

**U.S. District Court
Northern District of Texas (Dallas)
CIVIL DOCKET FOR CASE #: 3:08-cv-00546-D**

The Inclusive Communities Project Inc v. Texas
Department of Housing and Community Affairs et al
Assigned to: Chief Judge Sidney A Fitzwater
Case in other court: 12-11211
12-11211
13-10306

Date Filed: 03/28/2008
Date Terminated: 08/26/2016
Jury Demand: None
Nature of Suit: 443 Civil Rights:
Housing/Accommodations
Jurisdiction: Federal Question

Cause: 42:1981 Housing Discrimination

Plaintiff

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Project Inc**

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Date Filed	#	Docket Text
03/28/2008	<u>1</u>	COMPLAINT against Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray filed by The Inclusive Communities Project Inc. (Filing fee \$350; Receipt number 20522) (npk) (Entered: 03/31/2008)
03/28/2008	<u>2</u>	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by The Inclusive Communities Project Inc. (npk) (Entered: 03/31/2008)
03/28/2008	<u>3</u>	Summons Issued as to Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine,

		Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (npk) (Entered: 03/31/2008)
03/31/2008	4	Order Designating Case for ECF - see order for specifics. (Signed by Judge Sidney A Fitzwater on 3/31/08) (npk) (Entered: 03/31/2008)
05/22/2008	5	Unopposed Motion for Extension of Time to File Answer <i>to Plaintiff's Original Complaint</i> filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Attachments: # 1 Text of Proposed Order) (Bray, Timothy) (Entered: 05/22/2008)
05/22/2008	6	ORDER granting 5 Motion for Extension of Time to File Answer. Texas Department of Housing and Community Affairs answer due 6/30/2008; Michael Gerber answer due 6/30/2008; Leslie Bingham-Escareno answer due 6/30/2008; Tomas Cardenas answer due 6/30/2008; C Kent Conine answer due 6/30/2008; Dionicio Vidal Flores answer due 6/30/2008; Juan Sanchez Munoz answer due 6/30/2008; Gloria L Ray answer due 6/30/2008. (Signed by Judge Sidney A Fitzwater on 5/22/08) (tln) (Entered: 05/22/2008)
06/24/2008	7	WAIVER OF SERVICE Returned Executed as to Michael Gerber. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/24/2008	8	WAIVER OF SERVICE Returned Executed as to Tomas Cardenas. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/24/2008	9	WAIVER OF SERVICE Returned Executed as to Leslie Bingham-Escareno. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/24/2008	10	WAIVER OF SERVICE Returned Executed as to Juan Sanchez Munoz. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/24/2008	11	WAIVER OF SERVICE Returned Executed as to Gloria L Ray. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/24/2008	12	WAIVER OF SERVICE Returned Executed as to Dionicio Vidal Flores. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/24/2008	13	WAIVER OF SERVICE Returned Executed as to C Kent Conine. Waiver sent on 3/31/2008. (Daniel, Michael) (Entered: 06/24/2008)
06/27/2008	14	MOTION to Dismiss filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray with Brief/Memorandum in Support. (Attachments: # 1 Text of Proposed Order) (Bray, Timothy) (Entered: 06/27/2008)
07/01/2008	15	ORDER: On June 27, 2008 defendants filed an initial responsive pleading in this case but did not provide the clerk with a certificate of interested persons.

		Accordingly, no later than 20 days after this order is filed, defendants must comply with Rules 7.4 and 3.1(f) so that the court can ensure that recusal is not required in this case. (Signed by Judge Sidney A Fitzwater on 7/1/2008) (axm) (Entered: 07/02/2008)
07/01/2008	16	Order for Scheduling Order Proposal: Proposed Scheduling Order due by 7/31/2008. (Signed by Judge Sidney A Fitzwater on 7/1/2008) (axm) (Entered: 07/02/2008)
07/02/2008	17	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (Bray, Timothy) (Entered: 07/02/2008)
07/17/2008	18	RESPONSE in Opposition filed by The Inclusive Communities Project Inc re 14 MOTION to Dismiss (Daniel, Michael) (Entered: 07/17/2008)
07/17/2008	19	Appendix in Support filed by The Inclusive Communities Project Inc re 18 Response in Opposition to Motion to Dismiss. (Daniel, Michael) Modified on 7/18/2008 (jyg). (Entered: 07/17/2008)
07/31/2008	20	Joint Proposal for contents of scheduling and discovery order by The Inclusive Communities Project Inc, Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (Daniel, Michael) Modified on 7/31/2008 (Imp). (Entered: 07/31/2008)
08/05/2008	21	SCHEDULING ORDER: Joinder of Parties due by 12/1/2008. Amended Pleadings due by 6/1/2009. Discovery due by 7/1/2009. Status Report due by 7/1/2009. Motions due by 8/1/2009. The court will set the case for trial by separate order. (Signed by Judge Sidney A Fitzwater on 8/5/2008) (axm) (Entered: 08/05/2008)
08/27/2008	22	MOTION for Leave to File Supplemental Brief In Opposition To Motion To Dismiss filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 08/27/2008)
08/27/2008	23	RESPONSE in Opposition filed by The Inclusive Communities Project Inc re 14 MOTION to Dismiss. (Daniel, Michael) Modified on 8/29/2008 (tln). (Entered: 08/27/2008)
08/28/2008	24	ORDER granting 22 Unopposed Motion for Leave to File Supplemental Brief and plaintiff's brief, filed prematurely on 8/27/2008 without leave of court, is deemed properly filed. (Signed by Judge Sidney A Fitzwater on 8/28/08) (jyg) (Entered: 08/28/2008)

12/11/2008	25	Memorandum Opinion and Order denying 14 Defendants' Motion to Dismiss. (see order) (Ordered by Chief Judge Sidney A Fitzwater on 12/11/2008) (axm) (Entered: 12/11/2008)
03/11/2009	26	ANSWER to 1 Complaint, filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Bray, Timothy) (Entered: 03/11/2009)
04/07/2009	27	TRIAL SETTING ORDER: Docket Call set on the court's two week docket beginning 2/1/2010 before Chief Judge Sidney A Fitzwater. (see order) (Ordered by Chief Judge Sidney A Fitzwater on 04/07/09) (Imp) (Entered: 04/08/2009)
06/12/2009	28	First MOTION to Amend/Correct <i>Scheduling Order</i> filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Attachments: # 1 Text of Proposed Order) (Bray, Timothy) (Entered: 06/12/2009)
06/17/2009	29	RESPONSE in Opposition filed by The Inclusive Communities Project Inc re 28 First MOTION to Amend/Correct <i>Scheduling Order</i> (Daniel, Michael) (Entered: 06/17/2009)
06/17/2009	30	Appendix in Support filed by The Inclusive Communities Project Inc re 29 Response in Opposition to <i>Defendants' First Motion to Amend Scheduling Order</i> (Daniel, Michael) (Entered: 06/17/2009)
06/25/2009	31	MOTION to Determine Sufficiency of Answers to Plaintiff's Requests for Admissions filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 06/25/2009)
06/25/2009	32	Appendix in Support filed by The Inclusive Communities Project Inc re 31 MOTION to Determine Sufficiency of Answers to Plaintiff's Requests for Admissions (Daniel, Michael) (Entered: 06/25/2009)
06/25/2009	33	MOTION to Compel <i>Defendants' Answers to Plaintiff's Interrogatories</i> filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 06/25/2009)
06/25/2009	34	Appendix in Support filed by The Inclusive Communities Project Inc re 33 MOTION to Compel <i>Defendants' Answers to Plaintiff's Interrogatories</i> (Daniel, Michael) (Entered: 06/25/2009)
06/26/2009	35	MOTION to Compel <i>Production of Documents</i> filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 06/26/2009)

06/26/2009	36	Appendix in Support filed by The Inclusive Communities Project Inc re 35 MOTION to Compel <i>Production of Documents</i> (Daniel, Michael) (Entered: 06/26/2009)
06/29/2009	37	ORDER REFERRING 31 Motion to Determine Sufficiency of Answers to Plaintiff's Requests for Admissions filed by The Inclusive Communities Project Inc, 33 Motion to Compel filed by The Inclusive Communities Project Inc. Motion(s) referred to Magistrate Judge Irma C Ramirez. (see order) (Ordered by Chief Judge Sidney A Fitzwater on 06/29/09) (Imp) (Entered: 06/29/2009)
06/29/2009	38	MOTION for Protective Order filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Attachments: # 1 Exhibit 1, # 2 Text of Proposed Order) (Bray, Timothy) Modified on 7/13/2009 (svc). (Entered: 06/29/2009)
06/29/2009	39	ORDER OF REFERENCE REFERRING 35 Motion to Compel Production of Documents filed by The Inclusive Communities Project Inc. Motion(s) referred to Magistrate Judge Irma C Ramirez. (See Order) (Ordered by Chief Judge Sidney A Fitzwater on 6/29/09) (skt) (Entered: 06/30/2009)
06/30/2009	40	ORDER: The parties to the instant dispute are ordered to meet face-to-face. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 6/30/2009) (axm) (Entered: 06/30/2009)
07/01/2009	41	Joint Estimate of Trial Length and Report on Settlement Status filed by The Inclusive Communities Project Inc, Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (Daniel, Michael) (Entered: 07/01/2009)
07/07/2009	42	***VACATED per 7/10/09 ORDER*** ORDER granting 38 Motion for Protective Order. (see order for specifics) (Ordered by Chief Judge Sidney A Fitzwater on 7/7/09) (tln) Modified on 7/13/2009 (svc). (Entered: 07/08/2009)
07/08/2009	43	MOTION to Set Aside 42 Order on Motion for Protective Order filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 07/08/2009)
07/08/2009	44	Appendix in Support filed by The Inclusive Communities Project Inc re 43 MOTION to Set Aside 42 Order on Motion for Protective Order (Daniel, Michael) (Entered: 07/08/2009)
07/09/2009	45	RESPONSE filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re 43 MOTION to Set Aside 42 Order on Motion for Protective Order (Bray, Timothy) (Entered: 07/09/2009)

