

APPEAL, CLOSED

U.S. District Court
Eastern District of California - Live System (Sacramento)
CIVIL DOCKET FOR CASE #: 2:89-cv-01233-LKK-JFM

Usa v. California, et al
Assigned to: Senior Judge Lawrence K. Karlton
Referred to: Magistrate Judge John F. Moulds
Demand: \$0
Cause: 42:1981 Civil Rights

Date Filed: 09/12/1989
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff**USA**

represented by **Judith C Preston**
United States Department of Justice
Special Litigation/Civil Rights
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V.

Defendant**State of California**

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Defendant

Hon George Deukmejian

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Defendant

James Rowland

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Defendant

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Defendant

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Defendant

Dr. Kenneth Shepard

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Intervenor

Raymond D Jackson, Sr

represented by **Raymond D Jackson, Sr**
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 PRO SE

Intervenor

Richard Lauranzano

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Date Filed	#	Docket Text
05/04/1990	46	NOTICE by Gates Class & Subclass of refiling corrected caption of declaration of Michael W. Bien in support of Gates renewed motion to intervene. (old) (Entered: 05/09/1990)
05/07/1990	47	MINUTES of 5-7-90; Gates class, motion to interven, DENIED.Pltf to prep ord w/i 10dys of transcript. (old) (Entered: 05/11/1990)
05/15/1990	48	REPORTER'S TRANSCRIPT of 5/7/90. (old) (Entered: 05/23/1990)
06/12/1990	49	LETTER to court fr DAG Flynn re req for crt to sign proposed ord by USA. (old) (Entered: 06/15/1990)

06/15/1990	50	OBJECTIONS by plaintiff Usa to prop ord of Gates Plaintiffs (old) (Entered: 06/19/1990)
06/19/1990	51	ORDER: Pltf Gates mot/intervene is DENIED by Honorable Lawrence K. Karlton (cc: all counsel) (old) (Entered: 06/22/1990)
07/05/1990	52	PROOF OF SERVICE by plaintiff Usa of order [51-1] (old) (Entered: 07/09/1990)
08/01/1990	53	FIRST COMPLIANCE REPORT by defendant State Of California, defendant Hon George Deukmejian, defendant James Rowland, defendant Dr. Nadim Houry, defendant Eddie Ylst, defendant Dr. Kenneth Shepard of Defendants' (old) (Entered: 08/01/1990)
08/01/1990	54	SECOND COMPLIANCE REPORT by defendant State Of California, defendant Hon George Deukmejian, defendant James Rowland, defendant Dr. Nadim Houry, defendant Eddie Ylst, defendant Dr. Kenneth Shepard of Defendants' (old) (Entered: 08/01/1990)
08/15/1990	55	TRANSCRIPT of proceedings 5/7/90 (old) (Entered: 08/21/1990)
09/10/1990	56	THIRD COMPLIANCE REPORT by defendant (old) (Entered: 09/11/1990)
10/11/1990	57	ORDER by Honorable Lawrence K. Karlton terminating case ordering that the clk administratively terminate the action w/o prejudice to the right of the parties to reopen the proceedings for the entry of any stip, mtn, order or any other purpose required to obtain final determination of the litigation (cc: all counsel) (old) (Entered: 10/15/1990)
11/26/1990	58	4TH COMPLIANCE RPT by defendant (old) (Entered: 11/28/1990)
01/17/1991	59	NOTICE by defendant of 5th compliance rpt (old) (Entered: 01/18/1991)
03/07/1991	60	NOTICE by defendant of 6th compliance rpt (old) (Entered: 03/11/1991)
05/17/1991	61	NOTICE by defendant of seventh compliance report (old) (Entered: 05/20/1991)
10/15/1991	62	Eighth Compliance Report by defendant (old) (Entered: 10/16/1991)
10/15/1991	63	Ninth Compliance Report by defendant pursuant to consent decree (old) (Entered: 10/16/1991)
12/04/1991	64	NOTICE by defendant State Of California of tenth compliance report. (old) (Entered: 12/05/1991)
02/11/1992	65	ELEVENTH COMPLIANCE REPORT by defendant pursuant to consent decree (old) (Entered: 02/12/1992)
03/27/1992	66	TWELFTH COMPLIANCE REPORT submitted by defendant pursuant to consent decree (old) (Entered: 03/31/1992)
07/15/1992		LODGED Stipulation and Order RE consent decree (kh) (Entered: 07/16/1992)

