

FRC, TERMINATED

**U.S. District Court  
District of Oregon (Portland)  
CIVIL DOCKET FOR CASE #: 3:86-cv-00489-JU**

Daniel Marrs v. Robert Ingram  
Assigned to: Judge George E. Juba  
Demand: \$0  
Case in other court: Court of Appeals, CA89-35710  
Court of Appeals, CA89-35734  
Cause: 28:1331 Fed. Question

Date Filed: 04/22/1986  
Jury Demand: Plaintiff  
Nature of Suit: 550 Prisoner: Civil  
Rights  
Jurisdiction: Federal Question

**Plaintiff****Daniel Uvon Marrs**

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V.

**Defendant****Robert Ingram**

represented by **Ronald E. Bailey**  
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**Defendant****Donald B Cox**

represented by **Ronald E. Bailey**

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**Defendant****Wallace Hammack**

represented by **Ronald E. Bailey**  
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**Defendant****Max Lieurance**

represented by **Ronald E. Bailey**  
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**Defendant****Malheur County**

represented by **Ronald E. Bailey**  
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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
		CASE FILE SENT TO THE FRC Accession number 21-91-0012 Box number 7 Location number 147878 number 21-91-0012 (former employee) Modified on 02/07/1995 (Entered: 02/07/1995)
09/14/1988	71	ORDER denying pltf's class mot for tro. Defts' mot for a change of place of trial, deferred until the parties file the PTO. ORD granting parties mot for enlargement of time. Disc ext to 12-1-88. Pretrial documents due 1-6-89. ; setting pretrial conf(1st) for 1:30 1/6/89 ; ORD setting pretrial conf (2nd) for 3:00 1/13/89 ; setting court trial for 9:30 1/17/89 ; setting pretrial order ddl for 12/15/88 Signed 9/14/88 Honorable James A. Redden (former employee) (Entered: 09/28/1988)
10/12/1988	73	MOTION by plaintiff Daniel Uvon Marrs for protective order (noa) (former employee) (Entered: 10/14/1988)
10/12/1988	74	PROTECTIVE ORDER: ORD that defts are prohibited from referring to prosecution any corrections officer, etc in the Malheur Co. correctional Facility (see ord) ntf'd Signed 10/12/88 microfilmed 10/14/88 Magistrate Michael R. Hogan (former employee) (Entered: 10/14/1988)
10/12/1988	75	Stip Final Jugmnt -ORD THE defts, etc shall operate the Malheur Co. Corrections Facility as provided in that certain stip partial Jdgmnt ent on 6/9/88 (see judgmnt)s 10/12/88 microfilmed 10/14/88 Magistrate Michael R. Hogan (former employee) (Entered: 10/14/1988)
10/12/1988		(former employee) (Entered: 10/17/1988)

