

CLOSED,JURY

**U.S. District Court  
Southern District of Ohio (Columbus)  
CIVIL DOCKET FOR CASE #: 2:97-cv-00382-JLG-TPK**

Hampton, et al v. Wilkinson, et al  
Assigned to: Judge James L Graham  
Referred to: Magistrate Judge Terence P Kemp  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/03/1997  
Date Terminated: 08/06/2009  
Jury Demand: Defendant  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Jon B Cutter**

represented by **David Alan Goldberger**  
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**Plaintiff**

**J Lee Hampton**

represented by **David Alan Goldberger**  
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V.

**Defendant**

**Reginald A Wilkinson**

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**Defendant**

**David Schwartz**  
*TERMINATED: 09/15/1998*

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**Defendant**

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**Defendant**

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**Defendant**

**K L Brown**  
*TERMINATED: 09/15/1998*

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**Defendant**

**George D Alexander**

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**Defendant**

**Dianne Walker**  
*Warden*  
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**Defendant**

**Jim Erwin**

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**Defendant**

**Ron Carnein**

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**Defendant**

**Rudy Pringle**  
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**Defendant**

**Walter Lowery**

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**Intervenor**

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Date Filed	#	Docket Text
04/03/1997	1	MOTION by plaintiff to proceed in forma pauperis () (bw) (Entered: 04/03/1997)
04/03/1997	2	ORDER by Mag Abel granting pltf's motion to proceed in forma pauperis [1-1] and ordering payment of the full filing fee in payments. (cc: all counsel) () (bw) (Entered: 04/03/1997)
04/03/1997	3	COMPLAINT (referred to Mag. Judge Mark R. Abel ) () (bw) (Entered: 04/03/1997)
04/03/1997	4	MOTION by plaintiff Lee for preliminary injunction () (bw) (Entered: 04/03/1997)
04/17/1997	5	RETURN OF SERVICE executed upon defendant Reginald A Wilkinson on 4-8-97, defendant David Schwartz on 4-10-97, defendant Nicholas G Menedez, defendant L C Coval on 4-8-97, defendant K L Brown, defendant and George D Alexander on 4/9/97 () (bw) (Entered: 04/18/1997)
04/21/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 15.77, receipt # 205932. (bw) (Entered: 04/23/1997)
04/21/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 10.44, receipt # 205933. (bw) (Entered: 04/23/1997)
04/25/1997	6	RETURN OF SERVICE executed upon defendant Dianne Walker on 4-17-97, defendant Jim Erwin, defendant Walter Lowery on 4-15-97 and Ron Carnein on 4/21/97 () (bw) (Entered: 04/28/1997)
04/25/1997	6	RETURN OF SERVICE unexecuted – attempted as to defendant Rudy Pringle () (bw) (Entered: 04/28/1997)
05/14/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 10.27, receipt # 206246. (bw) (Entered: 05/15/1997)
05/14/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 13.17, receipt # 206245. (bw) (Entered: 05/15/1997)
05/16/1997	7	MOTION by plaintiff for sanctions and order () (bw) (Entered: 05/19/1997)
05/23/1997	8	MOTION by defendant to dismiss for failure of pltf. to comply with the PLRA and motion to stay proceedings () (bw) (Entered: 05/27/1997)
06/03/1997	9	RENEWED MOTION by plaintiff for temporary restraining order () (bw) (Entered: 06/04/1997)
06/03/1997	10	RESPONSE by plaintiff to motion to dismiss for failure of pltf. to comply with the PLRA and motion to stay proceedings [8-1] () (bw) (Entered: 06/04/1997)

