

(RZx), CLOSED, DISCOVERY, MANADR

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
(Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:04-cv-02233-RSWL-RZ**

Billy Soza Warsoldier v. Jeanne Woodford et al
Assigned to: Judge Ronald S.W. Lew
Referred to: Magistrate Judge Ralph Zarefsky
Case in other court: 9th CCA, 04-55879
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 03/31/2004
Date Terminated: 07/05/2007
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Billy Soza Warsoldier

represented by **Audrey M Huang**
Bingham McCutchen
355 S Grand Ave, 44h Fl
Los Angeles , CA 90071-3106
213-680-6400
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Benjamin E Wizner
ACLU Foundation of Southern California
1616 Beverly Blvd
Los Angeles , CA 90026-5752
213-977-9500
TERMINATED: 02/20/2007
LEAD ATTORNEY

Mark D Rosenbaum
ACLU Foundation of Southern California
1313 West Eighth Street
Los Angeles , CA 90017
213-977-9500 x224
Fax: 213-977-5297
Email: mrosenbaum@aclu-sc.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nora C Cregan
Bingham McCutchen
355 South Grand Avenue, Suite 4400
Los Angeles , CA 90071
213-680-6400
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Peter J Eliasberg
ACLU Foundation of Southern California
1616 Beverly Boulevard
Los Angeles , CA 90026-5752
213-977-9500
Email: peliassberg@aclu-sc.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen Zak Smith
Bingham McCutchen
355 S Grand Ave, 44h Fl
Los Angeles , CA 90071-3106
213-680-6400
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**Jeanne Woodford***Director of the California Department of Corrections, in her official capacity*

represented by **Barry G Thorpe**
 CAAG – Office of Attorney General of California
 300 S Spring St, Ste 1702
 Los Angeles , CA 90013
 213–897–9176
TERMINATED: 10/14/2004
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Francis Bazan

CAAG – Office of Attorney General of California
 300 S Spring Street, Suite 1702
 Los Angeles , CA 90013–1230
 213–897–2181
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John E Rittmayer

CAAG – Office of Attorney General of California
 300 South Spring Street, Suite 1702
 Los Angeles , CA 90013
 213–897–7485
TERMINATED: 02/21/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**John Laudeman***Warden of the Adelanto Community Correctional Facility, in his official capacity*

represented by **Barry G Thorpe**
 (See above for address)
TERMINATED: 10/14/2004
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Francis Bazan

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

John E Rittmayer

(See above for address)
TERMINATED: 02/21/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/31/2004	1	COMPLAINT against defendants John Laudeman, Jeanne Woodford.(Filing fee \$ 150.) , filed by plaintiff Billy Soza Warsoldier.(rrey,) (Entered: 04/07/2004)
03/31/2004		20 Day Summons Issued re Complaint – (Discovery) 1 as to John Laudeman, Jeanne Woodford. (rrey,) (Entered: 04/07/2004)
03/31/2004	2	CERTIFICATION as to Interested Parties filed by Plaintiff Billy Soza Warsoldier. (rrey,) (Entered: 04/07/2004)

