

(PJWx), CLOSED, DISCOVERY, PROTORD

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
(Eastern Division – Riverside)  
CIVIL DOCKET FOR CASE #: 5:04-cv-01015-VAP-PJW**

Robert Bernhard et al v. City of Ontario et al  
Assigned to: Judge Virginia A. Phillips  
Referred to: Magistrate Judge Patrick J. Walsh  
Case in other court: 9th CCA, 06-55736  
Cause: 42:1983 Civil Rights Act

Date Filed: 08/13/2004  
Date Terminated: 08/24/2009  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Robert Bernhard**

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**Plaintiff**

**Scott Anderson**

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**Plaintiff**

**Steven Hurst**  
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**Plaintiff**

**Jim Renstrom**  
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**Plaintiff**

**Ron Dupuis**  
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**Plaintiff**

**Keith Henderson**  
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**Plaintiff**

**Craig Pefferle**

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**Dan Stormer**  
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**Plaintiff**

**Nicko Carcich**  
*TERMINATED: 10/28/2004*

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**Plaintiff**

**Rick Carroll**  
*TERMINATED: 10/28/2004*

represented by **Dieter C Dammeier**  
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**Plaintiff**

**Salvador Garcia**  
*TERMINATED: 10/28/2004*

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**Plaintiff**

**Christopher Alvarez**  
*TERMINATED: 10/28/2004*

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**Plaintiff**

**Fred Ruiz**  
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**Plaintiff**

**Steve Guderian**  
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**Plaintiff**

**Mike Kelley**  
*TERMINATED: 10/28/2004*

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**Plaintiff**

**Mike Bors**  
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**Plaintiff**

**ROES**  
*1-250*  
*TERMINATED: 10/28/2004*

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**Plaintiff**

**Craig Ansman**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

**Steven Trujillo**

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*A Municipal Corporation*

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**Defendant**

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*A Department Thereof*

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**Defendant**

represented by

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**Defendant**

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**Defendant**

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**Defendant**

**Joe Sifuentes**  
*TERMINATED: 09/29/2005*

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**Defendant**

**DOES**  
*1 through 20, inclusive*

**Defendant****Michael Thompson**

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**Bruce E Disenhouse**  
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Date Filed	#	Docket Text
08/13/2004	1	COMPLAINT against defendants City of Ontario, City of Ontario Police Department, DOES, Tony Del Rio, Lloyd Scharf, Brad Schneider, Joe Sifuentes(Filing fee \$150.00) Jury Demanded, filed by plaintiffs Christopher Alvarez, Scott Anderson, Robert Bernhard, Mike Bors, Nicko Carcich, Rick Carroll, Ron Dupuis, Salvador Garcia, Steve Guderian, Keith Henderson, Steven Hurst, Mike Kelley, Craig Pefferle, ROES, Jim Renstrom, Fred Ruiz.(de, ) (Entered: 08/16/2004)
08/13/2004		20 Day Summons Issued re Complaint – (Discovery), Complaint – (Discovery) 1 as to City of Ontario, City of Ontario Police Department, DOES, Tony Del Rio, Lloyd Scharf, Brad Schneider, Joe Sifuentes. (de, ) (Entered: 08/16/2004)
08/13/2004	2	CERTIFICATION AND NOTICE of Interested Parties filed by Plaintiffs Christopher Alvarez, Scott Anderson, Robert Bernhard, Mike Bors, Nicko Carcich, Rick Carroll, Ron Dupuis, Salvador Garcia, Steve Guderian, Keith Henderson, Steven Hurst, Mike Kelley, Craig Pefferle, ROES, Jim Renstrom, Fred Ruiz. (de, ) (Entered: 08/16/2004)
08/13/2004		FAX number for Attorney Dieter C Dammeier, Michael Andrew McGill is 909-985-3299. (de, ) (Entered: 08/16/2004)
08/16/2004	3	STANDING ORDER by Judge Virginia A. Phillips,(am, ) (Entered: 08/18/2004)
10/28/2004	4	FIRST AMENDED COMPLAINT against defendants City of Ontario, City of Ontario Police Department, DOES, Tony Del Rio, Lloyd Scharf, Brad Schneider, Joe Sifuentes ; Party Nicko Carcich; Rick Carroll; Ron Dupuis; Salvador Garcia; Steve Guderian; Keith Henderson; Steven Hurst; Mike Kelley; ROES; Jim Renstrom; Fred Ruiz; Christopher Alvarez and Mike Bors terminated amending Complaint – (Discovery); Demand for jury trial,filed by plaintiffs Craig Anzman, Will Rivera, Jeff Quon, Steven Trujillo, Scott Anderson, Robert Bernhard, Craig Pefferle (am, ) (Entered: 11/01/2004)
10/28/2004		20 Day Summons Issued re Amended Complaint, 4 as to City of Ontario, City of Ontario Police Department, Tony Del Rio, Brad Schneider, Joe Sifuentes. (am, ) (Entered: 11/01/2004)

12/17/2004	5	CERTIFICATE of Interested Parties filed by Defendants City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (de, ) (Entered: 12/22/2004)
12/17/2004	6	ANSWER to Complaint – (Discovery) 1 with JURY DEMAND filed by defendants City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider.(de, ) (Entered: 12/22/2004)
01/06/2005	7	ORDER SETTING SCHEDULING CONFERENCE by Judge Virginia A. Phillips: Scheduling Conference set for 3/28/2005 01:30 PM before Honorable Virginia A. Phillips.(th) (Entered: 01/10/2005)
02/23/2005	8	STIPULATION AND ORDER by Judge Virginia A. Phillips : The time for plaintiffs to file their motion for class certification is extended until 3/7/05; Defendants have until 3/21/05 to file their opposition to the motion; Plaintiffs have until 4/4/05 to file their reply if any; Scheduling Conference set for 4/11/2005 01:30 PM before Honorable Virginia A. Phillips; The motion for class certification will be heard on 4/11/05 at 10:00 a.m. or 1:30 pm. depending on the Court's schedule.(am, ) (Entered: 02/24/2005)
03/07/2005	9	NOTICE OF MOTION AND MOTION for Class Certification filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Motion set for hearing on 4/11/2005 at 10:00 AM before Honorable Virginia A. Phillips. Lodged Proposed Order. (am, ) (Entered: 03/08/2005)
03/07/2005	10	MEMORANDUM in Support of MOTION for Class Certification 9 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/08/2005)
03/07/2005	11	DECLARATIONS in support of MOTION for Class Certification 9 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/08/2005)
03/21/2005	12	MEMORANDUM in Opposition to MOTION for Class Certification 9 filed by defendants City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 03/22/2005)
03/28/2005	13	JOINT REPORT Rule 26(f) Discovery Plan filed; estimated length of trial 10 days. (am, ) (Entered: 03/29/2005)
04/04/2005	14	REPLY MEMORANDUM OF POINTS AND AUTHORITIES in support of MOTION for Class Certification 9 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 04/05/2005)
04/04/2005	15	DECLARATIONS in support of plaintiffs reply memorandum of points and authorities in support of MOTION for Class Certification 9 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 04/05/2005)
04/11/2005	16	MINUTES OF Scheduling Conference held before Judge Virginia A. Phillips: The settlement conference shall be conducted no later than 8/31/05. The Court approves the ADR-01 Form, Settlement Procedures No 1 appear before

