

CLOSED

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District of Utah (Northern)
CIVIL DOCKET FOR CASE #: 1:91-cv-00095-DB

Cottrell v. Kaysville Cty Ut, et al
Assigned to: Judge Dee Benson
Demand: \$600,000
Cause: 42:1983 Civil Rights Act

Date Filed: 10/07/1991
Date Terminated: 11/28/1995
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Lisa Ann Cottrell

represented by **George K Fadel**
170 W 400 S
BOUNTIFUL, UT 84010
(801) 295-2421
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Kaysville City, Utah

*a political subdivision and municipal
corporation of the State of Utah*

represented by **Dale J Lambert**
CHRISTENSEN & JENSEN PC
15 W SOUTH TEMPLE STE 800
SALT LAKE CITY, UT 84101
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Gerald E. Hess
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Melvin C. Wilson
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FARMINGTON, UT 84025
(801)725-4787
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Robert L. Nace
*individually and as an employee of said
municipality*

represented by **Dale J Lambert**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Karra J Porter
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Davis County, Utah

Defendant

Mary Haddock Robb

represented by **Gerald E. Hess**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Melvin C. Wilson
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Lorine Ann Kemner

Date Filed	#	Docket Text
10/07/1991	1	Complaint filed; assigned to BSJ. Filing fee pd. 43447. (Entered: 10/08/1991)
10/07/1991		Summons(es) issued for Kaysville Cty Ut, Robert L. Nace, Robert L. Nace (Entered: 10/08/1991)
10/07/1991	2	Demand for jury trial by Lisa Ann Cottrell (Entered: 10/08/1991)
10/09/1991	3	Order of Reference 28:636 b1B signed by BSJ (Entered: 10/09/1991)

10/09/1991	4	Return of summons executed as to Kaysville Cty Ut, Robert L. Nace 10/8/91 Answer due on 10/28/91 for Robert L. Nace, for Kaysville Cty Ut (Entered: 10/10/1991)
10/11/1991		Case referred to Judge Ronald N. Boyce (Entered: 10/11/1991)
10/31/1991	5	Notice of Case Reassigned to Judge Benson. (Entered: 10/31/1991)
11/01/1991		Case reassigned to Judge Dee V. Benson (Entered: 11/01/1991)
11/01/1991	6	Answer to Complaint by Kaysville Cty Ut, Robert L. Nace; jury demand (Entered: 11/04/1991)
11/06/1991	7	NTC affirming previous order of reference entered prior to judicial reassignment. (Entered: 11/06/1991)
11/15/1991	8	Notice of Hearing: Initial Pretrial Conference before RNB set for 1:30 11/25/91 (Entered: 11/15/1991)
11/18/1991	9	Certificate of service of notice of service of request for production of documents by Lisa Ann Cottrell (Entered: 11/19/1991)
11/26/1991	10	Amended complaint by Lisa Ann Cottrell , against Robert L. Nace, Davis County, Utah, Mary Haddock Robb, Lorine Ann Kemner :amends [1-1] complaint (Entered: 11/27/1991)
11/26/1991	11	Scheduling order signed by RNB setting Joining of parties, amending of pleadings on 1/2/92 Deadline for filing of all motions 4/1/92 Discovery cutoff 3/1/92 (Entered: 11/29/1991)
12/18/1991	12	Notice of Hearing: Initial Pretrial Conference set for 10:15 1/27/92 before Mag. cc:atty (ce) (Entered: 12/18/1991)
12/31/1991	13	Answer by Kaysville Cty Ut, Mary Haddock Robb to amended complaint (Entered: 01/02/1992)
01/03/1992	14	Answer by Kaysville Cty Ut, Robert L. Nace to amended complaint; jury demand (Entered: 01/06/1992)
01/06/1992	15	Acknowledgement of service as to Davis County, Utah 12/31/91 c/o Gerald E. Hess, Esq. Answer due on 1/20/92 for Davis County, Utah (ce) (Entered: 01/06/1992)
01/07/1992	16	Motion for summary judgment (Entered: 01/08/1992)
01/07/1992	17	Memorandum by Kaysville Cty Ut, Robert L. Nace in support of [16-1] motion for summary judgment (Entered: 01/08/1992)
01/10/1992	18	Certificate of service by Kaysville Cty Ut, Robert L. Nace of dft resp to pla request for prod of docs. (Entered: 01/13/1992)
01/13/1992	19	Memorandum by Lisa Ann Cottrell in opposition to [16-1] motion for summary judgment (ce) (Entered: 01/14/1992)
01/13/1992	20	Affidavit of Lisa Ann Cottrell (ce) (Entered: 01/14/1992)

