

District	Off.	Yr.	Docket No. Number	OR	Filing Date			Nature Suit	R 23	Judge	Mag.	Jury Dem	ARB	MDL Docket	Yr.	Docket Number
0978	3	93	00070	1	02	09	93	3	550	7811 7807					93	00070

CAUSE: TITLE 42 SEC. 1983 - PRISONER - CIVIL RIGHTS

CLOSED

DWA
ECR
closed
re-opened
closed

PLAINTIFFS

VADAR, MICHAEL

DEFENDANTS

 ✓ ANGELONE, RON;
 ✓ PERALTA, ALBERT;
 ✓ WEEKS, GEORGE;
 ✓ JOHN DOE I-V,
 all sued in individual and official capacities;

AMENDED COMPLAINT fld on 11/5/93
SAME Ds as listed (Document #14a)

NOT EXEMPT FRCP 16(b)

ATTORNEYS

FOR PLAINTIFF(S):

MICHAEL VADAR
 In Pro Per
 Inmate #33741
 Ely State Prison
 P.O. Box 1889
 Ely, Nevada 89301
 #33741
 IN PRO PER
 P.O. Box 607, NSP
 Carson City, NV 89702

Michael Vadar
State #33741
#33741

FOR DEFENDANT(S):

HAROLD SWAFFORD
J. Natly Howard
ATTORNEY GENERAL
 Heroes' Memorial Building
 Capitol Complex
 Carson City, NV 89710
 (702) 687-3531

<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 _____
	2/9/93 3/22/93	Partial IFP 098927 Pd \$5.00		Termination _____ Change _____

UNITED STATES DISTRICT COURT DOCKET

DC 111S (Rev. 7/85)

Vadar v. Angelone



PC-NV-010-000

DATE Page 1A	NR.	PROCEEDINGS MICHAEL VADAR, v. RON ANGELONE, et al.,
12/17/93	--	RECEIVED COMPLAINT. (filed on left side of folder til furth ord of the Crt) bh.
2/9/93	1	MOTION for lv to procd IFP obo P. bh. (2)
--	2	ORDER: (ECR) ORD tht P's mtn for lv to procd in FP w/o hvng to pay the full flng fee is granted ; howev, P shl be reqd to pay a part flng fee in the amt of \$5. P hv 30 days frm the dte this ord is ent in wh to hv the designated fee sent to the Clrk of the Crt. Failure to do so may result in the disml of this actn. FUR ORD tht the Clk of the Crt shl prov P w/2cps of this Ord. Tht the Clrk is directed to retain the complnt but not file @ this ti. Tht the Clrk of the Crt shl not iss sumns to D(s) @ this ti. EOD/Cps. dist. 3/12/93. (AT) bh.
--	3	MOTION for decl jdgmnt obo P. (m 12/11/92) (AT) bh (#7)
3/12/93	--	JS-5. (AT) bh.
--	--	SUBD TO ECR: Item #3. (AT) bh.
4/14/93	4	ORDER (ECR): ORD Clk of Crt shl file cmlnt & iss smmns to Ds & del same to USM for svc; P shl hv 20 days to furn USM w/285 forms and 20 days from receipt of proof of svc to notify Clk which Ds were svd (see ord for specs) (cps dist)(AT). rm
---	5	COMPLAINT w/jury trial demand obo P. rm
4/15/93	--	SUMMONS iss'd to USM w/cps & 285 forms to P. rm
6/7/93	--	SUB to ECR: Item #3. (AT) blg.
6/7/93	6	MINUTE/ORDER: (ECR) ORD jdg's son has been Appt Dpty Atty General in Commerce Branch of Civ/Divisn of St of NV's AG's Off. Such fact does not provd basis for recusal of this presidng jdg. Cps. Dist. blg. *mld-6/8/93
--	7	MINUTE/ORDER: (ECR) ORD mtn of P for declaratory jdgmnt (#3) denied. See Ord for Specifics. Cps. Dist. (AT) blg. *mld-6/8/93.
--	8	MOTION for re-srv of D, James Welch obo P. (m) (AT) blg. <i>Wanna call</i>
6/14/93	8	SUMMONS w/USM RTN: Ds Angelone, Peralta, Weeks all svrd 6/2/93 by srvng Peggy Gage, MAII. bh.
6/15/93	9	MOTION/ORDER: (ECR) ORD Ds granted extn of ti to 7/22/93, w/in wh to file an answ to complnt. Cps. dist. 6/16/93. (AT) bh.
7/15/93	10.	SCHEDULING/ORDER: (ECR) ORD Disc c/o: <u>1/11/94</u> ; Mtn c/o: <u>2/25/94</u> . Cps. Dist. (AT) blg.
7/22/93	11	MOTION to dism//Mtn for S/J obo Ds. (m) (AT) blg. (#14)
7/27/93	--	SUB to ECR: Item #8. (AT) blg.\
8/20/93	12	MOTION for lv to am complnt obo P. (m) (AT) blg. (#14)
9/10/93	13	ORDER: (ECR) ORD P sh hv 15 days fm dt of this ord w/in wh to file P&As in opp to mtns (#11) & Ds sh hv 15 days thereafter to reply. Cps. Dist. (AT) blg. (EOD: 9/14/93). /failr to respd sh result in grntng mtn/