		Magistrate Judge assigned to the case. The trial schedule, motion and discovery cutoff dates will be set forth in a separate civil scheduling order to be filed and served on counsel by the clerk. (am, ) (Entered: 04/12/2005)
04/11/2005	<u>17</u>	SCHEDULING ORDER by Judge Virginia A. Phillips: Non Expert Discovery cut-off 9/30/2005. Expert Discovery Cut-off 11/30/05; Non-discovery Motions due by 1/23/2006. Pretrial Conference set for 3/13/2006 02:00 PM before Honorable Virginia A. Phillips. Jury Trial set for 3/28/2006 08:30 AM before Honorable Virginia A. Phillips. (am, ) (Entered: 04/12/2005)
04/11/2005	<u>18</u>	MINUTES OF Motion Hearing held before Judge Virginia A. Phillips: MOTION to Class Certification 9 . Court issues a tentative ruling, hears oral argument and takes the matter under submission. Court Reporter: Phyllis Preston. (am, ) (Entered: 04/12/2005)
04/13/2005	<u>19</u>	ORDER by Judge Virginia A. Phillips GRANTING the NOTICE AND REQUEST of Settlement Procedure Selection (Sp1) to Appear Before Magistrate Judge for settlement proceedings. (am, ) (Entered: 04/14/2005)
04/14/2005	<u>20</u>	ORDER by Judge Virginia A. Phillips : granting 9 Motion for Class Certification. Della Bahan, Peter Eliasberg and Michael Lackie are appointed class counsel. Plaintiffs shall file a notice plan and lodge a proposed notice of pendency of class action no later than 4/20/05. Defendants may file any objections to the notice plan and notice of pendency of class action no later than 4/27/05. (am, ) (Entered: 04/14/2005)
04/14/2005		PLACED IN FILE – NOT USED re proposed order lodged 3/7/05 granting motion for class certification submitted by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (mrgo, ) (Entered: 04/18/2005)
04/15/2005	21	MEMORANDUM of Points and Authorities in Support of proposed Notice of Pendency of Class Action filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (mrgo, ) (Entered: 04/18/2005)
04/20/2005	<u>22</u>	SETTLEMENT CONFERENCE ORDER, by Judge Stephen G. Larson. Settlement Conference set for 8/4/2005 02:30 PM before Magistrate Judge Stephen G. Larson (See document for further details). (de, ) (Entered: 04/20/2005)
04/25/2005	23	PROOF OF SERVICE Executed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, upon Joe Sifuentes served on 4/20/2005, answer due 5/10/2005. The Summons and Complaint were served by Personal service, by Federal statute, upon Jos Sifuentes. Due Dilligence declaration not attached. Original Summons not returned. (am, ) (Entered: 04/26/2005)
05/09/2005	24	ANSWER to First Amended Complaint, 4 Jury Trial Demanded filed by defendant Joe Sifuentes. (am, ) (Entered: 05/10/2005)
05/09/2005	25	NOTICE of Interested Parties filed by Defendant Joe Sifuentes. (am, ) (Entered: 05/10/2005)

05/09/2005	26	DEMAND for Jury Trial filed by defendant Joe Sifuentes.. (am, ) (Entered: 05/10/2005)
06/01/2005	<u>27</u>	STIPULATION AND PROTECTIVE ORDER re addresses and telephone numbers by Judge Virginia A. Phillips (am, ) (Entered: 06/03/2005)
06/17/2005	28	NOTICE OF MOTION AND MOTION to Disqualify Plaintiffs' Counsel Dieter Dammeier and Michael McGill filed by defendants City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. Motion set for hearing on 7/11/2005 at 10:00 AM before Honorable Virginia A. Phillips. (mrgo, ) (Entered: 06/20/2005)
06/21/2005	<u>29</u>	ORDER approving form and method of notice of pendency of class action by Judge Virginia A. Phillips,(am, ) (Entered: 06/22/2005)
06/22/2005		TRANSMITTAL of documents: Certified copy of Order of Remand to San Bernardino County Superior Court.(am, ) (Entered: 06/22/2005)
06/24/2005	30	EX PARTE APPLICATION to Vacate Notice of Motion and Motion to Disqualify Counsel of Record; Memorandum of points and authorities; and declarations of Michael A. McGill, Peter Eliasberg and Peter Bibring filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 06/27/2005)
06/28/2005	31	NOTICE OF MOTION AND MOTION to Disqualify Counsel of Record of Lackie & Dammeier; Memorandum of points and authorities; declaration of Bruce E. Disenhouse; declaration of Sergeant Brad Schneider in support thereof filed by defendants City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. Motion set for hearing on 7/25/2005 at 10:00 AM before Honorable Virginia A. Phillips. (am, ) (Entered: 06/29/2005)
07/01/2005	<u>32</u>	MINUTES OF IN CHAMBERS ORDER by Judge Virginia A. Phillips: Granting plaintiffs 6/24/05 Ex aprte application to vacate defendants 6/17/05 motion to disqualify counsel. The hearing on the refiled motion is now set for 7/25/05 @ 10:00 a.m. (am, ) (Entered: 07/05/2005)
07/06/2005	33	EX PARTE APPLICATION for Order to Vacate Defendants Notice of Motion and Motion to Disqualify Counsel of Record; Memorandum of points and authorities; and declaration of Michael A. McGill filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Lodged Proposed Order. (am, ) (Entered: 07/07/2005)
07/07/2005	34	OPPOSITION to EX PARTE APPLICATION to Vacate Defendants Notice of Motion and Motion to Disqualify Counsel of Record 33 ; Declaration of Bruce E. Disenhouse filed by defendants City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 07/08/2005)
07/08/2005	<u>35</u>	MINUTES OF IN CHAMBERS ORDER by Judge Virginia A. Phillips: EX PARTE APPLICATION for Order to Vacate Defendants Notice of Motion and Motion to Disqualify Counsel of Record 33 (am, ) (Entered: 07/11/2005)