06/09/1989	77	Pltf's proposed amended judgment (former employee) (Entered: 06/12/1989)
06/09/1989	78	Deft's proposed amended judgment (former employee) (Entered: 06/12/1989)
06/09/1989	79	Affidavit of John E. Del Nero (former employee) (Entered: 06/12/1989)
06/09/1989	80	Affirmation of Roy S. Haber (former employee) (Entered: 06/12/1989)
06/09/1989	81	MOTION by plaintiff Daniel Uvon MARRS to punish for contempt-sealed judgment #81 (former employee) (Entered: 06/14/1989)
06/09/1989	82	MOTION by plaintiff Daniel Uvon MARRS to punish for contempt & for further relief #82 (former employee) (Entered: 06/14/1989)
06/09/1989	83	First year report to court on state of compliance and application to extend monitoring. (former employee) (Entered: 06/14/1989)
06/16/1989	84	MOTION by defendants' for entry of supplemental judgment #84 (former employee) (Entered: 06/16/1989)
06/16/1989	85	Factual record in opposition to extension of monitoring and jurisdiction retention. (former employee) (Entered: 06/16/1989)
06/16/1989	86	MOTION by defendants' for leave to file brief in excess of 35 pgs #86 (former employee) (Entered: 06/19/1989)
06/19/1989	87	Affidavit of Marian Strong (former employee) (Entered: 06/19/1989)
06/19/1989	88	Affidavit of Mary L. Werner (former employee) (Entered: 06/19/1989)
06/19/1989	89	Affidavit of Judy Bassett (former employee) (Entered: 06/19/1989)
06/19/1989	90	Affidavit of Roy Castro (former employee) (Entered: 06/19/1989)
06/19/1989	91	Affidavit of Michael T. Walker (former employee) (Entered: 06/19/1989)
06/19/1989	92	Affidavit of Lea Cooper (former employee) (Entered: 06/19/1989)
06/19/1989	93	RECORD OF ord granting deft's motion for leave to file brief in excess of 35 pgs [86-1] ntd Magistrate George E. Juba (former employee) (Entered: 06/19/1989)
06/19/1989	94	Defts' opposition to pltf's req. to extend monitoring period and jurisdiction retention; o/a req. (former employee) (Entered: 06/19/1989)
06/21/1989	95	Memorandum by defendant in opposition to motion to punish for contempt-sealed judgment [81-1] (former employee) (Entered: 06/21/1989)
06/23/1989	106	Memorandum by plaintiff Daniel Uvon MARRS in support of motion to punish for contempt & for further relief [82-1], of motion to punish for contempt-sealed judgment [81-1] (former employee) (Entered: 07/19/1989)
06/30/1989	96	Supplemental affidavit of Ronald Mallea (former employee) (Entered: 06/30/1989)

		06/30/1989)
07/03/1989	97	MOTION by plaintiffs to enter pltf's proposed judgment submitting new policies & procedures , to strike defts motion to ent supplemental judgment #97 (cpriestley) (Entered: 07/03/1989)
07/03/1989	98	MOT & ORDER that pltf's may submit this reply consisting of 48 pgs. ntf'd Signed 7/3/89 Magistrate George E. Juba (former employee) (Entered: 07/05/1989)
07/10/1989	99	Reply by plaintiff Daniel Uvon Marrs to defts' opposit to conduct additional monitoring of 6/9/88 decree; to defts' opposit to pltf mot to punish for contempt reg. security; to defts' opposition to mot to punish (sealed jdgmt); to defts' opposition to monitor new policies. (former employee) (Entered: 07/10/1989)
07/13/1989	100	Affidavit of Mike Walker (former employee) (Entered: 07/13/1989)
07/13/1989	101	Defts' reply to pltf's mot to strike [97-2] defts' mot to enter supplemental judgment [84-1]. (former employee) (Entered: 07/14/1989)
07/13/1989	102	MOTION by defendants' for leave to file response brief #102 (former employee) (Entered: 07/14/1989)
07/13/1989	103	Defts' response to pltf's replies. (former employee) (Entered: 07/14/1989)
07/18/1989	104	Affidavit of Lori Shepherd (former employee) (Entered: 07/18/1989)
07/18/1989	105	Supplemental affidavit of David Sarazin (former employee) (Entered: 07/18/1989)
07/19/1989	107	RECORD OF ord granting defts' motion for leave to file response brief [102-1] ntf'd Magistrate George E. Juba (former employee) (Entered: 07/20/1989)
08/07/1989	108	Pltf's opposition to defts' mot for entry of supplemental judgment [84]; reply to defts' opposition to pltf's mot [971 & 2] to strike defts' mot for entry of supplemental judgement. (former employee) (Entered: 08/07/1989)
08/23/1989	109	Opinion pltf's mot to punish for contempt and further relief is denied. Signed 8/22/89 microfilmed 8/23/89 Honorable James A. Redden ntf'd. (former employee) (Entered: 08/23/1989)
08/23/1989	110	ORDER pltf's mot to punish for contempt (sealed judgment) [81] and mot to punish for contempt and further relief [82] are Denied. ntf'd Signed 8/22/89 microfilmed 8/23/89 Honorable James A. Redden (former employee) (Entered: 08/23/1989)
08/24/1989	111	Deft's opposition to pltf's mot to produce. (former employee) (Entered: 08/24/1989)
08/24/1989	112	MOTION by plaintiff Daniel Uvon Marrs to produce #112 (former employee) (Entered: 08/25/1989)