06/11/1997	11	RESPONSE by defendant to motion for sanctions and order [7-1] () (bw) (Entered: 06/12/1997)
06/12/1997	12	REPORT AND RECOMMENDATION by Mag. Judge Mark R. Abel that motion to dismiss for failure of pltf. to comply with the PLRA be Granted [8-1]. NOTICE: Parties have 10 days to file objections (cc: all counsel) () (bw) (Entered: 06/13/1997)
06/16/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 10.97, receipt # 206683. (bw) (Entered: 06/20/1997)
06/17/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 13.79, receipt # 206725. (bw) (Entered: 06/20/1997)
06/19/1997	13	Appendix submitted by plaintiff () (bw) (Entered: 06/20/1997)
06/19/1997	14	MOTION by plaintiff to amend the motion to TRO () (bw) (Entered: 06/20/1997)
06/19/1997	15	REPLY by plaintiff to response to motion for sanctions and order [7-1] () (bw) (Entered: 06/20/1997)
06/19/1997	16	MOTION by plaintiff to supplement the original affidavit of Jim Erwin ( no pgs: ) (bw) (Entered: 06/20/1997)
06/20/1997	17	OBJECTIONS by plaintiff to Report and Recommendation [12-1] () (bw) (Entered: 06/24/1997)
07/15/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 13.80, receipt # 207092. (bw) (Entered: 07/22/1997)
07/15/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 9.89, receipt # 207089. (bw) (Entered: 07/22/1997)
08/13/1997	18	RECEIPT # 200 207536 in the amount of \$ 12.17 (wh) (Entered: 08/15/1997)
08/13/1997	19	RECEIPT # 200 207538 in the amount of \$ 15.74 (wh) (Entered: 08/15/1997)
09/18/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 2.73, receipt # 207985. (bw) (Entered: 09/22/1997)
09/18/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 16.18, receipt # 207984. (bw) (Entered: 09/22/1997)
10/15/1997	20	ORDER by Judge James L. Graham denying pltf motion/ objection [17-1] for reconsideration in part and granting it in part. (cc: all counsel) ( no pgs: 8) (bw) (Entered: 10/15/1997)
10/17/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 2.85, receipt # 208364. (bw) (Entered: 10/17/1997)
10/23/1997	21	ORDER by Judge James L. Graham denying pltf's motions for temporary restraining order [9-1], for preliminary injunction [4-1] to amend the motion to TRO [14-1] and for sanctions and order [7-1] granting defts motion to supplement the original affidavit of Jim Erwin [16-1] Discovery ddl set on 1/30/98 and Mtn filing ddl set on 3/2/98 (cc: all counsel) ( no pgs: 1) (bw) (Entered: 10/23/1997)
11/05/1997		Filing Fee Paid: on 4/3/97 in the amount of \$ 10/97, receipt # 208577. (bw) (Entered: 11/06/1997)
11/14/1997	22	NOTICE by plaintiffs J Lee Hampton and Cutter of submission of amended complaint (bw) (Entered: 11/18/1997)
11/14/1997	23	AMENDED COMPLAINT by plaintiffs (bw) (Entered: 11/18/1997)
11/18/1997	24	ATTORNEY SUBSTITUTION: terminating attorney Paula Luna Paoletti for Reginald A Wilkinson, et al and substituting attorney Robert C Angell () (bw) (Entered: 11/19/1997)
11/19/1997	25	Supplemental Appendix by plaintiff J Lee Hampton () (bw) (Entered: 11/20/1997)



11/19/1997	26	ANSWER by defendants with jury demand () (bw) (Entered: 11/24/1997)
02/18/1998	27	MOTION by plaintiffs Jon B Cutter and J Lee Hampton for discovery and sanctions () (bw) (Entered: 02/19/1998)
03/02/1998	28	MOTION by defendant to extend time to file a case depositive motion () (bw) (Entered: 03/04/1998)
03/02/1998	28	RESPONSE by defendant to motion for discovery and sanctions [27-1] () (bw) (Entered: 03/04/1998)
03/02/1998	29	ATTORNEY SUBSTITUTION: terminating attorney Robert C Angell for Walter Lowery, Rudy Pringle, Ron Carnein, Jim Erwin, Dianne Walker, George D Alexander, K L Brown, L C Coval, Nicholas G Menedez, David Schwartz and Reginald A Wilkinson and substituting attorney Marci L Cannon () (bw) (Entered: 03/04/1998)
03/06/1998	30	REPLY by defendant re [27-1] the motion for discovery and request for sanctions (bw) (Entered: 03/09/1998)
03/10/1998	31	ORDER by Mag. Judge Mark R. Abel granting defts motion to extend time to file a case depositive motion [28-1] (cc: all counsel) ( no pgs: 1) (bw) (Entered: 03/10/1998)
03/12/1998	32	REPLY by plaintiff to response to motion for discovery and sanctions [27-1] () (bw) (Entered: 03/13/1998)
03/16/1998	33	MOTION by defendants for summary judgment () (bw) (Entered: 03/17/1998)
03/24/1998	34	MOTION by defendant to supplement Affidavit of Darlene Smith ( no pgs: ) (bw) (Entered: 03/25/1998)
04/13/1998	35	MOTION by plaintiff J Lee Hampton to extend time to respond to dft's msumjgm ( no pgs: 1) (gk) (Entered: 04/14/1998)
04/28/1998	36	RESPONSE by defendant to motion to extend time to respond to dft's m sumjgm [35-1] () (bw) (Entered: 04/29/1998)
05/01/1998	37	ORDER by Mag. Judge Mark R. Abel denying motion to extend time to respond to dft's msumjgm [35-1] indefinitely. Pltf to respond by 6-5-98. (cc: all counsel) no pgs: 1) (bw) (Entered: 05/04/1998)
05/04/1998	38	RESPONSE by plaintiff J Lee Hampton to [36-1] () (bw) (Entered: 05/05/1998)
06/01/1998	39	MOTION by plaintiff J Lee Hampton to waive LR 7.2 limitation () (bw) (Entered: 06/02/1998)
06/01/1998	40	RESPONSE by plaintiff J Lee Hampton to motion for summary judgment [33-1] () (bw) (Entered: 06/02/1998)
06/01/1998	40	Limited Cross Motion by plaintiff J Lee Hampton for summary judgment ( no pgs: ) (bw) (Entered: 06/02/1998)
06/01/1998	41	NOTICE by plaintiff J Lee Hampton of submission of exhibits #49-75 (bw) (Entered: 06/02/1998)
06/04/1998	42	NOTICE of change of address by plaintiff J Lee Hampton () (bw) (Entered: 06/09/1998)
06/12/1998	43	MOTION by plaintiff J Lee Hampton for temporary restraining order () (bw) (Entered: 06/16/1998)
06/29/1998	44	RESPONSE by defendant to motion for temporary restraining order [43-1] (bw) (Entered: 06/30/1998)
06/29/1998	44	MOTION by defendant to dismiss pltf's requests for injunctive and declaratory relief () (bw) (Entered: 06/30/1998)
07/13/1998	45	RESPONSE by J Lee Hampton to motion to dismiss pltf's requests for injunctive and declaratory relief [44-1] (no pgs: 3) (wh) (Entered: 07/14/1998)