07/08/2005		PLACED IN FILE – NOT USED re Proposed Order granting ex parte relief and vacating defendants notice of motion and motion to disqualify counsel of record submitted by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 07/11/2005)
07/11/2005	36	MEMORANDUM in Opposition to MOTION to Disqualify Counsel 31 ; Declaration of Michael A. McGill, Anthony Snodgrass, Michael D. Lackie, Peter Bibring, and Peter Eliasberg in support thereof filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 07/12/2005)
07/18/2005	37	REPLY to opposition to MOTION to Disqualify Counsel one of the counsel of Lackie & Dammeier 31 ; Memorandum of points and authorities; declaration of Bruce E. Disenhouse; Declaration of Sergeant Brad Schneider in support thereof filed by defendants City of Ontario Police Department, Tony Del Rio, Brad Schneider. (am, ) (Entered: 07/19/2005)
07/25/2005	<u>38</u>	MINUTES OF Motion Hearing held before Judge Virginia A. Phillips RE: MOTION to Disqualify Counsel one of the counsel of Lackie & Dammeier 31 . Counsel shall file further briefs regarding whether defendants Motion to disqualify implicates the other law firms currently representing the plaintiffs. The briefs shall be filed no later than 7/29/05 and defendants motion to disqualify counsel of record shall stand submitted on the timely filed documents. Court Reporter: Phyllis Preston. (am, ) (Entered: 07/25/2005)
07/26/2005	39	NOTICE of non-opposition filed by defendant Eliseo Sifuentes. (am, ) (Entered: 07/26/2005)
07/26/2005		PLACED IN FILE – NOT USED re proposed order granting ex parte relief lodged 6/24/05 submitted by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (mrgo, ) (Entered: 07/28/2005)
07/29/2005	40	SUPPLEMENTAL MEMORANDUM in Opposition to MOTION to Disqualify Counsel 31 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Jeff Quon, Steven Trujillo. (am, ) (Entered: 08/01/2005)
07/29/2005	41	SUPPLEMENTAL BRIEF re MOTION to Disqualify Counsel one of the counsel of Lackie & Dammeier 31 ; Memorandum of points and authorities in support thereof filed by defendants City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 08/01/2005)
08/17/2005	<u>42</u>	MINUTES OF IN CHAMBERS ORDER by Judge Virginia A. Phillips: GRANTING MOTION to Disqualify Counsel one of the counsel of Lackie & Dammeier 31 . Lackie & Dammeier is directed to cease all representation of plaintiffs and to turn over to its co-counsel all files related to the prosecution of plaintiffs action. (am, ) (Entered: 08/18/2005)
08/18/2005	<u>43</u>	STIPULATION AND ORDER. IT IS HEREBY STIPULATED that the mandatory settlement conference may be continued to 9/20/05 at 10:00 AM in the courtroom of the Honorable Stephen G Larson. IT IS SO ORDERED, by Judge Stephen G. Larson. (de, ) (Entered: 08/22/2005)

08/26/2005	44	TRANSCRIPT filed for proceedings held on 4/11/05. Court Reporter: Phyllis A. Preston. (am, ) (Entered: 08/29/2005)
08/26/2005	45	RECEIPT OF REPORTERS TRANSCRIPT of proceedings for the following dates: 4/11/05, re Transcript 44 : Court Reporter: Phyllis Preston (am, ) (Entered: 08/29/2005)
09/13/2005	<u>46</u>	STIPULATION AND ORDER CONTINUING NON-EXPERT DISCOVERY CUT-OFF AND EXPERT DISCLOSURE DEADLINES. IT IS HEREBY STIPULATED AS FOLLOWS: 1. The non-expert discovery cut-off may be extended until 11/30/05. 2. The last date for hearing of discovery motions may be extended until 12/12/05. 3. October 14, 2005 will be the last day to serve all initial expert disclosures. 4. November 3, 2005 will be the last day to serve all rebuttal expert disclosures. IT IS SO ORDERED, by Judge Virginia A. Phillips. (de, ) (Entered: 09/14/2005)
09/15/2005	<u>47</u>	MINUTES: (IN CHAMBERS) ORDER AND NOTICE RESETTING TIME FOR SETTLEMENT CONFERENCE. Counsel are notified that due to the congestion of the courts trial calendar, the settlement conference scheduled before Magistrate Judge Stephen G Larson on 9/20/05, is hereby reset from 10:00 AM to 2:30 PM, in courtroom #1 of the above-entitled court. IT IS SO ORDERED, by Judge Stephen G. Larson. Court Reporter: None. (de, ) (Entered: 09/16/2005)
09/19/2005	<u>48</u>	MINUTES OF IN CHAMBERS ORDER by Judge Virginia A. Phillips: The court hereby ORDERS the settlement conference VACATED. Counsel are requested to consult with each other and thereafter, to contact the deputy clerk to reset the matter on the courts calendar as soon as possible. (am, ) (Entered: 09/20/2005)
09/26/2005	49	NOTICE of filing of Opt-Outs to be excluded from action (Set One) filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 09/27/2005)
09/29/2005	<u>50</u>	STIPULATION TO PERMIT FILING OF PLAINTIFFS SECOND AMENDED COMPLAINT ORDER AND SECOND AMENDED COMPLAINT. The parties hereby STIPULATE to permit the filing of the attached Second Amended Complaint. The parties further STIPULATE that by agreeing to this stipulation, Defendant Joe Sifuentes does not waive any right or claim he may have to seek costs or attorneys fees under FCRP 41(a)(2), 42 USC 1988, or any other provision of law, upon dismissal of Mr Sifuentes from this action. IT IS SO ORDERED, by Judge Virginia A. Phillips. (de, ) (Entered: 09/30/2005)
09/29/2005	51	SECOND AMENDED COMPLAINT against defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider; Party Joe Sifuentes terminated amending Complaint - (Discovery) 1 , filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo (de, ) (Entered: 09/30/2005)
10/07/2005	53	ANSWER to Second Amended Complaint, 51 Demand for jury trial filed by defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider.(am, ) (Entered: 10/12/2005)



