

CLOSED

U.S. District Court
United States District Court for the Western District of Washington (Seattle)
CIVIL DOCKET FOR CASE #: 2:00-cv-00944-TSZ

Townsend v. Quasim
Assigned to: Judge Thomas S. Zilly
Demand: \$0
Cause: 28:1441 Petition for Removal- Civil Rights Act

Date Filed: 05/31/2000
Date Terminated: 06/30/2006
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Levi Townsend

represented by **Andrea Brenneke**
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V.

Defendant

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(DSHS)

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Date Filed	#	Docket Text
05/31/2000	1	NOTICE of petition for REMOVAL by defendant from King Cty Sup Ct, Case Number: 00-2-11158-4 SEA Receipt No. 500071 (PM) (Entered: 06/06/2000)
06/07/2000	2	ANSWER to complaint [1-2] by defendant Lyle Quasim (CL) (Entered: 06/13/2000)
06/07/2000	3	SUPPLEMENTATION OF STATE COURT RECORD by defendant Lyle Quasim (CL) (Entered: 06/13/2000)
06/14/2000	4	MAIL RETURNED: re letter to cnsl on removal; addressed to Alan Smith. Re-mailed to correct address. (PM) Modified on 06/23/2000 (Entered: 06/16/2000)
07/11/2000	<u>5</u>	ORDER re: DISCOVERY and DEPOSITIONS by Judge Thomas S. Zilly (cc: counsel, Judge) (TG) (Entered: 07/11/2000)
07/11/2000	<u>6</u>	ORDER/NOTICE OF JOINT STATUS REPORT Joint Status Report due 8/18/00 (cc: counsel, Judge) (TG) (Entered: 07/11/2000)
08/02/2000	7	MOTION by plaintiff for class certification NOTED FOR 8/18/00 (KERR) (Entered: 08/03/2000)
08/02/2000	8	DECLARATION of Andrea Brenneke by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000	9	DECLARATION of Adonaca Moore by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000	10	DECLARATION of Abron Moore by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000	11	DECLARATION of Beverly Edwards by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000	12	DECLARATION of Joanne Morrow by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000	13	DECLARATION of Brad Lampman by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)

08/02/2000	14	DECLARATION of Marjorie Lampman by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000		LODGED ORDER: re: motion for class certification [7-1] (KERR) (Entered: 08/03/2000)
08/02/2000	15	AFFIDAVIT OF SERVICE by plaintiff of motion for class certification [7-1] etc (KERR) (Entered: 08/03/2000)
08/09/2000	16	PRAECIPE: by plaintiff re: please supplement the motion for class certification [7-1] w/ the decl of Terra McCaffree and decl of Richard Einar (KERR) (Entered: 08/14/2000)