09/15/1998	46	ORDER by Judge James L. Graham denying motion for discovery and sanctions #27, granting motion to waive LR 7.2 limitation #39, granting motion to supplement Affidavit of Darlene Smith #34, denying motion for summary judgment #40, by plaintiff Jon B Cutter denying motion for temporary restraining order #43, granting motion to dismiss pltf's requests for injunctive and declaratory #44, dismissing defts Rudy Pringle, Dianne Walker, K L Brown, L C Coval and David Schwartz and granting in part and denying in part motion for summary judgment #33 by defendant Reginald A Wilkinson (cc: all counsel) ( no pgs: 30) (bw) (Entered: 09/15/1998)
10/02/1998	47	MOTION by defendant to compel payment of full filing fees ( no pgs: n) (bw) (Entered: 10/05/1998)
10/02/1998	48	MOTION by defendant to extend time to file dispositive motions () (bw) (Entered: 10/05/1998)
10/02/1998	48	ATTORNEY SUBSTITUTION: terminating attorney Marci L Cannon for Walter Lowery, Ron Carnein, Jim Erwin, George D Alexander, Nicholas G Menedez, Reginald A Wilkinson, Jon B Cutter and substituting attorney Todd Robert Marti () (bw) (Entered: 10/05/1998)
10/08/1998	49	ORDER by Mag. Judge Mark R. Abel ; Mtn filing ddl extended to 1/8/99 (cc: all counsel) ( no pgs: 1) (bw) (Entered: 10/13/1998)
10/15/1998	50	RESPONSE by plaintiff J Lee Hampton to motion to compel payment of full filing fees [47-1] () (bw) (Entered: 10/16/1998)
10/27/1998	51	ORDER by Mag. Judge Mark R. Abel -denying motion to compel payment of full filing fees [47-1] (cc: all counsel) (no pgs: 5) (wh) (Entered: 10/29/1998)
12/22/1998	52	NOTICE of change of address by plaintiff J Lee Hampton () (bw) (Entered: 12/22/1998)
01/08/1999	53	SECOND MOTION by defendant for summary judgment () (bw) (Entered: 01/11/1999)
01/25/1999	54	RESPONSE by plaintiff J Lee Hampton to motion for summary judgment [53-1] () (bw) (Entered: 01/26/1999)
02/17/1999	55	MOTION by defendant to extend time to file a reply memo () (bw) (Entered: 02/17/1999)
02/23/1999	56	ORDER by Mag. Judge Mark R. Abel granting motion to extend time thirty days for deft to file a reply memo [55-1] (cc: all counsel) () (bw) (Entered: 02/23/1999)
09/10/1999	57	ORDER by Judge James L. Graham granting in part and denying part motion for summary judgment [53-1] by defendants (cc: all counsel) ( no pgs: 16) (gk) (Entered: 09/10/1999)
09/22/1999	58	ORDER by Mag. Judge Mark R. Abel finding the motion to extend time to file dispositive motions [48-1] moot. (cc: all counsel) () (bw) (Entered: 09/23/1999)
09/23/1999	59	MOTION by defendant for reconsideration of order [57-1] ( no pgs: n) (bw) (Entered: 09/24/1999)
10/06/1999	60	MOTION by plaintiff for Rule 11 sanctions () (bw) (Entered: 10/07/1999)
10/06/1999	61	RESPONSE by plaintiff to motion for reconsideration of order [57-1] [59-1] () (bw) (Entered: 10/07/1999)
10/25/1999	62	RESPONSE by defendant to motion for Rule 11 sanctions [60-1] (bw) (Entered: 10/26/1999)
11/29/1999	63	ORDER by Judge James L. Graham denying ltf's motion for Rule 11 sanctions [60-1] and denying defts motion for reconsideration of order [57-1] [59-1] (cc: all counsel) ( no pgs: 8) (bw) (Entered: 11/29/1999)
02/07/2000	64	ORDER by Mag. Judge Mark R. Abel parties have 15 days to file status reports. (cc: all counsel) ( no pgs: 1) (bw) (Entered: 02/08/2000)