10/11/2005		MINUTES (In Chambers) ORDER AND NOTICE RESETTING DATE FOR SETTLEMENT CONFERENCE Counsel are notified that a Settlement Conference is hereby set for 11/1/2005 01:30 PM, in courtroom #1 before Magistrate Judge Stephen Larson. Tape #: None. (dts, ) (Entered: 10/11/2005)
10/11/2005	<u>52</u>	NOTICE OF CLERICAL ERROR: Due to clerical error Minute Order dated 10/11/05 did not receive a docket entry number. Re: Reset Hearings (dts, ) (Entered: 10/11/2005)
10/11/2005	54	AMENDED CERTIFICATION of Interested Parties filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 10/12/2005)
10/13/2005	<u>55</u>	STIPULATION AND PROTECTIVE ORDER by Judge Stephen G. Larson : re payroll and telephone records (see document for detailed information)(am, ) (Entered: 10/14/2005)
10/17/2005	<u>59</u>	STIPULATION TO DISMISS DEFENDANT JOE SIFUENTES WITH PREJUDICE. Plaintiffs and Defendant, Joe Sifuentes, have reached a mutually acceptable agreement concerning resolution of any claims Plaintiffs alleged against Mr Sifuentes and any claims Mr Sifuentes had against Plaintiffs, accordingly, pursuant to FRCP 41(a)(ii), the parties hereby STIPULATE to dismiss Defendant Joe Sifuentes with prejudice. IT IS SO ORDERED, by Judge Virginia A. Phillips. (de, ) (Entered: 10/21/2005)
10/17/2005	<u>60</u>	STIPULATION CONCERNING NOTICE TO UNNAMED CLASS MEMBER, KATHY JANZEN. It is hereby STIPULATED by Ms Janzen and the parties that Ms Janzen has received adequate notice of the pendency of this class action. IT IS SO ORDERED, by Judge Virginia A. Phillips. (de, ) (Entered: 10/21/2005)
10/17/2005	<u>61</u>	STIPULATION TO EXTEND TIME FOR INITIAL EXPERT DISCLOSURES AND ORDER. The parties hereby STIPULATE as follows: 1) The cut off date for initial expert disclosures is extended through 10/28/05; and 2) The cut off date for rebuttal expert disclosures is extended through 11/17/05; and 3) After the production of the rebuttal expert disclosures, the parties will agree to produce for deposition any rebuttal expert on reasonable notice, which may be less than ten days. or on one of the following days – November 28, 29, or 30, so that both Defendants and Plaintiffs have a reasonable opportunity to depose the other sides rebuttal expert. IT IS SO ORDERED, by Judge Virginia A. Phillips. (de, ) (Entered: 10/21/2005)
10/18/2005	56	ANSWER to Second Amended Complaint, 51 Demand for jury trial filed by defendants City of Ontario, City of Ontario Police Department.(am, ) (Entered: 10/19/2005)
10/18/2005	57	AMENDED CERTIFICATE of Interested Parties filed by Defendants City of Ontario, City of Ontario Police Department. (am, ) (Entered: 10/19/2005)
10/19/2005	<u>58</u>	STIPULATION AND ORDER by Judge Virginia A. Phillips: That pursuant to FRCP 30(a)(2)(A) both th defendants and plaintiffs be permitted to take up to fifteen deposition as part of fact discovery in this mattter.(am, ) (Entered: 10/20/2005)

11/01/2005	<u>62</u>	MINUTES: SETTLEMENT CONFERENCE. A settlement conference was held. No settlement was reached. Counsel agreed to adjourn the settlement discussions for today but will continue to discuss the matter in good faith in private. The Court ORDERS counsel to file every 30 days a report on their ongoing settlement negotiations with this court, such reports shall be submitted under seal for in camera review. Counsel will contact the deputy clerk to set the matter back on calendar for further settlement discussions should counsel believe it would be fruitful. IT IS SO ORDERED, by Judge Stephen G. Larson. Court Reporter: None. (de, ) (Entered: 11/02/2005)
11/23/2005	<u>63</u>	STIPULATION AND ORDER by Judge Virginia A. Phillips: The non-expert discovery cut-off may be extended until 12/20/05.(am, ) (Entered: 11/28/2005)
12/01/2005	66	ORDER from 9th CCA. Petitioners have not demonstrated that this case warrants the intervention of this Court by means of the extraordinary remedy of mandamus. Accordingly, the petition is denied, CCA # 05-75335. Order received in this district on 12/5/2005. (jp, ) (Entered: 12/08/2005)
12/02/2005	64	NOTICE of Filing under seal of Joint Request for further mediation filed by plaintiffs (am, ) (Entered: 12/05/2005)
12/16/2005	<u>67</u>	STIPULATION AND PROTECTIVE ORDER re Internal Affairs Log by Magistrate Judge Stephen G. Larson (see document for further information)(am, ) Modified on 12/19/2005 (am, ). Modified on 12/19/2005 (am, ). (Entered: 12/19/2005)
12/27/2005	<u>68</u>	STIPULATION AND ORDER by Judge Virginia A. Phillips: Expert Discovery cut-off 12/15/2005. Fact Discovery cut-off 2/15/06. Date for hearing on any dispositive motions continued to 3/13/06 @ 10:00 A.M. Pretrial Conference continued for 4/10/2006 02:00 PM before Judge Virginia A. Phillips. Jury Trial continued for 4/25/2006 08:30 AM before Judge Virginia A. Phillips.(am, ) (Entered: 12/28/2005)
01/04/2006	69	JOINT REPORT REGARDING PRIVATE MEDIATION filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (mrgo, ) (Entered: 01/05/2006)
02/21/2006	70	NOTICE OF MOTION AND MOTION for Summary Judgment, and or MOTION for Summary Adjudication of issues; Memorandum of points and authorities in support filed by defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. Motion set for hearing on 3/13/2006 at 10:00 AM before Judge Virginia A. Phillips. Lodged Proposed Order. (am, ) Modified on 2/22/2006 (am, ). (Entered: 02/22/2006)
02/21/2006	71	DECLARATION of Bruce E. Disenhouse in support of MOTION for Summary Judgment, and or MOTION for Summary Adjudication of issues 70 filed by defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 02/22/2006)
02/21/2006	72	SEPARATE STATEMENT of undisputed facts filed by Defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider (am, ) (Entered: 02/22/2006)