03/31/2004	<u>3</u>	NOTICE TO PARTIES OF ADR PILOT PROGRAM filed.(rrey,) (Entered: 04/07/2004)
03/31/2004		FAX number for Attorney Nora C Cregan, Audrey May Huang, Stephen Zak Smith is 213-680-6499. (rrey,) (Entered: 04/07/2004)
03/31/2004		FAX number for Attorney Mark D Rosenbaum, Benjamin E Wizner is 213-250-3919. (rrey,) (Entered: 04/07/2004)
04/02/2004	4	EX PARTE APPLICATION for Temporary Restraining Order filed by plaintiff Billy Soza Warsoldier. Lodged proposed order. (bp,) (Entered: 04/07/2004)
04/02/2004	5	MEMORANDUM of Points and Authorities in Support of EX PARTE APPLICATION for Temporary Restraining Order 4 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/07/2004)
04/02/2004	6	DECLARATION of Stephen Zak Smith in support of EX PARTE APPLICATION for Temporary Restraining Order 4 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/07/2004)
04/02/2004	7	DECLARATION of Chase Riveland in support of EX PARTE APPLICATION for Temporary Restraining Order 4 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/07/2004)
04/02/2004	8	DECLARATION of Billy Soza Warsoldier in support of EX PARTE APPLICATION for Temporary Restraining Order 4 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/07/2004)
04/02/2004	9	PROOF OF SERVICE filed by plaintiff Billy Soza Warsoldier. re 5 Memorandum in Support of Motion, 6 Declaration (Motion related), 7 Declaration (Motion related), 8 Declaration (Motion related), 4 EX PARTE APPLICATION for Temporary Restraining Order, was served on 4/2/04. (bp,) (Entered: 04/07/2004)
04/05/2004	<u>10</u>	ORDER denying the temporary restraining order and order to show cause re preliminary injunction by Judge Ronald S.W. Lew, 4 . (bp,) (Entered: 04/08/2004)
04/12/2004	11	NOTICE OF MOTION AND MOTION for Preliminary Injunction filed by plaintiff Billy Soza Warsoldier. Motion set for hearing on 5/3/2003 at 09:00 AM before Honorable Ronald S.W. Lew. Lodged proposed order. (bp,) (Entered: 04/13/2004)
04/12/2004	12	MEMORANDUM of Points and Authorities in Support of MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/13/2004)
04/12/2004	13	DECLARATION of Chase Riveland in support of MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/13/2004)
04/12/2004	14	DECLARATION of Billy Soza Warsoldier in support of MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 04/13/2004)
04/12/2004	15	PROOF OF SERVICE filed by plaitiff Billy Soza Warsoldier. re 11 MOTION for Preliminary Injunction, 12 Memorandum in Support of Motion, 13 Declaration (Motion related), 14 Declaration (Motion related), was served on 4/12/04. (bp,) (Entered: 04/13/2004)
04/14/2004	16	PROOF OF SERVICE of summons and complaint Executed upon Jeanne Woodford, by substituted service upon Lee Ann

		Sauceda, Case Records Administrator on 4/1/2004, answer due 4/21/2004. (jag,) (Entered: 04/22/2004)
04/20/2004	17	ANSWER to Complaint – (Discovery) 1 filed by defendants' John Laudeman, Jeanne Woodford.(bp,) (Entered: 04/26/2004)
04/20/2004	18	CERTIFICATION of Interested Parties filed by Defendants John Laudeman, Jeanne Woodford. (bp,) (Entered: 04/26/2004)
04/21/2004	19	OPPOSITION to MOTION for Preliminary Injunction 11 filed by defendants' John Laudeman, Jeanne Woodford. (bp,) (Entered: 04/27/2004)
04/21/2004	20	DECLARATIONS of Sue Facciola and Suzanne Hubbard and exhibits in support of opposition to MOTION for Preliminary Injunction 11 filed by defendants John Laudeman, Jeanne Woodford. (bp,) (Entered: 04/27/2004)
04/22/2004	21	EXPARTE APPLICATION for Extension of Time to File an opposition to plaintiff's motion for a preliminary injunction filed by defendants' John Laudeman, Jeanne Woodford. Lodged proposed order. (bp,) (Entered: 04/27/2004)
04/26/2004	<u>22</u>	ORDER granting defendants' ex parte application for extension of time. The court will accept defendants' opposition to plaintiff's motion for a preliminary injunction, filed on April 21, 2004 21 by Judge Ronald S.W. Lew (bp,) (Entered: 04/27/2004)
04/26/2004	23	REPLY to opposition to MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 05/05/2004)
04/26/2004	24	EVIDENTIARY OBJECTIONS to declarations of Sue Facciola and Susna L. Hubbard and to exhibits in support of defendants' oppositoin to MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 05/05/2004)
04/26/2004	25	SUPPLEMENTAL DECLARATION of Billy Warsoldier in support of MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 05/05/2004)
04/26/2004	26	DECLARATION of Stephen Zak Smith in support of MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 05/05/2004)
04/28/2004	27	SIGNED SUPPLEMENTAL DECLARATION of Billy Soza Warsoldier in support of MOTION for Preliminary Injunction 11 filed by plaintiff Billy Soza Warsoldier. (bp,) (Entered: 05/05/2004)
04/28/2004	28	NOTICE OF ERRATA filed by Defendant Jeanne Woodford. correcting Response in Opposition to Motion 19 (bp,) (Entered: 05/05/2004)
05/03/2004	<u>29</u>	MINUTES: The court DENIES plaintiff's motion for preliminary injunction. Defense counsel is to submit an order for this court pursuant to local rule 52-4. Judge Ronald S.W. Lew. Court Reporter: Sharon Seffens. (bp,) (Entered: 05/05/2004)
05/03/2004		PLACED IN FILE – NOT USED re (Proposed) order granting motion for preliminary injunction submitted by plaintiff Billy Soza Warsoldier. (shb,) (Entered: 05/12/2004)
05/11/2004	<u>31</u>	ORDER that plaintiff's motion for a preliminary injunction is DENIED by Judge Ronald S.W. Lew,(bp,) (Entered: 05/12/2004)
05/12/2004	<u>30</u>	MINUTES: NOTICE REGARDING SCHEDULING CONFERENCE; Matter is set for a Scheduling Conference on