01/14/1992	21	Notice of Hearing filed : terminated deadlines re initial pretrial conf orig set for 1/27/92 before mag (scheduling order executed 11/26/91 JUDGE: n/a (ce) (Entered: 01/14/1992)
01/15/1992	22	Notice by Lisa Ann Cottrell to take deposition of Robert L. Nace, 1/22/92 @ 10:00 (Entered: 01/16/1992)
04/03/1992	23	Supplement to Memorandum by Lisa Ann Cottrell in opposition to [16-1] motion for summary judgment (Entered: 04/07/1992)
05/18/1992	24	Notice of Hearing filed : Motion hearing set for 8:30 9/2/92 for [16-1] motion for summary judgment JUDGE: Hon Dee Benson (Entered: 05/18/1992)
09/02/1992		Motion in open court by Lorine Ann Kemner, Mary Haddock Robb, Davis Cnty UT , for summary judgment (ce) (Entered: 09/10/1992)
09/02/1992	25	Minute entry: granting [0-0] motion for summary judgment made orally 9/2/92 on behalf of Davis Co, Robb & Kemner; granting [16-1] motion for summary judgment. The crt will prepare an order. Judge: DB Court Reporter: Ed Young Court Deputy: Deana H. Scott (ce) (Entered: 09/10/1992)
09/30/1992	26	Memorandum Decision granting [0-0] motion for summary judgment, granting [16-1] motion for summary judgment signed by DB, 9/24/92. Dfts Kaysville City & Officer Nace's mot/sum jgm gr. Dfts Davis Co., Mary Haddock Robb & Lorine Ann Kemner's oral mot/sum jgm gr. cc: atty (ce) (Entered: 09/30/1992)
10/05/1992	27	Judgment for Lorine Ann Kemner, Mary Haddock Robb, Davis Cnty UT, Robert L. Nace, Kaysville Cty UT against Lisa Ann Cottrell signed by Louise Saltus York, Chief Deputy Clerk, 10/5/92. Jgm entered in favor of dfts against pla & pla's cause of action dism. cc: atty (ce) (Entered: 10/06/1992)
10/05/1992		Case closed (ce) (Entered: 10/06/1992)
10/05/1992		CASE NO LONGER REFERRED TO Judge Ronald N. Boyce (ce) (Entered: 10/06/1992)
10/06/1992	28	Notice of appeal by Lisa Ann Cottrell appealing from the final mem dec and order of sum jgm entered 9/30/92 ; Fee Status: paid #049909 (Entered: 10/06/1992)
10/06/1992	29	Notice of appeal and certified copy of docket to USCA; appeal packets to cnsl RE: [28-1] appeal (Entered: 10/06/1992)
10/28/1992	30	No Transcript requested [28-1] appeal (Entered: 10/28/1992)
06/11/1993	31	Certified copy of mandate from USCA Re: [28-1] appeal reversing the decision of the Dist Crt and remanding it for further proceedings consistent with the 10th Cir opinion (Entered: 06/11/1993)
06/11/1993		Case reopened (ss) (Entered: 11/28/1995)
03/17/1994	32	Request for hrg/scheduling conference filed by Lisa Ann Cottrell (Entered: 03/17/1994)
04/04/1995	33	Request for hrg filed by Lisa Ann Cottrell re: Sched Conference (Entered: 04/04/1995)

04/14/1995	34	Notice of Hearing filed : scheduling conference set for 2:30 5/11/95 JUDGE: Benson; cc:attys (Entered: 04/14/1995)
05/11/1995	35	Minute entry: Sched cnf held; scheduling order deadlines: setting Discovery deadline on 8/1/95 Deadline for filing of all motions by 8/15/95 Final Pretrial Conference for 2:30 10/18/95 Jury Trial for 8:30 11/1/95 ; Judge: Benson Court Reporter: Ed Young Court Deputy: Kim Jones (kj) (Entered: 05/11/1995)
05/16/1995	36	Certificate of service by Kaysville Cty UT of 1st Set of Interrog and Req for Prod of Docs (Entered: 05/17/1995)
06/07/1995	37	Notice by Kaysville Cty UT to take deposition of Lisa Ann Cottrell - 6/28/95 (ss) (Entered: 06/08/1995)
08/29/1995	38	Request for hrg filed by Robert L. Nace, Kaysville Cty UT re: settlement cnf (ss) (Entered: 08/30/1995)
09/18/1995	39	Order of Reference,purs to 28:636(b)(1)(A), mag to hold scheduling and settlement cnf in this case signed by DB, 9/18/95;cc: attys (ss) (Entered: 09/19/1995)
09/21/1995	40	Case referred to Judge Ronald N. Boyce (ss) (Entered: 09/22/1995)
09/22/1995		Case referred to magistrate under 28:636(b)(1)(A). (ss) (Entered: 09/22/1995)
09/26/1995	41	Notice of Hearing filed : settlement conference set for 2:00 10/16/95 JUDGE: RNB (ss) (Entered: 09/27/1995)
11/21/1995	42	Stipulation by Lorine Ann Kemner, Mary Haddock Robb, Davis Cnty, Robert L. Nace, Kaysville Cty UT, Lisa Ann Cottrell stipulated motion to dismiss with prejudice (ss) (Entered: 11/21/1995)
11/21/1995		Proposed order re: dismissal w/prejudice (ss) (Entered: 11/21/1995)
11/28/1995	43	Order granting [42-1] stipulated motion to dismiss with prejudice signed by DB, 11/22/95 (ss) (Entered: 11/28/1995)
11/28/1995		CASE NO LONGER REFERRED TO Judge Ronald N. Boyce (ss) (Entered: 11/28/1995)
11/28/1995		Case closed (ss) (Entered: 11/28/1995)

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