07/22/1992	67	STIPULATION and ORDER by Honorable Lawrence K. Karlton : [0-1 Dismissing section IV, para 2 and 3 of the Consent Decree and subject areas II and III of the Action Plan; all other terms and provisions of the Consent Decree and Action Plan shall remain in full force and effect (cc: all counsel) (old) (Entered: 07/22/1992)
09/10/1992	69	LETTER to court from defendant State Of California responding to Judge Karlton's letter of 9/1/92 (old) (Entered: 09/14/1992)
09/11/1992	68	LETTER to court from plaintiff's Gates attorney in CIV-S-87-1636 LKK JFM re Partial Dismissal (old) (Entered: 09/14/1992)
10/06/1992	70	LETTER to court from plaintiff Usa re Stipulation and Order Dismissing Portions of Consent Decree Entered in this case (old) (Entered: 10/07/1992)
10/06/1992	71	LETTER: from Honorable Lawrence K Karlton directing all 3 recipients to file a letter brief within 10 days (old) (Entered: 10/07/1992)
11/17/1992	72	Thirteenth compliance report by defendants (old) (Entered: 11/17/1992)
01/06/1993	73	ORDER by Honorable Lawrence K Karlton re letter to the court dated 8/25/92, expressing concern over the entry of 7/22/92 stipulation and order; The court concludes that serious questions exist as to the propriety of entry of the 7/22/92 stipulation and order and accordingly this matter is REFERRED to JFM for proceedings to determine whether entry of this stipulation and order was appropriate under the circumstances and whether the order should be vacated; The magistrate may invite the Gates plaintiffs to join the proceedings in an amicus status (cc: all counsel) (old) (Entered: 01/06/1993)
01/19/1993	74	NOTICE by defendant of fourteenth compliance report (old) (Entered: 01/20/1993)
03/18/1993	75	NOTICE by plaintiff Usa of change of address from US Dept of Justice to Special Litigation Section P O Box 66400 Washington DC 20035 (old) (Entered: 03/19/1993)
04/13/1993	76	NOTICE by defendants of Fifteenth compliance report (old) (Entered: 04/15/1993)
07/13/1993	77	NOTICE by defendants of the filing of their sixteenth compliance report (old) (Entered: 07/15/1993)
10/04/1993	78	NOTICE by defendants of filing seventeenth compliance report (old) (Entered: 10/05/1993)
01/05/1994	79	EIGHTEENTH Compliance Report by defendants (old) (Entered: 01/06/1994)
02/14/1994	80	NOTICE by plaintiff USA of change of address of Verlin Hughes to Civil Rights Division Special Litigation Section, 10th and Pennsylvania Avenue, NW Room 1748-A, Washington, DC, 20530 (old) (Entered: 02/15/1994)

04/07/1994	81	NINETEENTH COMPLIANCE REPORT by defendants (old) (Entered: 05/09/1994)
05/02/1994		LODGED stipulation for modification of consent decree by defts (old) (Entered: 05/09/1994)
05/06/1994	82	PRELIMINARY OBJECTIONS by plaintiff to propped stipulation and request for transfer to magistrate judge for hearing (old) (Entered: 05/09/1994)
05/09/1994	83	ORDER by Honorable Lawrence K Karlton ORDERING The stipulation for modification of the consent decree entered on 3/8/90 is REFERRED to Magistrate Judge John F Moulds for findings and recommendations re the 5/2/94 stipulation (cc: all counsel) (old) (Entered: 05/09/1994)
07/11/1994	84	Defendants Twentieth Status Report (old) (Entered: 07/12/1994)
10/05/1994	85	TWENTY-FIRST COMPLIANCE REPORT by defendants (old) (Entered: 10/06/1994)
01/12/1995	86	TWENTY-SECOND COMPLIANCE REPORT by defendants (old) (Entered: 01/13/1995)
03/29/1995	87	DEFENDANTS' TWENTY-THIRD COMPLIANCE REPORT (old) (Entered: 04/14/1995)
07/14/1995	88	NOTICE by defendant State of California of submission of twenty-fourth compliance report (old) (Entered: 07/17/1995)
09/18/1995	89	NOTICE by defendant State of California regarding filing of twenty-fifth compliance report (old) (Entered: 09/18/1995)
02/27/1996	90	TWENTY-SIXTH COMPLIANCE REPORT by defendants (old) (Entered: 03/01/1996)
04/29/1996	91	TWENTY-SEVENTH COMPLIANCE REPORT by dft (old) (Entered: 04/30/1996)
07/01/1996	92	NOTICE by defendants State of California, Hon George Deukmejian, James Rowland, Dr. Nadim Khoury, Eddie Ylst and Dr. Kenneth Shepard regarding twenty-eighth compliance report (old) Modified on 07/03/1996 (Entered: 07/02/1996)
09/24/1996	93	TWENTY-NINTH COMPLIANCE REPORT by dfts State of California, Hon George Deukmejian, James Rowland, Dr. Nadim Khoury, Eddie Ylst and Dr. Kenneth Shepard (old) (Entered: 09/25/1996)
01/27/1997	94	DFTS' THIRTIETH COMPLIANCE REPORT (kdc) (Entered: 01/28/1997)
02/03/1997	95	NOTICE OF APPEARANCE of Andrew J Barrick enters his appearance as counsel for pltf USA (old) (Entered: 02/04/1997)
02/05/1997		LODGED stipulation and joint motion to dismiss (old) (Entered: 02/06/1997)