02/22/2000	65	STATUS REPORT by defendant () (bw) (Entered: 02/23/2000)
02/25/2000	66	STATUS REPORT by plaintiff J Lee Hampton () (bw) (Entered: 02/28/2000)
02/25/2000	67	MOTION by plaintiff for order re: housing arrangement before trial () (bw) (Entered: 02/29/2000)
05/15/2000	68	SCHEDULING ORDER by Mag. Judge Mark R. Abel ; Discovery ddl set for 9/29/00 ; Mtn filing ddl set for 10/31/00 (cc: all counsel) ( no pgs: 7) (bw) (Entered: 05/15/2000)
07/12/2000	69	MOTION by plaintiff J Lee Hampton for formal discovery order () (bw) (Entered: 07/13/2000)
07/18/2000	70	ORDER by Mag. Judge Mark R. Abel denying motion for order re: housing arrangement before trial [67-1] (cc: all counsel) ( no pgs: 2) (bw) (Entered: 07/18/2000)
08/03/2000	71	RESPONSE by defendant to motion for formal discovery order [69-1] () (bw) (Entered: 08/07/2000)
08/16/2000	72	ORDER by Mag. Judge Mark R. Abel granting motion for formal discovery order [69-1] (cc: all counsel) ( no pgs: 2) (bw) (Entered: 08/16/2000)
09/29/2000	73	NOTICE OF TRIAL: Jury Trial set for 9:00 on 1/22/01 (cc: all counsel) () (bw) (Entered: 09/29/2000)
10/17/2000	74	MOTION by plaintiff J Lee Hampton for appointment of counsel () (bw) (Entered: 10/19/2000)
10/19/2000	75	STATUS CONFERENCE ORDER by Mag. Judge Mark R. Abel pltf's have 14 days to file an amended complaint. (cc: all counsel) () (bw) (Entered: 10/19/2000)
10/23/2000	76	NOTICE Telephonic Final pretrial conf at 10:00 on 1/12/01 to be initiated by Todd Marti of the OAG office (cc: all counsel) (bw) (Entered: 10/23/2000)
10/31/2000	77	SECOND AMENDED COMPLAINT by plaintiff J Lee Hampton () (bw) (Entered: 10/31/2000)
11/15/2000	78	PARTIAL MOTION by defendant to dismiss () (bw) (Entered: 11/15/2000)
11/21/2000	79	ORDER by Mag. Judge Mark R. Abel granting motion for appointment of counsel [74-1] for pltf's Cutter and Hampton. (cc: all counsel) ( no pgs: 1) (bw) (Entered: 11/21/2000)
11/21/2000	80	SCHEDULING ORDER by Mag. Judge Mark R. Abel counsel to report to Mag Abel by 12-8-00. (cc: all counsel) ( no pgs: 1) (bw) (Entered: 11/21/2000)
01/08/2001	81	ORDER by Mag. Judge Mark R. Abel a telephone status conference will be held on 1-16-01 at 4:00. (cc: all counsel) ( no pgs: 2) (bw) (Entered: 01/09/2001)
01/09/2001	82	NOTICE Trial continued to 9:00 on 5/14/01 and the Final pretrial conf continued to 9:00 on 4/13/01 (cc: all counsel) (bw) Modified on 01/09/2001 (Entered: 01/09/2001)
01/18/2001	83	SCHEDULING ORDER by Mag. Judge Mark R. Abel (cc: all counsel) ( no pgs: 1) (bw) (Entered: 01/18/2001)
01/29/2001	84	NOTICE by potential intervenor USA of constitutional challenge to an act of congress and MOTION to continue deadline to file responseive briefs to defts partial motion to dismiss (bw) (Entered: 01/30/2001)
02/07/2001	85	ORDER by Judge James L. Graham granting continuance of time for Potential Intevenor USA to file response briefs by 3-9-01. (cc: all counsel) () (bw) (Entered: 02/07/2001)
03/07/2001	86	MOTION by plaintiff to extend time to respond to the motion to dismiss by defts by 3-19-01 () (bw) (Entered: 03/07/2001)
03/08/2001	87	ORDER by Judge James L. Graham granting motion to extend time to respond to the motion to dismiss by defts by 3-19-01 [86-1] (cc: all counsel) ( no pgs: 1) (sh)

