

**U.S. District Court [LIVE AREA]
Middle District of Georgia (Albany)
CIVIL DOCKET FOR CASE #: 1:02-cv-00087-WLS**

United States v. City of Blakely, et al
Assigned to: U.S. District Judge W LOUIS SANDS
Demand: \$0
Lead case: [1:00-cv-00109-WLS](#)
Member case: ([View Member Case](#))
Cause: 42:405 Fair Housing Act

Date Filed: 06/10/2002
Date Terminated: 02/13/2004
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: U.S. Government Plaintiff

Plaintiff

UNITED STATES OF AMERICA

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Defendant**BLAKELY GEORGIA HOUSING
AUTHORITY**

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Defendant

Dan Cooper
*Individually and in his official capacity as
 Executive Director of the City of Blakely
 Housing Authority*

represented by **ROBERT B LANGSTAFF , JR**
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Date Filed	#	Docket Text
06/10/2002	<u>1</u>	COMPLAINT filed; Service of Complaint due by 10/8/02 for Dan Cooper, for Blakely Housing Auth, for City of Blakely (kme) (Entered: 06/11/2002)
06/17/2002		Case referred to ARBITRATION (trh) (Entered: 06/17/2002)
06/27/2002	<u>2</u>	ANSWER to Complaint by Blakely Housing Auth, Dan Cooper (Attorney Robert B. Langstaff Jr.) (kme) (Entered: 06/27/2002)

06/27/2002	<u>3</u>	ANSWER to Complaint by City of Blakely (Attorney Robert B. Langstaff Jr.) (kme) (Entered: 06/27/2002)
07/01/2002	<u>4</u>	RULES 16 AND 26 ORDER; proposed scheduling/discovery order due on 8/13/02 . (signed by Judge W. L. Sands) (kme) (Entered: 07/01/2002)
07/08/2002	<u>5</u>	ELECTION not to proceed before a Magistrate Judge by United States (kme) (Entered: 07/08/2002)
07/16/2002		ARBITRATION LETTER mailed. Parties to opt-out of arbitration by 8/12/02 (trh) (Entered: 07/16/2002)
07/30/2002		Case no longer referred to ARBITRATION. (trh) (Entered: 07/30/2002)
08/13/2002		PROPOSED SCHEDULING/DISCOVERY order received (kme) (Entered: 08/15/2002)
08/13/2002	<u>7</u>	MOTION by United States to Consolidate Cases Response due by 9/5/02 Reply to Response due by 9/23/02 for [7-1] motion (kme) (Entered: 08/15/2002)
08/14/2002	<u>6</u>	LETTER re: Late Proposed Scheduling/Discovery Order. Proposed scheduling/discovery order due on 9/3/02 . (kme) (Entered: 08/14/2002)
09/05/2002	<u>8</u>	RESPONSE by City of Blakely, Blakely Housing Auth, Dan Cooper to [7-1] motion to Consolidate Cases (kme) (Entered: 09/05/2002)
09/23/2002	<u>9</u>	REPLY by United States to response to [7-1] motion to Consolidate Cases (jbk) (Entered: 09/24/2002)
09/24/2002		MOTION(S) submitted: submitted [7-1] motion to Consolidate Cases ; Original case file and motion sent to Judge W. Louis Sands (jbk) (Entered: 09/24/2002)
09/30/2002	<u>10</u>	RULE 26(a)(1) DISCLOSURES filed by City of Blakely, Blakely Housing Auth, Dan Cooper . (kme) (Entered: 10/01/2002)
10/11/2002	<u>11</u>	ORDER Setting Scheduling Conference for 3:30 on 10/29/02 in Albany (signed by Judge W. L. Sands) (kme) (Entered: 10/11/2002)
10/24/2002	<u>12</u>	ORDER that currently pending in this case is a motion to consolidate the USA's case with King, et al. Vs. City of Blakely Housing Authority, et al., 1:00-CV-109-1(WLS). The discovery period in the King case is expected to expire before the Court may be able to rule on this motion. The Court will be hearing oral arguments in this matter on 10/29/02 and the Court orders that discovery be extended and stayed for 30 days in the King case; defendants are granted 30 days from the original deadline to name a rebuttal expert witness. (signed by Judge W. L. Sands) (bjl) (Entered: 10/25/2002)
10/25/2002	<u>13</u>	Minute Entry of 10/22/02. Telephone conference re: consolidation of case with 1:00-CV-109-1(WLS). Deposition are suspended in 02-87. Discovery has been extended in 00/109. Court Reporter: Darlene Pino. (kme) (Entered: 10/25/2002)
10/29/2002	<u>14</u>	Minute Entry of 10/29/02. Motion hearing i/c/w motion to consolidate w/1:00-cv-109-1. Court Reporter: Paul Alexander (kme) (Entered: 11/15/2002)
10/29/2002	<u>15</u>	Minute Entry of 10/29/02. Initial discovery conference. Discovery to be completed by 4/14/03. Dispositive motions to be filed by 5/29/03. Trial tentatively set for 10/6/03. 20/20/20 rule discussed. ADR discussed. Court Reporter: Paul Alexander (kme) (Entered: 11/15/2002)
11/14/2002	<u>16</u>	ORDER granting in part, denying in part [7-1] motion to Consolidate Cases. The Court denies the motion to consolidate the cases for trial without prejudice and grants the motion to consolidate the cases for purposes of discovery. (signed by Judge W. L. Sands) (kme) (Entered: 11/15/2002)
11/14/2002	<u>17</u>	SCHEDULING/DISCOVERY ORDER executed. Jury Trial set for 10/6/03. Dispositive Motions to be filed by 5/29/03. Discovery to be completed by 4/14/03. (signed by Judge W. L. Sands) (kme) (Entered: 11/15/2002)
11/22/2002	<u>18</u>	NOTICE of attorney appearance for City of Blakely by Benton J. Mathis Jr., Christopher E. Parker (kme) (Entered: 11/25/2002)