07/13/2009	46	ORDER AND ORDER OF REFERENCE granting 42 Motion to Set Aside on Defendants' Motion for Protective Order. The Court refers 38 Motion for Protective Order to United States Magistrate Judge Irma Carrillo Ramirez for determination. (See Order for specifics) (Ordered by Chief Judge Sidney A Fitzwater on 7/13/09) (skt) (Entered: 07/13/2009)
07/14/2009	47	ORDER: Defendant's Motion for Protective Order, filed June 29, 2009 (doc. 38), has been referred to this Court for hearing, if necessary, and for determination. The parties to the instant dispute are hereby ORDERED to meet face-to-face to fully confer on each of the items in dispute. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 07/14/09) (Imp) (Entered: 07/15/2009)
07/15/2009	48	Joint Submission on Plaintiff's MOTION to Compel Defendants' Answers to Plaintiff's Interrogatories re 40 Order filed by The Inclusive Communities Project Inc, Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Daniel, Michael) Modified on 7/16/2009 (axm). (Entered: 07/15/2009)
07/15/2009	49	Joint Submission Concerning Plaintiff's MOTION to Compel Production of Documents re 40 Order filed by The Inclusive Communities Project Inc, Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Daniel, Michael) (Entered: 07/15/2009)
07/15/2009	50	Joint Submission on Plaintiff's Motion to Deem Requests for Admissions Admitted re 40 Order filed by The Inclusive Communities Project Inc, Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Daniel, Michael) Modified on 7/16/2009 (axm). (Entered: 07/15/2009)
07/15/2009	51	AGREED ORDER CONCERNING PLAINTIFF'S 33 Motion to Compel Defendants' Answers to Plaintiff's Interrogatories. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 07/15/09) (Imp) Modified on 7/22/2009 (Imp). (Entered: 07/16/2009)
07/15/2009	52	AGREED ORDER re 35 Motion to to Compel Production of Documents. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 07/15/09) (Imp) Modified on 7/22/2009 (Imp). (Entered: 07/16/2009)
07/15/2009	53	AGREED ORDER on Plaintiffs Motion to Deem Requests for Admissions Admitted re 31 MOTION to Determine Sufficiency of Answers to Plaintiff's Requests for Admissions. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 07/15/09) (Imp) Modified on 7/22/2009 (Imp). (Entered: 07/16/2009)

07/15/2009	54	ORDER: Set Deadlines as to 31 Motion to Determine Sufficiency of Answers to Plaintiff's Requests for Admissions, 33 Motion to Compel, 35 Motion to Compel. Motion Hearing set for 7/22/2009 09:00 AM before Magistrate Judge Irma C Ramirez. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 07/15/09) (lmp) Modified on 7/22/2009 (lmp). (Entered: 07/16/2009)
07/22/2009		Minute Entry for proceedings held before Magistrate Judge Irma C Ramirez: Motion Hearing held on 7/22/09 re 31 Motion for Miscellaneous Relief filed by The Inclusive Communities Project Inc, 35 Motion to Compel filed by The Inclusive Communities Project Inc, 33 Motion to Compel filed by The Inclusive Communities Project Inc. Attorney Appearances: Plaintiff - Michael Daniel, Kevin Hamby; Laura Beshara; Defense - Timothy Bray.(Digital File) Time in Court: 50 minutes. NO PDF ATTACHED - THIS IS A VIRTUAL MINUTE ENTRY. (lmm) (Entered: 07/22/2009)
07/22/2009	55	ORDER granting in part 31 Motion to Determine Sufficiency of Answers to Plaintiff's Requests for Admissions; Granting in part 33 MOTION to Compel Defendants' Answers to Plaintiff's Interrogatories; granting 35 MOTION to Compel Production of Documents. All relief not expressly awarded herein is hereby denied. See Order (Ordered by Magistrate Judge Irma C Ramirez on 7/22/09) (svc) (Entered: 07/22/2009)
07/23/2009	56	AGREED ORDER CONCERNING DEFENDANTS' MOTION FOR PROTECTIVE ORDER. (see order for specifics) (Ordered by Magistrate Judge Irma C Ramirez on 7/23/09) (tln) (Entered: 07/23/2009)
07/27/2009	57	ORDER denying 28 First Motion to Amend Scheduling Order without prejudice. (See Order for specifics) (Ordered by Chief Judge Sidney A Fitzwater on 7/27/2009) (skt) (Entered: 07/27/2009)
08/03/2009	58	MOTION to Extend Time Scheduling Order filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 08/03/2009)
08/04/2009	59	Defendants' Statement of No Opposition to Plaintiff's 58 Motion for Amendment of Scheduling Order by Defendants Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (Bray, Timothy) Modified on 8/5/2009 (skt). (Entered: 08/04/2009)
08/13/2009	60	ORDER granting 58 Plaintiff's Motion for Amendment of Scheduling Order. (see order) (Ordered by Chief Judge Sidney A Fitzwater on 8/13/2009) (klm) (Entered: 08/13/2009)
08/14/2009	61	NOTICE of Appearance and Designation of Lead Counsel filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie

		Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Bray, Timothy) (Entered: 08/14/2009)
08/14/2009	62	NOTICE of Attorney Appearance by Michael C Kelsheimer for William B. Chaney, G. Tomas Rhodus on behalf of Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (Kelsheimer, Michael) Modified on 8/17/2009 (tln). (Entered: 08/14/2009)
08/14/2009	63	Supplemental MOTION to Amend/Correct <i>Scheduling Order</i> filed by Texas Department of Housing and Community Affairs, Gloria L Ray, Juan Sanchez Munoz, Michael Gerber, Dionicio Vidal Flores, C Kent Conine, Tomas Cardenas, Leslie Bingham-Escareno with Brief/Memorandum in Support. (Kelsheimer, Michael) Modified on 8/17/2009 (tln). (Entered: 08/14/2009)
08/24/2009	64	RESPONSE filed by The Inclusive Communities Project Inc re 63 Supplemental MOTION to Amend/Correct <i>Scheduling Order</i> (Daniel, Michael) (Entered: 08/24/2009)
10/02/2009	65	MOTION for Summary Judgment filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 10/02/2009)
10/02/2009	66	Brief/Memorandum in Support filed by The Inclusive Communities Project Inc re 65 MOTION for Summary Judgment (Daniel, Michael) (Entered: 10/02/2009)
10/02/2009	67	Appendix in Support filed by The Inclusive Communities Project Inc re 66 Brief/Memorandum in Support of Motion (Attachments: # 1 Appendix Pages 61 - 80, # 2 Appendix Pages 81 - 105, # 3 Appendix Pages 106 - 250, # 4 Appendix Pages 251 - 782, # 5 Appendix Pages 783 - 1475, # 6 Appendix Pages 1476 - 1821) (Daniel, Michael) (Entered: 10/02/2009)
10/02/2009	68	MOTION for Judgment <i>on the pleadings</i> filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (MacIntyre, James) (Entered: 10/02/2009)
10/02/2009	69	Brief/Memorandum in Support filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re 68 MOTION for Judgment <i>on the pleadings</i> (MacIntyre, James) (Entered: 10/02/2009)
10/02/2009	70	MOTION for Summary Judgment filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray with Brief/Memorandum in Support. (MacIntyre, James) (Entered: 10/02/2009)

10/02/2009	71	Appendix in Support filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re 68 MOTION for Judgment <i>on the pleadings</i> , 70 MOTION for Summary Judgment (Attachments: # 1 Appendix Part 2, # 2 Appendix Part 3, # 3 Appendix Part 4) (MacIntyre, James) (Entered: 10/02/2009)
10/20/2009	72	ORDER granting 63 supplemental motion to amend scheduling order. Within 30 days of the date this memorandum opinion and order is filed, defendants may take the Fed. R. Civ. P. 30(b)(6) deposition of plaintiff Inclusive Communities Project, Inc. and designate expert witnesses and otherwise comply with Rule 26(a)(2) (Ordered by Chief Judge Sidney A Fitzwater on 10/20/09) (Chief Judge Sidney A Fitzwater) (Entered: 10/20/2009)
10/22/2009	73	RESPONSE in Opposition filed by The Inclusive Communities Project Inc re 70 MOTION for Summary Judgment (Daniel, Michael) (Entered: 10/22/2009)
10/22/2009	74	RESPONSE in Opposition filed by The Inclusive Communities Project Inc re 73 Response in Opposition <i>Brief in Opposition to the Defendants' Motion for Summary Judgment</i> (Daniel, Michael) (Entered: 10/22/2009)
10/22/2009	75	Appendix in Support filed by The Inclusive Communities Project Inc re 74 Response in Opposition <i>ICP's Appendix in Opposition to Defendants' Motion for Summary Judgment</i> (Attachments: # 1 Appendix 128-185, # 2 Appendix Pages 186-200, # 3 Appendix Pages 201-213, # 4 Appendix Pages 214-225, # 5 Appendix Pages 226-317, # 6 Appendix Pages 318-407) (Daniel, Michael) (Entered: 10/22/2009)
10/22/2009	76	RESPONSE in Opposition filed by The Inclusive Communities Project Inc re 68 MOTION for Judgment <i>on the pleadings ICP's Brief in Opposition to the Defendants' Motion for Judgment on the Pleadings</i> (Daniel, Michael) (Entered: 10/22/2009)
10/22/2009	77	RESPONSE to 65 Motion for Partial Summary Judgment filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray (Attachments: # 1 Appendix Appendix to Defendants' Opposition to Plaintiffs' Motion for Partial Summary Judgment, # 2 Appendix appendix part 1, # 3 Appendix appendix part 2, # 4 Appendix appendix part 3, # 5 Appendix appendix part 4, # 6 Appendix appendix part 5, # 7 Appendix appendix part 6, # 8 Appendix appendix part 7) (Rhodus, G) (Entered: 10/22/2009)
11/06/2009	78	ICP'S REPLY BRIEF IN SUPPORT OF 65 MOTION for Summary Judgment filed by The Inclusive Communities Project Inc. (Daniel, Michael) Modified on 11/9/2009 (mfw). (Entered: 11/06/2009)

11/06/2009	79	<i>Defendants' REPLY to Plaintiff's Brief in Response to re: 68 MOTION for Judgment on the pleadings, 70 MOTION for Summary Judgment filed by Texas Department of Housing and Community Affairs (Attachments: # 1 Appendix Appendix to Defendants' Reply) (Rhodus, G) (Entered: 11/06/2009)</i>
11/09/2009	80	MOTION for Leave to File Supplemental Appendix on Issue of TDHCA Immunity filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Attachments: # 1 Appendix Plaintiff's Supplemental Appendix on Issue of TDHCA Immunity) (Daniel, Michael) (Entered: 11/09/2009)
11/12/2009	81	Unopposed MOTION Modify Deadlines <i>Set in October 20, 2009 Memorandum Opinion and Order</i> filed by Texas Department of Housing and Community Affairs, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria Ray. (Rhodus, G) (Entered: 11/12/2009)
11/13/2009	82	ORDER granting 81 Unopposed MOTION Modify Deadlines Set in October 20, 2009 Memorandum Opinion and Order (see order for specifics). (Ordered by Chief Judge Sidney A Fitzwater on 11/13/09) (Chief Judge Sidney A Fitzwater) (Entered: 11/13/2009)
11/20/2009	83	NOTICE of Withdrawal off <i>11th Amendment Claim</i> filed by Texas Department of Housing and Community Affairs (Rhodus, G) (Entered: 11/20/2009)
12/01/2009	84	***WITHDRAWN PER ORDER OF 12/22/09*** MOTION for Protective Order filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) Modified on 12/23/2009 (jrb). (Entered: 12/01/2009)
12/01/2009	85	Appendix in Support filed by The Inclusive Communities Project Inc re 84 MOTION for Protective Order (Daniel, Michael) (Entered: 12/01/2009)
12/02/2009	86	ORDER REFERRING 84 Motion for Protective Order filed by The Inclusive Communities Project Inc. Motion(s) referred to Magistrate Judge Irma C Ramirez. (Ordered by Chief Judge Sidney A Fitzwater on 12/2/2009) (mfw) (Entered: 12/02/2009)
12/07/2009	87	ORDER setting deadlines as to 84 Motion for Protective Order. Responses due by 12/18/2009. Motion Hearing set for 12/22/2009 10:00 AM before Magistrate Judge Irma C Ramirez. (see order) (Ordered by Magistrate Judge Irma C Ramirez on 12/7/2009) (tln) (Entered: 12/07/2009)
12/07/2009	88	OBJECTION filed by Texas Department of Housing and Community Affairs re: 84 MOTION for Protective Order (Rhodus, G) (Entered: 12/07/2009)