08/09/2000	17	DECLARATION of Terra McCaffree by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/14/2000)
08/09/2000	18	DECLARATION of Richard M Einar by plaintiff re motion for class certification [7-1] (KERR) (Entered: 08/14/2000)
08/09/2000	19	AFFIDAVIT OF SERVICE by plaintiff of praecipe [16-1] etc (KERR) (Entered: 08/14/2000)
08/14/2000	20	MEMORANDUM by defendant in opposition to motion for class certification [7-1] (MD) (Entered: 08/18/2000)
08/14/2000	21	DECLARATION of Bill Moss re: memorandum [20-1] (MD) (Entered: 08/18/2000)
08/14/2000	22	DECLARATION of Lorrie Mahar re: memorandum [20-1] (MD) (Entered: 08/18/2000)
08/17/2000	23	REPLY by plaintiff TO RESPONSE to motion for class certification [7-1] (VK) (Entered: 08/21/2000)
08/17/2000	24	DECLARATION of Katrin E. Frank by plaintiff re: motion reply [23-1] (VK) (Entered: 08/21/2000)
08/17/2000	25	Second DECLARATION of Terra McCaffree by plaintiff re: motion reply [23-1] (VK) (Entered: 08/21/2000)
08/17/2000	26	AFFIDAVIT OF SERVICE by plaintiff of motion reply [23-1] etc. (VK) (Entered: 08/21/2000)
08/18/2000	27	JOINT STATUS REPORT filed by all parties. Est. Trial Days: 5 (CL) (Entered: 08/22/2000)
08/23/2000	28	MOTION by defendant Lyle Quasim to strike declrs in support of pltf's mtn for class certif. NOTED FOR 9/8/00 (CL) (Entered: 08/23/2000)
08/23/2000	29	MEMORANDUM by defendant Lyle Quasim in support of motion to strike declrs in support of pltf's mtn for class certif. [28-1] (CL) (Entered: 08/23/2000)
08/23/2000		LODGED ORDER: re: motion to strike declrs in support of pltf's mtn for class certif. [28-1] (CL) (Entered: 08/23/2000)
08/23/2000	30	MOTION by defendant Lyle Quasim to shorten time on motion to strike declrs in support of pltf's mtn for class certif. [28-1] NOTED FOR 8/25/00 (CL) (Entered: 08/23/2000)
08/23/2000	31	DECLARATION of Alan Smith by defendant Lyle Quasim n support of motion to shorten time on motion to strike declrs in support of pltf's mtn for class certif. [28-1] [30-1] (CL) (Entered: 08/23/2000)
08/23/2000		LODGED ORDER: re: motion to shorten time on motion to strike declrs in support of pltf's mtn for class certif. [28-1] [30-1] (CL) (Entered: 08/23/2000)
08/25/2000	32	RESPONSE by plaintiff to motion to strike declrs in support of pltf's mtn for class certif. [28-1] (KERR) (Entered: 08/28/2000)
08/25/2000	33	DECLARATION of Katrin Frank by plaintiff re: motion response [32-1] (KERR) (Entered: 08/28/2000)

