

CLOSED

**U.S. District Court**  
**Eastern District of California - Live System (Sacramento)**  
**CIVIL DOCKET FOR CASE #: 2:97-cv-01413-WBS-GGH**

Her v. Yang, et al  
Assigned to: Judge William B. Shubb  
Referred to: Magistrate Judge Gregory G. Hollows  
Demand: \$0  
Cause: 42:1983 Civil Rights Act

Date Filed: 08/01/1997  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff****Vang Her**

represented by **Mark E Merin**  
Law Office of Mark E Merin  
2001 P Street  
Suite 100  
Sacramento, CA 95814  
916-443-6911  
Email: mark@markmerin.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Brian Freeman**  
*Deputy Sheriff of Yuba County*

represented by **John Michael O'Brien**  
John M O'Brien and Associates  
9401 E Stockton Boulevard  
Suite 225  
Elk Grove, CA 95624  
916-714-8200  
Email: jobrien@jobrienlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Theng Saechao**

represented by **Daniel George Montgomery**  
Yuba County Counsel  
915 Eighth Street  
Suite 111  
Marysville, CA 95901-5788  
530-749-7565  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**John Michael O'Brien**  
(See above for address)

*LEAD ATTORNEY***Defendant****Ron Johnson***TERMINATED: 09/29/1998*represented by **John Michael O'Brien**

(See above for address)

*TERMINATED: 09/29/1998**LEAD ATTORNEY***Defendant****Mikeial K Williamsen***TERMINATED: 09/29/1998*represented by **John Michael O'Brien**

(See above for address)

*TERMINATED: 09/29/1998**LEAD ATTORNEY***Defendant****County of Yuba***TERMINATED: 02/26/1999*represented by **John Michael O'Brien**

(See above for address)

*TERMINATED: 02/20/1998**LEAD ATTORNEY*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/01/1997	1	COMPLAINT for damages; jury demand, fee status paid, receipt # 180021, assigned to Chief Judge William B. Shubb referred to Magistrate Judge Gregory G. Hollows (old) (Entered: 08/05/1997)
08/01/1997	2	PETITION by plaintiff Vang Her for appointment of guardian ad litem (old) (Entered: 08/05/1997)
08/01/1997		LODGED order approving petition for guardian ad litem (old) (Entered: 08/05/1997)
08/01/1997	3	ORDER setting scheduling conference for 9:00 10/14/97 before Chief Judge William B. Shubb (cc: all counsel) (old) (Entered: 08/05/1997)
08/13/1997	4	ORDER by Chief Judge William B. Shubb ORDERING lodged petition approving appointment of guardian ad litem [0-0] GRANTED; Vang Her appointed guardian ad litem for Bee Her, Joua Her, Song Her, Seng Her, Fue Her, Sheur Her, and Gaohly Her; Further ordered: Vang Her is authorized to employ an attorney to conduct litigation, and to pay attorney a reasonable fee as approved by Court (cc: all counsel) (old) (Entered: 08/13/1997)
09/08/1997	5	PROOF OF SERVICE by plaintiffs of summons and complaint on Lieutenant Ron Johnson of the Yuba County Sheriff's Department (old) (Entered: 09/09/1997)
09/08/1997	6	PROOF OF SERVICE by plaintiffs of summons and complaint on Theng Saechao, Deputy Sheriff of Yuba County (old) (Entered: 09/09/1997)
09/08/1997	7	PROOF OF SERVICE by plaintiffs of summons and complaint on