11/29/2002	<u>19</u>	MOTION by Robert B. Langstaff Jr. to Withdraw as Attorney (kme) (Entered: 12/02/2002)
12/02/2002		MOTION(S) submitted: submitted [19-1] motion to Withdraw as Attorney ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 12/02/2002)
12/04/2002	<u>20</u>	ORDER granting [19-1] motion to Withdraw as Attorney (signed by Judge W. L. Sands) (kme) (Entered: 12/05/2002)
03/10/2003	<u>21</u>	NOTICE of attorney appearance for City of Blakely by Michael Towle Hosmer (kme) (Entered: 03/10/2003)
03/10/2003	<u>22</u>	NOTICE by City of Blakely OF SUBPOENA to non-party, Georgia Commission on Equal Opportunity Fair Housing Division for deposition. (kme) (Entered: 03/12/2003)
03/14/2003		CERTIFICATION of Need to File Discovery pursuant to Judge's Order (Document in Civil Action 1:00-CV-109-1(WLS)) (bjl) Modified on 03/14/2003 (Entered: 03/14/2003)
03/14/2003		EXPERT REPORT of Dr. Christopher Silver (Report in Civil Action 1:00-CV-109-1(WLS)) (bjl) (Entered: 03/14/2003)
03/14/2003	<u>23</u>	JOINT MOTION by United States, City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time Discovery for 60 days (bjl) Modified on 03/19/2003 (Entered: 03/19/2003)
03/19/2003	23	ORDER granting [23-1] joint motion to Extend Time Discovery for 60 days. reset Discovery completion deadline to 6/16/03 and reset Motion Filing deadline to 7/29/03 (signed by Judge W. L. Sands) (bjl) (Entered: 03/19/2003)
03/21/2003	<u>24</u>	MOTION with memorandum in support by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to Depose Queen King by 4 Hours (bjl) (Entered: 03/21/2003)
03/25/2003		DEADLINE updated; Response to Motion reset to 4/7/03 for [24-1] motion to Extend Time to Depose Queen King by 4 Hours per Judge Sands (bjl) (Entered: 03/25/2003)
03/31/2003	<u>25</u>	UNOPPOSED MOTION by United States to Extend Time to file a motion to compel until 4/24/03 re: City of Blakely's responses to document requests and interrogatories (kme) Modified on 04/02/2003 (Entered: 04/02/2003)
03/31/2003	<u>26</u>	UNOPPOSED MOTION by United States to Extend Time to extend time for filing a motion to compel until 4/30/03 re: City of Blakely Housing Authority's response to document requests and interrogatories (kme) (Entered: 04/02/2003)
04/01/2003	<u>27</u>	MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to serve defendants' expert disclosures Response due by 4/24/03 Reply to Response due by 5/12/03 for [27-1] motion (kme) (Entered: 04/02/2003)
04/01/2003	<u>28</u>	NOTICE OF WITHDRAWAL by City of Blakely, Blakely Housing Auth, Dan Cooper of [24-1] motion to Extend Time to Depose Queen King by 4 Hours (kme) (Entered: 04/02/2003)
04/07/2003	<u>29</u>	ORDER granting [25-1] motion to Extend Time to file a motion to compel until 4/24/03 re: City of Blakely's responses to document requests and interrogatories (signed by Judge W. L. Sands) (kme) (Entered: 04/07/2003)
04/07/2003	<u>30</u>	ORDER granting [26-1] motion to Extend Time to extend time for filing a motion to compel until 4/30/03 re: City of Blakely Housing Authority's response to document requests and interrogatories (signed by Judge W. L. Sands) (kme) (Entered: 04/07/2003)
05/02/2003		MOTION(S) submitted: submitted [27-1] motion to Extend Time to serve defendants' expert disclosures ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 05/02/2003)
05/05/2003	<u>31</u>	NOTICE by City of Blakely OF SUBPOENA to non-party, Bertha Pugh, for production of documents. (kme) (Entered: 05/05/2003)

