

District	Off.	Yr.	Docket No. Number	OR	Filing Date			J	Nature Suit	R 23	Judge	Mag.	Clerk	Clerk	Clerk	Clerk	
					Mo.	Day	Yr.										
0978	3	94	00314	1	05	16	94	3	440		7811						94 00314-DWH

CLOSED

CAUSE: 42 U.S.C. 1983 - Other Civil Rights

PLAINTIFFS

ILICK, JOHN;
 EPSTEIN, MICHAEL;
 BROWNING, PAUL;
 WILLIS, EDWARD., on behalf
 of themselves and all others
 presently incarcerated or
 who in the future be
 incarcerated at the Ely
 State Prison

DEFENDANTS

MILLER, ROBERT., in his
 official capacity as Governor
 of the State of Nevada;
 SANNICKS, KARL., in his
 official capacity as the
 Director of the Nevada
 Department of Prisons;
 MC DANIEL, E.K., in his
 official capacity as Warden
 of Ely State Prison

APPEAL FILED 10/28/99 (#115)
 C/A# 99-17371

FIRST AMENDED COMPLAINT fld 5/25/94 (#5)
See Pg #1a.

INTERLOCUTORY APPEAL (#109)
 C/A# 97-15731

NOT EXEMPT FRCP (b)

ATTORNEYS

FOR PLAINTIFF(S):

Donald York Evans, Esq.
 P.O. Box 864
 Reno, NV 89504
 (702) 348-7400

Mark J. Lopez
 Mohmedu F. Jones v.P. filed 7/5/94
 NATIONAL PRISON PROJECT OF THE
 AMERICAN CIVIL LIBERTIES UNION
 1875 Connecticut Avenue, NW
 Suite 410
 Washington, DC 20009
 (202) 234-4830

FAX (202) 234-4890

Ronald Wayne Beall (#101)
 #36548 (103)
 Ely State Prison
 P. O. Box 1989
 Ely, NV. 89301

FOR DEFENDANT(S):

Frankie Sue Del Papa, Esq.
 Anne B. Cathcart, Esq.
 100 No. Carson Street
 Carson City, NV 89701-4717
 (775)684-1248

Phillip Cordova #135 - Michael R. Evans
 #37851 #26022
 ESP ESP
 (Discharged #155)

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL REPORTS PROCESSED
	DATE	RECEIPT NUMBER	C.D. NUMBER	Filing _____
		#100879		Termination _____
			Change _____	

NITED STATES DISTRICT COURT DOCKET

Ilick v. Miller

DC 111S (Rev. 7/85)



PC-NV-003-000

DATE

NR

PROCEEDINGS

JOHH ILICK,
MICHAEL EPSTEIN, & PAUL BROWNING and
EDWARD WILLIS on behalf of themselves
& all others presently incarcerated
or who in the future be incarcerated
@ Ely State Prison,

Plaintiffs.

VS.

- ✓ ROBERT MILLER, in his official capacity
as Governor of State of Nevada;
- ✓ KARL SANNICKS; in his official capacity as the
Director of the Nevada Dept. of Prisons;
- ✓ FRANKIE SUE DEL PAPA, in her official capacity as
the Attorney General OF THE State of Nevada;
- ✓ CHERYL ANN LAU, in her official capacity as the
Secretary of State of the State of Nevada; and
- ✓ E.K. McDANIEL, in his official capacity as
Warden of Ely State Prison,

Defendants.

AMENDED COMPLAINT fld on 5/25/94 (#5) /

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-N-94-314-DWH DOCKET NO. _____ PAGE <u>2</u> OF _____ PAGES
JOHN ILICK, et. al.		ROBERT MILLER, et. al.	
DATE	NR.	PROCEEDINGS	
5/15/94	1	COMPLAINT. ah	
"	2	MINUTE ORDER (DWH): ORD cnsl for Ps shl hv 10 dys w/in whc to comply w/LR 135-5. EOD 05/16/94 (AT). Cpy Dist. ah	
"	3	VERIFIED PETITION obo Mark J. Lopez & Mohmedu F. Jones as cnsl for Ps. EOD 05/16/94 (AT). Cpy Dist. ah	
--	--	<u>JS-5</u> (AT). ah	
5/24/94	4	CERTIFICATE req by L/R 135-5 obo Ps. (m) (AT) blg.	
5/25/94	5	FIRST AMENDED COMPLAINT obo Ps. (m) (AT) blg.	
6/8/94	--	SUMMONS issd to Ps Cnsl Re 1st Am Complnt. blg.	
6/20/94	6	MOTION/ORDER: (DWH) ORD Ds granted extn of ti til 7/28/94, w/in wh to srv & file a response to complnt. Cps. dist. 6/21/94. (AT)	
7/5/94	7	DESIGNATION/LOCAL/COUNSEL: (CCF/vh) APPRVD as to Donald Y. Evans, Esq. loc cnsl for out of st atty Mohamedu F. Jones, Esq. for Ps. Cps. Dist. (AT) blg.	
--	8	VERIFIED/PETITION: (CCF/vh) APPRVD as to Mohamedu F. Jones, Esq. cnsl for Ps. Cps. Dist. (AT) blg.	
7/19/94	9	MOTION for class certifctn obo Ps. (m) (AT) bh. 13, 34	
--	--	RECEIVED Verified Petn for permiss to practice re Mark J. Lopez as co cnsl for P. [Awaiting for Designation frm loc cnsl, actn plcd on left side of file]	
7/28/94	10	ANSWER to 1st A/C obo Ds. (m) (AT) bh.	
--	11	AFFIDAVIT of prsnl svc of cpy item #9 srvd 7/19/94 obo Ps. bh.	
8/4/94	--	<i>sub to Ds: re servng (AT) bh.</i>	
8/5/94	12	EX PARTE MOTION/ORDER: (DWH) ORD Ds granted extn of ti til 8/17/94, in wh to file a respnse to Ps' mtn for class certification. Cps. dist. 8/10/94. (AT) (There sh be no furth extns granted)	
8/17/94	13	OPPOSITION to mtn for class cert (#9) & MOTION for S/J re issues barred by collaterals estoppel & stare dec obo Ds. (m) (AT) bh. <i>denied 34</i>	
9/1/94	14	MOTION/ORDER: (DWH) ORD Ps granted extn of ti til 9/29/94, in wh to file & srv the rsnse to Ds' oppo to P's mtn for Class Cert (#9) Cps. dist.	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et al.,	DEFENDANT ROBERT MILLER, et al.,	CV-N-94-314-DWH DOCKET NO. _____ PAGE <u>3</u> OF _____ PAGES
----------------------------------	-------------------------------------	---