		7/26/2004 09:00 AM. Parties are reminded of their obligations to disclosure information and confer on a discovery plan not later than 21 days prior to the scheduling conference and report to the Court not than 14 days after they confer; Failure to comply may lead to the imposition of sanctions. Plaintiff counsel is directed to give notice of the Scheduling Conference to all parties that have appeared in this action, and is directed to give notice of the Scheduling conference immediately to each party that makes an initial appearance in this action after this date (See document for further details) by Judge Ronald S.W. Lew. Court Reporter: Not Present. (ir,) (Entered: 05/12/2004)
05/18/2004	33	NOTICE OF ERRATA filed by Defendants John Laudeman, Jeanne Woodford re 19 . (jp,) (Entered: 05/26/2004)
05/19/2004	32	NOTICE OF PRELIMINARY INJUNCTION APPEAL/REPRESENTATION STATEMENT to 9th CCA filed by plaintiff Billy Soza Warsoldier. Appeal of Order <u>31</u> Filed On: 05/11/04; Entered On: 05/05/12/04; Filing fee \$255., Paid, receipt number 65938. cc: Audrey M. Huang, Bingham McCutchen LLP; Ben Wizner, ACLU Foundation of Southern California; John Laudeman; Barry Thorpe, Office of the Attorney General (wdc,) (Entered: 05/19/2004)
05/19/2004		Civil Appeals Docketing Statement received from plaintiff Billy Soza Warsoldier forwarded to 9th CCA. RE: Appeal to Circuit Court, 32 . (wdc,) (Entered: 05/19/2004)
05/20/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Appeal to Circuit Court, 32 . (cbr,) (Entered: 05/20/2004)
05/25/2004	36	CERTIFIED ORDER from 9th CCA filed as to Appeal to Circuit Court, 32 filed by Billy Soza Warsoldier, CCA # 04-55879. Order received in this district on 06/01/04. Appeal filed 05/19/04 is a preliminary injunction appeal. Appellant's emergency motion for preliminary injunction pending appeal is granted. Pending further order of the court, appellees are enjoined from enforcing that hair length regulation at issue in this appeal against appellant. Brief schedule set. (cbr,) (Entered: 06/03/2004)
05/26/2004	37	ORDER from 9th CCA filed as to Appeal to Circuit Court, 32 filed by Billy Soza Warsoldier, CCA # 04-55879. Order received in this district on 6/1/04. Appellant's motion for clarification of the court's May 25, 2004 order is granted. Appellant shall be released from custody pending disposition of this appeal. The previously established briefing schedule remains in effect. (weap,) (Entered: 06/03/2004)
05/28/2004	34	NOTIFICATION by Circuit Court of Appellate Docket Number 04-55879, 9th CCA regarding Appeal to Circuit Court, 32 filed by Billy Soza Warsoldier. (wdc,) (Entered: 05/28/2004)
05/28/2004	35	TRANSCRIPT DESIGNATION AND ORDERING FORM For Dates: 5/3/04; Court Reporter: Sharon Seffens; Court of Appeals Case Number: 04-55879; Re: Appeal to Circuit Court, 32 . (ghap,) (Entered: 05/28/2004)
06/08/2004	38	RECEIPT OF REPORTERS TRANSCRIPT of proceedings for the following dates: 05/03/04 Court Reporter: Sharon Seffens. (cbr,) (Entered: 06/09/2004)
06/08/2004		TRANSCRIPT filed for proceedings held on 05/03/04. Court Reporter: Sharon Seffens. (cbr,) Modified on 6/9/2004 (cbr,). (Entered: 06/09/2004)