		Mikeial K Williamsen, Deputy Sheriff of Yuba County (old) (Entered: 09/09/1997)
09/08/1997	8	PROOF OF SERVICE by plaintiffs of summons and complaint on County of Yuba on 8/21/97 (old) (Entered: 09/09/1997)
09/10/1997	9	ANSWER by defendants Brian Freeman, Theng Saechao, Ron Johnson, Mikeial K Williamsen, County of Yuba; jury demand (old) (Entered: 09/11/1997)
09/24/1997	10	ANSWER by dfts; jury demand (old) (Entered: 09/25/1997)
09/26/1997	11	RETURN OF SERVICE executed upon defendant Brian Freeman on 9/18/97 (nnd) (Entered: 09/29/1997)
10/03/1997	12	JOINT STATUS REPORT by pltf's and dfts (old) (Entered: 10/06/1997)
10/07/1997	13	STATUS (PRETRIAL SCHEDULING) ORDER by Chief Judge William B. Shubb ORDERING that no further joinder of parties or amendments to pleadings is permitted except with leave of court; discovery ddl set for 6/1/98; motion hearing ddl set for 8/10/98; pretrial conference set for 10:00 9/21/98; trial set for 9:00 11/17/98 (cc: all counsel) (nnd) (Entered: 10/07/1997)
02/18/1998		LODGED Substitution of Attorneys by defendants Theng Saechao, Ron Johnson, Mikeial K Williamsen, and County of Yuba (old) (Entered: 02/20/1998)
02/20/1998	14	ORDER by Chief Judge William B. Shubb ORDERING withdrawing attorney John Michael O'Brien for County of Yuba and substituting attorney John Michael O'Brien (cc: all counsel) (old) (Entered: 02/20/1998)
05/01/1998	15	DESIGNATION of expert witnesses by plaintiffs (old) (Entered: 05/04/1998)
06/25/1998		LODGED Stipulation continuing pretrial conference and trial date by defendant (ch) (Entered: 06/26/1998)
06/29/1998	16	ORDER by Chief Judge William B. Shubb ORDERING pretrial conference reset for 10:00 11/23/98; trial reset for 9:00 1/26/99 (cc: all counsel) (nnd) (Entered: 06/29/1998)
08/10/1998		LODGED stipulation continuing non discovery law and motion cut-off date by defendants Ron Johnson, Mikeial K Williamsen, defendant County of Yuba (old) (Entered: 08/12/1998)
08/13/1998	17	ORDER by Chief Judge William B. Shubb ORDERING Stipulation continuing non discovery law and motion cut off date to 11/2/98 is GRANTED motion filing ddl set for 11/2/98 (cc: all counsel) (ch) Modified on 08/13/1998 (Entered: 08/13/1998)
09/29/1998		LODGED stipulation continuing pretrial conference and trial date by defendant (old) (Entered: 09/30/1998)

09/29/1998	18	STIPULATION for dismissal of Lieutenant Ron Johnson and Deputy Sheriff Mikeial Williamsen shall be dismissed from pltf complaint with prejudice (old) (Entered: 09/30/1998)
10/01/1998	19	ORDER by Chief Judge William B. Shubb ORDERING pretrial conference RESET for 10:00 3/15/99; trial RESET for 9:00 5/11/99; discovery ddl satisfied on 10/1/98; motion filing deadline RESET for 2/1/99 (cc: all counsel) (as) (Entered: 10/01/1998)
01/06/1999	20	STIPULATION extending non-discovery law and motion cut-off by dfts (old) (Entered: 01/12/1999)
01/25/1999	21	NOTICE OF MOTION and MOTION for summary judgment by defendants , or, alternatively for summary adjudication of issues by dfts Brian Freeman, Theng Saechao, Ron Johnson, Mikeial K Williamsen, County of Yuba motion TO BE HEARD by Judge William B. Shubb ; Motion Hearing Set For 2/22/99 1:30pm (nnd) (Entered: 01/27/1999)
01/25/1999	22	MEMORANDUM OF POINTS AND AUTHORITIES by defendant in support of Motion for summary judgment [21-1] or alternatively, motion for summary adjudication of issues [21-2] (nnd) (Entered: 01/27/1999)
01/25/1999	23	SEPARATE STATEMENT of Undisputed Material Facts in support of dfts' Motion for summary judgment [21-1] or alternatively motion for summary adjudication of issues [21-2] (nnd) (Entered: 01/27/1999)
01/25/1999	24	DECLARATION of John M O'Brien in support of Motion for summary judgment [21-1] or alternatively motion for summary adjudication of issues [21-2] (nnd) (Entered: 01/27/1999)
01/25/1999	25	PROOF OF SERVICE by defendant of [24-1], [23-1], [22-1], [21-1], [21-2] (nnd) (Entered: 01/27/1999)
01/29/1999	26	DECLARATION of John M O'Brien in support of motion for summary judgment or alternatively, motion for summary adjudication of issues (old) (Entered: 02/01/1999)
01/29/1999	27	STATEMENT by plaintiff Vang Her of undisputed material facts in support of motion for summary judgment [21-1] (old) (Entered: 02/01/1999)
02/08/1999	28	MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION by plaintiffs to motion for summary judgment by defendants [21-1], to motion for summary adjudication of issues by dfts Brian Freeman, Theng Saechao, Ron Johnson, Mikeial K Williamsen, County of Yuba [21-2] (ch) (Entered: 02/09/1999)
02/08/1999	29	APPENDIX by plaintiffs exhibits in opposition to dfts motion for summary judgment or alternatively motion for summary adjudication [28-1] (ch) (Entered: 02/09/1999)
02/08/1999	30	STATEMENT by plaintiff of material facts in opposition to dfts motion for summary judgment or alternatively motion for summary adjudication of issues (ch) (Entered: 02/09/1999)