CIVIL DOCKET CONTINUATION SHEET

DW4

PLAINTIFF		DEFENDANT	CV-N-93-70- ECR
MICHAEL VADAR		RON ANGELONE, et.al.	DOCKET NO. _____
			PAGE <u>2</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
10/4/93	--	SUB to ECR: Item #11 & 12. (AT) blg.	
10/5/93	14	MINUTE/ORDER: (ECR) ORD Ps mtn for lv to am complnt grntd. Clk sh detach am complnt & file. Mtn for S/J (#11) rendered moot. Cps. Dist. (AT) blg. *mld-10/15/93.	
10/20/93	15	MOTION/ORDER: (ECR) ORD resp to am complnt be ext til 11/9/93. Cps. Dist. (AT) blg. *mld-10/21/93.	
10/5/93	14a	AMENDED/COMPLAINT obo P, w/Jury Demand. (m) blg.	
11/4/93	16	ANSWER to am complnt obo Ds. (m) (AT) blg.	
12/22/93	17	MINUTE ORDER: (LDG) ORD case reassign to DWH for all fur procdngs. Cps dist. (AT) tb	
12/27/93	18	MINUTE/ORDER: (DWH) ORD actn set on 2-wk (stckd cal) of 7/26/94 @ 10:30AM. Propspd jnt P/T/O sh be lodg by 6/17/94. Cps. Dist. (AT) blg.	
--	19	PRETRIAL/NOTICE/ORDER: (DWH) ORD propspd jnt P/T/O due 6/17/94. Cps. Dist. (AT) blg.	
2/25/94	20	MOTION/ORDER: (DWH) ORD tm to file mtn for S/J ext for Ds til 3/14/94. Cps. Dist. (AT) blg. *mld-2/28/94.	
3/21/94	21	MOTION/ORDER: (DWH) ORD tm w/in wh to file mtn for S/J ext til 3/21/94. No fur exts. Cps. Dist. (AT) blg. *mld-3/22/94.	
--	22	MOTION for S/J obo Ds, Angelone, Peralta, & Weeks. (m) (AT) blg.	
4/15/94	--	SUB to DWH: Item #22. (AT) blg.	
4/25/94	23	MOTION/ORDER: (DWH) ORD tht P hs a 30 day enlg of tm to rspnd to Ds mtn for S/J (#22). (AT) Cps dist 4/29/94. jb	
5/4/94	24	NOTICE/REPRESENTATION of Ds by Harold Swafford Dep A/G. (AT) (m 5/3/94) jb	
5/17/94	25	MOTION/ORDER: (DWH) ORD tht P hs a 30 dy enlg of tm to answr Ds mtn for S/J. (AT) Cps dist 5/17/94. jb	
6/8/94	26	OPPOSITION to mtn for S/J (#22) & CROSS-MOTION for decl jdgmnt obo P. (AT) (m 6/3/94) jb	
6/13/94	--	SUBD TO DWH: Items #22 & 26. (AT) jb	
6/20/94	27	REPLY in spprt of mtn for S/J (#22) & to x-mtn for decl jdgmnt (#26) obo Ds. (AT) (m) jb	
6/23/94	28	MINUTE ORDER: (DWH) ORD Tht tm to ldg prop PTO is ext to 7/7/94. Failr to do so may rslt in impstn of sancs. (AT) Cps dist 6/23/94. jb	

DOCKETING CONT ON PAGE #3

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	CV-N-93-70-DWH
MICHAEL VADAR	RON ANGELONE, et al.	DOCKET NO. _____
		PAGE #3 OF _____ PAGES