02/21/2006	73	NOTICE OF MOTION AND MOTION for Partial Summary Judgment filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Motion set for hearing on 3/13/2006 at 10:00 AM before Judge Virginia A. Phillips. Lodged Proposed Statement and Order. (am, ) (Entered: 02/22/2006)
02/21/2006	74	MEMORANDUM in Support of MOTION for Partial Summary Judgment 73 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 02/22/2006)
02/21/2006	75	DECLARATIONS AND EXHIBITS in support of plaintiffs MOTION for Partial Summary Judgment 73 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 02/22/2006)
02/21/2006	76	NOTICE of lodging deposition Transcript of Michael L. Thompson filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 02/22/2006)
02/27/2006	<u>77</u>	STIPULATION AND ORDER by Judge Virginia A. Phillips: Extending the time of filing opposition briefs to Plaintiffs Motion for Partial Summary Judgment and Defendants Motion for Summary Judgment to 3/6/06 and the date for the hearing on the Motions to 3/20/2006 at 10:00 PM before Judge Virginia A. Phillips. Reply briefs to be filed on 3/13/06.(am, ) (Entered: 03/01/2006)
03/06/2006	78	OPPOSITION to Plaintiffs MOTION for Partial Summary Judgment 73 ; Memorandum of points and authorities in support thereof; declaration of Bruce E. Disenhouse filed by defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 03/06/2006)
03/06/2006	79	STATEMENT of of undisputed material facts and responses to defendants statement of undisputed material facts concerning defendants MOTION for Summary Judgment 70 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/06/2006)
03/06/2006	80	MEMORANDUM in Opposition to Defendants MOTION for Summary Judgment 70 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/06/2006)
03/06/2006	81	DECLARATIONS in support of plaintiffs opposition to Defendants MOTION for Summary Judgment 70 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/06/2006)
03/06/2006	82	NOTICE of lodging depositon transcripts filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/06/2006)
03/13/2006	83	REPLY MEMORANDUM OF POINTS AND AUTHORITIES in support of Plaintiffs MOTION for Partial Summary Judgment 73 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman,

		Will Rivera, Jeff Quon, Steven Trujillo. (am, ) Modified on 3/13/2006 (am, ). (Entered: 03/13/2006)
03/13/2006	84	DECLARATIONS in support of REPLY MEMORANDUM OF POINTS AND AUTHORITIES in support of Plaintiffs MOTION for Partial Summary Judgment 73 filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/13/2006)
03/13/2006	85	REPLY to plaintiffs opposition to defendants MOTION for Summary Judgment 70 filed by defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 03/13/2006)
03/15/2006		PLACED IN FILE – NOT USED re Amended Reply to plaintiffs opposition to defendants motion for summary judgment submitted by defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 03/22/2006)
03/15/2006		PLACED IN FILE – NOT USED re Corrected plaintiffs Reply Memorandum of pints and authorities in support of plaitniffs motion for partial summary judgment submitted by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 03/22/2006)
03/16/2006	<u>86</u>	ORDER by Judge Virginia A. Phillips Stricking from the record SEPARATE STATEMENT of undisputed facts 72 (am, ) (Entered: 03/17/2006)
03/16/2006	87	TABLE OF CONTENTS AND TABLE OF AUTHORITIES TO AMENDED REPLY TO PLAINTIFFS OPPOSITION TO DEFENDANTS MOTION for Summary Judgment 70 filed by defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 03/17/2006)
03/20/2006	<u>88</u>	MINUTES OF Motion Hearing held before Judge Virginia A. Phillips: RE: Defendants MOTION for Summary Judgment, and or MOTION for Summary Adjudication of issues; and Plaintiffs MOTION for Partial Summary Judgment. Court issues a tentative ruling hears oral argument and takes the matter under submission. Status Conference set for 4/7/2006 at 11:00 AM before Judge Virginia A. Phillips.Court Reporter: Phyllis Preston. (am, ) (Entered: 03/24/2006)
03/21/2006		PLACED IN FILE – NOT USED re Stipulation to permit plaintiffs to file a corrected reply memorandum of points and authorities in support o their motion for partial summary judgment and to allow defendants to withdraw their reply brief and file a reply brief in compliance with the courts standing order submitted by defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 03/22/2006)
03/22/2006		PLACED IN FILE – NOT USED re Stipulation and Proposed Order extending dates from compliance with Local Rule 16 and resetting pretrial conference and trial date submitted by plaintiff and defendants. (am, ) (Entered: 03/24/2006)

03/30/2006	<u>89</u>	ORDER by Judge Virginia A. Phillips, DENYING IN PART AND GRANTING IN PART Plaintiffs MOTION for Partial Summary Judgment 73 , and Defendants MOTION for Summary Judgment 70 . Plaintiffs Motion is granted to the extent that it requests partial summary adjudication on liability against Defendant Schneider on plaintiffs 1983 claim. Plaintiffs Motion is denied as to the remaining grounds. Defendants motion is granted to the extent it request judgment on behalf of all defendants on plaintiffs state law claims. Plaintiffs motion is denied as to the remaining grounds. (am, ) (Entered: 04/04/2006)
03/30/2006	<u>90</u>	STIPULATION AND ORDER of undisputed facts and stipulation as to admissibility of certain documents for Motions for Summary and Partial Summary Judgment by Judge Virginia A. Phillips (See document for further information) (am, ) (Entered: 04/04/2006)
04/06/2006		PLACED IN FILE – NOT USED re Proposed Order granting plaintiffs motion for partial summary judgment and denying defendants motion for summary judgment submitted by plaintiffs Craig Pepperle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 04/11/2006)
04/06/2006		PLACED IN FILE – NOT USED re Plaintiffs Statement of uncontroverted facts and conclusions of law in support of plaintiffs motion for partial summary judgment submitted by plaintiffs Craig Pepperle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 04/11/2006)
04/06/2006		PLACED IN FILE – NOT USED re Proposed Order granting motion for summary judgment and or summary adjudication submitted by plaintiffs Craig Pepperle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (am, ) (Entered: 04/11/2006)
04/06/2006		PLACED IN FILE – NOT USED re Proposed Order granting motion for summary judgment and or summary adjudication submitted by defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 04/19/2006)
04/10/2006	<u>91</u>	MINUTES: STATUS CONFERENCE. Court and counsel confer regarding status of the case. The trial date of 4/25/06, is ordered VACATED, by Judge Virginia A. Phillips. Court Reporter: Phyllis Preston. (de, ) (Entered: 04/11/2006)
04/10/2006		Trial date of 4/25/06 is ordered VACATED (de, ) (Entered: 04/11/2006)
04/14/2006	<u>92</u>	AMENDED ORDER DENYING IN PART AND GRANTING IN PART PLAINTIFFS AND DEFENDANTS MOTIONS FOR SUMMARY JUDGMENT 70 73 . For the foregoing reasons (See document for details), Plaintiffs Motion is granted to the extent that it requests partial summary adjudication on liability against Defendant Schneider on Plaintiffs 1983 claim, and Defendant Thompson on Plaintiffs California constitutional right to privacy and common law tort of the remaining grounds. Defendants Motion is granted to the extent it requests judgment on behalf of all Defendants except Defendant Thompson on Plaintiffs state law claims. Defendants Motion is denied as to the remaining grounds,