DATE	NR.	PROCEEDINGS
9/1/94	15	OPPOSITION to mtn for enlrgmnt of ti (#14) obo Ds. (m) (AT)
9/2/94	--	RE-SUB Item #14 & 15. (AT) bh.
9/15/94	--	Sub & DWH: item # 13. (AT) bh.
9/15/94	16	SUMMONS w/rtn: D, Cheryl Ann Lau srvd 6/8/94 by srvng Julie Groso; D, Frankie Sue Del Papa srvd 6/8/94 by srvng Bobbi Ahmann; D, Gov Robert Miller, srvd 6/8/94 by srvng Angelica Gonzalez; Ds Karl Sannicks, E. K. McDaniels svrd 6/8/94 by srvng Mindy Thede
--	17	SCHEDULING ORDER: (DWH) ORD disc in this actn sh be completed on or bef 90 days frm the dte of this Ord. (furth specs in Ord.) Cps. dist. 9/29/94. (AT) bh.
9/28/94	18	REPLY in supprt of mtn for class certification (#9) obo Ps.
--	19	OPPOSITION (RESPONSE) to Ds' mtn to disp/mtn for S/J re issues barred by collateral estoppel & stare decisis (!!) obo Ps.
9/29/94	--	SUB TO DWH: Items #9, 13, 18, 19. (AT) bh.
10/17/94	20	REPLY re mtn to disp/mtn for S/J re issues barred by collateral estoppel & St decisis (!!) obo Ds. (m) (AT) blg. ORAL argumnt req obo Ds./
10/27/94	21	MOTION to strk Ds' reply to Ps' oppo to mtn to disp/mtn for S/J re iss barred by collateral estoppel & stare dec obo Ps. (m) (AT) bh. ²⁹
--	22	MINUTE ORDER: (DWH) ORD thit actn is plcd on cal 11/21/94 4pm., for a hrg on Ps' mtn for Class Certifctn (#9) & Ds' oppo to Ps' mtn for Class Certifctn & Ds' mtn to disp/mtn for S/J re Issues Barred by Collaterals Estoppel & Stre Decisis (#13) . EOD/Cps. dist 11/2/94. (AT) bh.
	23	EX PARTE MOTION for lv of Crt permitting interrog to Ps in excess of # stated in Rule 33(s), FRCP obo Ds. (m) (AT) bh. ²⁹
11/2/94	24	ORDER: (DWH) ORD Ds are granted lv of crt to srv Ds' 1st req for Admiss, Interrog & req for prodctn of docs on Ps, wh include 112 Interrogat. Cps. dist. 11/2/94. (AT) bh.
11/1/94	25	OPPOSITION to mtn to strk (#21) & MOTION for attys fees & oth sanctns obo Ds. (m) (AT) bh. ²⁹
11/3/94	26	MOTION/ORDER: (DWH) ORD Ps granted extn of ti til 12/1/94, in wh to file & srv the rsponse to Ds' ex parte mtn for lv of Crt permitting interrog. Cps. dist. & EOD 11/16/94. (AT) bh.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et al.,		DEFENDANT ROBERT MILLER, et al.,	CV-N-94-314-DWH DOCKET NO. _____ PAGE <u>4</u> OF _____ PAGES
----------------------------------	--	-------------------------------------	---

DATE	NR.	PROCEEDINGS
11/3/94	27	OPPOSITION to Ps' mtn for enlrgmnt of ti (#26) obo Ds. (m) (AT)
11/16/94	--	SUB TO DWH: Item #21, 26, 27. (AT) bh.
11/14/94	28	MOTION for reconsidrtn obo Ps. (m) (AT) bh. 31, 35 See #28A, below #31B
11/15/94	29	RESPONSE to Ds' oppo to Ps' mtn to strke (#21) & OPPOSITION to Ds' mtn for attys fees & oth sanctns (#25) obo Ps.
--	30	MOTION for oral argumnt obo Ps. (m) (AT) bh. 34
11/17/94	31	OPPOSITION to Ps' mtn for reconsidrtn (#28) obo Ds. (m) (AT) See #31A & 31B, below #33.
11/21/94	32	RESPONSE to Ps' mtn to am schedlng ord (#??) obo Ds. (m) (AT) bh.
--	33	REPLY in supprt of mtn for attys fees & oth sanctns (#25) obo bh.
11/18/94	31A	MOTION to compel disc/req for oral argumnt obo Ps. (m) (AT) bh. [cpy to be treated as an orig.] <i>denied & moot 34</i>
--	31B	RESPONSE to Ds' oppo to mtn for reconsidertn of ex parte ord obo Ps. [cpy to be treated as an orig.]
11/14/94	28A	MOTION to am schlng ord of 9/15/94 obo Ps. (m) (AT) bh. moot 30
11/23/94	34	MINUTES PROCEEDINGS dtd 11/21/94: (DWH) ORD tht all furth disc disputes are ref to the Magist Jdg for her determ. FUR ORD Ps' mtn for class certifctn (#9) is granted. FUR ORD the caption of this case will be am to reflect Edward Wills. FUR ORD Ds' mtn to disp/mtn for S/J re iss Barred by Collateral Estoppel & Stare Decisis (#13) is denied. FUR ORD Ps' mtn to compel disc & req for oral argumnt is denied as moot as cnsl hv agreed upon the prodctn of docs. FUR ORD tht disc shl be extn for 6 mos, with sd ext to begin running frm the moment in ti the prodctn of docs has been completed. FUR ORD cnsl sh by no later than 12/12/94; agree on the wording of the Rule 29(c) Ord re the confid of docs, or cnsl shl tell the magist jdg by this dte why cnsl hv not been able to agree on sd ord. FUR ORD tht all oth deadline sh remain in plc, howev, the Magist Jdg has the auth to chng those deadline as cnsl demonstrate the need for chng. FUR ORD tht all disc will be retained by this jdg & will not be ref to the Magist Jdg as prev ord. (Reporter: Margaret Griener) Cps. dist 11/30/94. (AT) bh.
12/13/94	--	SUB TO DWH: Item #25, 28, 29, 30, 31, 28A. (AT) bh.
--	35	MEMORANDUM/DECISION/ORDER: (DWH) ORD Ps' mtn for reconsidrtn (#28) is granted. The Crt's pr ord (#24) grnting Ds' ex parte mtn (#23) is vacated. However, Ds are grntd lv to sub to Ps more the 40 interrogat. EOD/Cps. dist. 12/14/94. (AT) bh. <i>all page 5</i>

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et al.,	DEFENDANT ROBERT MILLER, et al.,	CV-N-94-314-DWH DOCKET NO. _____ PAGE <u>5</u> OF _____ PAGES
----------------------------------	-------------------------------------	---