08/25/2000	34	AFFIDAVIT OF SERVICE by plaintiff of motion response [32-1] etc (KERR) (Entered: 08/28/2000)
08/28/2000	35	REPLY by defendant TO RESPONSE to motion to strike declrs in support of pltf's mtn for class certif. [28-1] (KERR) (Entered: 08/29/2000)
08/28/2000	36	DECLARATION of Alan Smith by defendant re: motion reply [35-1] (KERR) (Entered: 08/29/2000)
08/30/2000	<u>37</u>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly, US District Judge. The Court DENIES dft's motion to shorten time on motion to strike declrs in support of mtn for class certif. [28-1] [30-1]. The Court will consider dft's underlying mtn to strike declarations (docket #28) contemporaneously with mtn for class certification. RENOTED FOR 9/8/00 motion for class certification [7-1] (cc: counsel, Judge) (CL) (Entered: 08/30/2000)
08/31/2000	<u>38</u>	ORDER REGARDING SCHEDULING AND OTHER PRETRIAL MATTERS by Judge Thomas S. Zilly ; discovery ddl set 6/19/01 ; mtn filing ddl set 6/21/01 ; pretrial order ddl set 8/29/01 ; pretrial conf set 8/31/01 ; trial brief ddl set 9/12/01 ; trial set 9/17/01 , Motions in Limine deadline 8/16/01 ; Deadline to Join Additional Parties is 12/31/00 ; Disclose Expert Witnesses by 4/20/01 ; Disclose Rebuttal Expert Witnesses by 5/21/01 ; estimated length of trial 4-5 days. (cc: counsel, Judge) (CL) (Entered: 09/06/2000)
08/31/2000	<u>39</u>	ORDER DESIGNATING CASE FOR MEDIATION by Judge Thomas S. Zilly. Mediation will be completed within 60 days after completion of discovery. (cc: counsel, Judge) (CL) (Entered: 09/06/2000)
09/12/2000	<u>40</u>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly, US District Judge. The Court hereby GRANTS dft's request to file a sur-reply with respect to the additional declarations presented with pltf's mtn for class certification, docket #23. The sur-reply shall be filed with the Court by 9/22/00, and shall not exceed (6) pages. Pltf's mtn to certify class, docket #7, is RENOTED for 9/22/00. (cc: counsel, Judge,) (CL) (Entered: 09/13/2000)
09/22/2000	41	SUR-REPLY by defendant Lyle Quasim re: on deft's answer to motion for class certification [7-1] (MD) (Entered: 09/25/2000)
09/22/2000	42	DECLARATION of Penny Black re: reply [41-1] (MD) (Entered: 09/25/2000)
10/19/2000	44	NOTICE by defendant Lyle Quasim of ASSOCIATION OF ATTORNEY David R Goodnight w/Alan Smith (MD) (Entered: 10/24/2000)
10/20/2000	43	MINUTES of oral argument: TSZ; Dep Clerk: CC; CR: Sue Palmerton; Counsel K. Frank, A. Smith, R. Latsinova; GRANTING motion to strike declrs in support of pltf's mtn for class certif. [28-1]; GRANTING motion for class certification [7-1]; court directs counsel to draft order re class (VK) (Entered: 10/24/2000)
01/29/2001		LODGED ORDER: stipulation and order re: definition of class (MD) (Entered: 01/29/2001)
01/31/2001	<u>45</u>	STIPULATION and ORDER by Judge Thomas S. Zilly re: definition of class (cc: counsel, Judge) (MD) (Entered: 02/01/2001)
03/08/2001	46	MOTION and memorandum by defendant to stay discovery noted for 3/23/01 (MD) (Entered: 03/09/2001)
03/08/2001	47	DECLARATION of Alan Smith re motion to stay discovery [46-1] (MD) (Entered: 03/09/2001)
03/08/2001		LODGED ORDER: re: motion to stay discovery [46-1] (MD) (Entered: 03/09/2001)
03/08/2001	48	MOTION and memorandum by defendant for summary judgment, Oral argument requested NOTED FOR 3/30/01 (MD) (Entered: 03/09/2001)
03/08/2001	49	DECLARATION of Alan Smith re motion for summary judgment, Oral argument requested [48-1] (MD) (Entered: 03/09/2001)