DATE	NR.	PROCEEDINGS
6/23/94	--	SUBD TO DWH: Item #22. (AT) jb
7/8/94	29	EX PARTE MOTION to vac PTNO & trial dt obo Ds. jb
--	30	ORDER: (DWH) ORD tht trial vacatd. (AT) Cps dist 7/11/94. jb
7/11/94	31	ORDER: (DWH) ORD tht Ds mtn for S/J (#22) agnst Ps 1st caus of actn is grntd. FUR ORD tht Ps x-mnt for S/J (#26) on 2nd caus of actn is grntd. FUR ORD tht Clk Crt shl entr jdgmnt accrdgly. (AT) EOD & Cps dist 7/13/94. jb
7/13/94	32	JUDGMENT: (DWH) ORD tht Ds mtn for S/J (#22) agnst Ps 1st caus of actn is grntd. Ps x-mtn for S/J (#26) on 2nd caus of actn is grntd. (AT) EOD & Cps dist 7/13/ 94. jb
--	--	<u>JS-6.</u> (AT) jb
7/28/94	33	MOTION for supplmptal procdngs & injunctn obo P. (m) (AT) blg.
8/2/94	--	SUB to DWH: Item #33. (AT) blg.
8/8/94	34	ANSWER (oppo) to mtn for supp prcdgs (#33) & MOTION to stay enfrcmnt of Crts ord (#31) obo Ds. (AT) (m) jb
8/9/94	--	SUBD TO DWH: Item #34. (AT) jb
8/10/94	35	NOTICE OF APPEAL re doc #32 obo Ds. (AT) (m) jb
8/11/94	36	TRANSMITTAL LETTER to C/A w/ docket fee ntfctn form (fees pd #101309); trnsmttl of cert of rcrd & cert of rcrd. (AT) Cps dist 8/11/94. jb
8/15/94	37	MINUTE ORDER: (DWH) ORD tht Ps mtn for supp prcdgs & injunctn (#33) is denied. (AT) Cps dist 8/15/94. jb
8/17/94	38	MINUTE ORDER: (DWH) ORD Tht Ds mtn to stay enfrcmnt of Crts ord (#34) is denied. (AT) Cps dist 8/18/94. jb
8/24/94	39	MOTION to certfy "bd fth" appl & to req supesedeas bond obo P. (AT) (m 8/20/94). jb
--	--	SUBD TO DWH: Item #39. (AT) jb
8/31/94	40	TIME SCHEDULE ORDER frm C/A. Cps dist by C/A. jb
9/13/94	41	MINUTE ORDER: (DWH) ORD tht Ps mtn to cert appl in bd faith (#39) is denied. (AT) Cps dist 9/15/94. jb
2/8/95	42	LETTER addr to C/A frm A.Nagel re transmittl of case file in 2 vols. csd
2/10/95	43	LETTER (cpy of #42) acknowledging receipt of files by CA. rm