02/09/1999	31	PROOF OF SERVICE by plaintiffs of [30-1], [29-1], [28-1], [27-1], [26-1] (as) (Entered: 02/10/1999)
02/11/1999	32	REPLY by defendants to response to motion for summary judgment by defendants [21-1], motion for summary adjudication of issues by dfts Brian Freeman, Theng Saechao, Ron Johnson, Mikeial K Williamsen, County of Yuba [21-2] (ch) (Entered: 02/12/1999)
02/11/1999	33	DECLARATION of Ronald Johnson in support of dft motion for summary judgment or alternatively motion for summary adjudication of issues [21-1], [21-2] (ch) (Entered: 02/12/1999)
02/11/1999	34	SUPPLEMENTAL declaration of John M O'Brien by defendants in support of motion for summary judgment or alternatively motion for summary adjudication of issues [26-1] (ch) (Entered: 02/12/1999)
02/11/1999	35	PROOF OF SERVICE by defendant of [34-1], [33-1], [32-1] (ch) (Entered: 02/12/1999)
02/16/1999	36	NOTICE by dfts Brian Freeman, Theng Saechao, Ron Johnson, Mikeial K Williamsen, County of Yuba regarding the filing of original signature page to the declaration of Ronald Johnson [33-1] (as) (Entered: 02/17/1999)
02/22/1999	37	MINUTES of 2/22/99 before Chief Judge William B. Shubb motion for summary judgment by defendants [21-1] SUBMITTED, motion for summary adjudication of issues by dfts Brian Freeman, Theng Saechao, Ron Johnson, Mikeial K Williamsen, County of Yuba [21-2] SUBMITTED; order to be prepared by the court C/R Kelly O'Halloran (ch) (Entered: 02/23/1999)
02/26/1999	38	ORDER by Chief Judge William B. Shubb ORDERING motion for summary judgment and summary adjudication by defendants [21-1] [21-2] GRANTED on claims against dfts Ron Johnson Mikeial Williamsen and the claim against dft Yuba County and DENIED in all other respects party County of Yuba, party Mikeial K Williamsen, party Ron Johnson DISMISSED; (cc: all counsel) (ch) (Entered: 02/26/1999)
03/01/1999	39	PRETRIAL STATEMENT from plaintiff (ch) (Entered: 03/02/1999)
03/01/1999	40	PROOF OF SERVICE by plaintiff of [39-1] (ch) (Entered: 03/02/1999)
03/02/1999	41	MINUTE ORDER jury trial reset for 9:00 5/25/99 (cc: all counsel) (ch) (Entered: 03/03/1999)
03/08/1999	42	SEPARATE PRETRIAL STATEMENT from dfts Brian Freeman, Theng Saechao, County of Yuba (as) (Entered: 03/09/1999)
03/15/1999	43	MINUTES of 3/15/99 before Chief Judge William B. Shubb pretrial conference held on 3/15/99 jury trial set for 9:00 5/25/99 settlement conference set for 2:00 3/26/99 before Judge Levi (ch) (Entered: 03/16/1999)
03/18/1999	<a href="#">44</a>	PRE-TRIAL ORDER approved by Chief Judge William B. Shubb ;

		settlement conference set for 10:00 3/26/99 ;jury trial set for 9:00 5/11/99; counsel for each party shall file trial briefs no later than 7 court days prior to trial; any objections or suggested modifications to this pretrial order shall be filed and served within 10 calendar days from the date of this order (cc: all counsel) (old) (Entered: 03/18/1999)
03/23/1999	45	NOTICE by defendants Brian Freeman and Theng Saechao regarding the lodging of defendants' confidential settlement conference statement (old) (Entered: 03/24/1999)
04/01/1999		LODGED stipulation and order extending trial date by defendant (ch) (Entered: 04/01/1999)
04/02/1999	<a href="#">46</a>	ORDER by Chief Judge William B. Shubb ORDERING stipulation and order extending trial date [0-0] GRANTED jury trial set for 9:00 9/21/99 (cc: all (ch) (Entered: 04/02/1999)
08/27/1999	47	MINUTE ORDER jury trial set for 9/21/99 VACATED pursuant to a letter dated 8/25/99 from counsel Mark Merin the court has been advised the case has settled; the parties shall file dispositional documents by 10/1/99 (cc: all counsel) (ch) (Entered: 08/27/1999)
08/27/1999	48	LETTER to court from counsel for plaintiff indicating the case has settled (ch) (Entered: 08/27/1999)
10/04/1999		LODGED stipulated consent decree by defendants Brian Freeman, Theng Saechao, County of Yuba (as) (Entered: 10/05/1999)
10/06/1999	<a href="#">49</a>	CONSENT JUDGMENT by Chief Judge William B. Shubb ORDERED that the county shall immediately adopt and enforce all General Orders drafted and modified by counsel for the parties; the county shall complete the translation of certain Yuba County Sheriff's Dept written materials into the Hmong, Spanish and Punjabi languages no later than 6 months after the execution of Settlement Agreement (see judgment for details; CASE DISMISSED (cc: all counsel) (ndd) (Entered: 10/06/1999)

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10/25/2005 13:33:10			
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