DATE	NR.	PROCEEDINGS
2/2/95	36	MOTION for protect ord obo Ds. (m) (AT) bm. (38)
--	--	SUB TO DWH: Item #36. (AT) bm.
2/8/95	37	MOTION for lv to take depos of Ps obo Ds (m)(AT).csd (49)
2/15/95	38	PROTECTIVE ORDER (DWH): ORD Ds shl make avail to attys for Ps all administrativ regulatns & institutnl procedurs, training manuals & othe materials (see ord for specifics)(cps dist)(AT).csd
2/24/95	39	MINUTE ORDER: (DWH) ORD P's mtn for lv to file late pleading recv'd 2/22/95, is granted. The oppo attachd thereto shl be fld. Rs sh reply w/10 dys. EOD/Cps. dist. 3/14/95. (AT) bm.
--	40	MOTION for lv to file late pleading obo Ps. bm. (39)
--	41	OPPOSITION to mtn for protect ord/altern propl for wording of protect ord obo Ps. (m) (AT) bm.
3/3/95	42	MOTION for reconsidertn of ord grnting protect ord obo Ps. (m) (AT) (45) (49)
3/10/95	43	MINUTE ORDER: (DWH) ORD Ps' req for hrg, recv'd 3/8/95, shl be fld & is denied. (furth specs in Ord.) EOD/Cps. dist. 3/14/95. (AT) b m
--	44	REQUEST for hrg on protect ord & re trial dte obo Ps. (m) (AT) bm
3/14/95	--	Sub to DWH: item #37. (AT) bm <i>Denied (43)</i>
--	45	OPPOSITION to mtn for reconsidertn of ord grnting protect ord (#42) obo Ds. (m) (AT) bm.
3/15/95	46	OPPOSITION to Ps' req for hrg on protect ord & re trial dte (#44) obo Ds. (m) (AT) bm.
3/28/95	47	REPLY to opp to mtn for reconsidrtn of ord grntng Protectv/Ord (#42) obo Ps. (m) (AT) blg. (Filed by Atty Don Evans)
3/29/95	48	MOTION for Rule 23(c) class certificatn note obo P, (David Hosier Plaintiff Class Member). (m) (AT) blg. (71)
4/12/95	--	Sub to DWH: item 42, 45. (AT) bm.
4/20/95	--	SUB TO DWH: Item #48. (AT) bm.
4/6/95	49	SCHEDULING ORDER: (DWH) ORD disc c/o 7/5/95; mtns due 7/20/95. Cps. dist. (AT) bm.

see Page 6

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et al.,	DEFENDANT ROBERT MILLER, et al.,	CV-N-94-314-DWH DOCKET NO. _____ PAGE 6 OF _____ PAGES
--------------------------------------	---	--

DATE	NR.	PROCEEDINGS
4/24/95	50	ORDER: (DWH) ORD P's mtn for reconsidrtm (#42) is granted . FURTH, the prev issd protect ord (#38) is affirmed & shl remain in effect. FUR ORD tht the schlng ord (#49) is hereby vacated . This case sh procd @ ord Nov 21st (#34). EOD/Cps. dist. 5/1/95. (AT) bm.
5/1/95	51	MOTION for expedite hrg obo Ps. (m) (AT) bm. 54 <i>Denied</i>
--	52	MOTION to compel disc obo Ps. (m) (AT) bm. 55 (58)
--	53	AFFIDAVIT of Mohamedu F. Jones in supprt of P. bm (LOCATED IN A SEPARATE FOLDER)
5/11/95	--	SUB to DWH: Item #48. (AT) blg.
5/17/95	54	ORDER: (DWH) ORD mtn for expeditd hrg (#51) denied; mtn to compel will be sub aftr the normal brfng cycle is compltd. Sh an ext of disc deadline become reasonably necessary, one will be grntd. Cps.Dist. (AT) blg. *mld-5/18/95.
5/19/95	55	OPPOSITION to mtn to compel disc (#52) obo Ds. (m)
6/2/95	56	REPLY in supprt of mtn to compel disc (#52) obo Ps. (m) (AT)
6/6/95	--	SUB TO DWH: Item #52, 55, 56. (AT) bm.
6/5/95	57	NOTICE re status report obo P. bm.
6/15/95	58	MINUTE ORDER: (DWH) ORD a tel hrg on the mtn to compel (#52) is sched for 6/22/95 10am., Cps. dist. bm. [Note found file with M/O @ intake on 6/20/95 notify cnsls by fax & tel]
6/22/95	59	MINUTES OF HEARING on 6/22/95 (DWH): ORD dispositiv mtns c/o extended to 8/31/95 (cps dist)(AT).csd (C/R: Margaret Griener)
11/8/95	60	MINUTE/ORDER: (DWH) ORD at hrg (#59) dispositv mtns deadline was ext til 8/31/95. No mtns hv been fld. Prys sh hv 20 days in wh to file dispositv mtns. Clk sh send to all cnsl cpy of P, Hosier's notc re class certificatn (#48). Cnsl sh respnd w/in 15 days. Cps.Dist. (AT) blg. *mld-11/9/95.
11/20/95	61	MOTION for issuance of ntc of class certifctn obo Ps. (m) (AT) bm 64, 67, 68, 71
--	62	STIPULATION/ORDER: (DWH) ORD parties grntd protect ord prev ent by the Crt & shl be disseminated to any person oth than the attys for the parties & their wtns herein & may be used only for purp of the w/in litigation. Cps. dist. 11/24/95
--	63	ORDER: (DWH) ORD tht Ds shl prov Ps' attys w/the cps of the follwng docs (See Ord for specs.) Cps. dist. 11/24/95. (AT) bm
11/28/95	64	OPPOSITION to mtn for issuance of ntc of class certifctn (#61) obo Ds. (m) (AT) (See Page 7)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK et al	DEFENDANT ROBERT MILLER, et al	CV-N-94-314-DWH DOCKET NO. _____ PAGE 7 OF _____ PAGES
-------------------------------	-----------------------------------	--