CONT'D TO PG. 4

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-N-93-70-DWH DOCKET NO. _____ PAGE 4 OF _____ PAGES
MICHAEL VADAR		RON ANGELONE, ET. AL.	
DATE	NR.	PROCEEDINGS	
5/22/95	44	JUDGMENT (CC) frm C/A datd 5/18/95: ORD appeal in this casue be & hereby is dism for lack of final appealable ord (AT).csd	
---	45	MEMORANDUM (CC) frm C/A datd 4/26/95) in supprt of jdgmnt (#44) (AT).csd	
5/23/95	--	SUBD TO DWH: #44,#45 & ord on mandate. csd	
5/25/95	46	ORDER (DWH): ORD tht the mandate be spread upon the records of this Crt (cps dist 5/25/95) (AT) rd	
--	47	ORDER (DWH): ORD tht P shl have 30 days in which to show the "amount of interest or damages" he is entitled to recover frm Ds. Ds shl then have 20 days in which to respond, & P shl have 15 days to reply (EOD/cps dist 5/25/95) (AT) rd	
6/19/95	48	JS-5 (padded) - per order #52. (AT) rd MOTION for appt of magistrate or master obo P (m)(AT).rm	(52)
7/5/95	--	SUB TO DWH: Item #47. rd	
7/6/95	49	RESPONSE to P's mtn for appt of magistrate or master (48) and MOTION to dismiss for failure of P to prosecute his actn obo Ds. mlc (m) (AT)	(52)
8/7/95	--	SUB TO DWH: Items 48, 49. rd	
8/11/95	50	MOTION clarifying recd & addtnl req for Mag/Jdg obo P. (m) (AT) blg.	(52)
8/18/95	51	LETTER obo P notifying crt of change of address. rd	
8/23/95	52	MINUTE ORDER (DWH): ORD tht the prior order (#47) giving P 30 days to show the "amount of interest or damages" he is entitled to recover is hereby vacated. To the ext tht Ps mtn at dkt #50 requests leave to conduct discovery, it is granted. Parties shl have 60 days in which to conduct discovery. Ps mtn for enlargement of time, received 7/26/95 (#53) shl be filed & is moot. Ps mtn #48 for appointment of magistrte & Ds mtn to dismiss (#49) are denied. Clk shl correct the record indicating this action was reopened effective 5/25/95 purs to the Appellate Court's decision (#45) & the order on mandate (#46). (EOD/cps dist 8/24/95) (AT) rd	
--	53	MOTION for enlargement of time obo P (m). rd (see #52)	
10/13/95	54	MOTION to compel disc obo P (m)(AT).rm	(55)
1/19/96	--	SUB TO DWH: Item #54. rd	
2/26/96	55	MINUTE ORDER (DWH): ORD P's mtn (#54) being unopposd is hereby grntd; Ds shl respond to P's reqsts no later than 3/15/96; P shl thereaftr hv 20 days in whch to comply w/Ct's ord at Dkt. #52 (cps dist)(AT).csd	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-N-93-70-DWH DOCKET NO. _____ PAGE <u>5</u> OF _____ PAGES
MICHAEL VADAR		RON ANGELONE, ET. AL.	
DATE	NR.	PROCEEDINGS	
4/10/96	56	NOTICE & submissn of all party signed stip re agreemnt on int to be pd to P (m)(AT).csd	
---	57	MINUTE ORDER (DWH): ORD actn sched for tele stat conf on 4/12/96 @ 9:30 am ; courtesy copy of this ord shl be sent to H.Swafford who shl arrang for tele presenc of P (cps dist)(AT).csd	
4/15/96	58	MINUTES OF TELEPHONIC STATUS CONFERENCE on 4/12/96 (DWH): ORD P shl hv 2 wks frm today's date to file/srv his calculatns of amt of interest he is owed; Ds shl hv 2 weeks thereaftr to respond (cps dist)(AT).csd (C/R: Margaret Griener)	
4/24/96	59	NOTICE to show total costs & damages obo P (m)(AT).csd <i>w2,</i>	
5/21/96	60	MOTION to file late pldg (oppo to P's mtn for S/J & D's cross-mtn for S/J atchd) obo Ds (m)(AT).csd <i>(5)</i>	
5/22/96	--	SUBD TO DWH: #60. csd	
5/23/96	61	MINUTE ORDER (DWH): ORD Ds' mtn (#60) to file late pldg (oppo to P's mtn for S/J & D's cross-mtn for S/J) grntd; P shl hv 15 days to file reply to Ds' oppo (cps dist)(AT).csd (EOD 5/23/96)	
---	62	OPPOSITION to P's mtn for S/J (#59) CROSS-MOTION for S/J obo Ds (m)(AT).csd <i>Stricken #63</i>	
06/17/96	--	SUB TO DWH: Item #58 #62. (AT) lg	
09/09/96	63	MINUTE/ORDER: (DWH) ORD x-mtn for S/J (#62) strickn ; construd as resp to Ps calculatn (#59); P sh hv 20 dys to reply. CpsDst (AT) lg. *mld-09/10/96	
9/26/96	64	ANSWER to argumnts in Ds mtn for S/J & Ds cross mtn for S/J (in complianc w/Min Ord #63) *Reply to #59* obo P. (m) (AT) blg.	
9/30/96	--	SUB to DWH: Item #59. (AT) blg.	
10/15/96	--	SUB TO DWH: IItem #58. (AT) lg	
2/24/97	65	MEMORANDUM/DECISION/ORDER: (DWH) ORD Clk sh enter jdgmnt for P in amt of \$2.90 in interes & \$16.25 in costs. Cps.Dist. (EOD: 2/28/97) blg.	
2/28/97	66	JUDGMENT: (LSW/blg) ORD jdgmnt for P in amt of \$2.90 in interest & \$16.25 in costs. Cps.Dist. (EOD: 2/28/970 (AT) blg.	
--	--	JS-6. (AT) blg.	
6/17/97	67	LETTER req for pmt obo P per jmt (#66). (AT) olr <i>(No srv sho)</i>	
--	--	SUB to DWH: Item #67. (AT) olr	

DOCKET ENTRIES CONT'D ON PAGE #6

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CV-N-93-70-DWH DOCKET NO. _____ PAGE <u>6</u> OF _____ PAGES
MICHAEL VADAR		RON ANGELONE, et.al.	
DATE	NR.	PROCEEDINGS	
6/20/97	68	MINUTE/ORDER: (DWH) ORD P has copied crt w/letter (#67) he sent to Dpty AG Swafford inquiring why jdgmnt, grntd by this crt in Ps fav 2/28/97 had not yet been satisf Ds sh hv 11 days fm dt of thos ord to inform crt why jdgmnt grntd herein has not yet been satisf. Cps.Dist. (AT) blg. *mld-6/23/97.	
6/30/97	69	NOTICE/COURT: Ds notc to crt in resp to crts MO/6/19/97 (#68) re: pmt of jmt to inmate Michael Vader. (m) olr	
6/30/97	--	SUB to DWH: Items #68,69. (AT) olr	
7/10/97	70	SATISFACTION/JUDGMENT obo Ds by P. (AT) olr	
7/11/97	--	SUB to DWH: Item #70. (AT) olr	
7/14/97	71	ORDER: (DWH) ORD jmt in ths actn hs bn satisfied. Clk shl admin close file. EOD 7/15/97 (AT) Cps dist. olr *mld 7/15/97	