		(Entered: 03/08/2001)
03/09/2001	88	MOTION by proposed intervenor USA to intervene () (bw) (Entered: 03/13/2001)
03/09/2001	89	ATTORNEY APPEARANCE for intervenor USA by Theodore C Hirt () (bw) (Entered: 03/13/2001)
03/09/2001	90	RESPONSE by intervenor USA to motion to dismiss [78-1] () (bw) (Entered: 03/13/2001)
03/14/2001	91	ORDER by Mag. Judge Mark R. Abel granting motion to intervene [88-1] by USA (cc: all counsel) () (bw) (Entered: 03/15/2001)
03/19/2001	92	MOTION by plaintiff for leave to file a reply in excess of 20 pages () (bw) (Entered: 03/20/2001)
03/19/2001	93	JOINT STIPULATION of fact re: deft challenge to the constitutionaity of religious land use act of 2000 (bw) (Entered: 03/20/2001)
03/21/2001	94	ORDER by Judge James L. Graham granting motion for leave to file a reply in excess of 20 pages [92-1] (cc: all counsel) ( no pgs: 1) (bw) (Entered: 03/21/2001)
03/21/2001	95	REPLY by plaintiff to response to motion to dismiss [78-1] (bw) (Entered: 03/21/2001)
03/27/2001	96	MOTION by defendant to extend time to 4-13-01 for deft to file a reply memo re: the motion to dismiss () (bw) (Entered: 03/28/2001)
03/30/2001	97	ORDER by Mag. Judge Mark R. Abel granting motion to extend time to 4-13-01 for deft to file a reply memo re: the motion to dismiss [96-1] (cc: all counsel) ( no pgs: 1) (bw) (Entered: 04/02/2001)
04/13/2001	98	NOTICE by defendant of filing the deposition of Mathew Meyer (bw) (Entered: 04/16/2001)
04/13/2001	99	REPLY by defendant to response to motion to dismiss [78-1] () (bw) (Entered: 04/16/2001)
04/13/2001	100	AFFIDAVIT of Horst Gienapp () (bw) (Entered: 04/16/2001)
04/17/2001	101	MOTION by defendant for order of partial consolidation with 01-102 and stay of proceedings () (bw) (Entered: 04/19/2001)
04/18/2001	102	MOTION by defendant to strike motion reply [95-1] () (bw) (Entered: 04/19/2001)
04/20/2001	103	CORRECTED MOTION by defendant to strike motion to strike certain appendix items in the motion reply [95-1] correcting #102 () (bw) (Entered: 04/23/2001)
04/20/2001	104	CORRECTED REPLY by defendant to response to motion to dismiss [78-1] () (bw) (Entered: 04/23/2001)
04/20/2001	105	Disclosure of Expert Witness submitted by plaintiff () (bw) (Entered: 04/23/2001)
04/25/2001	106	RESPONSE by plaintiff to motion for order of partial consolidation with 01-102 and stay of proceedings [101-1] () (bw) (Entered: 04/26/2001)
04/27/2001	107	ORDER by Judge James L. Graham Trial vacated and will be rescheduled (cc: all counsel) ( no pgs: 1) (bw) (Entered: 04/27/2001)
05/22/2001	108	ORDER by Judge James L. Graham resolving the motion for order of partial consolidation with 01-102 and stay of proceedings [101-1]. (cc: all counsel) ( no pgs: 5) (bw) (Entered: 05/23/2001)
05/24/2001	109	MOTION by plaintiff for leave to file a corrected memo in opposition () (bw) (Entered: 05/25/2001)
05/24/2001	110	ORDER by Mag. Judge Mark R. Abel granting motion for leave to file a corrected memo in opposition [109-1] (cc: all counsel) ( no pgs: 1) (bw) (Entered: 05/25/2001)

05/24/2001	111	RESPONSE by plaintiff to motion to strike motion to strike certain appendix items in the motion reply [95-1] correcting #102 [103-1] () (bw) (Entered: 05/25/2001)
05/29/2001	112	REPLY by defendant to response to motion to strike motion to strike certain appendix items in the motion reply [95-1] correcting #102 [103-1] () (bw) (Entered: 05/30/2001)
05/31/2001	113	STATEMENT by intervenor USA re: USMJ jurisdiction to rule on motions (bw) (Entered: 06/01/2001)
07/24/2001	114	NOTICE of Decision by intervenor USA ( no pgs: 10) (pl) (Entered: 07/25/2001)
08/27/2001	115	REPORT AND RECOMMENDATION by Mag. Judge Terence P. Kemp that motion to dismiss of the resp be be denied in part. [78-1] NOTICE: Parties have 10 days to file objections (cc: all counsel) ( no pgs: 43) (bw) (Entered: 08/28/2001)
09/10/2001	116	STIPULATION ext time until 9-26-01 for dfts to respond to the RR (bw) (Entered: 09/12/2001)
09/19/2001	117	ORDER by Judge Edmund A. Sargus Jr directing removal of a motion from the dockets of 98-275 and to place it in 95-517. (cc: all counsel) ( no pgs: 1) (bw) (Entered: 09/19/2001)
09/25/2001	118	MOTION by defendants to extend time to 10/1/01 to file objrr ( no pgs: 4) (sh) (Entered: 09/27/2001)
09/28/2001	119	ORDER by Judge James L. Graham removing the motion to dismiss [78-1] from this action with directions to re-file it in 95-517 on this date. (cc: all counsel) ( no pgs: 1) (bw) (Entered: 09/28/2001)
10/01/2001	120	CONSOLIDATED OBJECTIONS by defendants to Report and Recommendation [115-1] () (bw) (Entered: 10/02/2001)
10/16/2001	121	STIPULATION to ext time until 10-19-01 for pltf and intv to respng to the obj to the RR (bw) (Entered: 10/17/2001)
10/16/2001	122	ORDER by Judge Edmund A. Sargus Jr approving the stipulation [121-1] ext time o 10-29-01 for resp to obj to RR by pltf (cc: all counsel) () (bw) (Entered: 10/17/2001)
10/26/2001	123	STIPULATION ext time until 11-9-01 for pltf to respond to the objections to the RR (bw) (Entered: 10/26/2001)
11/07/2001	124	ORDER by Judge Edmund A. Sargus Jr ext time to 11-9-01 for pltf and USA to respond to deft objections to the RR. (cc: all counsel) () (bw) (Entered: 11/08/2001)
11/08/2001	125	REPLY by plaintiff re consolidated objections [120-1] to the RR () (bw) (Entered: 11/09/2001)
11/09/2001	126	RESPONSE by intervenor USA to [120-1] defts consolidated objections to the RR (bw) (Entered: 11/13/2001)
11/19/2001	127	UNOPPOSED MOTION by defendant to extend time to 11-30-01 to reply to the 8-27-01 objections to the RR () (bw) (Entered: 11/20/2001)
11/29/2001	128	ORDER by Mag. Judge Terence P. Kemp granting motion to extend time to 11-30-01 to reply to the 8-27-01 objections to the RR [127-1] (cc: all counsel) ( no pgs: 1) (bw) (Entered: 11/29/2001)
11/30/2001	129	CONSOLIDATED REPLY by defendants to response to motion REPORT AND RECOMMENDATION [115-1] () (bw) (Entered: 12/03/2001)
02/14/2002	130	NOTICE of Submission of Supplemental Authority by defendant () (bw) (Entered: 02/19/2002)
02/25/2002	131	ORDER by Judge Edmund A. Sargus Jr adopting the Report and Recommendation and returning this matter to the docket of Judge Graham for all furthe proceedings. (cc: all counsel) ( no pgs: 6) (bw) (Entered: 02/26/2002)
03/01/2002	132	NOTICE OF APPEAL by defendant from Dist. Court decision [131-1] of 2/25/02 () (bw) (Entered: 03/04/2002)