DATE	NR.	PROCEEDINGS
11/27/95	65	RESPONSE to the mtn of class pltf, David Hosier, for class certification notice (61,64) obo Ds. (m) (AT) mlc
11/29/95	66	MOTION/ORDER: (DWH) ORD for flg dispositv mtns ext til 2/27/96. Cps.Dist. (AT) blg. *mld-12/6/95. 69,
12/7/95	67	REPLY in supprt of Ps' mtn for issuance of ntc of Class certifctn (#61) obo Ps. (m)
12/12/95	68	SUPPLEMENT to their oppo to P's mtn for issuance of ntc of Class Certifctn (#61) obo Ds. (m) (AT)
--	69	RESPONSE to Ds' mtn to extend tm for dispostv mtns obo Ps. (m) (AT) bm
12/14/95	--	Sub to DWH: item # 61, 64, 65, 68, 66, 69 (AT) + #48
12/14/95	70	ACKNOWLEDGMENT of svc of the ntc of tkng depo for Robert Bayer & Rodney Countryman who are employees of the NV Dept. of Prison (NDOP) obo Ps. (m) (AT) bm
3/28/96	71	ORDER: (DWH) ORD tht the mtns to publish ntc of class certifctn (#48 & #61) are granted. Cnsl for the class shl prep the ntc as described herein & prov thereof to Ds w/in 15 dys. Cnsl shl file a jnt ntc w/in 30 dys indicating the locations where the ntcs hv been posted & attach thereto as an exhbt a cpy the ntc. EOD/Cps. dist. 3/29/96 (AT) bm
5/8/96	72	RESPONSE to Ps' req for expert access to Ely St Prison obo Ds. (m) (AT) bm
05/14/96	73	MINUTES/TELE CONF (Dtd: 04/14/96): (RAM) ORD denies Ps req A, D & F (#74) & req (#74) sh be fld. See Ord for specifics. CpsDst. (AT) lg *mld-05/15/96.
---	74	REQUEST for expert access to E.S.P. obo Ps. (m)(AT) lg (73)
5/14/96	75	MINUTE/ORDER: (DWH) ORD actn ref to US-Mag/Jdg RAM for all disc procdngs consistent w/his jurisdctn. Cps.Dist. (AT) blg. *mld-5/16/96.
6/5/96	76	REQUEST for vol disp obo P. bm. 77, (#91)
6/13/96	--	Sub to DWH: item #76
6/17/96	77	MINUTE ORDER: (DWH) ORD P Epstein has req vol disp from this actn (#76). A cpy of sd mtn shl be sent to all cnsl in this actn. They shall respond w/in 15 dys.
6/21/96	78	RESPONSE to Ps req for expert access to ESP dtd 6/10/96 obo Ds. (m) (AT) blg.
6/24/96	--	SUB to RAM: Item #78. (AT) blg.

see Page 8

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et al.,	DEFENDANT ROBERT MILLER, et al.,	CV-N-94-314-DWH DOCKET NO. _____ PAGE <u>8</u> OF _____ PAGES
----------------------------------	-------------------------------------	---

DATE	NR.	PROCEEDINGS
6/24/96	79	ADDENDUM to Ds' rsnse to Ps' req for expert access to Ely State Prison 6/10/96 obo Ds. (m) (AT) bm
6/27/96	80	MINUTE ORDER: (RAM) ORD Ps' req for expert Access to Ely State Prison dtd 6/10/96 shl be fld with the Crt 7/3/96. Any reply obo Ps to Ds' rsnse to Ps' req for Expert Access to Ely State Prison dtd 6/10/96, shl be fld with the Crt 7/5/96. A tel hrg on P's req for Expert Access to Ely state Prison is sched 7/9/96 2:30pm. Cps. dist 6/27/96 (AT) bm vacated (83)
7/1/96	81	REQUEST for expert access to Ely State Prison obo Ps. (m) (AT) (60)
7/2/96	82	LETTER dtd 7/2/96 add to Ms. Damron re access for expert inspection & vacating the hrg curr set for 7/9/96 obo P. bm.
7/3/96	83	MINUTE ORDER: (RAM) ORD pursnt to the lttr recv'd by the Crt on 7/2/96 (#82), the hrg re P's req for expert access to Ely State Prison curr sched for 7/9/96, is hereby <u>vacated</u> . Cps. dist. 7/5/96 (AT) bm
7/5/96	--	SUB TO DWH: Item #76 & 77. (AT) bm
7/16/96	84	MINUTES PROCEEDINGS/TELEPHONIC CONFERENCE RE DISCOVERY DISPUTE: (RAM) ORD tht it is not burdensome to the Ds to obtain the 18 files reqtd by the Ps, if they are there @ ESP. (furth specs in Ord.) Tht the Ds shl pull the 18 recs in dispute & parties shl procd on tht basis. (Cps. dist. dist 7/19/96) (Recorder: No record)
--	85	MINUTE ORDER: (DWH) ORD the Clrk shl send to cnsl of rec a cpy of P Epstein's letter (#76) & the Crt's pr ord (#77). Cnsl shl rsnse w/in 11 dys. Cps. dist 7/19/96 (AT) bm
8/13/96	86	MINUTE ORDER: (DWH) ORD a tel hrg on the stat of this matt'r is set for 8/26/96 4pm., <u>Immediately</u> upon receipt of this ord, the parties shl contact crtrm Deputy Donna Casey (furth specs in Ord.) Cps. dist. 8/15/96 (AT) bm
8/27/96	87	NOTICE to the Crt re w/drawal of P Michael Epstein obo Ps. bm. (m) (#97)
8/28/96	88	MINUTES PROCEEDINGS/TELEPHONIC STATUS HEARING dtd 8/26/96: (DWH) ORD this case is hereby ref to Magist RAM for a tel conf on 9/25/96, or as soon thereaft as Jdg McQuaid's cal can accomod the parties, for putting in plc LR 1-26(d) for the prep of a schlng ord & disc plan. (furth specs in Ord.) FUR ORD a tel stat/conf 9/25/96 4:30pm., to discuss the stat of Mr. Epstein's req, wh is Dkt. #76. (Reporter: Margaret Griener) Cps. dist. 8/28/96 (AT) bm vacated (90)
8/29/96	89	MINUTE ORDER: (RAM) a tel stat/conf is sched for 9/27/96 9am., for the purp of the prep of a schlng ord & disc Plan. (furth specs in Ord.) Cps. dist. 8/29/96 bm
9/25/96	90	MINUTE ORDER: (DWH) ORD due to the Crt's inability to reach cnsl for P on 9/25/96 4:30pm., for the sched tel stat/conf re Mr. Epstein's req, the hrg is contin to 10/10/96 1:30pm. Cps. dist. (C/R: Margaret Griener) Cps.dist

DOCKET ENTRIES CONT'D ON PAGE #9

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et.al.		DEFENDANT ROBERT MILLER, et.al.	CV-N-94-314-DWH(RAM) DOCKET NO. _____ PAGE <u>9</u> OF _____ PAGES
--	--	---	---