08/30/1989	113	MOTION by defendants' for leave to file additional brief #113 (former employee) (Entered: 08/31/1989)
08/31/1989	114	RECORD OF ord setting issued of pltf's and defts' proposed amended judgment [77 & 78] and mot by defts' for entry of supplemental judgment [84] for t/oral arg. on 10/3/89 at 1:45pm. ORD granting deft's mot for leave to file additional brief [113]. ntf'd Magistrate George E. Juba (former employee) (Entered: 08/31/1989)
09/05/1989	115	Defts' supplemental brief re monitoring extension and judgment. (former employee) (Entered: 09/06/1989)
09/14/1989	116	MOTION by plaintiff Daniel Uvon Marrs for reconsideration & clarification of pltf's mot to punish for contempt of sealed judgment #116 o/a req. (former employee) (Entered: 09/15/1989)
09/21/1989	117	Notice of appeal by plaintiff Daniel Uvon Marrs from Dist. Court ord filed 8/23/89 [110-2] (former employee) (Entered: 09/22/1989)
09/21/1989		No fee paid as granted forma pauperis previously. (former employee) (Entered: 09/22/1989)
09/21/1989		Mailed copy of n/a to cnsl and Court of Appeals along with copy of order and docket sheet. (former employee) (Entered: 09/22/1989)
09/28/1989	118	Deft's opposition to pltf's mot for reconsideration and clarification of pltf's mot to punish for contempt of sealed judgment [116-1] (former employee) (Entered: 09/28/1989)
09/28/1989	119	Second supplemental affidavit of David Sarazin, M.D. (former employee) (Entered: 09/28/1989)
10/03/1989	120	ORDER pltf's mot for reconsideration [116] is Denied but his mot for clarification [116] is Granted. Pltf's mot to produce [112] is Denied. ntf'd Signed 10/3/89 microfilmed & eod 10/3/89 Honorable James A. Redden (former employee) (Entered: 10/03/1989)
10/03/1989		Text not available. (Entered: 10/04/1989)
10/03/1989	121	RECORD OF t/hrg. on pltf's & deft's proposed a/judgment [77 & 78] and mot by defts' for entry of supp. judgment [84]. ORD taking the mots u/advisement. ntf'd Magistrate George E. Juba (former employee) (Entered: 10/04/1989)
10/05/1989	122	Pltf's reply to opposition to mot to reconsider [116]. (former employee) (Entered: 10/05/1989)
10/12/1989	123	Notification by US Court of Appeals for the Ninth Circuit of Docket Number CA 89-35710 (former employee) (Entered: 10/12/1989)
10/12/1989	124	Certified Copy of Order from the US Court of Appeals for the Ninth District [117-1] setting brief schedule: R/T ord due 10/23, transcripts due 11/21, appellants brief 1/8/90 and appellees brief 2/6 with reply w/in 14 days. (former employee) (Entered: 10/12/1989)

