

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:01-cv-00080-TEH**

Higgs, et al v. Oakland, City of, et al
Assigned to: Judge Thelton E. Henderson
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 01/08/2001
Date Terminated: 03/14/2003
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Michael Higgs

represented by **James B. Chanin**
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Plaintiff

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Plaintiff

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Plaintiff

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V.

Defendant

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Defendant

Chief of Police Richard Word

Defendant

Francisco Vazquez

Defendant

Officer Clarence Mabanag

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Defendant

Officer Jude Siapno

Defendant

Officer Matthew Hornung

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Defendant

Officer S. Hewison

Defendant

Sergeant Hayter

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Cross-claimant

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V.

Cross-defendant

Oakland, City of

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ATTORNEY TO BE NOTICED

Cross-claimant

Officer Clarence Mabanag

represented by **Michael Logan Rains**
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V.

Cross-defendant**Oakland, City of****Cross-claimant****Officer Clarence Mabanag**

represented by **Michael Logan Rains**
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Date Filed	#	Docket Text
01/08/2001	1	OTHER CIVIL RIGHT'S COMPLAINT Summons(es) issued; Fee status pd entered on 1/8/01 in the amount of \$ 150.00 (Receipt No. 4402889); jury demand [3:01-cv-00080] (db, COURT STAFF) (Entered: 01/10/2001)
01/08/2001	2	ORDER RE COURT PROCEDURE and SCHEDULE by Senior Judge William H. Orrick : counsels' case management statement to be filed by 5/3/01 ; initial case management conference will be held 2:00 5/10/01 . (cc: all counsel) (db, COURT STAFF) (Entered: 01/10/2001)
01/16/2001	3	RETURN OF SERVICE executed on K. Mendez on behalf of Court Liason Maureen Kyer 1/12/01 summons and complaint etc [3:01-cv-00080] (db, COURT STAFF) (Entered: 01/17/2001)
01/16/2001	4	RETURN OF SERVICE re summons and complaint etc executed upon defendant Hayter on 1/12/01 [3:01-cv-00080] (db, COURT STAFF) (Entered: 01/17/2001)
01/16/2001	5	RETURN OF SERVICE re summons and complaint etc executed on 1/12/01 on Jeffrey Wood, Sergeant of Police [3:01-cv-00080] (db, COURT STAFF) (Entered: 01/17/2001)
01/16/2001	6	RETURN OF SERVICE re summons and complaint executed on Bobbie Webb, Receptionist to the City Attorney, City of Oakland 1/12/01 [3:01-cv-00080] (db, COURT STAFF) (Entered: 01/17/2001)
01/19/2001	7	NOTICE by Plaintiff of related case(s) 00 4073 CRB & 00 4599 CAL [3:01-cv-00080] (db, COURT STAFF) (Entered: 01/23/2001)
02/15/2001	8	ANSWER to complaint [1-1] AND CROSSCLAIM; jury demand by defendant Matthew Hornung against defendant Oakland, City of [3:01-cv-00080] (db, COURT STAFF) (Entered: 02/15/2001)
02/15/2001	12	ORDER by Judge Charles A. Legge Case Management Conference set for 11:00 5/18/01 ; (Date Entered: 3/9/01) (cc: all counsel) [3:01-cv-00080] (db, COURT STAFF) (Entered: 03/09/2001)
02/16/2001	9	ANSWER to complaint [1-1] AND CROSSCLAIM; jury demand by defendant Clarence Mabanag against defendant Oakland, City of [3:01-cv-00080] (db, COURT STAFF) (Entered: 02/20/2001)
02/20/2001	10	CERTIFICATE of interested parties by Plaintiff [3:01-cv-00080] (db, COURT STAFF) (Entered: 02/20/2001)
02/21/2001	11	NOTICE by Plaintiff of related case(s) 01 0727 VRW (Counsel to refile in high case number) [3:01-cv-00080] (db, COURT STAFF) (Entered: 02/21/2001)
02/27/2001	13	ORDER by Magistrate Judge James Larson Settlement conf. (Mag Larson) at 10:00 5/8/01 ; 7 calendar days before the Settlement Conference the parties shall deliver directly to the magistrate judge 2 copies of a Confidential Settlement Conference Statement (Date Entered: 3/9/01) (cc: all counsel) [3:01-cv-00080] (db, COURT STAFF) (Entered: 03/09/2001)