DATE	NR.	PROCEEDINGS
9/27/96	91	MINUTES/TELEPHONIC STATUS/CONFERENCE: (Dtd: 9/27/96) (RAM) ORD disc except for depos of health care providers in Ely & experts will be complt by 10/2/96. Dt for disclosr of experts sh be 12/16/96 for Ps & 1/16/97 for Ds. Experts depos will be tkn by 2/28/97. Dispositv mtns sh be fld by 3/28/97. P/T/O sh issue on that day if there are no dispositv mtns, if dispositv mtns are fld then P/T/O sh issue aft they hv been disposed of. This M/O sh srv as schedlng ord. Cps.Dist. (AT) blg. (C/R: Tape 96-51) *mld-9/30/96.
9/30/96	92	MINUTE ORDER: (RAM) ORD tht all mtns in lim will be fld by the dispostv mtn deadline of 3/28/97. Cps. dist. 10/2/96 (AT) bm
10/10/96	93	MINUTES PROCEEDINGS/TELEPHONIC STATUS CONFERENCE: (DWH) ORD Mr. Epstein is removed as the rep of the class. (furth specs in Ord.) The parties may, w/in 10 dys frm today's dte, file furth P&A's on this matter, but not required to do so. (Reporter: Margaret Griener) Cps. dist. 10/18/96 (AT) bm
10/17/96	94	ACKNOWLEDGEMENT/SERVICE obo Ps. (m) (AT) bm
11/5/96	95	NOTICE to Crt re chng of add to Apt. #42, 150 N. Broadway, Lindenhurst, NY 11757-3762 obo P. bm. (cpy sent to Ps cns1)
11/21/96	-	Sub to DWH: item # 76, 87, 93 (AT)
11/19/96	96	STIPULATION/ORDER: (DWH) ORD for production of confidential reports obo Ds. Cps. dist. 11/22/96 (AT) bm
12/23/96	97	ORDER: (DWH) ORD pursnt to req of named P, Epstein (see #76 & 93) crt prev ord (#93) him remvd as class representv. The questn wh a fur ord was nec w/respect to his participatn in this lawsuit as class member was tkn under subm (#93). The Crt now finds that no addtnl ord is necessary. This is an actn for injctv relief only, any relief ultimately secured by P class will automatically insure to Mr. Epstein's benefit, if he is still incaracerated @ ESP. Cns1 are ord to ensure that Mr. Epstein's name is remvd fm all future documnts fld w/Crt or posted or otherwise published @ ESP. Ptys are ord to sub jnt status rpt by 1/3/97, adv crt wh new class representv has been named. Cps.Dist. (AT) blg. *mld-12/24/96. 98
1/8/97	98	STATUS REPORT on Class rep designation obo Ps. (m) (AT) bm <i>in compliance to Ord # 97</i>
1/22/97	99	MOTION for enlrgmnt of tm til 2/22/97 in wh to file & cry an oppo to mtn for S/J obo P. (m) (AT) bm <i>wrong case # it belongs to 94-721</i>
---	100	MOTION for lv to file late pleading re mtn for enlrgmnt of tm wh was due 1/21/97 obo P. bm. <i>wrong case # it belongs to 94-721</i>
1/24/97	---	SUB TO DWH: Item #99, 100

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-N-94-314-DWH (RAM) DOCKET NO. _____ 10 PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
02/25/97	--	SUB TO DWH: Item #97,98 (AT) mlc	
02/26/97	99	EXPERT witness reports obo defts. (m) mlc	
03/11/97	100	STIPULATION/ORDER (DWH) ORD the parties agree to voluntary dismissal without prej of certain paragraphs of pltf's amd complt (5). (see order for specs). (copies dist) (AT) mlc EOD 3/11/97	
03/07/97	101	MOTION for appt of guardianship obo Ronnie Beall, inmate. (no svc) (AT) mlc (103)	
03/12/97	--	SUB TO DWH: Item #101 (AT) mlc	
03/20/97	102	NOTICE to the Court r: inmate Beall (101) obo defts. (m) (AT) mlc	
03/20/97	--	SUB TO DWH: Item #102 (AT) mlc	
03/25/97	103	MINUTE ORDER (DWH) ORD the mtn for appt of guardianship/advocate (101) is denied. (copies dist) (AT) mlc EOD 3/25/97	
04/02/97	104	MOTION for intervention by the Court for the benefit of Ronnie Beall obo Beall. (m) (AT) mlc (107)	
04/04/97	--	LETTER from Dave Staude re: individual claims. mlc	
04/09/97	105	MOTION for injunction obo Phillip Cordova. (m) (AT) mlc (108) (CVN-97-223-ECR-PHA)	
04/09/97	106	MOTION for injunction obo Phillip Cordova. (m) (AT) mlc (to prevent prison officials from taking retaliation against pltf). (107)	
04/11/97	107	MINUTE ORDER (DWH) The mtn for intervention (104) is denied; the mtn for for injunction (Cordova) (106) is denied; the concerns therein must be a separate actn; a second mtn for injunction (105) (Cordova) is set for a tele hrg Monday, 4/14/97, 3:00 p.m. Clk shall send a copy of this order and the mtn for injun (105) to cnsl by fax and contact the c'room deputy. (copies dist) (AT) mlc EOD 4/11/97 (FAXED)	
04/16/97	108	MINUTES/TELE HRG on second mtn for injun (105) (DWH): ORD Mr. Cordova's Notice to the Court shall be assigned a new case number and the Clk shall immediately transfer this case to the USDC, District of New Mexico in order that Mr. Cordova will not lose his post-conviction remedies on the 4/23/97, in the New Mexico State Appellate Court. A copy of the minutes of this hrg will accompany the file that is transferred to the Clk of USDC in New Mexico. (copies dist) (AT) mlc EOD 4/17/96 (CV-N-97-223-ECR-PHA) Ct. Repter: Margaret Griener (New case number for #105)	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF ILICK	DEFENDANT MILLER et al	DOCKET NO. _____ 11 PAGE ____ OF ____ PAGES
------------------------	-------------------------------	---

DATE	NR.	PROCEEDINGS
04/16/97	--	LETTER from Mr. Potter to Mr. Evans re: case. mlc
04/21/97	109	NOTICE OF APPEAL of order of 4/11/97 (107) obo Phillip Cordova. (m) (AT) mlc (no fee paid). #97-15731 (28)
04/22/97	110	TRANSMITTAL LETTER to USCA forwarding notice of appeal, order and docket entries. (copies dist) (AT) mlc EOD 4/22/97 (108,109)
04/25/97	111	PRETRIAL NOTICE ORDER (DWH) ORD the parties shall have until 6/6/97 to lodge their joint pretrial order. (copies dist) (AT) mlc EOD 4/25/97
05/01/97	112	TRANSMITTAL LETTER/USCA (copy) advising case number Re: appeal #109 - #97-15731. (AT) mlc Attached: transcript order forms due 6/23/97. opening brief due 8/7/97 answering brief due 9/8/97 reply brief due 14 days thereafter. mlc
06/06/97	--	RECEIVED "Proposed Joint Pretrial Order". mlc
06/12/97	113	X MOTION for injunction obo Phillip Cordova. (m) (AT) mlc STRICKEN #121
06/12/97	--	SUB TO DWH: Item #113 (AT) mlc (run cycle)
06/16/97	114	X MOTION to strike fugitive document (113) .. and .. MOTION for sanctions obo defts. (m) (AT) mlc (121)
06/20/97	115	JOINT PRETRIAL ORDER (DWH) Case is set for trial on 8/5/97, 8:30 a.m.; each side shall have 12 hours for the exam of witnesses; trial briefs, findings of fact, etc due 7/31/97. (copies dist) (AT) mlc EOD 6/23/97
06/25/97	116	MINUTE ORDER (DWH) ORD the trial in this actn set for 8/5/97, 8:30 a.m. is advanced to Monday, 7/21/97, 8:30 a.m.; Calendar call is 7/16/97. (copies dist) (AT) mlc EOD 6/25/97
07/01/97	117	ORDER/REGARDING TRIAL (DWH): This actn is scheduled for trial on Monday, 7/21/97, 8:30 a.m.; This is a two-stacked calendar; Calendar call is Wednesday, 7/16/97, 8:30 a.m. (copies dist) (AT) mlc EOD 7/2/97
07/07/97	118	X JUDICIAL NOTICE/MOTION's to the Court obo pltf ^{Beall} (m) (AT) mlc STRICKEN #121
07/08/97	119	STIPULATION (Joint) motion for continuance of trial (7/21/97) obo parties. (See order #120). (stip not signed). mlc