12/18/2009	89	NOTICE of Attorney Appearance by G Tomas Rhodus for David C. Gair on behalf of Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 12/18/2009)
12/22/2009		Minute Entry for proceedings held before Magistrate Judge Irma C Ramirez: Motion Hearing held on 12/22/09 re 84 Motion for Protective Order filed by The Inclusive Communities Project Inc. Attorney Appearances: Plaintiff - Michael Daniel, Laura Beshara; Defense - Tom Rhodus, David Gair.(Digital File) Time in Court: 1 hour 3 minutes. NO PDF ATTACHED - THIS IS A VIRTUAL MINUTE ENTRY. (Imm) (Entered: 12/22/2009)
12/22/2009	90	ORDER withdrawing 84 MOTION for Protective Order filed by The Inclusive Communities Project. See Order (Ordered by Magistrate Judge Irma C Ramirez on 12/22/2009) (svc) (Entered: 12/23/2009)
12/23/2009	91	MOTION to Continue filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 12/23/2009)
12/24/2009	92	RESPONSE filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re: 91 MOTION to Continue (Rhodus, G) (Entered: 12/24/2009)
12/30/2009	93	ORDER granting 91 Motion to Continue. Plaintiff's December 23, 2009 motion for a continuance, which defendants do not oppose, is granted, and this case is reset to the court's two-week civil docket of Monday, June 21, 2010. (Ordered by Chief Judge Sidney A Fitzwater on 12/30/2009) (Chief Judge Sidney A Fitzwater) (Entered: 12/30/2009)
12/30/2009		Set/Reset Hearings: Case is reset to the court's two-week civil docket of Monday, June 21, 2010 before Chief Judge Sidney A Fitzwater. (see order/doc. 93 for specifics) (tln) (Entered: 12/30/2009)
01/14/2010	94	Unopposed MOTION For Additional Briefing and Deposition Dates filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 01/14/2010)
01/14/2010	95	ORDER granting 94 Inclusive Communities' Unopposed MotionFor Additional Briefing and Deposition Dates. (See order for specifics.) (Ordered by Chief Judge Sidney A Fitzwater on 1/14/2010) (Chief Judge Sidney A Fitzwater) (Entered: 01/14/2010)
01/19/2010	96	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Motion for Protective Order Proceedings held on Dec. 22, 2009 before Judge Irma Ramirez. Court Reporter/Transcriber Betty Tate, Telephone number 972-596-9442. Parties are notified of their duty to review the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Redaction Request - Transcript must be filed within 21 days. If no such Request is filed, the transcript will be made available via PACER without

		redaction after 90 calendar days. If redaction request filed, this transcript will not be accessible via PACER; see redacted transcript. The clerk will mail a copy of this notice to parties not electronically noticed.. Redaction Request due 2/12/2010. Redacted Transcript Deadline set for 2/22/2010. Release of Transcript Restriction set for 4/22/2010. (Tate, Betty) (Entered: 01/19/2010)
02/10/2010	97	Unopposed MOTION to Extend Time of Deadline for Deposition of Dr. Allan Parnell filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray. (Attachments: # 1 Exhibit Proposed Order) (Gair, David) Modified on 2/11/2010 (klm). (Entered: 02/10/2010)
02/10/2010	98	ELECTRONIC ORDER granting 97 Motion to Extend Time. Dr. Parnell's deposition may be taken no later than February 19, 2010. (Ordered by Chief Judge Sidney A Fitzwater on 2/10/2010) (Chief Judge Sidney A Fitzwater) (Entered: 02/10/2010)
03/15/2010	99	ELECTRONIC ORDER: The court approves the parties' agreement that defendants' brief submitted with their supplemental opposition is limited to 15 countable pages (i.e., pages exclusive of cover pages, tables of content, tables of authority, and appendixes). (Ordered by Chief Judge Sidney A Fitzwater on 3/15/2010) (Chief Judge Sidney A Fitzwater) (Entered: 03/15/2010)
03/15/2010	100	RESPONSE filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re: 65 MOTION for Summary Judgment (Gair, David) (Entered: 03/15/2010)
03/15/2010	101	Brief/Memorandum in Support filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re 100 Response/Objection, 65 MOTION for Summary Judgment (Gair, David) (Entered: 03/15/2010)
03/15/2010	102	Appendix in Support filed by Texas Department of Housing and Community Affairs, Michael Gerber, Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Juan Sanchez Munoz, Gloria L Ray re 100 Response/Objection, 101 Brief/Memorandum in Support of Motion, 65 MOTION for Summary Judgment (Attachments: # 1 Appendix, # 2 Appendix, # 3 Appendix, # 4 Appendix, # 5 Appendix, # 6 Appendix, # 7 Appendix, # 8 Appendix, # 9 Appendix, # 10 Appendix, # 11 Appendix, # 12 Appendix, # 13 Appendix, # 14 Appendix, # 15 Appendix) (Gair, David) (Entered: 03/15/2010)
04/05/2010	103	REPLY filed by The Inclusive Communities Project Inc re: 65 MOTION for Summary Judgment (Daniel, Michael) (Entered: 04/05/2010)

04/05/2010	104	MOTION To File Supplemental Appendix on TDHCA'S Daubert Motion To Strike Expert Reports filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 04/05/2010)
04/05/2010	105	Appendix in Support filed by The Inclusive Communities Project Inc re 104 MOTION To File Supplemental Appendix on TDHCA'S Daubert Motion To Strike Expert Reports (Daniel, Michael) (Entered: 04/05/2010)
04/16/2010	106	NOTICE <i>Defendant's Notice of Non-Opposition to Plaintiff's Motion to File Supplemental Appendix on TDHCA's Daubert Motion to Strike Expert Reports and Memorandum in Support of Motion</i> re: 104 MOTION To File Supplemental Appendix on TDHCA'S Daubert Motion To Strike Expert Reports, 105 Appendix in Support filed by Texas Department of Housing and Community Affairs (Rhodus, G) (Entered: 04/16/2010)
04/16/2010		RESPONSE filed by Texas Department of Housing and Community Affairs re: 104 MOTION To File Supplemental Appendix on TDHCA'S Daubert Motion To Strike Expert Reports. (see doc. 106) for image) (tln) (Entered: 04/19/2010)
04/27/2010	107	ELECTRONIC ORDER granting 104 MOTION To File Supplemental Appendix (Ordered by Chief Judge Sidney A Fitzwater on 4/27/2010) (Chief Judge Sidney A Fitzwater) (Entered: 04/27/2010)
04/27/2010	108	Appendix in Support filed by The Inclusive Communities Project Inc re 104 MOTION To File Supplemental Appendix on TDHCA'S Daubert Motion To Strike Expert Reports (Daniel, Michael) (Entered: 04/27/2010)
05/18/2010	109	ORDER: There are pending motions in this case that the court has determined should be decided before the parties, attorneys, and witnesses are required to incur the financial and other costs and burdens of preparing for trial and making pretrial filings. Accordingly, the court resets the case for trial for the two-week docket of Monday, August 23, 2010. (Ordered by Chief Judge Sidney A Fitzwater on 5/18/2010) (Chief Judge Sidney A Fitzwater) (Entered: 05/18/2010)
05/18/2010		Set/Reset Scheduling Order Deadlines: The court resets the case for trial for the two-week docket of Monday, 8/23/2010 before Chief Judge Sidney A Fitzwater. (Per 109 Order.) (twd) (Entered: 05/18/2010)
07/22/2010	110	Unopposed MOTION to Continue <i>Trial Date or Pretrial Deadlines</i> filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Attachments: # 1 Proposed Order Proposed Order) (Gair, David) (Entered: 07/22/2010)
07/23/2010	111	ELECTRONIC ORDER granting 110 Unopposed MOTION to Continue Trial Date or Pretrial Deadlines. The trial setting is VACATED. The court will set a new trial date after deciding the pending motions. (Ordered by Chief Judge

		Sidney A Fitzwater on 7/23/2010) (Chief Judge Sidney A Fitzwater) (Entered: 07/23/2010)
09/28/2010	11 2	Memorandum Opinion and Order granting plaintiff's 65 October 2, 2009 motion for partial summary judgment; denying 68 defendants' October 2, 2009 motion for judgment on the pleadings and 70 October 2, 2009 motion for summary judgment; and denying plaintiff's 80 November 9, 2009 motion for leave to file supplemental appendix as moot. (Ordered by Chief Judge Sidney A Fitzwater on 9/28/2010) (Chief Judge Sidney A Fitzwater) (Entered: 09/28/2010)
11/04/2010	11 3	TRIAL SETTING ORDER: The court sets this case for trial for the two-week docket of Monday, March 7, 2011. (Ordered by Chief Judge Sidney A Fitzwater on 11/4/2010) (Chief Judge Sidney A Fitzwater) (Entered: 11/04/2010)
01/21/2011	11 4	Unopposed MOTION to Continue filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 01/21/2011)
01/25/2011	11 5	ORDER granting 114 Unopposed MOTION to Continue filed by The Inclusive Communities Project Inc. (Ordered by Chief Judge Sidney A Fitzwater on 1/25/2011) (Chief Judge Sidney A Fitzwater) (Entered: 01/25/2011)
01/25/2011		Reset Scheduling Order Deadline per Order (doc 115): Trial reset for 6/20/2011 before Chief Judge Sidney A Fitzwater. (axm) (Entered: 01/26/2011)
04/28/2011	11 6	Plaintiff ICP's Notice filed by The Inclusive Communities Project Inc (Daniel, Michael) Modified on 4/29/2011 (jrb). (Entered: 04/28/2011)
05/23/2011	11 7	<i>Inclusive Communities Project, INC.</i> Pretrial Disclosures filed by The Inclusive Communities Project Inc. (Attachments: # 1 Additional Page(s) May 23 disclosure exhibit list) (Daniel, Michael) (Entered: 05/23/2011)
05/23/2011	11 8	Designation of Deposition by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 05/23/2011)
05/23/2011	11 9	Witness List by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 05/23/2011)
05/23/2011	12 0	Defendants' Rule 26(a)(3)(A)(iii)Pretrial Disclosures - Exhibit List filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas

		Department of Housing and Community Affairs. (Rhodus, G) (Entered: 05/23/2011)
05/27/2011	12 1	<i>Supplemental Pretrial Disclosures Exhibit List</i> filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 05/27/2011)
06/01/2011	12 2	<i>Inclusive Communities Project, Inc. June 1, 2011 Modified Pretrial Disclosures</i> filed by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 06/01/2011)
06/02/2011	12 3	Exhibit List <i>SECOND SUPPLEMENTAL RULE 26(a)(3)(A)(iii) PRETRIAL DISCLOSURES</i> by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Gair, David) (Entered: 06/02/2011)
06/06/2011	12 4	OBJECTION filed by The Inclusive Communities Project Inc re: 121 Pretrial Disclosures, 120 Pretrial Disclosures, 123 Exhibit List. (Daniel, Michael) Modified on 6/7/2011 (mfw). (Entered: 06/06/2011)
06/06/2011	12 5	OBJECTION filed by The Inclusive Communities Project Inc re: 119 Witness List (Daniel, Michael) (Entered: 06/06/2011)
06/06/2011	12 6	Witness List by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 06/06/2011)
06/06/2011	12 7	Exhibit List by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 06/06/2011)
06/06/2011	12 8	Proposed Findings of Fact by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 06/06/2011)
06/06/2011	12 9	Designation of Deposition by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 06/06/2011)
06/06/2011	13 0	MOTION Challenges and Objections to Plaintiff's Expert Reports filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs with Brief/Memorandum in Support. (Gair, David) (Entered: 06/06/2011)
06/06/2011	13 1	Proposed Findings of Fact by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 06/06/2011)
06/06/2011	13 2	Exhibit List by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray,

		Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 06/06/2011)
06/06/2011	13 3	Witness List by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 06/06/2011)
06/06/2011	13 4	Designation of Deposition by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 06/06/2011)
06/06/2011	13 5	OBJECTION filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 129 Designation of Deposition (Rhodus, G) (Entered: 06/06/2011)
06/06/2011	13 6	OBJECTION filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 127 Exhibit List (Rhodus, G) (Entered: 06/06/2011)
06/15/2011	13 7	ELECTRONIC ORDER: Having considered the parties' positions concerning scheduling difficulties presented by the proposed trial dates of July 11-14, 2011, the court has decided that it should consider other possible trial dates. The parties are directed to confer and advise the court whether they can be available on any of the following dates: August 8-11 (pretrial conference would be conducted telephonically on July 27 or 28, provided counsel are available); August 15-18; and August 29-September 1. By joint letter or by simultaneous letters to the court, they may advise the court of their availability or of specific issues with any of these particular trial dates. (Ordered by Chief Judge Sidney A Fitzwater on 6/15/2011) (Chief Judge Sidney A Fitzwater) (Entered: 06/15/2011)
06/20/2011	13 8	RESPONSE filed by The Inclusive Communities Project Inc re: 130 MOTION Challenges and Objections to Plaintiff's Expert Reports (Daniel, Michael) (Entered: 06/20/2011)
06/20/2011	13 9	Appendix in Support filed by The Inclusive Communities Project Inc re 138 Response/Objection (Attachments: # 1 Additional Page(s) 54-105, # 2 Additional Page(s) 106-135) (Daniel, Michael) (Entered: 06/20/2011)
06/20/2011	14 0	ADDITIONAL ATTACHMENTS to 139 Appendix in Support by Plaintiff The Inclusive Communities Project Inc. (Attachments: # 1 Additional Page(s) 136-201, # 2 Additional Page(s) 202-215, # 3 Additional Page(s) 216-265, # 4 Additional Page(s) 266-315) (Daniel, Michael) (Entered: 06/20/2011)

06/21/2011	14 1	ORDER: This case is set for a nonjury trial on Monday, August 29, 2011 at 9:00 a.m. The case will be tried under time limits so that the trial is completed by Thursday, September 1, 2011. The court will later set a telephonic pretrial conference. (Ordered by Chief Judge Sidney A Fitzwater on 6/21/2011) (Chief Judge Sidney A Fitzwater) (Entered: 06/21/2011)
06/21/2011		Set/Reset Hearings: Non-jury trial set for 8/29/2011 09:00 AM before Chief Judge Sidney A Fitzwater. (see doc. 141 for image) (tln) (Entered: 06/22/2011)
07/05/2011	14 2	NOTICE of Defendants' Confirmation of Informal Leave of Court Pursuant to Local Rule 7.3 re: 140 Additional Attachments to Main Document, 130 MOTION Challenges and Objections to Plaintiff's Expert Reports, 139 Appendix in Support, 138 Response/Objection filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Gair, David) (Entered: 07/05/2011)
07/06/2011	14 3	REPLY filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 130 MOTION Challenges and Objections to Plaintiff's Expert Reports (Gair, David) (Entered: 07/06/2011)
07/11/2011	14 4	ORDER denying 130 MOTION Challenges and Objections to Plaintiff's Expert Reports filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. Defendants' June 6, 2011 motion to renew challenges and objections to plaintiff's expert reports is denied. In denying the motion, the court does not foreclose defendants from making objections at trial or moving for relief that is not foreclosed by the law of the case. (Ordered by Chief Judge Sidney A Fitzwater on 7/11/2011) (Chief Judge Sidney A Fitzwater) (Entered: 07/11/2011)
08/25/2011	14 5	ELECTRONIC Minute Entry for proceedings held before Chief Judge Sidney A. Fitzwater: Pretrial Conference held on 8/25/2011. Attorney Appearances: Plaintiff - Michael M. Daniel and Laura Beth Beshara; Defense - G. Tomas Rhodus, William B. Chaney, David C. Gair, and Russell E. Jumper. (Court Reporter: Not Recorded) (No exhibits) Time in Court - 0:43. The court conducted the pretrial conference with counsel. There was no objection to entering the Pretrial Order. The parties will make brief opening statements and will present closing arguments in post-trial written submissions. The case will be tried under time limits, with 11 hours allocated to each side. The parties will attempt to narrow their objections to the exhibits so that exhibits to which there are no objections can be admitted at the beginning of the trial. To promote the efficiency of presenting the evidence, objections, including Daubert-type objections, can be made on the record during trial and addressed

		in the post-trial written submissions. The court covered other housekeeping matters with counsel. The trial will begin on Monday, August 29, 2011 at 9:00 a.m. (Chief Judge Sidney A. Fitzwater) (Entered: 08/25/2011)
08/25/2011	14 6	PRETRIAL ORDER. (Ordered by Chief Judge Sidney A Fitzwater on 8/25/2011) (Chief Judge Sidney A Fitzwater) (Entered: 08/25/2011)
08/28/2011	14 7	NOTICE <i>Plaintiff ICP's Notice of Exhibits Offered</i> filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 08/28/2011)
08/28/2011	14 8	NOTICE <i>Plaintiff ICP's Notice of Agreement on Exhibits</i> filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 08/28/2011)
08/29/2011		ELECTRONIC Minute Entry for proceedings held before Chief Judge Sidney A Fitzwater: 1st Day of Bench Trial begun on 8/29/2011. Opening statements. Testimony begins. Adjourned until Tuesday, August 30, 2011 at 9:00am. Attorney Appearances: Plaintiff - Michael M. Daniel with Laura Beth Beshara; Defense - William B. Chaney with G. Thomas Rhodus. (Court Reporter: Pamela Wilson) (Exhibits admitted) Time in Court - 5:32. (chmb) Modified on 8/29/2011 (chmb). (Entered: 08/29/2011)
08/30/2011		ELECTRONIC Minute Entry for proceedings held before Chief Judge Sidney A Fitzwater: 2nd day of Bench Trial held on 8/30/2011. Testimony continued. Adjourned until Wednesday, August 31, 2011 at 9:00am. Attorney Appearances: Plaintiff - Michael M. Daniel with Laura Beth Beshara; Defense - William B. Chaney with G. Thomas Rhodus. (Court Reporter: Pamela Wilson) (Exhibits admitted) Time in Court - 4:55. (chmb) (Entered: 08/31/2011)
08/31/2011		ELECTRONIC Minute Entry for proceedings held before Chief Judge Sidney A Fitzwater: 3rd Day of Bench Trial held on 8/31/2011. Testimony continued. Adjourned until Thursday, Sept 1, 2011 at 9:00am. Attorney Appearances: Plaintiff - Michael M. Daniel with Laura Beth Beshara; Defense - William B. Chaney with G. Thomas Rhodus. (Court Reporter: Pamela Wilson) (Exhibits admitted) Time in Court - 4:59. (chmb) (Entered: 09/01/2011)
09/01/2011		ELECTRONIC Minute Entry for proceedings held before Chief Judge Sidney A Fitzwater: 4th and Final day of Bench Trial completed on 9/1/2011. Deft's rest. Plaintiff's close case. Taken under advisement. Written order to follow. Attorney Appearances: Plaintiff - Michael M. Daniel with Laura Beth Beshara; Defense - William B. Chaney with G. Thomas Rhodus. (Court Reporter: Pamela Wilson) (Exhibits admitted) Time in Court - 1:31. (chmb) (Entered: 09/01/2011)
09/01/2011	14 9	NOTICE <i>of Exhibits Offered</i> re: 132 Exhibit List filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Gair, David) (Entered: 09/01/2011)