03/08/2001	50	DECLARATION of Penny Black re motion for summary judgment, Oral argument requested [48-1] (MD) (Entered: 03/09/2001)
03/08/2001		LODGED ORDER: re: motion for summary judgment, Oral argument requested [48-1] (MD) (Entered: 03/09/2001)
03/19/2001	51	RESPONSE by plaintiff to deft's motion to stay discovery [46-1] (MD) (Entered: 03/20/2001)
03/21/2001	52	AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA of Katrin E. Frank on 3/14/01 (MD) (Entered: 03/22/2001)
03/22/2001	53	REPLY by defendant's re: motion to stay discovery [46-1] (MD) (Entered: 03/26/2001)
03/22/2001	54	DECLARATION (second) of Alan Smith re: reply [53-1] (MD) (Entered: 03/26/2001)
03/26/2001	55	RESPONSE by plaintiff to deft's motion for summary judgment, Oral argument requested [48-1] (MD) (Entered: 03/28/2001)
03/26/2001	56	DECLARATION of Andrea Brenneke re: motion response [55-1]w/attachments (MD) (Entered: 03/28/2001)
03/26/2001	57	AFFIDAVIT OF SERVICE by plaintiff of motion response [55-1] (MD) (Entered: 03/28/2001)
03/29/2001	58	PRAECIPE: by plaintiff to subst pages 20 &21 re: motion response [55-1] (MD) (Entered: 03/30/2001)
03/29/2001	59	REPLY by defendant Lyle Quasim re: on deft's motion for sj, oral argument requested [48-1] (MD) (Entered: 04/02/2001)
04/23/2001	60	EXPERT WITNESS DISCLOSED by defendant Lyle Quasim (CL) (Entered: 04/24/2001)
04/26/2001	<u>61</u>	MINUTE ORDER: by Judge Thomas S. Zilly RE-NOTED FOR 5/23/01 motion for summary judgment, Oral argument requested [48-1], DENYING motion to stay discovery until the motion for sj is decided. [46-1] Oral hrg set for 10:00 5/23/01 re: motion for sj (cc: counsel, Judge) (MD) (Entered: 04/26/2001)
05/01/2001	62	LETTER from Katrin Frank confirm oral argument on sj cont to 5/22/01 at 1:30 p.m. (MD) (Entered: 05/01/2001)
05/09/2001	<u>63</u>	SUPPLEMENTAL Disclosure by defendant Lyle Quasim re: witness expert [60-1] (VB) (Entered: 05/10/2001)
05/18/2001	64	SUBMISSION SUPPLEMENTAL AUTHORITY by defendant re motion for summary judgment, Oral argument requested [48-1] (MD) (Entered: 05/18/2001)
05/22/2001	65	MINUTES: TSZ; Dep Clerk: Elva; CR: Caroline Castle; Pla Counsel Katrin Frank; Def Counsel Rita Latsinova/Alan Smith. Oral argument on defts motion for sj and court takes under submission. Discovery ddl extended to 7/20/01 (MD) (Entered: 05/23/2001)
05/30/2001	66	MOTION AND MEMORANDUM IN SUPPORT by plaintiffs for leave to file amd complaint NOTED FOR 6/15/01 (KERR) (Entered: 05/30/2001)
05/30/2001		LODGED ORDER: re: motion for leave to file amd complaint [66-1] (KERR) (Entered: 05/30/2001)
05/30/2001	67	MOTION by plaintiff to shorten time on motion for leave to file amd complaint [66-1] NOTED FOR 6/1/01 (KERR) (Entered: 05/30/2001)
05/30/2001	68	CERTIFIED STATEMENT OF KATRIN FRANK by plaintiff in support of motion to shorten time on motion for leave to file amd complaint [66-1] [67-1] (KERR) (Entered: 05/30/2001)
05/30/2001		LODGED ORDER: re: motion to shorten time on motion for leave to file amd complaint [66-1] [67-1] (KERR) (Entered: 05/30/2001)

