

FILING PROCEEDINGS

FILED
MAR 23 1966
HARRIS

order allowing petitioner to file in forma pauperis. Harris

complaint & issued summons

order appointing counsel

Harris

of orders/mailed to petitioner, copies of orders

of complaint mailed to petitioners Attorney

order ext. time for defts to plead, to Mar. 31, 1966. (Burke)

summons, executed Feb. 17, 1966.

on Court's own mo., that this case be retained on Judge

Harris' cal. for fur. proceedings.

(Harris)

amended complaint.

summons on amended complt.

of notice & Motion by plttf. to add parties, Apr. 5, 1966.

10:00 A.M. with supporting memo attached.

on Court's own. mo., hrg. on plttf's. mo to add parties

under rule 21, cont'd. to April 13, 1966.

(Harris)

ordered after hearing plttf's motion granted in full as to all

defts named & further the Marshal shall undertake service of these

copies without costs to the litigants further ordered defts motion

for extension of time to plead granted on stipulation that no further

continuance will be sought the motion for consolidation with civil

case denied

Zirpoli

order to add following parties to the complaint State of Calif.

Correctional Training Facility at Soledad, Richard A. DeGoo, Ed

Donnelly, J.L. Swaggerty, George F. Johnston, Al DeCarli, William T.

Shaw and Edward Kunkel as defts copies of amended complaint filed

with this Court Mar 23, 1966 to be served on each party deft named by

marshal by The Marshal without costs to plttf

Harris

interrog. by plttf. to deft. Cletus J. Fitzharris.

summons on amended complt., executed.

order ext. defts' time to answer or object to plttf's.

interrog., to May 23, 1966.

answer of defendants.

answer of deft. Cletus J. Fitzharris to plttf's. interrog.

notice & Motion by resp. for summary judgment and motion to

dismiss, June 22, 1966, 10:00 A.M. before Judge Harris, with

supporting documents attached.

hearing on motion for summary judgment and to dismiss

case on June 23rd, 1966.

Harris

PLACES - PROCEEDINGS

- 12. Filed pl'tff's memo in opposition to defts' motions for summary judgment and for dismissal
- 16. Filed declaration of Robert Charles Jordan, Jr.,
Hearing; Ord motions for summary judgment and for dismissal denied without prejudice. Further Ord. an evidentiary hearing be held on Aug. 9th, at the Correctional Training Facility, Soledad. Civ. 44309 to be consol. with this action for purposes of the hearing. Leave to amend in Civ. 44309 granted. List of witnesses to be furnished to the Court in advance of the hearing Harris
- 17. Filed advt. of Joshua Postell in support of complaint.
- 18. Filed pl'tf's. list of witnesses to be called during evid. hrg.
Evidentiary hearing at State of California Correctional Facility, Soledad, Calif.; evid & exhs intro., Mr. Granucci's mos. to strike certain testimony of Mr. Saragna & for the Court to "inspect" the "strip" cells at issue, granted; Mr. Cohler's mo. that petnr./pl'tff. be removed to San Francisco in custody of the U. S. Marshal for remainder of this hrg. granted; Ord., fur. hrg. cont'd. to Aug. 11, 1966, 9:30 AM. in the Court's Chambers. (Harris)
- Fur. Evid. Hrg.; stip. amending complt. to substitute Walter Dunbar for deft. Richard A. McCee; evid. & exhs. introd., ord. fur. hrg. cont'd. to Aug. 12, 1966, 10AM. (Harris)
- 19 Filed defts' corrected interrog.
- Fur. Evid. hrg., evid. & exhs. introd., Mr. Granucci's mo. to strike certain testimony of Dr. Wells, granted in part & denied in part; Mr. Granucci's mo. to strike certain testimony of Mr. Jordan granted; ord. fur. hrg. cont'd. to Aug. 15, 1966, 2:00 P.M.; pl'tff remanded to custody of the U. S. Marshal until fur. order of this Court. (Harris)
- Filed order for payment of transcript. (In 44309) (Harris)
- Fur. Evid. hrg., evid & exhs. introd., Mr. Granucci's mo. for non-suite in 44786 and for dismissal of petnr. in 44309 denied; fur. hrg. cont'd. to Aug. 16, 1966, 11:00 A.M. (Harris)
- Fur. Evid. Hrg., evid. introd., Ord., mo of Mr. Cohler to strike portions of the testimony of Dr. Mack granted in part & denied in part; fur. hrg. cont'd. to Aug. 17, 1966. (Harris)