09/06/2011	15 0	Plaintiff's NOTICE of Its Offer of Some of Defendants' Exhibits filed by The Inclusive Communities Project Inc (Daniel, Michael) Modified on 9/7/2011 (skt). (Entered: 09/06/2011)
09/14/2011	15 1	NOTICE <i>Plaintiff ICP'S Notice that Transcript has been Provided</i> filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 09/14/2011)
09/19/2011	15 2	NOTICE OF FILING OF OFFICIAL ELECTRONIC TRANSCRIPT of Volume 1 Trial Proceedings held on 8/29/2011 before Judge Sidney A. Fitzwater. Court Reporter/Transcriber Pamela Wilson, Telephone number 214.662.1557. Parties are notified of their duty to review the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Redaction Request - Transcript must be filed within 21 days. If no such Request is filed, the transcript will be made available via PACER without redaction after 90 calendar days. If redaction request filed, this transcript will not be accessible via PACER; see redacted transcript. The clerk will mail a copy of this notice to parties not electronically noticed. (280 pages) Redaction Request due 10/11/2011. Redacted Transcript Deadline set for 10/20/2011. Release of Transcript Restriction set for 12/19/2011. (pjw) (Entered: 09/19/2011)
09/19/2011	15 3	NOTICE OF FILING OF OFFICIAL ELECTRONIC TRANSCRIPT of Trial Proceedings held on 8/30/2011 before Judge Sidney Fitzwater. Court Reporter/Transcriber Pamela Wilson, Telephone number 214.662.1557. Parties are notified of their duty to review the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Redaction Request - Transcript must be filed within 21 days. If no such Request is filed, the transcript will be made available via PACER without redaction after 90 calendar days. If redaction request filed, this transcript will not be accessible via PACER; see redacted transcript. The clerk will mail a copy of this notice to parties not electronically noticed. (219 pages) Redaction Request due 10/11/2011. Redacted Transcript Deadline set for 10/20/2011. Release of Transcript Restriction set for 12/19/2011. (pjw) (Entered: 09/19/2011)
09/19/2011	15 4	NOTICE OF FILING OF OFFICIAL ELECTRONIC TRANSCRIPT of Volume 3 Trial Proceedings held on 8/31/2011 before Judge Sidney Fitzwater. Court Reporter/Transcriber Pamela Wilson, Telephone number 214.662.1557. Parties are notified of their duty to review the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Redaction Request - Transcript must be filed within 21 days. If no such Request is filed, the transcript will be made available via PACER without redaction after 90 calendar days. If redaction request filed, this transcript will not be accessible via PACER; see redacted transcript. The clerk will mail a copy of this notice to parties not electronically noticed. (211 pages) Redaction Request due 10/11/2011. Redacted Transcript

		Deadline set for 10/20/2011. Release of Transcript Restriction set for 12/19/2011. (pjw) (Entered: 09/19/2011)
09/19/2011	15 5	NOTICE OF FILING OF OFFICIAL ELECTRONIC TRANSCRIPT of Volume 4 Trial Proceedings held on 9/1/2011 before Judge Sidney Fitzwater. Court Reporter/Transcriber Pamela Wilson, Telephone number 214.662.1557. Parties are notified of their duty to review the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Redaction Request - Transcript must be filed within 21 days. If no such Request is filed, the transcript will be made available via PACER without redaction after 90 calendar days. If redaction request filed, this transcript will not be accessible via PACER; see redacted transcript. The clerk will mail a copy of this notice to parties not electronically noticed. (82 pages) Redaction Request due 10/11/2011. Redacted Transcript Deadline set for 10/20/2011. Release of Transcript Restriction set for 12/19/2011. (pjw) (Entered: 09/19/2011)
10/03/2011	15 6	ORDER REGARDING SCHEDULING OF POST-TRIAL SUBMISSIONS. The court directs the parties to advise the court by letter, which may be submitted electronically by one attorney on behalf of all counsel, of the three-stage schedule to which they have agreed. Although the court has no objection to the schedule proposed in the September 14, 2011 letter, it is seeking to ensure that both sides have been fully heard regarding the timing of submissions, considering this change from a two- to a three-stage process. The court will approve a scheduling order once it has been advised of the parties' positions. (See order for specifics.) (Ordered by Chief Judge Sidney A Fitzwater on 10/3/2011) (Chief Judge Sidney A Fitzwater) (Entered: 10/03/2011)
10/05/2011	15 7	ORDER APPROVING POST-TRIAL BRIEFING SCHEDULE AND RELATED MATTERS. (See order for specifics.) (Ordered by Chief Judge Sidney A Fitzwater on 10/5/2011) (Chief Judge Sidney A Fitzwater) (Entered: 10/05/2011)
11/09/2011	15 8	TRIAL BRIEF <i>ICP's Initial Post Trial Brief</i> by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 11/09/2011)
11/09/2011	15 9	Proposed Findings of Fact by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 11/09/2011)
11/09/2011	16 0	<i>Defendants' Post Trial Brief</i> filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re 157 Order (Rhodus, G) Modified Text on 11/10/2011 (egb). (Entered: 11/09/2011)
11/09/2011	16 1	Appendix in Support filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz,

		Gloria L Ray, Texas Department of Housing and Community Affairs re 160 to <i>Defendants' Post Trial Brief</i> (Rhodus, G) Modified Text on 11/10/2011 (egb). (Entered: 11/09/2011)
11/09/2011	162	Proposed Findings of Fact by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Rhodus, G) (Entered: 11/09/2011)
12/07/2011	163	RESPONSE filed by The Inclusive Communities Project Inc re: 160 Brief/Memorandum in Support of Motion, (Daniel, Michael) (Entered: 12/07/2011)
12/07/2011	164	RESPONSE filed by The Inclusive Communities Project Inc re: 162 Proposed Findings of Fact (Daniel, Michael) (Entered: 12/07/2011)
12/07/2011	165	RESPONSE filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 158 Trial Brief (Gair, David) (Entered: 12/07/2011)
12/07/2011	166	RESPONSE filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 159 Proposed Findings of Fact (Gair, David) (Entered: 12/07/2011)
12/21/2011	167	REPLY filed by The Inclusive Communities Project Inc re: 165 Response/Objection (Daniel, Michael) (Entered: 12/21/2011)
12/21/2011	168	REPLY filed by The Inclusive Communities Project Inc re: 166 Response/Objection (Daniel, Michael) (Entered: 12/21/2011)
12/21/2011	169	REPLY filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 163 Response/Objection (Rhodus, G) (Entered: 12/21/2011)
12/21/2011	170	REPLY filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 162 Proposed Findings of Fact (Rhodus, G) (Entered: 12/21/2011)
02/14/2012	171	ORDER: On November 7, 2011, after the trial was completed, the Supreme Court granted certiorari in Gallagher v. Magner. The court has concluded that it should defer its decision in this case until Magner is decided. After the Supreme Court's opinion is filed, this court will decide whether to establish a supplemental schedule for briefing in the present case. (Ordered by Chief Judge Sidney A Fitzwater on 2/14/2012) (Chief Judge Sidney A Fitzwater) (Entered: 02/14/2012)

02/15/2012	17 2	NOTICE <i>Plaintiff ICP's Notice that Petition for Certiorari in Magner v. Gallagher is Dismissed</i> re: 171 Order, filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 02/15/2012)
02/17/2012	17 3	Unopposed MOTION for Leave to File Amicus Curiae Brief filed by Frazier Revitalization Inc. with Brief/Memorandum in Support. (Attachments: # 1 Exhibit(s) proposed amicus brief, # 2 Proposed Order). Party Frazier Revitalization Inc. added. (Rosenthal, Brent) (Entered: 02/17/2012)
02/21/2012	17 4	ORDER granting 173 Unopposed MOTION for Leave to File Amicus Curiae Brief filed by Frazier Revitalization Inc. (Ordered by Chief Judge Sidney A Fitzwater on 2/21/2012) (Chief Judge Sidney A Fitzwater) (Entered: 02/21/2012)
03/13/2012	17 5	MOTION for Leave to File Brief in Response to FRI Amicus Brief filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Daniel, Michael) (Entered: 03/13/2012)
03/13/2012	17 6	Appendix in Support filed by The Inclusive Communities Project Inc re 175 MOTION for Leave to File Brief in Response to FRI Amicus Brief (Attachments: # 1 Additional Page(s) Pages 32 - 55, # 2 Additional Page(s) Pages 56 - 90, # 3 Additional Page(s) Pages 91 - 132) (Daniel, Michael) (Entered: 03/13/2012)
03/20/2012	17 7	ORDER denying 175 MOTION for Leave to File Brief in Response to FRI Amicus Brief filed by The Inclusive Communities Project Inc. (Ordered by Chief Judge Sidney A Fitzwater on 3/20/2012) (Chief Judge Sidney A Fitzwater) (Entered: 03/20/2012)
03/20/2012	17 8	MEMORANDUM OPINION AND ORDER. Following a summary judgment decision and a bench trial, the court finds that plaintiff has proved its disparate impact claim under the Fair Housing Act, but it otherwise finds in favor of defendants. Within 60 days of the date this memorandum opinion and order is filed, defendants must file their remedial plan. Plaintiff may submit objections within 30 days after the remedial plan is filed. If objections are filed, the court will establish any necessary additional procedures by separate order. (Ordered by Chief Judge Sidney A Fitzwater on 3/20/2012) (Chief Judge Sidney A Fitzwater) (Entered: 03/20/2012)
04/30/2012	17 9	MOTION to Intervene filed by Frazier Revitalization Inc. (Attachments: # 1 Proposed Order) (Rosenthal, Brent) (Entered: 04/30/2012)
04/30/2012	18 0	Brief/Memorandum in Support filed by Frazier Revitalization Inc. re 179 MOTION to Intervene (Rosenthal, Brent) (Entered: 04/30/2012)
05/18/2012	18 1	NOTICE of <i>Defendants' Proposed Remedial Plan</i> filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Chaney, William) (Entered: 05/18/2012)

05/21/2012	18 2	RESPONSE AND OBJECTION filed by The Inclusive Communities Project Inc re: 179 MOTION to Intervene (Daniel, Michael) (Entered: 05/21/2012)
05/21/2012	18 3	Appendix in Support filed by The Inclusive Communities Project Inc re 182 Response/Objection to <i>FRI Motion to Intervene</i> (Attachments: # 1 Additional Page(s) Pages 50 - 115, # 2 Additional Page(s) Pages 116 - 170) (Daniel, Michael) (Entered: 05/21/2012)
06/04/2012	18 4	REPLY filed by Frazier Revitalization Inc. re: 179 MOTION to Intervene (Rosenthal, Brent) (Entered: 06/04/2012)
06/12/2012	18 5	Memorandum Opinion and Order granting 179 Motion to Intervene filed by Frazier Revitalization Inc. (Ordered by Chief Judge Sidney A Fitzwater on 6/12/2012) (skt) (Entered: 06/13/2012)
06/18/2012	18 6	RESPONSE filed by The Inclusive Communities Project Inc re: 181 Notice (Other), Notice (Other) (Daniel, Michael) (Entered: 06/18/2012)
06/18/2012	18 7	Appendix in Support filed by The Inclusive Communities Project Inc re 186 Response/Objection <i>Of ICP's Response to Defendants' Proposed Remedial Plan</i> (Daniel, Michael) (Entered: 06/18/2012)
06/18/2012	18 8	OBJECTION filed by Frazier Revitalization Inc. re: 181 Notice (Other), Notice (Other) (Rosenthal, Brent) (Entered: 06/18/2012)
07/12/2012	18 9	Letter to Texas Department of Housing and Community Affairs from Representative Eric Johnson. (twd) (Entered: 07/12/2012)
07/24/2012	19 0	Letter to Texas Department of Housing and Community Affairs from Representative Rafael Anchia. (cea) (Entered: 07/24/2012)
08/03/2012	19 1	MOTION for Leave to File Supplement to Objections filed by Frazier Revitalization Inc. with Brief/Memorandum in Support. (Attachments: # 1 Declaration(s), # 2 Proposed Order) (Rosenthal, Brent) (Entered: 08/03/2012)
08/07/2012	19 2	ORDER granting 191 MOTION for Leave to File Supplement to Objections filed by Frazier Revitalization Inc. (Ordered by Chief Judge Sidney A Fitzwater on 8/7/2012) (Chief Judge Sidney A Fitzwater) (Entered: 08/07/2012)
08/07/2012	19 3	MEMORANDUM OPINION AND ORDER. The court adopts a remedial plan and it enters judgment today in accordance with its memorandum opinions and orders in this case and the remedial plan adopted today. (Ordered by Chief Judge Sidney A Fitzwater on 8/7/2012) (Chief Judge Sidney A Fitzwater) (Entered: 08/07/2012)
08/07/2012	19 4	JUDGMENT partially in favor of The Inclusive Communities Project Inc against, Texas Department of Housing and Community Affairs, C Kent Conine, Dionicio Vidal Flores, Gloria L Ray, Juan Sanchez Munoz, Leslie