10/30/1989	125	Notice of appeal by plaintiff Daniel Uvon Marrs from Dist. Court ord filed 10/3/89 [120-2] (former employee) (Entered: 11/02/1989)
10/30/1989		No fees pd- granted forma pauperis previously. (former employee) (Entered: 11/02/1989)
11/02/1989		Mailed copy of N/A to cnsl and Court of appeals along with copy of ord and docket sheet. (former employee) (Entered: 11/02/1989)
11/14/1989	126	Desingation of reporter's transcript ordering form for appeals [117 & 125] none to be ordered. (former employee) (Entered: 11/14/1989)
11/14/1989		Certificate of Record Transmitted to US Court of Appeals for appeals [117 & 125]. (former employee) (Entered: 11/14/1989)
11/27/1989	127	Notification by US Court of Appeals for the Ninth Circuit of Docket Number CA 89-35734 (former employee) (Entered: 11/27/1989)
12/08/1989	128	ORDER both pltfs' [97] and defts' [84] mot to supplement the judgment and pltfs' mot to ext monitoring [83] are Granted in part & Denied in part. Parties are to submit defts supplemental judgment [84], deleting paragraph 11 & substituting pltfs' paragraph 11 from pltfs' supplemental judgment. The remainder of those mots, as well as pltfs' mot for an evidentiary hearing & mot to strike Dr. Sarazin's supplemental affidavit are Denied. ntf Signed 12/7/89 microfilmed & eod 12/8/89 Magistrate George E. Juba (former employee) (Entered: 12/08/1989)
12/15/1989	129	Certified Copy of Order from the US Court of Appeals for the Ninth District re appeal CA 89-35710-court received letter dated 10/23 re appeal dated 9/21. Appears letter is w/out jurisdiction. Unless appellants objects w/in 14 days-the court will construe appellants letter as a voluntary dism of appeal 89-35710. (former employee) (Entered: 12/15/1989)
12/20/1989	130	Objections by defendants' to order of 12/7/89 [128-2] (former employee) (Entered: 12/20/1989)
12/27/1989	131	RECORD OF ord pursuant to FRCP 60(a) the court changes lines 20-22 of page 6 of its order 12/8/89 to read as follows: Therefore, this court shall retain jurisdiction an additional seven months, until 1/9/90, to ensure defts comply with the new supplemental judgment. ntf Magistrate George E. Juba (former employee) Modified on 12/27/1989 (Entered: 12/27/1989)
01/02/1990	132	Pltf's response to defts' objs [130] to F/R (ord) [128]. (former employee) (Entered: 01/04/1990)
01/08/1990	133	SUPPLEMENTAL JUDGMENT that the stip. partial judgment is amended -exh A is subst. for existing pgs 23-42 of appendix 7 of the stip. partial judgment (pages 86-105). Defts shall provide each corrections officer on duty with a portable 2 way radio to facilitate communication between the clerk-dispatcher & the corrections officers w/in the Malheur County Correctional Facility. Defts are relieved from the req. to make a filing/typing clerk available to use at the Malheur County Correctional Facility (the last 3 hrs of Malheur County's business day, 5 days a

		week) .Exh.B-MCCF Policy & Procedurals Manual is filed in satisfaction of the obligation of defts under paragraph 40(h) of stip. final judgment. Exh. C MCCF Mental Health Care Report is substituted. Exhs D & E are filed. Court shall retain jurisdiction for an add. 7 months over medical-related issues & compliance with new policies. Pltf's shall monitor for an add 7 months, through & until 1/9/90 & report to court if additional time is necessary. Court will then decide on whether to continue its active jurisdiction.(see file) ntf Signed 1/8/90 microfilmed & eod 1/8/90 Honorable James A. Redden (former employee) (Entered: 01/08/1990)
02/05/1990	134	Notice of appeal by plaintiff from Dist. Court supplemental judgment of 1/8/90 [133-2] (former employee) (Entered: 02/06/1990)
02/05/1990		No fee pd- previously granted forma pauperis. (former employee) (Entered: 02/06/1990)
02/06/1990		Mailed copy of Notice of Appeal to cnsl & to US Court of Appeals for the Ninth Circuit along with copy of judgment and updated copy of docket sheet. (former employee) (Entered: 02/06/1990)
02/06/1990		Certificate of Record Transmitted to US Court of Appeals for the Ninth Circuit for the appeal filed 2/5/90. (former employee) (Entered: 02/06/1990)
03/01/1990	135	MOTION by defendants' for order directing submission of report #135 (former employee) Modified on 03/07/1990 (Entered: 03/01/1990)
03/06/1990	136	RECORD OF ord setting deflt's motion for order directing submission of report [135-1] on m/c of 3/19/90 (noa). ORD pltf's response to be filed 3/12 and defts' reply to be filed by 3/15. Pltf to expedite service of response to deflt counsel. ntf Magistrate George E. Juba. (former employee) (Entered: 03/07/1990)
03/09/1990	137	Response by plaintiff to motion for order directing submission of report [135-1] (former employee) (Entered: 03/09/1990)
03/16/1990	138	Reply by defendant to memorandum in opposition motion for order directing submission of report [135-1] (former employee) (Entered: 03/16/1990)
03/21/1990		Clerk's record on appeal transmitted to US Court of Appeals for the Ninth Circuit,, (former employee) (Entered: 03/21/1990)
03/21/1990	139	ORDER granting defts' motion for order directing submission of report [135-1] ntf e/3/21/90, Signed 3/21/90 Magistrate George E. Juba (former employee) (Entered: 03/21/1990)
06/07/1991	140	MANDATE/JUDGMENT from USCA reversing decision of the District Court [Appeals [134-1] [125-1] [117-1]; memo says reverse & remand to D/C. Pltfs are entitled to attys fees as prevailing parties on this appeal. (former employee) (Entered: 06/10/1991)
06/07/1991		UTILITY EVENT: Reopens case see mandate #140 (former employee) (Entered: 06/19/1991)