03/01/2002		APPEAL FEE paid in amount of \$ 105.00 ( Receipt # 229393) (bw) (Entered: 03/04/2002)
03/11/2002		RECEIPT OF USCA APPEAL NUMBER – Number Assigned: 02/3270 (bw) (Entered: 03/12/2002)
03/13/2002	133	MOTION by plaintiff for order to supplement the record on appeal () (bw) (Entered: 03/14/2002)
11/19/2002	134	AGREED ORDER by Mag. Judge Terence P. Kemp: ext time to 12–20–02 for pltf to file a response to defts withdrawal of consent and motion to dissolve. (cc: all counsel) () (bw) (Entered: 11/20/2002)
03/10/2003	135	ORDER by Judge Edmund A. Sargus Jr denying motion for order to supplement the record on appeal [133–1] (cc: all counsel) ( no pgs: 2) (sh) (Entered: 03/10/2003)
07/10/2003	136	MOTION by plaintiff for order certifying the order of 2–25–02 for immediate appeal () (bw) (Entered: 07/11/2003)
07/11/2003	137	RESPONSE by defendant to motion for order certifying the order of 2–25–02 for immediate appeal [136–1] ( no pgs: 2) (sh) (Entered: 07/14/2003)
07/16/2003	138	NOTICE of hearing ; Phone conf set for 10:00 8/1/03 EAS (cc: all counsel) (sh) (Entered: 07/21/2003)
08/04/2003	139	ORDER by Judge Edmund A. Sargus Jr granting motion for order certifying the order of 2–25–02 for immediate appeal [136–1] (cc: all counsel) ( no pgs: 3) (sh) (Entered: 08/07/2003)
09/24/2003	<u>140</u>	ORDER of USCA as to 132 Notice of Appeal filed by Reginald A Wilkinson: it is ordered that the petition for leave to appeal is granted. (bab) (Entered: 10/09/2003)
11/12/2003	<u>141</u>	ORDER of USCA as to 132 Notice of Appeal filed by Reginald A Wilkinson: the USCA reverse's the USDC's denial of the defendants' motions to dismiss and remand the case for further proceedings consistent with this opinion. (bab, ) (Entered: 01/22/2004)
12/02/2003	<u>142</u>	MANDATE of USCA as to 132 Notice of Appeal filed by Reginald A Wilkinson: the USCA reverse's the District Court's denial of the defendants' motions to dismiss and remands the case for further proceedings consistent with the USCA opinion. (bab, ) (Entered: 01/26/2004)
01/14/2004		Supplemental Record on Appeal transmitted to US Court of Appeals re 132 Notice of Appeal: order(139) from Judge Graham issued on 8/4/03 faxed to USCA. (bab, ) (Entered: 01/14/2004)
04/27/2004	<u>143</u>	NOTICE FROM U.S. SUPREME COURT re 132 Notice of Appeal: the petition for a writ of certiorari was filed 4/19/04 and placed on the docket 4/19/04; Assignment of Case # 03–9877 (bab, ) (Entered: 04/28/2004)
10/22/2004	<u>144</u>	USCA INFORMATION COPY # 132 Notice of Appeal: (rew ) (Entered: 10/27/2004)
02/28/2005	<u>145</u>	Letter from USSC of Appeals directed to the USCA. (rew ) (Entered: 03/09/2005)
06/09/2005	<u>146</u>	SUPREME COURT OPINION 132 Notice of Appeal filed by Reginald A Wilkinson – REVERSED & REMANDED back to Sixth Circuit. (dms) (Entered: 06/10/2005)
06/13/2005	<u>147</u>	NOTICE of Appearance by Philip A King Defendants Jim Erwin, Ron Carnein, Walter Lowery, Reginald A Wilkinson, Nicholas G Menedez, George D Alexander (King, Philip) (Entered: 06/13/2005)
07/12/2005	<u>148</u>	Order of Supreme Court of United States. It is ORDERED and ADJUDGED that the judgment of the above court in this case is reversed and case is remanded to 6th Circuit Court of Appeals for further proceedings. (dms) (Entered: 07/18/2005)
09/14/2005	<u>149</u>	USCA INFORMATION COPY re 132 Notice of Appeal. Judgment of District Court is AFFIRMED and case is REMANDED for further proceedings consistent