05/05/2003	<u>32</u>	NOTICE by City of Blakely OF SUBPOENA to non-party, Evonne Pugh, for production of documents. (kme) (Entered: 05/05/2003)
05/05/2003	<u>33</u>	NOTICE by City of Blakely OF SUBPOENA to non-party, Kay Johnson, for production of documents. (kme) (Entered: 05/05/2003)
05/05/2003	<u>34</u>	MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to complete discovery (kme) (Entered: 05/06/2003)
05/05/2003	<u>35</u>	MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to serve expert disclosures (kme) (Entered: 05/06/2003)
05/06/2003		MOTION(S) submitted: submitted [35-1] motion to Extend Time to serve expert disclosures, submitted [34-1] motion to Extend Time to complete discovery ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 05/06/2003)
05/07/2003	<u>36</u>	ORDER granting [34-1] motion to Extend Time to complete discovery Reset Discovery completion deadline to 8/12/03 (signed by Judge W. L. Sands) (kme) (Entered: 05/07/2003)
05/07/2003	<u>37</u>	ORDER granting [35-1] motion to Extend Time to serve expert disclosures. (signed by Judge W. L. Sands) (kme) (Entered: 05/07/2003)
06/04/2003	<u>38</u>	ORDER granting [27-1] motion to Extend Time to serve defendants' expert disclosures until 5/4/03. (signed by Judge W. L. Sands) (bjl) (Entered: 06/04/2003)
07/08/2003	<u>39</u>	REBUTTAL EXPERT REPORT of Dr. Christopher Silver filed by plaintiffs in Civil Action 1:00-CV-109-1(WLS) per Judge's Order (bjl) (Entered: 07/08/2003)
08/01/2003	<u>40</u>	NOTICE by United States OF SUBPOENA to non-party, Jennifer Sheffield re: deposition on 7/29/03. (kme) (Entered: 08/05/2003)
08/01/2003	<u>41</u>	NOTICE by United States OF SUBPOENA to non-party, Ron Hinson re: deposition on 7/29/03. (kme) (Entered: 08/05/2003)
08/01/2003	<u>42</u>	NOTICE by United States OF SUBPOENA to non-party, George Hutchins re: deposition on 7/29/03. (kme) (Entered: 08/05/2003)
08/01/2003	<u>43</u>	NOTICE by United States OF SUBPOENA to non-party, Valerie Price re: deposition on 7/30/03. (kme) (Entered: 08/05/2003)
08/01/2003	<u>44</u>	NOTICE by United States OF SUBPOENA to non-party, Michelle Schmidt re: deposition on 7/29/03. (kme) (Entered: 08/05/2003)
08/19/2003	<u>45</u>	JOINT MOTION by United States, City of Blakely, Blakely Housing Auth, Dan Cooper to Amend Discovery Order (bjl) (Entered: 08/25/2003)
08/25/2003	<u>46</u>	ORDER granting [45-1] joint motion to Amend Discovery Order reset Discovery completion deadline to 8/29/03 , reset Motion Filing deadline to 11/3/03 (signed by Judge W. L. Sands) (bjl) (Entered: 08/25/2003)
08/29/2003	<u>54</u>	CERTIFICATE OF SERVICE re: #53 motion by City of Blakely, Blakely Housing Auth, Dan Cooper (kme) (Entered: 10/30/2003)
09/05/2003	<u>47</u>	NOTICE of substitution of counsel by Pia Jennifer Koslow from Michael T. Hosmer for the City of Blakely (kme) (Entered: 09/09/2003)
09/18/2003	<u>52</u>	MOTION by United States to Extend Time for filing a motion to exclude the report and testimony of defendants' expert witness (kme) (Entered: 09/24/2003)
09/22/2003	<u>48</u>	MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to exclude testimony of Christopher Silver under Federal Rule of Evidence 702 and under the Supreme Court's decision in Daubert Response due by 10/15/03 Reply to Response due by 11/3/03 for [48-1] motion (kme) (Entered: 09/23/2003)
09/22/2003	<u>49</u>	MEMORANDUM by City of Blakely, Blakely Housing Auth, Dan Cooper in support of [48-1] motion to exclude testimony of Christopher Silver under Federal Rule of Evidence 702 and under the Supreme Court's decision in Daubert (kme) (Entered: 09/23/2003)