02/27/2001	14	MINUTES: (C/R not reported) (Hearing Date: 2/26/01) referring three cases to Magistrate Judge Larson for settlement conference as needed [3:01-cv-00080] (db, COURT STAFF) (Entered: 03/09/2001)
03/15/2001	15	RELATED CASE ORDER: Case is related to C00 4599 CaL and C00 4073 CAL and C01 0080 CAL. Case reassigned to Judge Legge. Notice to counsel of record. (db, COURT STAFF) Modified on 03/19/2001 (Entered: 03/19/2001)
03/26/2001		Docket Modification (Administrative) withdrawing attorney Matthew Kumin for plaintiffs and substituting attorney John Houston Scott [3:01-cv-00080] (tn, COURT STAFF) (Entered: 04/02/2001)
03/26/2001		Docket Modification (Administrative) consolidating case to C-00-4599-CAL & C-00-4599-CAL [3:01-cv-00080] (tn, COURT STAFF) (Entered: 04/02/2001)
04/05/2001	16	LETTER from John L. Burris, Esq. dated 4/3/01 to Clerk regarding rescheduling of case management conference to 5/25/01 at 11:00 a.m. [3:00-cv-04599, 3:00-cv-04073, 3:01-cv-00080] (tn, COURT STAFF) (Entered: 04/10/2001)
04/05/2001		Docket Modification (Administrative) Case Management Statement is due 5/18/01, and Case Management Conference re-set for 11:00 a.m. on 5/25/01 [3:00-cv-04599, 3:00-cv-04073, 3:01-cv-00080] (tn, COURT STAFF) (Entered: 04/10/2001)
05/24/2001	17	LETTER from John L. Burris, Esq., dated 5/23/01 to Clerk regarding vacation of case management conference scheduled for 5/25/01 at 11:00 a.m. pending reassignment of the case [3:00-cv-04599, 3:00-cv-04073, 3:01-cv-00080, 3:01-cv-00727] (tn, COURT STAFF) (Entered: 05/25/2001)
05/24/2001		Docket Modification (Administrative) vacating case management conference scheduled for 5/25/01 [3:00-cv-04599, 3:00-cv-04073, 3:01-cv-00080, 3:01-cv-00727] (tn, COURT STAFF) (Entered: 05/25/2001)
06/06/2001	18	ORDER, by Judge Sandra B. Armstrong, DENYING related case notice. Case IS NOT related to C00-1558 SBA. (Date Entered: June 6, 2001) (cc: all counsel) [3:00-cv-04599, 3:00-cv-04073, 3:01-cv-00080, 3:01-cv-00727] (rl, COURT STAFF) (Entered: 06/06/2001)
06/11/2001	19	ORDER by Executive Committee Case reassigned to Judge Thelton E. Henderson (Date Entered: 6/13/01) (cc: all counsel) [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 06/13/2001)
06/19/2001	20	CLERK'S NOTICE Status conference set for 1:30 7/30/01 ; [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 06/21/2001)
06/29/2001		RECEIVED first amended complaint submitted by Plaintiff in 3:01-cv-00080 [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 07/02/2001)
07/11/2001	21	STIPULATION and ORDER by Judge Thelton E. Henderson : granting plaintiffs leave to file amended complaint (cc: all counsel) [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 07/12/2001)
07/17/2001	22	RETURN OF SERVICE executed upon defendant Oakland, City of in 3:01-cv-00080, defendant Richard Word in 3:01-cv-00080, defendant Francisco Vazquez in 3:01-cv-00080, defendant Clarence Mabanag in 3:01-cv-00080, defendant Jude Siapno in 3:01-cv-00080, defendant Matthew Hornung in 3:01-cv-00080, defendant S. Hewison in 3:01-cv-00080, defendant Hayter in 3:01-cv-00080 [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 07/20/2001)
07/31/2001	23	ANSWER to plaintiff's first amended complaint AND CROSSCLAIM for defense and indemnity; jury demand by defendant Clarence Mabanag in 3:01-cv-00080 [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 08/02/2001)
08/13/2001	24	ANSWER by defendant Jude Siapno in 3:01-cv-00080 to first amended complaint [1-1] and cross-claim; jury demand [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 08/15/2001)
09/19/2001	25	ORDER by Judge Thelton E. Henderson vacating any pending motions (Date Entered: 9/24/01) (cc: all counsel) [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 09/24/2001)

12/18/2001	26	NOTICE by defendant Oakland, City of in 3:01-cv-00080, Cross-defendant Oakland, City of in 3:01-cv-00080 of association of attorney Kenneth D. Simoncini, Kerri A. Johnson [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 12/19/2001)
12/26/2001	27	ANSWER by defendant Hayter in 3:01-cv-00080 to complaint [1-1]; jury demand [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 01/02/2002)
03/14/2003	28	STIPULATION and ORDER by Judge Thelton E. Henderson : dismissing case pursuant to the settlement ; appeal filing ddl 5/18/03 (cc: all counsel) [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 04/18/2003)
03/14/2003		Docket Modification (Administrative) to Scheduling order dismissing case pursuant to the settlement ; appeal filing ddl 5/18/03 [28-1], order [28-2] terminating case (3:01-cv-00727) [3:01-cv-00080] (rbe, COURT STAFF) (Entered: 05/20/2003)