07/17/1991	141	RECORD OF ord setting t/conf for 7/19/91 at 10:30am. , ntf Magistrate George E. Juba (former employee) (Entered: 07/17/1991)
07/19/1991	142	RECORD OF t/status conf. ORD setting t/conf for 9/23/91 at 10am. If final papers are filed before that date, the call will be cancelled. , ntf Magistrate George E. Juba (former employee) (Entered: 07/22/1991)
09/12/1991	143	RECORD OF granting deft's letter req of 9/9/91 to reset tel status conf. Order - striking the status conf 9/9/91 and resetting for a tel conf call before 11/18/91 at 10:30am. Magistrate George E. Juba (cpriestley) (Entered: 09/12/1991)
11/18/1991	144	RECORD OF Tel conf call. Order - setting another tel conf call before Judge Juba 1/21/91 at 10:00am. , ntf Magistrate George E. Juba (cpriestley) (Entered: 11/20/1991)
01/21/1992	145	RECORD OF TELEPHONE CONF.: ORDER: Setting another Tele. Conf. call before Judge Juba, Mon., 2/24/92, at 10:00AM. The Ct. will initiate the call. ntf Magistrate George E. Juba (former employee) (Entered: 01/22/1992)
02/14/1992	146	Psychologists REPORT of 10/11/92 [146-1] (cpriestley) (Entered: 02/18/1992)
02/24/1992	147	RECORD OF setting another tel conf 3/9/92 at 10:00a.m , ntf Magistrate George E. Juba Court Rptr none (cpriestley) (Entered: 02/26/1992)
03/06/1992	148	RECORD OF Order - Granting pltf req to reset status hrg. Order - resetting tel hrg 3/9/92 to 4/13/92 at 10:00am. , ntf Magistrate George E. Juba (cpriestley) (Entered: 03/09/1992)
03/11/1992	149	MOTION by defendant Malheur County for order terminating procedures under sealed portion of judgment (cpriestley) (Entered: 03/11/1992)
03/13/1992	150	RECORD OF - setting defts' motion for order terminating procedures under sealed portion of judgment #149, for tel oral argument 4/13/92 at 10:00am. ntf Magistrate George E. Juba (cpriestley) (Entered: 03/16/1992)
04/13/1992	151	MOTION by Daniel Uvon Marrs for relief response to defts motion for order terminating proceedings (cpriestley) (Entered: 04/14/1992)
04/13/1992	152	RECORD OF ;status hearing set 10:00 4/20/92 , ntf Magistrate George E. Juba Court Rptr Ann Moore (cpriestley) (Entered: 04/14/1992)
04/20/1992	155	RECORD OF granting motion for order terminating procedures under sealed portion of judgment [149-1] ntf setting motion for relief response to defts motion for order terminating proceedings [151-1] 5/18/92. ntf Magistrate George E. Juba (cpriestley) (Entered: 04/22/1992)
04/21/1992	153	Memorandum by defendant Malheur County in opposition to motion for relief response to defts motion for order terminating proceedings [151-1]