		with this opinion. (dms) (Entered: 09/14/2005)
10/19/2005	<u>150</u>	MANDATE of USCA as to 132 Notice of Appeal filed by Reginald A Wilkinson, (jm) (Entered: 10/20/2005)
03/24/2006	<u>151</u>	NOTICE: Pretrial Conference set for 4/11/2006 @ 2:30pm in chambers before Terence P Kemp. (Attachments: # <u>1</u> Important Notice-2 # <u>2</u> Notice re discovery)(wh1, ) (Entered: 03/24/2006)
03/29/2006	<u>152</u>	NOTICE re <u>151</u> Notice of Hearing. The Preliminary Pretrial Conference scheduled for 4/11/06 is VACATED. (jm, ) (Entered: 03/29/2006)
04/08/2006	<u>153</u>	NOTICE: Pretrial Conference set for 6/6/2006 @ 1:30pm in chambers before Terence P Kemp. (wh1, ) (Entered: 04/08/2006)
06/07/2006	<u>154</u>	NOTICE: Status Conference set for 9/29/2006 @ 1:30pm in chambers before Terence P Kemp (wh1, ) (Entered: 06/07/2006)
10/02/2006	<u>155</u>	NOTICE: Status Conference set for 12/7/2006 @ 1:30pm in chambers before Terence P Kemp (wh1, ) (Entered: 10/02/2006)
11/21/2006	<u>156</u>	ORDER: Parties in 2:00-cv-706 to file comments re consolidation for pretrial proceedings w/ 2:95-cv-517, 2:97-cv-382 & 2:98-cv-275 w/in twenty-one (21) days. Signed by Judge Terence P Kemp on 11/21/2006. (kk1) (Entered: 11/21/2006)
12/07/2006		Status Conference held on 12/7/2006 before Judge Terence P Kemp (wh1) (Entered: 01/16/2007)
12/13/2006	<u>157</u>	ORDER: First resolution report due by 01/31/2007; subsequent reports will be made every sixty (60) days. Signed by Judge Terence P Kemp on 12/13/2006. (sr) (Entered: 12/13/2006)
12/18/2006	<u>158</u>	ORDER: Time for parties in 2:95-cv-517 to respond to Court's order re consolidation extended to 1/31/2007. Signed by Judge Terence P Kemp on 12/18/2006. (kk1) (Entered: 12/18/2006)
03/08/2007	<u>159</u>	NOTICE of Appearance by Janet R Hill Arbogast Defendants Jim Erwin, Ron Carnein, Walter Lowery, Reginald A Wilkinson, Nicholas G Menedez, George D Alexander (Arbogast, Janet) (Entered: 03/08/2007)
03/22/2007	<u>160</u>	ORDER signed by Judge Terence P Kemp on 3/22/2007 -ext to 4/15/07 for response to # <u>156</u> Order re consol of 2:00-cv-0706 w/2:05-cv-0517, etc -(wh1) (Entered: 03/22/2007)
06/21/2007	<u>161</u>	NOTICE: Status Conference w/counsel in 98-cv-0275 set for 7/23/2007 @ 11:00am in chambers before Terence P Kemp - (wh1) (Entered: 06/21/2007)
04/04/2008	<u>162</u>	NOTICE of Appearance by Mary Anne Reese Defendants Jim Erwin, Ron Carnein, Walter Lowery, Reginald A Wilkinson, Nicholas G Menedez, George D Alexander (Reese, Mary) (Entered: 04/04/2008)
07/28/2008	<u>163</u>	ORDER giving defts 30 days to file a motion to dismiss. Signed by James L Graham on 7/28/2008. (bw) (Entered: 07/28/2008)
07/31/2008	<u>164</u>	MOTION for Judgment on the Pleadings by Defendants Jim Erwin, Ron Carnein, Walter Lowery, Reginald A Wilkinson, Nicholas G Menedez, George D Alexander. Responses due by 8/25/2008 (Reese, Mary) (Entered: 07/31/2008)
08/15/2008	<u>165</u>	NOTICE of Appearance by Michael Q Hyde Intervenor USA (Hyde, Michael) (Entered: 08/15/2008)
08/26/2008	<u>166</u>	MOTION for Extension of Time New date requested 10/17/2008. <i>to Reply to Defendants' Motion for Judgment on the Pleadings, and Memorandum in Support</i> by Plaintiffs J Lee Hampton, Jon B Cutter. (Cooke, Elizabeth) (Entered: 08/26/2008)
08/29/2008	<u>167</u>	ORDER granting <u>166</u> Motion for Extension of Time to file a response to motion for judgment on the pleadings - extended to 10/17/08. Signed by Terence P Kemp on 8/29/08. (jr) (Entered: 08/29/2008)