		by Judge Virginia A. Phillips. (de, ) (Entered: 04/17/2006)
04/21/2006	93	REQUEST for Certification for Interlocutory Appeal filed by plaintiffs (jag, ) (Entered: 04/26/2006)
04/28/2006	94	REQUEST for Certification for Interlocutory Appeal filed by defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (am, ) (Entered: 05/04/2006)
05/10/2006	95	NOTICE of Change of Attorney Information: Attorney Mark John Tundis will no longer receive service of documents from the Clerks Office for the reason indicated in the G-06 Notice. Mark John Tundis is no longer attorney of record in this case for the reason indicated in the G-06 Notice. Filed by defendant Joe Sifuentes (am, ) (Entered: 05/17/2006)
05/17/2006	<u>96</u>	NOTICE OF APPEAL to 9th CCA filed by defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. Appeal of Order <u>92</u> Filed On: 04/14/06; Entered On: 04/17/06. Filing fee \$ 455. Billed. cc: Bruce E. Disenhouse; Peter J. Eliasberg; Della Bahan. (cbr, ) (Entered: 05/19/2006)
05/17/2006		Civil Appeals Docketing Statement received from defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider forwarded to 9th CCA. RE: Appeal to Circuit Court <u>96</u> (cbr, ) (Entered: 05/19/2006)
05/17/2006	<u>97</u>	TRANSCRIPT DESIGNATION AND ORDERING FORM For Dates: 03/20/06, 04/10/06; Court Reporter: P. Preston; Re: Appeal to Circuit Court <u>96</u> (cbr, ) (Entered: 05/19/2006)
05/19/2006		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Appeal to Circuit Court <u>96</u> (cbr, ) (Entered: 05/19/2006)
06/01/2006	<u>99</u>	ORDER by Judge Virginia A. Phillips: GRANTING Defendant Michael Thompson's REQUEST for interlocutory appeal 94 (am, ) (Entered: 06/02/2006)
06/01/2006	<u>100</u>	ORDER by Judge Virginia A. Phillips GRANTING REQUEST for Certification for Interlocutory Appeal 93 (am, ) (Entered: 06/02/2006)
06/01/2006		APPEAL FEE PAID: re Appeal to Circuit Court, <u>96</u> as to Defendant Michael Thompson; Receipt Number: 85652 in the amount of \$455. (dmap, ) (Entered: 06/05/2006)
06/02/2006	<u>98</u>	NOTIFICATION by Circuit Court of Appellate Docket Number 06-55736. 9th CCA regarding Appeal to Circuit Court <u>96</u> Filed on: 5/17/06 Entered on: 5/19/06. Filed by Lloyd Scharf, Tony Del Rio, Michael Thompson, City of Ontario Police Department, Brad Schneider. (lr, ) (Entered: 06/02/2006)
06/19/2006	<u>101</u>	TRANSCRIPT DESIGNATION AND ORDERING FORM For Dates: 03/20/06, 04/10/06; Court Reporter: P. Preston; Re: Appeal to Circuit Court <u>96</u> . (cbr, ) (Entered: 08/21/2006)
08/18/2006	102	ORDER from 9th CCA filed, CCA # 06-80080. Order received in this district on 08/21/06. The petition for permission to file an interlocutory appeal pursuant to 28 U.S.C 1292(b) is denied as untimely. (cbr, ) (Entered: 08/21/2006)

		08/25/2006)
08/18/2006	103	ORDER from 9th CCA filed as to Appeal to Circuit Court, <u>96</u> filed by Lloyd Scharf,, Tony Del Rio,, Michael Thompson,, City of Ontario Police Department,, Brad Schneider,, CCA # 06-55736. Order received in this district on 8/24/06. The parties' joint motion to stay appellate proceedings pending this court's disposition of petition Nos. 06-80072 and 06-80080 is granted. This appeal is stayed until 10/6/06. (dmap, ) (Entered: 08/29/2006)
09/21/2006	<u>104</u>	ORDER from 9th CCA filed as to Appeal to Circuit Court, <u>96</u> filed by Lloyd Scharf, Tony Del Rio, Michael Thompson,, City of Ontario Police Department, Brad Schneider, CCA # 06-80072. Order received in this district on 9/25/06. The petition for permission to appeal pursuant 28 U.S.C is denied. (lr, ) (Entered: 09/28/2006)
10/25/2006	105	NOTICE of Change of Attorney Information: changing address to 125 University Avenue, Berkeley, CA 94710, changing telephone number to 510-845-0740changing fax number to 510-845-3654. for attorney Della Bahan. Filed by plaintiff Robert Bernhard, Mike Kelley, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo and the plaintiff class (stsh, ) (Entered: 11/03/2006)
10/30/2006	106	NOTICE of Change of Attorney Information: changing address to 125 University Avenue, Berkeley, CA 94710, changing telephone number to 510-845-0740, changing fax number to 510-845-3654. for attorney Della Bahan. Filed by plaintiff Robert Bernhard, Mike Kelley, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo and the plaintiff class (stsh, ) (Entered: 11/03/2006)
12/27/2006	107	RECORD ON APPEAL sent to Circuit Court re: Appeal number, 06-55736 Record consists of 1 through 4 volumes, 1 transcripts re Appeal to Circuit Court, <u>96</u> (car, ) (Entered: 12/27/2006)
12/27/2006	108	APPEAL RECORD sealed documents sent to Circuit Court re: Appeal number, 06-55736. 1 documents were sent with this transmittal. Document numbers S0065. (car, ) (Entered: 12/27/2006)
12/28/2007	<u>109</u>	MINUTES OF IN CHAMBERS ORDER AMENDING STANDING ORDER held before Judge Virginia A. Phillips: Effective January 1, 2008, electronic filing ("e-filing") will be mandatory for allnew and pending civil cases in the United States District Court for the Central Districtof California. Information about the Court's Electronic Case Filing system isavailable on the Court's website at <a href="http://www.cacd.uscourts.gov/cmecf">www.cacd.uscourts.gov/cmecf</a> . The "e-filing" of all documents required to be "e-filed" in this matter pursuant toGeneral Order No. 07-08 shall be completed by 4:00 p.m. on the date due. Anydocuments "e-filed" after 4:00 p.m. on the date due will be considered late and maybe stricken by the Court.Counsel shall provide one conformed courtesy copy of any "e-filed" document.With the exception of reply briefs for motions on the Court's hearing calendar, suchcourtesy copies shall be delivered no later than noon of the day following "e-filing."Courtesy copies of reply briefs, however, shall be provided by 5:00 p.m. on the dayof filing, and shall be delivered to the "Courtesy Box," located outside of Courtroom2 on the 2nd floor at the United States District Court, 3470 Twelfth Street,