09/22/2003	<u>50</u>	MOTION by United States to exclude the testimony of Defendants' expert witness David Gilmore Response due by 10/15/03 Reply to Response due by 11/3/03 for [50-1] motion (kme) (Entered: 09/23/2003)
09/22/2003	<u>51</u>	MEMORANDUM by United States in support of [50-1] motion to exclude the testimony of Defendants' expert witness David Gilmore (kme) (Entered: 09/23/2003)
10/28/2003	<u>53</u>	MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time for filing of summary judgment briefs, pretrial orders and witness and exhibit list objections Plaintiff does not oppose motion. (kme) Modified on 10/29/2003 (Entered: 10/29/2003)
10/29/2003		MOTION(S) submitted: submitted [53-1] motion to Extend Time for filing of summary judgment briefs, pretrial orders and witness and exhibit list objections ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 10/29/2003)
11/03/2003	<u>56</u>	JOINT MOTION by United States and private plaintiffs in case 1:00-CV-109-1(WLS) to Consolidate Cases Response due by 11/26/03 Reply to Response due 12/15/03 for [56-1] joint motion (kme) (Entered: 11/10/2003)
11/04/2003	<u>55</u>	ORDER granting [53-1] motion to Extend Time for filing of summary judgment briefs, pretrial orders and witness and exhibit list objections (signed by Judge W. L. Sands) (kme) (Entered: 11/10/2003)
11/19/2003	<u>57</u>	MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time filing of summary judgment briefs, pretrial orders and witness and exhibit list objections Motion submitted in lead case 1:00-CV-109-1(WLS) (kme) Modified on 11/19/2003 (Entered: 11/19/2003)
11/20/2003	<u>58</u>	ORDER granting [57-1] motion to Extend Time filing of summary judgment briefs, pretrial orders and witness and exhibit list objections (signed by Judge W. L. Sands) (kme) (Entered: 11/21/2003)
11/24/2003	<u>59</u>	MOTION by City of Blakely for Summary Judgment Response due by 12/17/03 Reply to Response due by 1/5/04 for [59-1] motion. All discovery (depositions, etc.) related to his motion are filed in case number 1:00-CV-109-1(WLS). Cases were consolidated as to discovery. (kme) Modified on 11/25/2003 (Entered: 11/25/2003)
11/24/2003	<u>60</u>	MEMORANDUM by City of Blakely in support of [59-1] motion for Summary Judgment. Exhibits can be found attached to document #106 in case #1:00-CV-109-1(WLS). (kme) Modified on 11/25/2003 (Entered: 11/25/2003)
11/24/2003	<u>61</u>	RESPONSE by City of Blakely, Blakely Housing Auth, Dan Cooper to [56-1] joint motion to Consolidate Cases (kme) (Entered: 11/25/2003)
11/24/2003	<u>62</u>	STATEMENT OF UNDISPUTED Material Facts by defendant City of Blakely Re: [59-1] motion for Summary Judgment. Exhibits are attached to document #107 in case number 1:00-CV-109-1(WLS). (kme) (Entered: 11/25/2003)
11/24/2003	<u>63</u>	MOTION by Blakely Housing Auth for Summary Judgment Response due by 12/17/03 Reply to Response due by 1/5/04 for [63-1] motion. All discovery affiliated with this motion are filed in case number 1:00-CV-109-1(WLS). Cases were consolidated as to discovery. (kme) Modified on 11/25/2003 (Entered: 11/25/2003)
11/24/2003	<u>64</u>	MEMORANDUM by Blakely Housing Auth in support of [63-1] motion for Summary Judgment (kme) (Entered: 11/25/2003)
11/24/2003	<u>65</u>	MOTION by Dan Cooper for Summary Judgment Response due by 12/17/03 Reply to Response due by 1/5/04 for [65-1] motion. All discovery affiliated with this motion are filed in case number 1:00-CV-109-1(WLS). Cases were consolidated as to discovery. (kme) (Entered: 11/25/2003)
11/24/2003	<u>66</u>	MEMORANDUM by Dan Cooper in support of [65-1] motion for Summary Judgment (kme) (Entered: 11/25/2003)
11/24/2003	<u>67</u>	STATEMENT OF UNDISPUTED Material Facts by defendant Blakely Housing Auth, defendant Dan Cooper Re: [65-1] motion for Summary Judgment, [63-1] motion for Summary Judgment (kme) (Entered: 11/25/2003)