05/30/2001	69	AFFIDAVIT OF SERVICE by plaintiff of motion for leave to file amd complaint [66-1] etc (KERR) (Entered: 05/30/2001)
06/04/2001	70	MEMORANDUM by defendant in opposition to pltfs' motion for leave to file amd complaint [66-1] (MD) (Entered: 06/05/2001)
06/08/2001	71	REPLY by plaintiff re: in support of their motion for leave to file amended complaint [66-1] (MD) (Entered: 06/11/2001)
06/08/2001	72	STATEMENT (certified) of Katrin E. Frank in support of pltfs' re: reply [71-1] (MD) (Entered: 06/11/2001)
06/08/2001	73	AFFIDAVIT OF SERVICE by plaintiff Levi Townsend of reply [71-1] (MD) (Entered: 06/11/2001)
06/15/2001	<u>74</u>	MINUTE ORDER: by Judge Thomas S. Zilly GRANTING pltf's unopposed motion to shorten time on motion for leave to file amd complaint [66-1] [67-1], GRANTING pltf's motion for leave to file amd complaint [66-1] (cc: counsel, Judge) (MD) (Entered: 06/18/2001)
06/15/2001	77	AMENDED COMPLAINT [1-2] by plaintiff Levi Townsend (MD) (Entered: 06/21/2001)
06/18/2001	<u>75</u>	ORDER by Judge Thomas S. Zilly GRANTING pltfs' motion for leave to file amd complaint [66-1] (cc: counsel, Judge) (MD) (Entered: 06/19/2001)
06/20/2001	<u>76</u>	ORDER by Judge Thomas S. Zilly GRANTING Deft's motion for summary judgment [48-1] (cc: counsel, Judge) (MD) (Entered: 06/21/2001)
07/10/2001	<u>78</u>	JUDGMENT: by Judge Thomas S. Zilly, Court grants the deft's motion for sj and this action is hereby dismissed with prejudice. (cc: counsel, Judge, Jgm. Book) Entered on: 7/11/01 (MD) (Entered: 07/11/2001)
07/11/2001	79	TRANSCRIPT of proceedings for the following date(s): 05/22/01 (Re: Deft's Motion for Summary Judgment) CR initials: C. Castle (SA) (Entered: 07/11/2001)
07/18/2001	80	NOTICE OF APPEAL by plaintiff Levi Townsend from Dist. Court decision [76-1], [78-1] (cc: CCA, Judge, counsel) (SA) (Entered: 07/23/2001)
07/18/2001		APPEAL FEE RECEIVED: Appellant paid fee in the amount of \$105.00 (Receipt #601383) (SA) (Entered: 07/23/2001)
07/23/2001		Civil Appeals Docketing Statement, by plaintiff Levi Townsend , forwarded to the Mediator's Office in Seattle. [80-1] (SA) (Entered: 07/23/2001)
07/23/2001		APPEAL NOTIFICATION packet sent to CCA (cc: cnsl) (SA) (Entered: 07/23/2001)
07/23/2001		NOTIFICATION by Circuit Court of Appellate Docket Number 01-35689 (SA) (Entered: 08/09/2001)
07/25/2001	81	TIME SCHEDULE ORDER (CCA 01-35689) Appellant notify appellee of trans. ordered by 7/30/01; appellee notify appellant of additional trans. by 8/7/01 ; appellant file trans with district court 8/17/01; Court Reporter file trans. 9/17/01; Appellant opening brief due 11/5/01; Appellee brief due 12/3/01; Reply brief due w/in 14 days of service of appellee brief(cc:CR) (SA) (Entered: 08/09/2001)
08/09/2001	82	TRANSCRIPT DESIGNATION and Ordering Form for dates: 5/22/01 [80-1](filed by Katrin Frank) (SA) (Entered: 08/10/2001)
08/10/2001		CERTIFICATE OF RECORD Transmitted to USCA (cc: all counsel) (SA) (Entered: 08/10/2001)
08/05/2002		CLERK'S RECORD ON APPEAL transmitted to Circuit (4 vol.) (SA) (Entered: 08/05/2002)
06/20/2003	<u>83</u>	MANDATE of USCA as to 80 Notice of Appeal filed by Levi Townsend case REVERSED and REMANDED back to the district court. (cc: counsel, TSZ) (SA,) (Entered: 06/25/2003)