		Riverside,California 92501. (am) (Entered: 12/28/2007)
04/07/2008	<u>110</u>	MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>96</u> , CCA # 06-55736. The Judgment of District Court is AFFIRMED. Mandate received in this district on 04/10/08. (cbr) (Entered: 04/16/2008)
04/17/2008	<u>111</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>96</u> filed by Tony Del Rio, Brad Schneider, Lloyd Scharf, City of Ontario Police Department, Michael Thompson, CCA # 06-55736. The Order is Appellees' unopposed motion for attorneys' fees is granted. Pursuant to the Civil Rights Attorney's Fees Awards Act of 1976, 42 U.S.C. 1988, attorneys' fees in the amount of \$44,703.26 are awarded in favor of appellees Robert Bernhard, et al. and against appellants City of Ontario, et al. A copy of this order sent to the district court shall serve to amend this court's mandate. Order received in this district on 4/21/08. (lr) (Entered: 04/23/2008)
04/24/2008	<u>113</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>96</u> filed by Tony Del Rio, Brad Schneider, Lloyd Scharf, City of Ontario Police Department, Michael Thompson, CCA # 06-55736. The Order is The April 17, 2008 order awarding attorneys' fees is hereby vacated. Appellees' motion for attorneys' fees will be addressed by separate order. A copy of this order sent to the district court shall serve to amend this court's mandate. Order received in this district on 4/28/08. (lr) (Entered: 05/05/2008)
04/30/2008	<u>112</u>	NOTICE of Change of Attorney Information for attorney Peter Bibring counsel for Plaintiff Steven Trujillo. Changing address to 1313 W. 8th Street, Los Angeles, CA 90017. Changing fax to 213-977-5297. Filed by Plaintiff Peter Bibring, Peter Eliasberg (Bibring, Peter) (Entered: 04/30/2008)
05/13/2008	<u>114</u>	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>96</u> filed by Tony Del Rio, Brad Schneider, Lloyd Scharf, City of Ontario Police Department, Michael Thompson, CCA # 06-55736. Plaintiffs-Appellees' unopposed motion for an extension of time to file a reply brief and to submit additional billing records is granted. Plaintiffs-Appellees' request for interim attorneys' fees is granted. Attorney's fees of \$44,703.26 and "fees on fees" of \$7,847 are awarded in favor of Plaintiffs-Appellees and against Defendants-Appellants. A Certified copy of this order sent to the district court shall serve to amend this court's mandate. Order received in this district on 5/13/08. (car) (Entered: 05/21/2008)
06/27/2008	<u>115</u>	NOTICE OF MOTION AND MOTION to Substitute attorney Dan Stormer, Anne Richardson in place of attorney Della Bahan filed by Plaintiff Steven Trujillo. Motion set for hearing on 7/21/2008 at 10:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Plaintiffs' Unopposed Motion to Permit Della Bahan of Bahan & Associates to Withdraw as Co-Class Counsel and to Designate Hadsell Stormer Keeny Richardson and Rennick as Co-Counsel, # <u>2</u> Declaration Declarations in Support, # <u>3</u> Proposed Order Proposed Order)(Bibring, Peter) (Entered: 06/27/2008)



06/30/2008	<u>116</u>	NOTICE OF NON-OPPOSITION <i>TO THE MOTION TO SUBSTITUTE</i> filed by Defendant Brad Schneider. (Disenhouse, Bruce) (Entered: 06/30/2008)
07/11/2008	<u>117</u>	REQUEST to Substitute attorney Rinos and Martin in place of attorney Kinkle, Rodiger and Spriggs filed by Defendants City of Ontario, Tony Del Rio, Lloyd Scharf, Michael Thompson Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio. Request set for hearing on 8/11/2008 at 10:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Proposed Order On Request for Approval of Substitution fo Attorney)(Martin, Linda) (Entered: 07/11/2008)
07/15/2008	<u>118</u>	APPEAL RECORD RETURNED from 9th CCA Received: Volume(s): 1 thru 4; Transcripts(s): 1 and 1 sealed document; RE: Appeal Record Sent to USCA (A-26) 107 (cbr) (Entered: 07/23/2008)
07/21/2008	<u>119</u>	MINUTES OF PLAINTIFFS UNOPPOSED MOTION TO PERMIT DELLA BAHAN & ASSOCIATES TO WITHDRAW AS CO-CLASS COUNSEL AND DESIGNATE HADSELL STORMER KEENY RICHARDSON ANDRENNICK AS CO-CLASS COUNSEL AND AMEND PREVIOUS CLASS CERTIFICATION ORDER Motion Hearing held before Judge Virginia A. Phillips: Court issues a tentative ruling, hears oral argument and takes the matter(s) undersubmission. Court Reporter: Phyllis Preston. (am) (Entered: 07/24/2008)
07/23/2008	<u>122</u>	ORDER GRANTING MOTION FOR SUBSTITUTION OF CLASS COUNSEL <u>115</u> . For the foregoing reasons, the Court GRANTS Plaintiffs' Motion. Della Bahan of Bahan & Associates is permitted to withdraw as class counsel. The Court appoints the law firm of Hadsell Stormer Keeny Richardson & Rennick, LLP as co-class counsel for the Plaintiffs class along with Peter J Eliasberg of the ACLU Foundation of Southern California. The Courts April 14, 2005 Order Granting Motion for Class Certification is amended accordingly (See document for further details), by Judge Virginia A. Phillips. (de) (Entered: 07/28/2008)
07/24/2008	<u>120</u>	NOTICE OF REASSIGNMENT OF CASE due to Unavailability of Judicial Officer filed. The previously assigned Magistrate Judge is no longer available. Pursuant to directive of the Chief Magistrate Judge and in accordance with the rules of this Court, the case has been returned to the Clerk for reassignment. This case has been reassigned to Magistrate Judge Patrick J. Walsh for any discovery and/or post-judgment matters that may be referred. Case number will now read ED CV 04-1015 VAP (PJWx). (la) Mailed hard copies - due to problems with PRO Se addresses. (Entered: 07/24/2008)
07/25/2008	<u>121</u>	NOTICE OF CLERICAL ERROR: Due to clerical error: The Case Management system failed to electronically notify the parties of docket entry number 120. Notice of Reassignment of Case Due to Unavailability of Judicial Officer (G-74) (MJ) 120] (la) Mailed hard copies - due to problems with PRO Se addresses. (Entered: 07/25/2008)
07/31/2008	<u>123</u>	NOTICE OF NON-OPPOSITION to REQUEST to Substitute attorney Rinos and Martin in place of attorney Kinkle, Rodiger and Spriggs <u>117</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter)