08/29/2008		Set/Reset Deadlines as to <u>164</u> MOTION for Judgment on the Pleadings. Responses due by 10/17/2008 (jr) (Entered: 08/29/2008)
10/17/2008	<u>168</u>	MOTION for Extension of Time New date requested 12/2/2008. <i>Joint Motion for a New Briefing Schedule in Response to Defendants' Motion for Judgment on the Pleadings and Memorandum In Support</i> by Plaintiff J Lee Hampton. (Cooke, Elizabeth) (Entered: 10/17/2008)
10/21/2008	<u>169</u>	ORDER granting <u>168</u> Motion for new briefing schedule in response to the motion for judgment on the pleadings. Response due by 12/2/08. Reply due by 12/16/08. Signed by Terence P Kemp on 10/21/08. (jr) (Entered: 10/21/2008)
10/21/2008		Set/Reset Deadlines as to <u>164</u> MOTION for Judgment on the Pleadings. Responses due by 12/2/2008; Replies due by 12/16/2008. (jr) (Entered: 10/21/2008)
10/30/2008	<u>170</u>	NOTICE by Intervenor USA <i>Substitution of Counsel</i> (Farel, Lily) (Entered: 10/30/2008)
12/01/2008	<u>171</u>	MOTION for Extension of Time New date requested 1/16/2009. <i>Joint Motion for a New Briefing Schedule in Response to Defendant's Motion for Judgment and Memorandum in Support of Joint Motion for a New Briefing Schedule in Response to Defendant's Motion for Judgment</i> by Plaintiff J Lee Hampton. (Cooke, Elizabeth) (Entered: 12/01/2008)
12/02/2008	<u>172</u>	ORDER granting <u>171</u> Motion for new briefing schedule. Response due by 1/16/09. Reply due by 1/30/09. Signed by Terence P Kemp on 12/2/08. (jr) (Entered: 12/02/2008)
12/02/2008		Set/Reset Deadlines as to <u>164</u> MOTION for Judgment on the Pleadings. Responses due by 1/16/2009 Replies due by 1/30/2009. (jr) (Entered: 12/02/2008)
01/15/2009	<u>173</u>	MOTION for Extension of Time <i>To Respond to 164 Defendants' Motion for Judgement on the Pleadings and Memorandum in Support</i> by Plaintiff J Lee Hampton. New date requested 2/18/2009. (Cooke, Elizabeth) Modified on 1/16/2009 to clarify text &correct ECF event (kk2). (Entered: 01/15/2009)
01/20/2009	<u>174</u>	ORDER granting <u>173</u> Motion for Extension of Time to File Response re <u>164</u> MOTION for Judgment on the Pleadings. Responses due by 2/18/2009. Signed by Terence P Kemp on 1/20/2009. (pes) (Entered: 01/20/2009)
02/12/2009	<u>175</u>	ORDER re <u>164</u> MOTION for Judgment on the Pleadings filed by Walter Lowery, Jim Erwin, Reginald A Wilkinson, Nicholas G Menedez, Ron Carnein, George D Alexander: Responses due by 3/11/2009. Signed by Terence P Kemp on 2/11/2009. (pes) (Entered: 02/12/2009)
02/12/2009		Reset Deadlines as to <u>164</u> MOTION for Judgment on the Pleadings. Responses due by 3/11/2009 (pes) (Entered: 02/12/2009)
03/10/2009	<u>176</u>	CONDITIONAL ORDER DISMISSING CASE subject to a motion to reopen within 90 days if settlement is not consumated. Signed by Judge James L Graham on 3/10/2009. (bw) (Entered: 03/10/2009)
05/07/2009	<u>177</u>	Joint MOTION to Reopen Case <i>and Conditionally Dismiss the Reopened Case and Memorandum in Support</i> by Plaintiffs J Lee Hampton, John B Cutter &all Defendants. (Cooke, Elizabeth) Modified on 5/8/2009 to correct text &filers (kk2). (Entered: 05/07/2009)
05/11/2009	<u>178</u>	ORDER granting <u>177</u> Motion to Reopen Case and conditionally dismissing this case subject to a motion to reopen if settlement is not consumated by 8/7/2009. Signed by Judge James L Graham on 5/11/2009. (bw) (Entered: 05/11/2009)
08/05/2009	<u>179</u>	Joint MOTION to Reopen Case <i>and to Conditionally Dismiss the Reopened Case Until October 6, 2009</i> by Plaintiffs &Defendants (Cooke, Elizabeth) Modified on 8/6/2009 to correct filers (kk2). (Entered: 08/05/2009)
08/06/2009	<u>180</u>	ORDER granting <u>179</u> Motion to Reopen Case and conditionally dismissing the case subject to a motion to reopen on or before 10/6/2009 if settlement is not consumated. Signed by Judge James L Graham on 8/6/2009. (bw) (Entered: 08/06/2009)