02/07/1997	96	PRELIMINARY OBJECTIONS by plaintiff USA to proposed stipulation & request for transfer to Magistrate Judge for hearing (old) (Entered: 02/11/1997)
02/14/1997	97	ORDER by Honorable Lawrence K. Karlton GRANTING stipulation and joint motion to dismiss; in this court's view, the parties have agreed to dismiss an aciton are entitled to stip litigating, so long as their agreement does not impair substantial rights possessed by other individuals; the court does not adopt as fact the representation contained in the stipulation submitted with joint motion to dismiss, and the dismissal is without prejudice to any rights or claims of the pltf's in the related case (cc: all counsel) (old) (Entered: 02/14/1997)
02/14/1997		LODGED Document not to be signed lodged on 2/5/97 (old) (Entered: 02/14/1997)
04/11/1997	98	MOTION for leave to proceed on appeal in forma pauperis by plaintiff USA Motion Hearing not noticed (old) (Entered: 04/14/1997)
04/11/1997	99	MOTION for certificate of probable cause by plaintiff USA Motion Hearing not noticed (old) (Entered: 04/14/1997)
04/11/1997	100	NOTICE OF APPEAL by non-party from District Court decision (fee status ifp) (old) Modified on 06/12/1997 (Entered: 04/14/1997)
04/11/1997	101	PROOF OF SERVICE by pltf of motion for certificate of probable cause; notice of appeal; motion for leave to proceed on appeal in forma pauperis (old) (Entered: 04/14/1997)
04/16/1997	102	MAILED case information/docket fee payment notice copy of Notice of Appeal to 9th Circuit Court of Appeals copy of appeal and certified copy of docket sheet to all parties (dd) (Entered: 04/16/1997)
05/05/1997	103	NOTIFICATION by 9th Circuit of Appellate Docket Number 97-35382 (dd) (Entered: 05/06/1997)
05/05/1997	104	TIME SCHEDLUE ORDER from 9th Circuit (dd) (Entered: 05/06/1997)
05/20/1997	107	MOTION to intervene by Raymond D Jackson Sr, Richard Lauranzano (ndd) (Entered: 10/08/1997)
08/08/1997	105	MOTION for reconsideration of intervention under Federal rules of Civil procedure 23 and 24 ; Motion Hearing not noticed (old) (Entered: 08/11/1997)
09/10/1997	106	ORDER by Honorable Lawrence K. Karlton ORDERING motion for leave to proceed on appeal in forma pauperis by plaintiff USA [98-1] is DENIED (cc: all counsel) (kdc) (Entered: 09/10/1997)
10/08/1997	108	ORDER by Honorable Lawrence K. Karlton ORDERING that inmate Richard Lauranzano's 4/11/97 motion for certificate of probable cause [99-1] is DENIED; inmate Richard Lauranzano's 8/8/97 motion for reconsideration [105-1] is GRANTED in part; Clerk is directed to file the motion to intervene, appended to the 8/8/97 motion for reconsideration,

		nunc pro tunc to 5/20/97; the 5/20/97 motion of inmates Raymond D Jackson Sr, Richard Lauranzano to intervene [107-1] is DENIED (cc: all counsel) (nnd) (Entered: 10/08/1997)
10/23/1997	109	ORDER from 9th Circuit appeal [100-1] DISMISSED (dd) (Entered: 10/23/1997)
10/30/1997	110	NOTICE OF APPEAL by Richard Lauranzano from District Court decision (fee status request to proceed ifp) (nnd) (Entered: 12/16/1997)
10/30/1997	111	MOTION to proceed in forma pauperis on appeal by inv Richard Lauranzano (nnd) Modified on 12/16/1997 (Entered: 12/16/1997)
12/24/1997	112	ORDER by Honorable Lawrence K. Karlton ORDERING pltf's 10/30/97 appeal [110-1] is not taken in good faith; motion to proceed in forma pauperis on appeal by inv Richard Lauranzano [111-1] is DENIED; the Clerk of the Court is directed to send a copy of this order to the United States Court of Appeals for the Ninth Circuit (cc: all counsel) (old) (Entered: 12/24/1997)

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