06/14/2004	39	CERTIFICATE OF RECORD Transmitted to USCA re Appeal to Circuit Court, 32 filed by Billy Soza Warsoldier; Court of Appeals Case Number: 04-55879. (ghap,) (Entered: 06/14/2004)
06/30/2004	41	STIPULATION to Continue of scheduling conference filed by plaintiff an defendants John Laudeman, Billy Soza Warsoldier, Jeanne Woodford. Lodged proposed order. (pj,) (Entered: 07/07/2004)
07/01/2004	<u>40</u>	ORDER GRANTING CONTINUANCE OF SCHEDULING CONFERENCE by Judge Ronald S.W. Lew: The Scheduling Conference originally scheduled to be held on July 26, 2004, is rescheduled and will instead occur on the day that is 28 days after the date of the Ninth Circuits determination on appeal or a subsequent date as ordered by this Court.(ca,) (Entered: 07/02/2004)
10/14/2004	42	NOTICE OF REASSIGNMENT of Counsel for defendants within Office of the Attorney General: That this case is now being handled by Deputy Attorney General John E. Rittmayer, instead of Deputy Attorney General Barry G. Thorp, in the office of Attorney General. The mailing address remains the same filed by defendants John Laudeman, Jeanne Woodford. (jp,) (Entered: 10/15/2004)
08/22/2005	<u>43</u>	MANDATE of 9th CCA filed as to Appeal to Circuit Court 32 , CCA # 04-55879. The judgment of District Court in this cause be, and hereby is reversed and remanded. Costs taxed of \$424.. Mandate received in this district on 08/26/05. (cbr,) (Entered: 09/02/2005)
09/08/2005	<u>44</u>	MINUTES: IN CHAMBERS; Counsel notified. Court ORDERS that the mandate of the Ninth Circuit Cour to Appeals: REVERSED AND REMANDED. COSTS TAXED IN THE AMOUNT OF \$424.00 is hereby filed and spread upon the minutes of this District Court. This case is set for status conference on 10/17/05 at 9:00. Counsel are to file a joint status report as to this case no later than 10/11/05. Courts address is 312 North Spring Street, 5th Floor, Los Angeles, CA 90012 by Judge Ronald S.W. Lew Court Reporter: Not present. (ir,) (Entered: 09/12/2005)
10/11/2005	45	JOINT STATUS REPORT of Counsel filed by Plaintiff Billy Soza Warsoldier. (ir,) (Entered: 10/13/2005)
10/17/2005	<u>46</u>	MINUTES: SCHEDULING CONFERENCE; Court and counsel confer. Scheduling Conference is held. Court sets the following dates: Discovery cut-off 3/10/06. Motion filing cut-off 3/20/06. Pretrial Conference 5/1/06 at 11:00. Court Trial 5/30/06 at 9:00. Court signs the ADR 12 Order by Judge Ronald S.W. Lew Court Reporter: Sheri Kleeger. (ir,) (Entered: 10/19/2005)
10/17/2005	<u>47</u>	ORDER by Judge Ronald S.W. Lew, case ordered to Attorney Settlement Officer Panel for a Local Rule 16-14 settlement conference. Within 10 days, plaintiff shall notify the ADR Program Coordinator of name of Attorney Settlement Officer who will conduct the settlement conference.(ir,) (Entered: 10/19/2005)
10/27/2005	<u>48</u>	STIPULATION REGARDING SELECTION of Attorney Settlement Officer Filed; Parties stipulate that Jeff S Westerman may serve as Attorney Settlement Officer for a Local Rule 16-14 Settlement Conference.(ir,) (Entered: 10/28/2005)
02/13/2006	<u>49</u>	STIPULATION AND ORDER by Judge Ronald S.W. Lew: Trial and accompanying dates are modified as follows, which is a shift of approximately 3 months: Discovery cut-off 6/12/06;