CIVIL DOCKET CONTINUATION SHEET

CV-N-94-314-DWH

PLAINTIFF		DEFENDANT	DOCKET NO. _____
ILICK, et al		MILLER et al	PAGE <u>12</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
07/08/97	120	MINUTE ORDER (DWH): ORD the parties' stip joint mt n to continuance of trial (119) is denied . (copies dist) (AT) mlc EOD 7/8/97	
07/08/97	--	SUB TO DWH: Item #113,114,118 (AT) mlc	
07/10/97	121	MINUTE ORDER (DWH) ORD defts' mt n to strike (114) is granted ; pltf's mt n (113) is stricken ; defts' mt n for sanc (1140 is denied ; pltf's judicial ntc (118) is stricken sua sponte; if pltf wishes to pursue the issues referred to in his mt n and ntc, a separate actn must be initiated. (copies dist) (AT) mlc EOD 7/10/97	
07/10/97	122	MOTION to strike fugitive doc (118,121) ... and... MOTION for sanctions against Beall obo defts. (m) (AT) mlc ^{123 denied} _{not}	
07/11/97	--	SUB TO DWH: Item #122 (AT) mlc	
---	123	MINUTE/ORDER: (DWH) ORD mt nto strk (#122) & for sanctns (#122) denied , moot see #121. CpsDst (AT) lg. *mld-07/14/97	
07/15/97	124	MOTION for voluntary dismissal (without prej) obo pltfs. (m) (AT) mlc (125) (131,132) (FILED SEPARATELY) (135)(139) (40,41)	
07/15/97	125	OPPOSITION to mt n for dismissal without prej obo defts. (defts want dism with prej). (m) (AT) mlc	
07/15/97	--	SUB TO DWH: Item #124,125 (AT) mlc	
07/17/97	125A	NOTICE to court and REQUEST for modification of order re: time deadlines (126) obo	
07/21/97	126	MINUTES/CALENDAR CALL (DWH) Ct. Repter: Margaret Griener. ORD any objections defts. to the dismissal by any member of the class must be filed by 8/8/97 ; defts must file any responses to the obj by 8/15/97 ; pltf's mt n to dismiss is (124) is set on the Court's calendar on Friday, 8/22/97, 8:30 a.m. ; ORD the trial set for 7/21/97 is continued until Tuesday, 9/16/97; 8:30 a.m. ; the parties will file a joint certification listing the locations within the institutions where the ntc is posted by 7/21/97 ; Mr. Swafford informs the Court the ntc will be posted on the window of each control bubble of each housing unit; the exhibits of pltf's mt n for volun dismissal (124) will not be posted on the window (see order for specs); any objections filed by the class members on 8/8/97 must also be served on the atty general. (copies dist) (AT) mlc EOD 7/21/97	
07/21/97	127	MINUTE ORDER (DWH) ORD the hrg on pltf's mt n to dismiss st for 8/22/97, 8:30 a.m. is continued to the same date at 9:30 a.m. (copies dist) (AT) mlc EOD 7/21/97	

(See Page 13)

CIVIL DOCKET CONTINUATION SHEET

CV-N-94-314-DWH

PLAINTIFF	DEFENDANT	DOCKET NO. _____
ILICK et al	MILLER, et al	PAGE 13 OF _____ PAGES

DATE	NR.	PROCEEDINGS
07/21/97	128	ORDER/USCA - (97-15731) This appeal is dismissed for failure to comply with the rules requiring processing the appeal; this order shall act as the mandate of this Court. 7/17/97 (AT) mlc
07/23/97	--	SUB TO DWH: Item #128 (AT) mlc
07/24/97	129	MOTION for exttime (until 8/1/97) to file reply to mtn to dismiss (124,125) obo pltfs. (m) (AT) mlc (133)(132)
07/25/97	--	SUB TO DWH: Item #129 (AT) mlc
07/25/97	130	ORDER ON MANDATE (DWH) ORD that the mandate be spread upon the records of this Court. (copies dist) (AT) mlc EOD
07/28/97	131	NOTICE of intent to dismiss obo cnsl. (AT) mlc (124)
07/29/97	132	REPLY BRIEF in support of mtn for volun dismissal (124) obo pltfs. (m) (AT) mlc
07/29/97	133	MINUTE ORDER (DWH) ORD pltfs' mtn for exttime (129) to file a reply to defts' oppo to mtn to dismiss is granted ; pltfs shall have until 8/1/97 to file their reply. (See #132) (copies dist) (AT) mlc EOD 7/29/97
07/29/97	--	SUB TO DWH: Item #131,132 (AT) mlc
08/04/97	--	SUB TO DHW: Item #125-A (AT) mlc
08/01/97	134	RETURNED MAIL as to items #126,127 addr to Phillip Cordova - envelope marked (no longer here). mlc
08/04/97	135	OBJECTIONS to mtn for voluntary dism without prej (124) obo Michael Evans. (m) (AT) mlc
08/06/97	136	RETURN MAIL as to Item #130 addr to Phillip Cordova - envelope marked "no longer here). mlc
08/06/97	137	RETURN MAIL as to Item #133 addr to Phillip Cordova - envelope marked "no longer here". mlc
08/06/97	138	NOTICE to the Court re: posting "notice of class certification" obo defts. (m) mlc (126)