		Bingham-Escareno, Michael Gerber, Tomas Cardenas. Objections and supplement to objections of intervenor Frazier Revitalization Inc. denied to the extent remedial plan adopted. Pursuant to LR 79.2 and LCrR 55.2, exhibits may be claimed during the 60-day period following final disposition (to do so, follow the procedures found at www.txnd.uscourts.gov/Court Records). The clerk will discard exhibits that remain unclaimed after the 60-day period without additional notice. (Clerk to notice any party not electronically noticed.) (Ordered by Chief Judge Sidney A Fitzwater on 8/7/2012) (Chief Judge Sidney A Fitzwater) (Entered: 08/07/2012)
08/21/2012	19 5	MOTION for Attorney Fees <i>and Nontaxable Costs from TDHCA</i> filed by The Inclusive Communities Project Inc with Brief/Memorandum in Support. (Attachments: # 1 Proposed Order) (Daniel, Michael) (Entered: 08/21/2012)
08/21/2012	19 6	BILL OF COSTS by The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 08/21/2012)
08/31/2012	19 7	NOTICE of Attorney Appearance by Beth Klusmann for James "Beau" Eccles on behalf of All Defendants. (Klusmann, Beth) (Entered: 08/31/2012)
09/04/2012	19 8	Costs Taxed in amount of \$ 8657.06 against The Texas Department of Housing and Community Affairs. (ndt) (Entered: 09/04/2012)
09/04/2012	19 9	MOTION to Alter or Amend Judgment or Alternatively, for New Trial filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs with Brief/Memorandum in Support. (Attachments: # 1 Brief in Support) (Klusmann, Beth) Modified on 9/5/2012 (skt). (Entered: 09/04/2012)
09/06/2012	20 0	ORDER: Unless the court requests a response to 199 defendants' September 4, 2012 motion to alter or amend judgment or, alternatively, for new trial, no response is permitted or required. (Ordered by Chief Judge Sidney A Fitzwater on 9/6/2012) (Chief Judge Sidney A Fitzwater) (Entered: 09/06/2012)
09/10/2012	20 1	SCHEDULING ORDER for making submissions concerning 195 08/21/2012 MOTION for Attorney Fees and Nontaxable Costs from TDHCA filed by The Inclusive Communities Project Inc. (Ordered by Chief Judge Sidney A Fitzwater on 9/10/2012) (Chief Judge Sidney A Fitzwater) (Entered: 09/10/2012)
09/24/2012	20 2	Brief/Memorandum in Support filed by The Inclusive Communities Project Inc re 201 Order, <i>Inclusive Communities Project, Inc.'s Brief in Support of Motion for Attorney Fees and Nontaxable Costs from TDHCA</i> (Daniel, Michael) (Entered: 09/24/2012)
09/24/2012	20 3	Appendix in Support filed by The Inclusive Communities Project Inc re 202 Brief/Memorandum in Support of Motion(Daniel, Michael) (Entered: 09/24/2012)

10/15/2012	204	RESPONSE filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 195 MOTION for Attorney Fees <i>and Nontaxable Costs from TDHCA</i> (Attachments: # 1 Exhibit(s) 1) (Eccles, James Beau) (Entered: 10/15/2012)
10/29/2012	205	REPLY filed by The Inclusive Communities Project Inc re: 195 MOTION for Attorney Fees <i>and Nontaxable Costs from TDHCA</i> (Daniel, Michael) (Entered: 10/29/2012)
11/01/2012	206	NOTICE of Change of Address for Attorney Brent M Rosenthal on behalf of Frazier Revitalization Inc.. (Filer confirms contact info in ECF is current.) (Rosenthal, Brent) (Entered: 11/01/2012)
11/08/2012	207	Memorandum Opinion and Order granting in part and denying in part 199 Motion to Alter or Amend Judgment or, Alternatively for New Trial. (Ordered by Chief Judge Sidney A Fitzwater on 11/8/2012) (axm) (Entered: 11/08/2012)
11/08/2012	208	AMENDED JUDGMENT: The remedial plan adopted by this judgment shall be effective for a period of five years after the first annual report is filed. During this period, the court shall retain jurisdiction. Defendants shall bear their own taxable costs of court. ICP shall recover 50% of its taxable costs of court, as calculated by the clerk of court, from defendants and shall bear the remaining 50% of its own taxable costs of court, as calculated by the clerk of court. (Ordered by Chief Judge Sidney A Fitzwater on 11/8/2012) (axm) (Entered: 11/08/2012)
12/04/2012	209	NOTICE OF APPEAL to the Fifth Circuit as to 208 Judgment, 194 Amended Judgment by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. Filing fee \$455, receipt number 0539-4983715. T.O. form to appellant electronically at Transcript Order Form or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. Copy of NOA to be sent US Mail to parties not electronically noticed. (Klusmann, Beth) Modified text and linkage on 12/5/2012 (axm). (Entered: 12/04/2012)
12/05/2012	210	NOTICE OF APPEAL to the Fifth Circuit as to 208 Judgment by Frazier Revitalization Inc. Filing fee \$455, receipt number 0539-4986859. T.O. form to appellant electronically at Transcript Order Form or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. Copy of NOA to be sent US Mail to parties not electronically noticed. (Rosenthal, Brent) (Entered: 12/05/2012)
12/05/2012	211	NOTICE of <i>Joint Submission on Proposed Contents of TDHCA Annual Report</i> re: 193 Memorandum Opinion and Order filed by The Inclusive

		Communities Project Inc, Frazier Revitalization Inc, Texas Department of Housing and Community Affairs, Leslie Bingham-Escareno, Thomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray. (Daniel, Michael) Modified filers on 12/6/2012 (axm). (Entered: 12/05/2012)
12/07/2012	21 2	Transcript Order Form: re 210 Notice of Appeal, transcript not requested by C Kent Conine, Michael Gerber, Dionicio Vidal Flores, Gloria L Ray, Texas Department of Housing and Community Affairs, Juan Sanchez Munoz, Leslie Bingham-Escareno, Tomas Cardenas for Bench Trial held on 8/29/2011 to 9/1/2011 before Judge Fitzwater. Transcript is already on file in Clerk's office. (cea) Modified on 12/10/2012 (svc). (Entered: 12/07/2012)
12/10/2012		USCA Case Number 12-11212 for 210 Notice of Appeal, filed by Frazier Revitalization Inc., and 12-11211 for 209 Notice of Appeal., filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas. (svc) (Entered: 12/10/2012)
02/06/2013	21 3	ORDER re: Contents of TDHCA Annual Reports. (Ordered by Chief Judge Sidney A Fitzwater on 2/6/2013) (Chief Judge Sidney A Fitzwater) (Entered: 02/06/2013)
02/07/2013		USCA Case Number 12-11211 for 209 Notice of Appeal., filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas. (svc) (Entered: 02/07/2013)
02/07/2013		Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): Record consisting of: 28 ECF electronic record, 4 Volume(s) electronic transcript, original exhibits, certified to USCA. To request a copy of the record (on disk or on paper), contact the appeals deputy in advance to arrange delivery. (svc) (Entered: 02/07/2013)
02/11/2013		Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): transmitted to Office of the Texas Attorney General on disk only by Federal Express 794723490046 (svc) (Entered: 02/11/2013)
02/11/2013		Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): transmitted to DANIEL & BESHARA, P.C. on disk only by hand delivery. (svc) (Entered: 02/11/2013)
02/11/2013		Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): transmitted to Law Office of Brent M. Rosenthal, PC on disk only by mail. (svc) (Entered: 02/11/2013)
02/15/2013	21 4	MEMORANDUM OPINION AND ORDER granting 195 MOTION for Attorney Fees and Nontaxable Costs from TDHCA filed by The Inclusive Communities Project Inc. The court grants plaintiff's motion for attorney's fees

		and nontaxable costs in the amount of \$1,869,577.00 in attorney's fees and \$24,392.00 in nontaxable costs. (Ordered by Chief Judge Sidney A Fitzwater on 2/15/2013) (Chief Judge Sidney A Fitzwater) (Entered: 02/15/2013)
02/20/2013		Supplemental Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): Record consisting of: 1 ECF electronic record, certified to USCA. To request a copy of the record (on disk or on paper), contact the appeals deputy in advance to arrange delivery. (svc) (Entered: 02/20/2013)
02/20/2013		Supplemental Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): transmitted to DANIEL & BESHARA, P.C (svc) (Entered: 02/20/2013)
02/20/2013		Supplemental Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): transmitted to Office of the Texas Attorney General (svc) (Entered: 02/20/2013)
03/04/2013		Record on Appeal for USCA5 12-11211 (related to 210 , 209 appeal): Record consisting of: 13 Container(s) of original exhibits (6 boxes of Defendants' Exhibits, 7 boxes of Plaintiff's Exhibits) transmitted to Beth Klusmann by mail. Shipped: Fed Ex 7948 8631 9280, 7948 8631 8916, 7948 8631 9224, 7948 8631 9121, 7948 8631 8949, 7948 8631 9670, 7948 8631 9886, 7948 8631 9588, 7948 8631 9603, 7948 8631 9794, 7948 8631 9555, 7948 8631 9809, 7948 8631 9901. (axm) (Entered: 03/04/2013)
03/15/2013	21 5	NOTICE OF APPEAL to the Fifth Circuit as to 214 Memorandum Opinion and Order, by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. Filing fee \$455, receipt number 0539-5182112. T.O. form to appellant electronically at Transcript Order Form or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. (Klusmann, Beth) (Entered: 03/15/2013)
03/22/2013	21 6	Transcript Order Form: re 215 Notice of Appeal, transcript is already on file in Clerk's office by C Kent Conine, Michael Gerber, Dionicio Vidal Flores, Gloria L Ray, Texas Department of Housing and Community Affairs, Juan Sanchez Munoz, Leslie Bingham-Escareno, Tomas Cardenas for Bench Trial held on 8/29/2011 to 9/1/2011 before Judge Fitzwater. (jrr) (Entered: 03/22/2013)
03/25/2013		USCA Case Number 13-10306 for 215 Notice of Appeal,, filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas. (svc) (Entered: 03/25/2013)
03/25/2013		2nd Supplemental Record on Appeal for USCA5 12-11211/13-10306 (related to 215 appeal): Record consisting of: 1 ECF electronic record, certified to