		(cpriestley) (Entered: 04/22/1992)
04/21/1992	154	AFFIDAVIT of George Bruner re motion response [153-1] (cpriestley) (Entered: 04/22/1992)
04/28/1992	156	REPLY brief by pltf; motion for further relief. o/a/ req (cpriestley) (Entered: 04/28/1992)
04/30/1992	157	RECORD OF re- setting motion for relief response to defts motion for order terminating proceedings [151-1] 5/18/92 at 1:30pm ntf Magistrate George E. Juba (cpriestley) (Entered: 05/04/1992)
05/01/1992	158	Supplemental Memorandum re further relief by defendants. (cpriestley) (Entered: 05/04/1992)
05/01/1992	159	AFFIDAVIT of Douglas Andres re memorandum [158-1] (cpriestley) (Entered: 05/04/1992)
05/18/1992	160	RECORD OF taking under advisement on 5/18/92 motion for relief response to defts motion for order terminating proceedings [151-1] ntf Magistrate George E. Juba (cpriestley) (Entered: 05/19/1992)
05/20/1992	161	FINDINGS AND RECOMMENDATION [to] concerning motion for relief should be denied. [151-1] Magistrate George E. Juba signed 5/20/92 ntf (cpriestley) (Entered: 05/21/1992)
05/26/1992	162	MOTION by plaintiff Daniel Uvon Marrs for attorney fees (cpriestley) (Entered: 05/26/1992)
05/28/1992	163	RECORD OF setting motion for attorney fees [162-1] 6/29/92 (noa) ntf Magistrate George E. Juba (cpriestley) (Entered: 05/29/1992)
06/03/1992	164	OBJECTIONS by defendants to pltf's attorney fee motion. (cpriestley) (Entered: 06/04/1992)
06/15/1992	165	REPLY to defts opposition to motion for atty's fees by plaintiff Daniel Uvon Marrs (cpriestley) (Entered: 06/15/1992)
07/07/1992		Findings and Recommendations referring to Honorable James A. Redden [161-1] (cpriestley) (Entered: 07/07/1992)
07/08/1992	166	FINDINGS AND RECOMMENDATION concerning motion for attorney fees should be granted in part and denied in part. Pltf's are entitled to compensation for 44 hours of atty time at a rate of \$200. per hour and expenses in the amount of \$30.75 for a total award of \$8,830.75 [162-1] Magistrate George E. Juba ntf (cpriestley) (Entered: 07/08/1992)
07/10/1992	167	MOTION by defendant Malheur County for leave to file supplemental brief re atty fees (cpriestley) (Entered: 07/13/1992)
07/10/1992	171	Supplemental by defendants brief re attorney fees. (cpriestley) (Entered: 08/25/1992)
07/14/1992	168	RECORD OF denying motion for leave to file supplemental brief re atty

		fees [167-1] ntfed Magistrate George E. Juba (cpriestley) (Entered: 07/15/1992)
07/17/1992	169	ORDER denying motion for relief response to defts motion for order terminating proceedings [151-1] adopting Findings and Recommendations motion [to] [161-1] ntfed Signed 7/16/92 Honorable James A Redden (cpriestley) Modified on 08/24/1992 (Entered: 07/20/1992)
07/22/1992	170	Objections by Plaintiff Daniel Uvon Marrs to [166-1] findings and recommendation on Plaintiff's motion for attorneys fees (cpriestley) (Entered: 07/23/1992)
08/24/1992		Findings and Recommendations referring to Honorable James A. Redden the Findings and Recommendations motion [166-1] (cpriestley) (Entered: 08/24/1992)
09/01/1992	172	Order - Adopting Judge Juba Finding & Recommendations in part and denying in part plaintiff's motion for fees [166-1]. ntfed Signed 9/1/92 Honorable James A. Redden (cpriestley) Modified on 09/02/1992 (Entered: 09/02/1992)
09/21/1992	173	JUDGMENT: It is ordered plaintiff recover from defendants the sum of \$8, 830.75 for attorney fees. signed 9/21/92 Donna Ausbie, Deputy , ntfed (cpriestley) (Entered: 09/21/1992)
10/15/1992	174	SATISFACTION OF supplemental JUDGMENT [173-3], [133-2], [75-1] (cpriestley) (Entered: 10/19/1992)
03/15/1995		CASE FILE SENT TO THE FRC Accession number 21-95-0061 Location number X3685 Box 2 of 190 (tomg) (Entered: 07/26/1995)

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09/14/2005 13:34:54			
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<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	3:86-cv-00489-JU
<b>Billable Pages:</b>	6	<b>Cost:</b>	0.48