(See Page 14)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
ILICK et al		MILLER, et al	PAGE <u>14</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
08/18/97	139	RESPONSE to obj to mtn for voluntary dismissal filed by M. Evans (124,135) obo pltfs. (m) (AT) mlc	
08/18/97	--	SUB TO DWH: Item #139 (AT) mlc	
08/25/97	140	REPLY to resp to obj to mtn for voluntary dismiss filed by Evans (124,139) obo party Evans. (m) (AT) mlc	
08/26/97	141	MINUTES/HRG ON MTN FOR VOLUNTARY DISMISSAL (124) (DWH) ORD pltf's mtn for voluntary dismissal (124) is granted without prej and this actn is dismissed ; Mr. Evans' mtn for exttime to file an appl for atty's fees and costs is granted ; pltfs' attys shall have 45 days to file an appl for atty's fees/ costs; ORD the trial of 9/16/97, 8:30 a.m. is vacated . (copies dist) (AT) mlc EOD 8/26/97	
--	--	JS-6 (AT) mlc	
09/10/97	142	MOTION to reopen disc (limited issue re: attys' fees/costs) obo pltfs. (m) (AT) mlc (153,154)	
09/11/97	--	SUB TO DWH: Item #142 (AT) mlc	
09/25/97	143	EX PARTE/MOTION/ORDER: (DWH) ORD P sh be allwd to file reply in excss of 20 pgs in re pst-jdgnt mtn for atty fees. CpsDst (AT) lg. *mld-09/25/97	
09/26/97	144	MOTION/MEMORANDUM in support for atty's fees obo pltfs. (m) (AT) mlc (filed separately) (146) (149)(156) #140 granted	
09/26/97	145	PETITION for award of atty's fees and costs obo pltfs. (m,RCMS) (AT) mlc #140 granted	
10/01/97	146	NOTICE of errata obo pltfs. re: #144 (m) (AT) mlc	
10/02/97	147	RETURN MAIL as to Item #143 addr to Phillip Cordova. Envelope marked "discharged". mlc	
10/6/97	148	MOTION for attys fees & costs obo Ds. (m) (AT) (LOCATED IN A SEPARATE FOLDER) (152) (158) #140 Denied .	
10/1/497	149	OPPOSITION to mtn for attys' fees and costs (144) obo defts. (m) (AT) mlc	

(See Page 15)

CIVIL DOCKET CONTINUATION SHEET

CV-N-94-314-DWH

PLAINTIFF		DEFENDANT	DOCKET NO. _____
ILICK et al		MILLER et al	PAGE 15 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
10/21/97	150	EX-PARTE MOTION for leave to file resp memo in excess of 20 pages obo pltfs. (m) (AT) mlc (151,152, 148)	
10/21/97	151	MINUTE ORDER (DWH) ORD pltfs' mtn to file oppo of excess of 20 pages (150) to mtn for atty's fees (148) is granted ; Clk shall file pltfs' mtn (150) and pltfs' oppo (152). (copies dist) (AT) mlc EOD 10/21/97	
10/21/97	152	OPPOSITION to defts' mtn for atty's fees and costs (148) obo pltfs. (m) (AT) mlc	
10/21/97	--	SUB TO DWH: Item #142 (AT) mlc	
10/22/97	153	MINUTE ORDER (DWH) ORD pltfs' motion for limited disc on th issue of atty's fees (142) is granted ; Clk shall detach the order from the mtn and file (154); Any issue respecting the limited dic shall be determined by Magis. Judge McQuaid. (copies dist) (AT) mlc EOD 10/23/97	
10/22/97	154	ORDER (DWH) ORD that limited disc is hereby allowed and pltfs are permitted to serve documents; defts shall respond within 30 days of this Court's order. (see order #153). (copies dist) (AT) mlc EOD 10/23/97	
10/27/97	155	RETURN MAIL as to Item #151 addr to Phillip Cordova - Envelope marked "discharged". mlc	
10/28/97	156	REPLY BRIEF in support of mtn for attys' fees (144) obo pltfs. (m) (AT) mlc	
10/30/97	157	RETURN MAIL as to Items #153,154 addr to Phillip Cordova - envelope marked "discharged". mlc	
11/03/97	158	REPLY to oppo to mtn for atty's fees and costs (148,152) obo defts. (m) (AT) mlc	
11/04/97	--	SUB TO DWH: Items #144,145,148 (AT) mlc	
06/08/98	--	SUB TO DWH: Items #144,145,148 (AT) mlc	
06/15/98	159	NOTICE to the Court (re: mtn for atty's fees #148) obo pltfs. (m) (AT) mlc	
9/23/98	160	ORDER: (DWH) ORD tht P mtn for atty fees (#144 & #145) are grntd , Ds mtn for atty fees (#148) is denied . Ds must resp to amt requested by P w/in 30 dys. Ps sh hv 20 dys to reply. Cps Dist. (AT) lm *mld-9/24/98 164, 166;	
10/05/98	161	MOTION for reconsidrtn of ord (#160) obo Ds. (m) (AT) lm 163, 165, (171) DENIED.	
10/06/98	--	SUB to DWH: Item #161. (AT) lm [Per RLO let run mtn cycle]	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, ET AL.	DEFENDANT ROBERT MILLER, ET AL.	CV-N-94-314-DWH DOCKET NO. _____ PAGE 16 OF _____ PAGES
---------------------------------	------------------------------------	---

DATE	NR.	PROCEEDINGS
10/08/98	162	ADDENDUM to Ds mtn for reconsidrtm of ord (#160) obo Ds. (m) (AT) lm
10/20/98	163	RESPONSE (Oppo) to Ds mtn for reconsidertn (#161) obo Ps. (m) (AT) lm
10/23/98	164	OPPOSITION to Ps hourly rates & fees (fld pursnt to Ord #160) obo Ds. (m) (AT) blg. <i>164, 165</i>
11/3/98	165	REPLY to mtn for reconsidrtm of ord dtd 9/23/98 (#161) obo Ds. (m) (AT) blg.
11/4/98	---	SUB to DWH: Item #165. (AT) blg.
11/10/98	--	RECEIVED exparte mtn for enlargmnt of tm to resp to oppo to Ps fee req obo P. Sub'd to chmbrs. lm
11/ 17/98	166	EX-PARTE/MOTION/ORDER: (DWH) ORD P sh hv til 12/1/98 in wh to resp to Ds oppo (#164) to Ps fee request purs to Order #160. Cps dist. (AT) (EOD: 11/19/98) mkc
11/30/98	167	REPLY to opp (#164) (fld pursnt to Ord #160) obo Ps. (m) (AT) blg. (Due to Size Plcd Under Sep/Cover) blg.
11/30/98	---	SUB to DWH: Item #160 & 161. (AT) blg.
12/01/98	168	REPLY to Ds oppo to Ps hrly rates & fees (#164) obo P. (m) (AT) lm
12/07/98	--	SUB to DWH: Item #168. (AT) lm
07/02/99	169	NOTICE of supplmntl authority in support of their mtn for atty fees obo P. (m) (AT) mkc
07/06/99	--	SUB to DWH: Item #169. (AT) mkc
7/19/99	170	RESPONSE to P's Notice of supplemental authority (#169) obo Ds. (m)(AT) wj
09/28/99	171	MEMORANDUM/DECISION/ORDER: (DWH) ORD Ds mtn for reconsideratn (#161) is denied. Ps are awarded costs & fees frm Ds in total amt of \$374,370.17. Of this amt P lead cnsl are entitled to \$317,238.33 in fees & \$39,981.39 in costs & Ps loc cnsl is entitled to \$15,894.85 in fees & \$1,255.60 in costs. FUR ORD tht interest @ rate allowed by law sh begin to accrue on entire award of fees & costs as of dt of entry of ord. See ord for specs. (EOD: 9/29/99) Cps Dist. (AT) lm *mld-9/29/99
09/29/99	172	JUDGMENT: (LSW/lm) ORD tht Ds mtn for reconsideratn (#161) is denied. Ps are awarded costs & fees frm Ds in total amt of \$374,370.17. Of this amt Ps lead cnsl are entitled to \$317,238.33 in fees & \$39,981.39 in costs & Ps loc cnsl is entitled to \$15,894.85 in fees & \$1,255.60 in costs. Interest @ rate allowed by law sh begin to accrue on the entire award of fees & costs as of dt of entry of ord. (EOD: 9/29/99) Cps Dist. (AT) lm *mld-9/29/99
10/14/99	173	ERRATUM/ORDER/AMENDING/JUDGMENT: (DWH) ORD Crt has realized 2 errors in its memo & ord (#171). ORD tht ord is revised as follows: Pg 14, line 25 revised to read as follows: "amt of \$333,133.18, wh figure is based upon the following calculatns". Pg 16, line 18 revised, "Grand total for fees \$333,133.18". Pg 17, lines 24-25 & pg 18, line 1-2 revised, "Ps are awarded costs & fees frm Ds in total amt of CONT

