4/30/2012. (Bowie, Courtney) (Entered: 04/09/2012)
04/12/2012		Oral ORDER granting <u>118</u> Agreed Motion to Cancel Motions Hearing. CANCELLED setting for Friday, 04/13/2012, an order is forthcoming (Judge Randy Crane) Parties notified.(lcervantes) (Entered: 04/12/2012)
04/12/2012	<u>119</u>	ORDER GRANTING AGREED MOTION TO CANCEL MOTIONS HEARING for 4/13/12.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 04/12/2012)
04/16/2012	<u>120</u>	Witness List by Elizabeth Diaz, filed.(Bowie, Courtney) (Entered: 04/16/2012)
04/19/2012	<u>121</u>	<i>Pretrial Disclosures</i> by Hidalgo County, Texas, filed.(Millin, John) (Entered: 04/19/2012)
04/24/2012	<u>122</u>	MOTION In Limine to <i>Preclude Defendant's Witness</i> by Elizabeth Diaz, filed. Motion Docket Date 5/15/2012. (Bowie, Courtney) (Entered: 04/24/2012)
04/24/2012	<u>123</u>	PRETRIAL MEMORANDUM by Elizabeth Diaz, filed.(Bowie, Courtney) (Entered: 04/24/2012)
04/29/2012	<u>124</u>	Joint MOTION to Dismiss <i>per Rule 41</i> by Francisco De Luna, Elizabeth Diaz, filed. Motion Docket Date 5/21/2012. (Attachments: # <u>1</u> Exhibit B)(Bowie, Courtney) (Entered: 04/29/2012)
04/30/2012		Minute Entry for proceedings held before Judge Randy Crane. Final PRETRIAL CONFERENCE held on 4/30/2012. The Court announced that it had signed earlier today the order granting Joint MOTION to Dismiss per Rule 41. Appearances: John Andrew Millin, IV.(ERO: Richard Cortez [9:48-9:50]) (Law Clerk: S. Rodriguez), filed.(lcervantes) (Entered: 04/30/2012)
04/30/2012	<u>125</u>	ORDER OF DISMISSAL.(Signed by Judge Randy Crane) Parties notified.(bgarces, ) (Entered: 04/30/2012)