		Motion filing cut-off 6/28/06; Pretrial Conference 8/14/06 at 11:00; Court Trial 8/29/06 at 9:00. In addition or in the alternative disclosures pursuant to the FRCP 26(a)(2) must be made within 21 days of the Discovery cut-off date.(ir,) (Entered: 02/14/2006)
02/21/2006	50	NOTICE of Reassignment of Counsel, new counsel is John F Bazan filed by Defendants Jeanne Woodford, John Laudeman.(ir,) (Entered: 02/23/2006)
07/06/2006	<u>51</u>	STIPULATION AND ORDER by Judge Ronald S.W. Lew: Factual discovery cut-off rescheduled from 6/12/06 to 8/28/06; Expert Witness ID and Reports rescheduled from 7/3/06 to 9/11/06; Expert Witness Deposition cut-off scheduled for 10/2/06; Motion filing cut-off rescheduled from 6/28/06 to 10/23/06; Final Pretrial conference rescheduled from 8/14/06 to 11/6/06 at 11:00; Court trial rescheduled from 8/29/06 to 11/21/06 at 9:00.(ir,) (Entered: 07/06/2006)
09/01/2006	<u>52</u>	JOINT STIPULATION AND ORDER: Discovery cut-off 10/9/2006; Expert disclosures date is 10/23/06; Expert deposition cut off date is 11/13/06; Motions due by 11/27/2006; Final Pretrial Conference set for 2/12/2007 at 11:00 AM; Bench Trial set for 3/6/2007 at 09:00 AM. IT IS SO ORDERED by Judge Ronald S.W. Lew. (klg,) (Entered: 09/05/2006)
02/08/2007	<u>53</u>	NOTICE OF SETTLEMENT AND STIPULATED REQUEST TO VACATE SCHEDULING ORDER, CONTINUE PRE-TRIAL CONFERENCE AND TRIAL; AND ORDER by Judge Ronald S.W. Lew: The parties STIPULATE and respectfully request that the court VACATE the 9/1/06 JOINT STIPULATION <u>52</u> . The parties further STIPULATE and respectfully request that the Court CONTINUE the Final Pretrial Conference set for 6/4/2007 at 09:00 AM and the Court Trial until 6/26/2007 at 09:00 AM to allow the parties to execute one of the terms of the settlement agreement and file a stipulation of dismissal. (klg,) (Entered: 02/09/2007)
02/08/2007	<u>54</u>	DUPLICATE DOCUMENT OF <u>53</u> – NOTICE OF SETTLEMENT AND STIPULATED REQUEST TO VACATE SCHEDULING ORDER, CONTINUE PRE-TRIAL CONFERENCE AND TRIAL; AND ORDER: The parties further STIPULATE and respectfully request that the Court CONTINUE the Final Pre-Trial conference until 6/4/07 at 9:00 am and the Court Trial until 6/26/07 at 9:00 am to allow the parties to execute one of the terms of the settlement agreement and file a stipulation of dismissal. IT IS SO ORDERED. (klg,) Modified on 3/22/2007 (klg,). Additional attachment(s) added on 3/22/2007 (shb,). (Entered: 02/13/2007)
02/20/2007	55	NOTICE of Association of Counsel associating attorney Peter J Eliasberg on behalf of Plaintiff Billy Soza Warsoldier. Filed by plaintiff Billy Soza Warsoldier (bb,) (Entered: 02/22/2007)
02/20/2007	56	NOTICE of Change of Attorney Information: Attorney Ben Wizner will no longer receive service of documents from the Clerks Office for the reason indicated in the G-06 Notice.Ben Wizner is no longer attorney of record in this case for the reason indicated in the G-06 Notice. Filed by plaintiff Billy Soza Warsoldier (bb,) (Entered: 02/22/2007)
05/25/2007	<u>57</u>	STIPULATION AND ORDER approved by Judge Ronald S.W. Lew: Upon request and stipulation of the parties, the Final Pretrial Conference is continued to 7/30/2007 at 9:00 AM. The Court Trial is continued to 8/21/2007 at 9:00 AM to allow the parties to finalize all terms of the executed settlement agreement and file a stipulation of dismissal. (kd) (Entered: 05/29/2007)

07/05/2007	<u>58</u>	STIPULATION AND ORDER by Judge Ronald S.W. Lew : re Complaint – (Discovery) 1 . ORDER DISMISSING ACTION with prejudice by Judge Ronald S.W. Lew. The Court shall retain jurisdiction over this matter for the sole purpose of enforcing the terms of the settlement agreement. (Made JS-6. Case Terminated.)(ca) (Entered: 07/05/2007)
------------	-----------	--