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF JOHN ILICK, et al.	DEFENDANT ROBERT MILLER, et al.	CV-N-94-314-DWH DOCKET NO. _____ PAGE 17 OF _____ PAGES
---------------------------------	------------------------------------	---

DATE	NR.	PROCEEDINGS
		CONT'D ENTRY
		\$374,370.17. Of this amt, Ps lead cnsl are entitled to \$310,312.55 in fees & \$39,981.39 in costs & Ps loc cnsl is entitled to \$22,820.63 in fees & \$1,255.60 in costs". FUR ORD tht clk sh amend jdgmnt entered in Ps favor (#171) in accordance w/this ord. (EOD: 10/15/99) Cps Dist. (AT) lm *mld-10/15/99
10/15/99	174	AMENDED/JUDGMENT: (LSW/lm) ORD jdgmnt (#172) is amended as follows: Pg 14, line 25 is revised to read as follows: "amt of \$333, 133.18, wh figure is based upon the following calculations:" Pg 16, line 18 is revised to read as follows: "Grand Total for Fees is \$333,133.18". Pg 17, lines 24-25 & pg 18, lines 1-2 are revised as follows: "Ps are awarded costs & fees frm Ds in the total amt of \$374,370.17. Of this amt, Ps lead cnsl are entitled to \$310,312.55 in fees & \$39,981.39 in costs, & Ps loc cnsl is entitled to \$22,820.63 in fees & \$1,255.60 in costs." FUR ORD tht Clk sh amend jdgmnt (#172) in accordance w/this ord. (EOD: 10/15/99) Cps Dist. (AT) lm *mld-10/15/99
10/28/99	175	NOTICE/APPEAL as to #171 & 172 obo Ds, Robert Miller, Frankie Sue Del Papa, E.K. McDaniel, Karl Sannicks & Cheryl Lau. (m) (AT) blg. <i>C/A 99-17371</i>
11/3/99	176	TRANSMITTAL/NOTICE of appeal, Re #175 forwarded notc of appeal (#175 , Ords #171, 172, 173 & 174), Designatn transcripts none are required & CADS sent to C/A. Cps. Dist. (AT) blg.
11/12/99	177	RETURN of doc # 176 from C/A and assgnd C/A 99-17371. wj
--	178	PETITION for award of atty's fees and costs incurred in preparing the prev pet for award of atty's fees and costs obo P. (m)(AT) wj
11/15/99	179	MOTION for reasonable atty's fees and costs for time spent establishing their eligibility for an award of atty's fees obo P. (m)(AT) wj
11/29/99	180	ORDER: (Cpy) to USDC frm USCA re: C/A #99-17371 Settlmnt assessmnt conf will be hld on 12/14/99 @ 11am. Brfng sched amended to: opening brf due 1/20/00; answering brf due 2/21/00 & optional reply brf due 3/6/00. See ord for specs. lm
11/29/99	181	MOTION for enlrgmnt of tm of 30 days to resp to Ps atty's petn for award of atty's fees & costs obo Ds. (m) (AT) lm <i>#181 GRANTED</i>
11/30/99	--	SUB to DWH: Item #181. (AT) lm
12/01/99	182	MINUTE/ORDER: (DWH) ORD Ds mtn (#181) for enlrgmnt of tm to 12/30/99 to resp to Ps petns (#178 & 179) is granted . Cps Dist. (AT) lm *mld-12/2/99
12/28/99	183	MOTION for enlrgmnt of tm of 45 days to resp to Ps petn for award of atty's fees & costs & mtn for atty's fees (#178 & 179) obo Ds. (m) (AT) lm <i>(#184 GRANTED)</i>
12/29/99	--	SUB to DWH: Item #183. (AT) lm
--	184	ORDER: (DWH) ORD tht Ds sh hv ext of 45 days to resp to Ps attys' petn for award of attys fees & costs & to resp to mtn for reasonable attys fees (#178 & 179). Cps Dist. (AT) lm *mld-12/30/99
03/01/00	--	<i>Sub to DWH: Item #184. (AT) lm</i>

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-N-94-314-DWH DOCKET NO. _____ PAGE <u>18</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
		JOHN ILICK, et al.	ROBERT MILLER, et al.
03/02/00	185	MINUTE/ORDER: (DWH) ORD D sh hv addtnl 14 days to fl resp to Ps attys' mtn or it will be granted per LR 7-2(d). There will be no fur ext's. Cps Dist. (AT) lm *mld-3/3/00	
03/02/00	186	ORDER: (Cpy) to USDC frm USCA re: C/A #99-17371 per stip of prtys appl is dismissed . Prtys sh bear their own costs & atty's fees in excess of those specifically provided for settlmnt agreemnt. Cert cpy of this ord sh srv as mandate of this Crt. (AT) lm	
03/07/00	--	SUB to DWH: Item #186. (AT) lm	
--	187	NOTICE/SETTLEMENT as to actn obo Ps. (m) (AT) lm	
03/08/00	--	SUB to DWH: Item #187. (AT) lm	
03/09/00	188	ORDER/MANDATE: (DWH) re: C/A #99-17371 actn hvng been before C/A on 2/28/00 issd its mandate dismissing appl & Crt being fully adv ORD tht mandate be spread upon records of this Crt. Cps Dist. (AT) lm *mld-3/9/00	

DC 111A
(Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	