		USCA. To request a copy of the record (on disk or on paper), contact the appeals deputy in advance to arrange delivery. (svc) (Entered: 03/25/2013)
03/29/2013		2nd Supplemental Record on Appeal for USCA5 12-11211/13-10306 (related to 215 , 210 , 209 appeal): transmitted to Law Office of Michael M Daniel on disk only by mail. (svc) (Entered: 03/29/2013)
04/02/2013		2nd Supplemental Record on Appeal for USCA5 12-11211/13-10306 (related to 215 , 210 , 209 appeal): transmitted to Attorney General of Texas (svc) (Entered: 04/02/2013)
06/24/2013	21 7	Record on Appeal for USCA5 12-11211 (related to 215 , 210 , 209 appeal): Record consisting of: 30 Volume(s) ECF electronic record, 5 Volume(s) electronic transcript, transmitted to USCA5. Shipped: Federal Express 296232215011907, 296232215011914, 296232215011921 (svc) (Entered: 06/24/2013)
11/22/2013	21 8	STATUS REPORT filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Attachments: # 1 Pages 1-163, # 2 Pages 164-187, # 3 Pages 188-423, # 4 Pages 424-484, # 5 Pages 485-570, # 6 Pages 571-644) (Klusmann, Beth) (Entered: 11/22/2013)
12/16/2013	21 9	MOTION to Amend/Correct <i>the Remedial Plan</i> filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs with Brief/Memorandum in Support. (Attachments: # 1 Proposed Order) (Klusmann, Beth) (Entered: 12/16/2013)
12/17/2013	22 0	Brief/Memorandum in Support filed by The Inclusive Communities Project Inc re 219 MOTION to Amend/Correct <i>the Remedial Plan Inclusive Communities Project, Inc.'s Brief in Support of Defendants' Motion to Amend the Remedial Plan</i> (Daniel, Michael) (Entered: 12/17/2013)
12/19/2013	22 1	ORDER: Defendants' 219 December 16, 2013 motion to amend the remedial plan is before the court for consideration. Plaintiff has filed a brief in support of the motion. Unless, no later than December 30, 2013 at noon, intervenors make a written filing that demonstrates good cause not to amend the remedial plan as requested, the court will enter no later than December 31, 2013 the proposed order submitted by defendants. (Ordered by Chief Judge Sidney A Fitzwater on 12/19/2013) (Chief Judge Sidney A Fitzwater) (Entered: 12/19/2013)
12/20/2013	22 2	RESPONSE filed by The Inclusive Communities Project Inc re: 218 Status Report, (Daniel, Michael) (Entered: 12/20/2013)
12/27/2013	22 3	RESPONSE filed by Frazier Revitalization Inc. re: 219 MOTION to Amend/Correct <i>the Remedial Plan</i> (Rosenthal, Brent) (Entered: 12/27/2013)

12/27/2013	224	NOTICE of Change of Address for Attorney Brent M Rosenthal on behalf of Frazier Revitalization Inc.. (Filer confirms contact info in ECF is current.) (Rosenthal, Brent) (Entered: 12/27/2013)
12/27/2013	225	ORDER granting 219 MOTION to Amend the Remedial Plan filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Ordered by Chief Judge Sidney A Fitzwater on 12/27/2013) (Chief Judge Sidney A Fitzwater) (Entered: 12/27/2013)
01/17/2014	226	REPLY filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 218 Status Report, (Klusmann, Beth) (Entered: 01/17/2014)
04/22/2014	227	Opinion of USCA in accordance with USCA judgment re 215 Notice of Appeal,, filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas, 210 Notice of Appeal, filed by Frazier Revitalization Inc., 209 Notice of Appeal,, filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Tomas Cardenas, Texas Department of Housing and Community Affairs. (svc) (Entered: 04/22/2014)
04/22/2014	228	JUDGMENT/MANDATE of USCA as to 210 Notice of Appeal, filed by Frazier Revitalization Inc., 209 Notice of Appeal,, filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas. Case remanded to the district court for further proceedings. Issued as Mandate: 4/15/14. (svc) (Entered: 04/22/2014)
04/22/2014	229	JUDGMENT/MANDATE of USCA as to 215 Notice of Appeal,, filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas. Case remanded to the district court for further proceedings. Issued as Mandate: 4/15/2014. (svc) (Entered: 04/22/2014)
04/22/2014	230	USCA5 Bill of Costs. (Attachments: # 1 letter) (svc) (Entered: 04/22/2014)
04/22/2014	231	STATUS REPORT ORDER: Status Report due by 5/27/2014. Accordingly, no later than May 27, 2014, the parties must file a joint status report in which they propose a procedure and schedule for how this case should be litigated on remand. If they differ in their proposed procedures or schedules, they must set forth the reasons for their differences. The joint status report may contain any other proposals, suggestions, or information that a party believes will assist the

		court and the parties in litigating the case on remand. (Ordered by Chief Judge Sidney A Fitzwater on 4/22/2014) (Chief Judge Sidney A Fitzwater) (Entered: 04/22/2014)
05/16/2014	23 2	NOTICE of Attorney Appearance by Jonathan F. Mitchell on behalf of Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Filer confirms contact info in ECF is current.) (Mitchell, Jonathan) (Entered: 05/16/2014)
05/16/2014	23 3	MOTION to Stay <i>Proceedings Pending Disposition of Petition for Certiorari</i> filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Attachments: # 1 Proposed Order) (Eccles, James Beau) (Entered: 05/16/2014)
05/16/2014	23 4	Brief/Memorandum in Support filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re 233 MOTION to Stay <i>Proceedings Pending Disposition of Petition for Certiorari</i> (Eccles, James Beau) (Entered: 05/16/2014)
05/16/2014	23 5	Appendix in Support filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re 234 Brief/Memorandum in Support of Motion, (Eccles, James Beau) (Entered: 05/16/2014)
05/20/2014	23 6	RESPONSE AND OBJECTION filed by The Inclusive Communities Project Inc re: 233 MOTION to Stay <i>Proceedings Pending Disposition of Petition for Certiorari</i> (Daniel, Michael) (Entered: 05/20/2014)
05/21/2014	23 7	Appeal Record Returned consisting of 12 boxes of exhibits and have been returned to chambers. (svc) (Entered: 05/22/2014)
05/27/2014	23 8	Joint STATUS REPORT <i>On Proposed Procedure and Schedule on Remand</i> filed by C Kent Conine, Dionicio Vidal Flores, Frazier Revitalization Inc., Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs, The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 05/27/2014)
06/23/2014	23 9	MEMORANDUM OPINION AND ORDER granting 233 MOTION to Stay <i>Proceedings Pending Disposition of Petition for Certiorari</i> filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas. (Ordered by Chief Judge Sidney A Fitzwater on 6/23/2014) (Chief Judge Sidney A Fitzwater) (Entered: 06/23/2014)

09/29/2014	240	NOTICE of Change of Address for Attorney Brent M Rosenthal on behalf of Frazier Revitalization Inc.. (Filer confirms contact info in ECF is current.) (Rosenthal, Brent) (Entered: 09/29/2014)
10/02/2014	241	Order Continuing Stay and Administratively Closing Case for Statistical Purposes. (Ordered by Chief Judge Sidney A Fitzwater on 10/2/2014) (Chief Judge Sidney A Fitzwater) (Entered: 10/02/2014)
10/15/2014	242	Received letter from USCA5 that Supreme Court Granted Certiorari (svc) (Entered: 10/15/2014)
12/05/2014	243	Record on Appeal for USCA5 13-10306 (related to 215 appeal): Record consisting of: 12 Boxes of original exhibits, transmitted to United States Supreme Court. Shipped: Federal Express 772109362428,2564,3148,3413,2884,3090,2921,3310,3126,2612,3137,3847 (svc) (Entered: 12/05/2014)
01/15/2015	244	MOTION to Substitute Attorney. <i>Jonathan F. Mitchell</i> Added attorney Scott A Keller,Scott A Keller for C Kent Conine,Scott A Keller for Michael Gerber,Scott A Keller for Dionicio Vidal Flores,Scott A Keller for Gloria L Ray,Scott A Keller for Texas Department of Housing and Community Affairs,Scott A Keller for Juan Sanchez Munoz,Scott A Keller for Leslie Bingham-Escareno,Scott A Keller for Tomas Cardenas. Motion filed by C Kent Conine, Michael Gerber, Dionicio Vidal Flores, Gloria L Ray, Texas Department of Housing and Community Affairs, Juan Sanchez Munoz, Leslie Bingham-Escareno, Tomas Cardenas (Keller, Scott) (Entered: 01/15/2015)
01/20/2015	245	ORDER granting 244 MOTION to Substitute Attorney. Jonathan F. Mitchell terminated. Added attorney Scott A Keller for C Kent Conine,Scott A Keller for Michael Gerber,Scott A Keller for Dionicio Vidal Flores,Scott A Keller for Gloria L Ray,Scott A Keller for Texas Department of Housing and Community Affairs,Scott A Keller for Juan Sanchez Munoz,Scott A Keller for Leslie Bingham-Escareno,Scott A Keller for Tomas Cardenas. Motion filed by C Kent Conine, Michael Gerber, Dionicio Vidal Flores, Gloria L Ray, Texas Department of Housing and Community Affairs, Juan Sanchez Munoz, Leslie Bingham-Escareno, Tomas Cardenas. (Ordered by Judge Sidney A Fitzwater on 1/20/2015) (Judge Sidney A Fitzwater) (Entered: 01/20/2015)
08/06/2015	246	Opinion of USCA in accordance with USCA judgment re 210 Notice of Appeal, filed by Frazier Revitalization Inc., 209 Notice of Appeal. The Supreme Court affirmed our judgment and remanded this case to us for further proceedings consistent with its opinion. Accordingly, we now remand this case to the United States District Court for the Northern District of Texas for further proceedings consistent with our opinion and the opinion of the Supreme Court. (svc) (Entered: 08/07/2015)
08/07/2015		Appeal Record Returned consisting of 12 boxes of exhibits. (svc) (Entered: 08/07/2015)