FILING PROCEEDINGS

FILED IN
COURT
RECORDS

- 20 Filed petn. of Wm. Francis Belmont to testify as "Eye Witness".
fur. Evid. Hrg., evid. & Exhs. introd., ord. cont'd. to Aug. 18, 1966
9:30 A.M. for further hrg. (Harris)
- 21 fur. Evid. Hrg., evid. & Exhs. introd., ord. cont'd. to
Aug. 19, 1966, 10:30 A.M. for fur. hearing. (Harris)
- 22 fur. hrg. evid & exhs introd, ord. case submitted. (Harris)
- 23 Filed reporter's transcript of proceedings at trial, Aug. 9, 1966.
- 24 Filed document entitled "The Sociological Environmental Controls
of the Segregation and Isolation Unit of the Correctional
Facility at Soledad".
- 25 Filed Memorandum opinion & order. (Injunctive relief to issue, with
costs; petn. for writ of hab. corp. (No. 14309) will be dismissed
coincident with filing of memo opinion & order; findings, decree
& injunctive relief may be prepared consistent with the
foregoing.) (Harris)
- Filed Reporter's trans. proceedings Aug. 11, 1966. (In 14309)
- Filed " " " Aug 15 & 16, 1966. "
- Filed " " " Aug 17, 1966. "
- Filed " " " Aug 18 & 19, 1966. "
- 26 Filed memo ltr. of plttf's. atty. submitting summary of costs
& disbursements.
- 27 Filed suppl order respecting findings of fact and conclusions
of law. (Harris)
Copies mailed to Cohler, A.G. & Each of named defts.
- 28 Entered Final Judgment & Decree, filed Sept. 7, 1966, defendants
perpetually enjoined from detaining the plaintiff/under conditions
more fully set out in this decree; defendants to pay to Charles
B. Cohler, Esq., appointed counsel for plttf. the sum of \$366.20
for costs & disbursements. Court retains jurisdiction. (Harris)
Copies mailed to Cohler, A.G. & Each of named defts.
- 29 Filed order for transfer of Robert Charles Jordan, Jr. from the
custody of the U. S. Marshal to the California Correctional
Training Facility at Soledad. (Harris)
Copies to Cohler and 2 Cert. copies to U.S. Marshal.
Mailed notice of entry of judgment.
- 30 Filed acknowledgement of receipt of copies of memo opinion &
order; suppl order respect. findings & conclusions; & final judg.
- 31 Filed ltr. (copy) from Charles B. Cohler to Thomas C. Lynch, Atty.
Gen. State Calif., dated (See Sheet "5")

FILINGS-PROCEEDINGS

CLERK'S FILES

Number of
Pages of
Exhibits
Excluded

PLAINTIFF

DEFENDANT

		PLAINTIFF	DEFENDANT	Number of Pages of Exhibits Excluded
30	Filed notice of appeal by defendants. Mailed notice of filing notice of appeal.			
	Filed copy of order trans. ptiff. to to Soledan, executed.			
31	Filed writ of hab. corp. ad test., exec. 9/8/66			
32	Filed ptiff's notice of appeal (fee paid)			
33	Filed cost bond on appeal Mailed clerks notice of filing of notice of appeal			
34	Filed stip. & order ext. time for the parties to desig. record on appeal, to Nov. 14, 1966.			(Harris)
35	Filed order re bonds for costs on appeal			Harris
36	Filed appeal bond by ptiff. in sum \$250.00			
37	Filed cost bond on appeal of William T. Kiepora.			
38	Filed cost bond on appeal of Edward Kunkel.			
39	Filed cost bond on appeal of Al DeCarli.			
40	Filed cost bond on appeal of George F. Johnston.			
41	Filed cost bond on appeal of G.L. Swaggerty.			
42	Filed cost bond on appeal of R.H. Donnelly.			
43	Filed cost bond on appeal of Walter Dunbar.			
44	Mailed record on appeal to CCA.			
45	Filed motion by ptiff. for leave to proceed on appeal in forma pauperis.			
46	Filed order allowing ptiff. to proceed on appeal in forma pauperis & preparation of copies.			(Harris)
47	Filed order directing the Clerk to pay to Charles B. Cohler the sum of \$5.00, received as filing fee.			(Harris)
48	Filed stip. & order concerning correction of reporter's transcript of proceedings at trial.			(Harris)
49	Filed receipt from CCA for record on appeal.			
50	Filed stip. & order that bond No. 8025742 filed by deft. may be withdrawn, inasmuch as such bond was mistakenly marked: as having been filed by the ptiff.			(Sweigert)
51	Filed affidavit of Claudia Waggoner.			
	Made and mailed supplemental record on appeal to CCA.			