12/09/2003	<u>68</u>	Notice of Filing original discovery materials by United States. (All discovery can be found in case 1:00-CV-109-1(WLS) (kme) (Entered: 12/11/2003)
12/16/2003	<u>69</u>	JOINT MOTION by United States, City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to file summary judgment responses and replies, pretrial orders and witness and exhibit list objections for [69-1] joint motion (kme) (Entered: 12/16/2003)
12/16/2003		MOTION(S) submitted: submitted [69-1] joint motion to Extend Time to file summary judgment responses and replies, pretrial orders and witness and exhibit list objections ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 12/16/2003)
12/17/2003	<u>70</u>	ORDER granting [69-1] joint motion to Extend Time to file summary judgment responses and replies, pretrial orders and witness and exhibit list objections Response to Motion reset to 1/20/04 for [65-1] motion for Summary Judgment, reset to 1/20/04 for [63-1] motion for Summary Judgment, reset to 1/20/04 for [59-1] motion for Summary Judgment , Reply to Response to Motion reset to 2/9/04 for [65-1] motion for Summary Judgment, reset to 2/9/04 for [63-1] motion for Summary Judgment, reset to 2/9/04 for [59-1] motion for Summary Judgment (signed by Judge W. L. Sands) (kme) (Entered: 12/17/2003)
01/05/2004		MOTION(S) submitted: submitted [56-1] joint motion to Consolidate Cases ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 01/05/2004)
01/06/2004	<u>71</u>	TRANSCRIPT of initial discovery conference held 10/29/02. Court Reporter: Paul Alexander. in re: . Court Reporter: Paul Alexander (kme) (Entered: 01/07/2004)
01/13/2004	<u>72</u>	MOTION by United States to Exceed Page Limit on response in opposition to motions for summary judgment Motion is unopposed. (kme) Modified on 01/13/2004 (Entered: 01/13/2004)
01/13/2004		MOTION(S) submitted: submitted [72-1] motion to Exceed Page Limit on response in opposition to motions for summary judgment ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 01/13/2004)
01/14/2004	<u>73</u>	NOTICE of attorney appearance for United States by Alberto J. Ruisanchez (kme) (Entered: 01/14/2004)
01/14/2004	<u>74</u>	ORDER granting [72-1] motion to Exceed Page Limit on response in opposition to motions for summary judgment (signed by Judge W. L. Sands) (kme) (Entered: 01/15/2004)
01/20/2004	<u>75</u>	RESPONSE by United States to [65-1] motion for Summary Judgment, [63-1] motion for Summary Judgment, [59-1] motion for Summary Judgment (kme) (Entered: 01/20/2004)
01/20/2004	<u>76</u>	STATEMENT OF UNDISPUTED Material Facts by plaintiff United States Re: [75-1] response to motions for summary judgment. (kme) (Entered: 01/20/2004)
01/20/2004	<u>77</u>	EXHIBIT by United States in support of [75-1] motion response (kme) (Entered: 01/20/2004)
01/21/2004	<u>78</u>	MOTION by United States to Dismiss defendant City of Blakely without prejudice Response due by 2/13/04 Reply to Response due by 3/1/04 for [78-1] motion (kme) (Entered: 01/21/2004)
02/03/2004	<u>79</u>	Unopposed MOTION by City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to file reply briefs to motions for summary judgment (kme) (Entered: 02/04/2004)
02/04/2004	<u>80</u>	ORDER denying [65-1] motion for Summary Judgment, denying [63-1] motion for Summary Judgment (signed by Judge W. L. Sands) (kme) (Entered: 02/04/2004)
02/06/2004	<u>81</u>	ORDER granting [79-1] motion to Extend Time to file reply briefs to motions for summary judgment Reply to Response to Motion reset to 2/17/04 for [59-1] motion for Summary Judgment (signed by Judge W. L. Sands) (kme) (Entered: 02/06/2004)