07/30/2003	84	Pursuant to the remand dated June 20, 2003, the Court directs the parties to file a written Status Report by August 22, 2003. (CC,) (Entered: 07/30/2003)
09/22/2003	<u>85</u>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly.In-chambers Status Conference set for 10/2/2003 03:00 PM before Hon. Thomas S. Zilly. (CL,) (Entered: 09/24/2003)
10/02/2003	86	MINUTE ENTRY for proceedings held before Judge Thomas S. Zilly – Dep Clerk: <i>KC</i> ; Pla Counsel: <i>Katrin Frank, Andrea Brenneke</i> ; Def Counsel: <i>Alan Smith, William Williams</i> ; Status Conference held on 10/2/2003. The Court hears from counsel re facts of the case. The following deadlines are set: Defendant's supplemental written discovery – Dec. 2, 2003. Disclosure of defendant's expert witnesses – Jan. 16, 2004. Disclosure of plaintiffs' rebuttal witnesses – April 16, 2004. Discovery cutoff – June 1, 2004. Last day for filing dispositive motions – June 18, 2004. Last day for settlement mediation – July 30, 2004. TRIAL – SEPTEMBER 27, 2004. The parties are directed to decide who the new class representative is within 60 days of this date. (CC,counsel) (Entered: 10/08/2003)
10/02/2003		Set/Reset Trial Date and Related Deadlines: Jury Trial set for/will resume 9/27/2004 before Hon. Thomas S. Zilly. Discovery due by 6/1/2004; Dispositive motions due by 6/18/2004; 39.1 Settlement Report due by 7/30/2004, as per Minutes/docket #86 (CL,) (Entered: 10/10/2003)
10/03/2003	<u>87</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Margarita V Latsinova for for dft. (CL,) Modified on 10/9/2003 (CL,). (Entered: 10/09/2003)
10/09/2003	<u>88</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney David R Goodnight for Defendant Lyle Quasim. (CL,) (Entered: 10/16/2003)
11/26/2003	89	MINUTE ENTRY for proceedings held before Judge Thomas S. Zilly – Dep Clerk: <i>KC</i> ; Pla Counsel: <i>Kay Frank</i> ; Def Counsel: <i>Allan Smith</i> ; Telephone Conference held on 11/26/2003. The Court continues all short-term deadlines to January 16, 1004. (CC,counsel) (Entered: 11/26/2003)
01/21/2004	<u>90</u>	STIPULATED AGREEMENT AND ORDER STAYING CASE by Judge Thomas S. Zilly. Within 30 days of the entry of this Order, the dft shall pay pltf's reasonable attorney fees and costs through January 16, 2004, in the amount of \$175,000.00.(CL,) (Entered: 01/22/2004)
06/23/2004	<u>91</u>	JOINT STATUS REPORT by all parties. (Smith, Alan) Modified on 6/23/2004 (CL,). (Entered: 06/23/2004)
06/23/2004	<u>92</u>	JOINT STATUS REPORT (<i>Corrected</i>) filed by all parties. (Smith, Alan) Modified on 6/23/2004 (CL,). Modified on 6/23/2004 (CL,). (Entered: 06/23/2004)
06/25/2004	<u>93</u>	MINUTE ORDER is made by direction of the Court, the Honorable Thomas S. Zilly. The Court directs the parties to file a joint status report on or before 6/1/05 updating the Court on the progress of the MNIW program, and another joint status report on or before 6/1/06, expiration of the stay.(CL,) Modified on 6/29/2004 (CL,). (Entered: 06/28/2004)
06/01/2005	<u>94</u>	Incorrect document filed; refiled as <u>95</u> . JOINT STATUS REPORT filed by all parties.. (Williams, William) Modified on 6/1/2005 (HBR,). (Entered: 06/01/2005)
06/01/2005	<u>95</u>	AMENDMENT/Joint Status Report by Defendant Lyle Quasim. (Williams, William) Modified on 6/2/2005 (CL,). (Entered: 06/01/2005)
06/01/2005		NOTICE of Docket Text Modification re <u>94</u> Joint Status Report: Incorrect document filed; refiled as <u>95</u> . (HBR,) (Entered: 06/01/2005)
06/01/2006	<u>96</u>	STIPULATION and Agreement for Extension of Stay and Proposed Order Further Staying Proceedings by parties. (Williams, William) Modified/Added 'proposed' on 6/2/2006 (ECS,). (Entered: 06/01/2006)
06/05/2006	<u>97</u>	STIPULATION AND ORDER Further Staying Proceedings until June 30, 2006, by Judge Thomas S. Zilly. (LT,) (Entered: 06/06/2006)
06/06/2006	<u>98</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Jeffrey Thomas Killip for Defendant Lyle Quasim. (Killip, Jeffrey) (Entered: 06/06/2006)

06/29/2006	<u>99</u>	JOINT STATUS REPORT <i>and Stipulation for Order of Dismissal Without Prejudice</i> filed by all parties. Est. Trial Days: 0. (Frank, Katrin) (Entered: 06/29/2006)
06/29/2006	<u>100</u>	DECLARATION of Service re <u>99</u> Joint Status Report <i>and Stipulation for Order of Dismissal Without Prejudice</i> by Plaintiff Levi Townsend. (Frank, Katrin) (Entered: 06/29/2006)
06/30/2006	<u>101</u>	ORDER of Dismissal without prejudice re <u>99</u> Joint Status Report and Stipulation for Order of Dismissal filed by the parties, by Judge Thomas S. Zilly. (LT,) (Entered: 06/30/2006)