08/10/2015		12 boxes of exhibits returned to Chambers. (svc) (Entered: 08/10/2015)
08/11/2015	24 7	ORDER: No later than 9/11/2015, the parties must file a joint status report in which they propose a procedure and schedule for how this case should be litigated on remand. Case reopened per chambers. (Ordered by Judge Sidney A Fitzwater on 8/11/2015) (jrr) (Entered: 08/11/2015)
08/27/2015	24 8	NOTICE of Attorney Appearance by Nancy K Juren on behalf of Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Filer confirms contact info in ECF is current.) (Juren, Nancy) (Entered: 08/27/2015)
09/10/2015	24 9	Joint STATUS REPORT filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Frazier Revitalization Inc., Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs, The Inclusive Communities Project Inc. (Daniel, Michael) (Entered: 09/10/2015)
10/08/2015	25 0	MEMORANDUM OPINION AND ORDER establishing procedure on remand. (Ordered by Judge Sidney A Fitzwater on 10/8/2015) (Judge Sidney A Fitzwater) (Entered: 10/08/2015)
10/15/2015	25 1	NOTICE of Attorney Appearance by Maria Amelia Calaf on behalf of Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Filer confirms contact info in ECF is current.) (Calaf, Maria) (Entered: 10/15/2015)
10/22/2015	25 2	MOTION to Amend/Correct 250 Memorandum Opinion and Order <i>The Inclusive Communities Project, Inc's Motion to Supplement the Trial Record</i> filed by The Inclusive Communities Project Inc (Attachments: # 1 Proposed Order) (Daniel, Michael) (Entered: 10/22/2015)
10/22/2015	25 3	Brief/Memorandum in Support filed by The Inclusive Communities Project Inc re 252 MOTION to Amend/Correct 250 Memorandum Opinion and Order <i>The Inclusive Communities Project, Inc's Motion to Supplement the Trial Record</i> (Daniel, Michael) (Entered: 10/22/2015)
10/22/2015	25 4	MOTION to Supplement the Record filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Attachments: # 1 Proposed Order) (Klusmann, Beth) (Entered: 10/22/2015)
10/22/2015	25 5	Brief/Memorandum in Support filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community

		Affairs re 254 MOTION to Supplement the Record (Klusmann, Beth) (Entered: 10/22/2015)
11/09/2015	256	REPLY filed by The Inclusive Communities Project Inc re: 252 MOTION to Amend/Correct 250 Memorandum Opinion and Order <i>The Inclusive Communities Project, Inc's Motion to Supplement the Trial Record</i> (Daniel, Michael) (Entered: 11/09/2015)
11/23/2015	257	REPLY filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 254 MOTION to Supplement the Record (Klusmann, Beth) (Entered: 11/23/2015)
12/10/2015	258	MEMORANDUM OPINION AND ORDER granting in part 252 Motion to Supplement the Trial Record, filed by The Inclusive Communities Project Inc, and 254 Cross-Motion to Supplement the Record, filed by Juan Sanchez Munoz, Michael Gerber, C Kent Conine, Leslie Bingham-Escareno, Gloria L Ray, Dionicio Vidal Flores, Texas Department of Housing and Community Affairs, Tomas Cardenas, and adopting procedure for first round of merits briefing (plaintiff's prima facie case). (Ordered by Judge Sidney A Fitzwater on 12/10/2015) (Judge Sidney A Fitzwater) (Entered: 12/10/2015)
01/07/2016	259	Brief/Memorandum in Support filed by The Inclusive Communities Project Inc re 258 Memorandum Opinion and Order,, <i>The Inclusive Communities Project, Inc.'s Prima Facie Case Brief</i> (Daniel, Michael) (Entered: 01/07/2016)
01/07/2016	260	Appendix in Support filed by The Inclusive Communities Project Inc re 259 Brief/Memorandum in Support of Motion <i>Appendix in Support of The Inclusive Communities Project, Inc.'s Prima Facie Case Brief</i> (Attachments: # 1 Additional Page(s) Pages 58-84, # 2 Additional Page(s) Pages 85-374, # 3 Additional Page(s) Pages 375-679, # 4 Additional Page(s) Pages 680-814) (Daniel, Michael) (Entered: 01/07/2016)
01/21/2016	261	MOTION DEFENDANTS UNOPPOSED MOTION TO SUPPLEMENT THE TRIAL RECORD filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Attachments: # 1 Proposed Order) (Calaf, Maria) (Entered: 01/21/2016)
01/22/2016	262	ORDER granting 261 DEFENDANTS' UNOPPOSED MOTION TO SUPPLEMENT THE TRIAL RECORD filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs. (Ordered by Judge Sidney A Fitzwater on 1/22/2016) (Judge Sidney A Fitzwater) (Entered: 01/22/2016)

02/04/2016	263	RESPONSE filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs re: 259 Brief/Memorandum in Support of Motion (Klusmann, Beth) (Entered: 02/04/2016)
02/25/2016	264	REPLY filed by The Inclusive Communities Project Inc re: 258 Memorandum Opinion and Order,, (Daniel, Michael) (Entered: 02/25/2016)
03/16/2016	265	ADVISORY TO COUNSEL. Counsel are requested to confer and advise the court by letter or email of their availability for oral argument on the question whether plaintiff has established a prima facie case. The court is available at 2:00 p.m. on any of the following Fridays: June 17, June 24, July 1, or July 8, 2016. A letter can be sent to Fitzwater_Orders@txnd.uscourts.gov, and email information can be submitted via a Chambers "Help Desk" Submission Form at http://cf.txnd.uscourts.gov/www2/forms/saf_email.cfm . After a date is selected, the court will issue an order setting the hearing and addressing the argument procedure. (Judge Sidney A. Fitzwater) (Entered: 03/16/2016)
03/22/2016	266	ORDER: Hearing set for 6/17/2016 02:00 PM in US Courthouse, Courtroom 1525, 1100 Commerce St., Dallas, TX 75242-1310 before Judge Sidney A Fitzwater. (Ordered by Judge Sidney A Fitzwater on 3/22/2016) (Judge Sidney A Fitzwater) (Entered: 03/22/2016)
04/07/2016	267	NOTICE of <i>Intervenor Argument Request</i> re: 266 Order Setting Deadline/Hearing filed by Leslie Bingham-Escareno, Tomas Cardenas, C Kent Conine, Dionicio Vidal Flores, Michael Gerber, Juan Sanchez Munoz, Gloria L Ray, Texas Department of Housing and Community Affairs (Klusmann, Beth) (Entered: 04/07/2016)
05/13/2016	268	ORDER re Oral Argument Procedure. (Ordered by Judge Sidney A Fitzwater on 5/13/2016) (Judge Sidney A Fitzwater) (Entered: 05/13/2016)
06/17/2016	269	ELECTRONIC Minute Entry for proceedings held before Judge Sidney A Fitzwater: Oral argument held on 6/17/2016. Taken under advisement. Written order to follow. Attorney Appearances: Plaintiff - Michael M. Daniel with Laura B Beshara; Defense - Beth Klusmann with Maria Calaf and Brent Rosenthal. (Court Reporter: Pamela Wilson) (No exhibits) Time in Court - :57. (chmb) (Entered: 06/17/2016)
07/01/2016	270	Notice of Filing of Official Electronic Transcript of Oral Argument Proceedings held on 6/17/2016 before Judge Sidney Fitzwater. Court Reporter/Transcriber Pamela Wilson, Telephone number 214.662.1557. Parties are notified of their duty to review the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office. If redaction is necessary, a Redaction Request - Transcript must be filed within 21 days. If no such Request is filed, the transcript will be made available via PACER without redaction after 90 calendar days. If redaction request filed, this transcript will

		not be accessible via PACER; see redacted transcript. The clerk will mail a copy of this notice to parties not electronically noticed. (59 pages) Redaction Request due 7/22/2016. Redacted Transcript Deadline set for 8/1/2016. Release of Transcript Restriction set for 9/29/2016. (pjm) (Entered: 07/01/2016)
08/26/2016	27 1	MEMORANDUM OPINION finding that plaintiff has not proved a prima facie case on its disparate impact claim. (Ordered by Judge Sidney A Fitzwater on 8/26/2016) (Judge Sidney A Fitzwater) (Entered: 08/26/2016)
08/26/2016	27 2	JUDGMENT in favor of Texas Department of Housing and Community Affairs, C Kent Conine, Dionicio Vidal Flores, Gloria L Ray, Juan Sanchez Munoz, Leslie Bingham-Escareno, Michael Gerber, and Tomas Cardenas against The Inclusive Communities Project Inc. Pursuant to LR 79.2 and LCrR 55.2, exhibits may be claimed during the 60-day period following final disposition (to do so, follow the procedures found at Exhibit Guide). The clerk will discard exhibits that remain unclaimed after the 60-day period without additional notice. (Clerk to notice any party not electronically noticed.) (Ordered by Judge Sidney A Fitzwater on 8/26/2016) (Judge Sidney A Fitzwater) (Entered: 08/26/2016)
09/23/2016	27 3	MOTION for New Trial , MOTION to Amend/Correct 272 Judgment,, 271 Memorandum Opinion and Order (), MOTION to Alter Judgment filed by The Inclusive Communities Project Inc (Daniel, Michael) (Entered: 09/23/2016)
09/23/2016	27 4	Brief/Memorandum in Support filed by The Inclusive Communities Project Inc re 273 MOTION for New TrialMOTION to Amend/Correct 272 Judgment,, 271 Memorandum Opinion and Order MOTION to Alter Judgment(Daniel, Michael) (Entered: 09/23/2016)
10/04/2016	27 5	ORDER denying 273 Motion for New Trial; denying 273 Motion to Amend/Correct; denying 273 Motion to Alter Judgment filed by The Inclusive Communities Project Inc. (Ordered by Judge Sidney A Fitzwater on 10/4/2016) (Judge Sidney A Fitzwater) (Entered: 10/04/2016)
02/07/2018		Notice Regarding Disposition of Trial/Hearing Exhibits Pursuant to Local Court Rule CV 79.2(b). Exhibits scheduled for destruction 14 days from the date of this notice unless claimed. --Signed by Deputy Clerk S VanCamp. (svc) (Entered: 02/07/2018)
05/21/2018		Return of Exhibits to Texas Department of Housing and Community Affairs via Federal Express: 772273721176,772273721901,772273721820,772273721810,772273721740,772273721669,772273721544, 772273721522,772273721474 (svc) (Entered: 05/21/2018)

05/21/2018	Destruction of Exhibits offered by The Inclusive Communities Project Inc (EXH-ADM flag removed) (svc) (Entered: 05/21/2018)
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