02/06/2004	<u>82</u>	ORDER – the Court will treat the reply briefs as motions for reconsideration. (signed by Judge W. L. Sands) (kme) (Entered: 02/06/2004)
02/10/2004	<u>83</u>	JOINT MOTION by United States, City of Blakely, Blakely Housing Auth, Dan Cooper to Extend Time to file pre–trial order and to delay the date of the pre–trial conference and trial (kme) (Entered: 02/10/2004)
02/10/2004		MOTION(S) submitted: submitted [83–1] joint motion to Extend Time to file pre–trial order and to delay the date of the pre–trial conference and trial ; Original case file and motion sent to Judge W. Louis Sands (kme) (Entered: 02/10/2004)
02/11/2004	<u>84</u>	ORDER granting [83–1] joint motion to Extend Time to file pre–trial order and to delay the date of the pre–trial conference and trial Set Pretrial Order deadline to 5:00 2/20/04 , Set Pretrial Conference for 10:30 2/27/04 , Reset Jury Trial for 8:30 3/8/04 (signed by Judge W. L. Sands) (kme) (Entered: 02/12/2004)
02/13/2004		Case Closed (bjl) (Entered: 02/13/2004)
03/21/2005	<u>86</u>	ORDER that ther terms of the proposed settlement agreement is approved and adopted and by reference herein adopted and made a part of this order. The court retains jurisdiction to enforce the terms of the settlement agreement as herein approved and made final. Signed by Judge W. Louis Sands on 3/21/05. (bjl) (Entered: 03/21/2005)