		(Entered: 07/31/2008)
08/08/2008	<u>125</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Virginia A. Phillips re REQUEST to Substitute attorney Rinos and Martin in place of attorney Kinkle, Rodiger and Spriggs <u>117</u> . the Request to Substitute Attorney hearing set for August 11, 2008, at 10:00 a.m., is hereby VACATED. (gg) (Entered: 08/08/2008)
08/14/2008	<u>126</u>	ORDER GRANTING Request for Approval of Substitution of Attorney by Judge Virginia A. Phillips re REQUEST to Substitute attorney Rinos and Martin in place of attorney Kinkle, Rodiger and Spriggs <u>117</u> . (gg) (Entered: 08/14/2008)
09/29/2008	<u>127</u>	STATUS REPORT ( <i>Joint</i> ) on <i>Settlement Negotiations</i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (Bibring, Peter) (Entered: 09/29/2008)
11/19/2008	<u>128</u>	NOTICE of Change of Attorney Information for attorney Celeste Brustowicz counsel for Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Adding Celeste Brustowicz as attorney as counsel of record for City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Michael Thompson for the reason indicated in the G-06 Notice. Filed by Defendants City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Michael Thompson (Brustowicz, Celeste) (Entered: 11/19/2008)
12/01/2008	<u>129</u>	NOTICE OF MOTION AND MOTION to Compel Disclosure of Absent Class Members' Contact Information Pursuant to FRCP 23(d) filed by Plaintiff Robert Bernhard. (Attachments: # <u>1</u> Exhibit A thru J, # <u>2</u> Declaration Declaration of Anne Richardson, # <u>3</u> Declaration Declaration of Peter J. Eliasberg)(Richardson, Anne) (Entered: 12/01/2008)
12/01/2008	<u>130</u>	NOTICE OF MOTION AND MOTION to Correct MOTION to Compel Disclosure of Absent Class Members' Contact Information Pursuant to FRCP 23(d) MOTION to Compel Disclosure of Absent Class Members' Contact Information Pursuant to FRCP 23(d) <u>129</u> filed by Plaintiff Robert Bernhard. Motion set for hearing on 12/22/2008 at 10:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Exhibit A thru J, # <u>2</u> Declaration Declaration of Anne Richardson, # <u>3</u> Declaration Declaration of Peter J. Eliasberg)(Richardson, Anne) (Entered: 12/01/2008)
12/02/2008	<u>131</u>	MINUTES OF IN CHAMBERS ORDER RESETTING MOTION HEARING DATE held before Judge Virginia A. Phillips: COUNSEL ARE NOTIFIED that on the Court's own motion, hearing on plaintiffs motion to compel disclosure of absent class Members contact information, pursuant to FRCP 23(d), is hereby reset from December 22, 2008, to December 29, 2008, at 10:00 a.m.before Judge Virginia A. Phillips (am) (Entered: 12/02/2008)
12/03/2008	<u>132</u>	EX PARTE APPLICATION to Shorten Time for Hearing filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Proposed Order on Ex Parte application of City of Ontario Police Department, Lloyd

		Scharf, Tony Del Rio and Mike Thompson to Shorten Time for Hearing on Their Motion to Continue Trial Date)(Brustowicz, Celeste) (Entered: 12/03/2008)
12/03/2008	<u>133</u>	NOTICE OF MOTION AND MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Proposed Ntc of Mtn &Mtn to Continue Trial by Defendants, # <u>2</u> Exhibit Exhibits A &B of Defendants' Proposed Mtn. to Continue Trial, # <u>3</u> Exhibit Exhibits C &D of Defendants' Proposed Mtn. to Continue Trial, # <u>4</u> Exhibit Exhibits E &F of Defendants' Proposed Motion to Continue Trial, # <u>5</u> Proposed Order on Motion to Continue Trial Date by Defendants)(Brustowicz, Celeste) (Entered: 12/03/2008)
12/04/2008	<u>134</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: The proposed motion cannot be filed until leave of Court is granted. Instead it should be an attachment to the ex parte application or submitted as an attachment to a Notice of Lodging. RE: MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> <u>133</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (mrgo) (Entered: 12/04/2008)
12/04/2008	<u>135</u>	OPPOSITION TO EX PARTE APPLICATION OF CITY OF ONTARIO POLICE DEPARTMENT, LLOYD SCHARF, TONY DEL RIO AND MIKE THOMPSON TO SHORTEN TIME FOR HEARING ON THEIR MOTION TO CONTINUE TRIAL DATE opposition re: MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> <u>133</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Exhibit Scheduling Order, # <u>2</u> Exhibit Order Extending Disc Cutoff &Hearing Date, # <u>3</u> Exhibit Email with Opp Counsel, # <u>4</u> Exhibit Efiling Deficiency Notice)(Bibring, Peter) (Entered: 12/04/2008)
12/04/2008	<u>136</u>	NOTICE OF LODGING filed re EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> (Attachments: # <u>1</u> Proposed Motion to Continue Trial, # <u>2</u> Exhibit A &B to Defendants' Motion to Continue Trial, # <u>3</u> Declaration C &D of Defendants' Proposed Motion to Continue Trial, # <u>4</u> Exhibit E &F of Defendants' Proposed Motion to Continue Trial, # <u>5</u> Proposed Order On Defendants' Proposed Motion to Continue Trial)(Brustowicz, Celeste) (Entered: 12/04/2008)

12/05/2008	<u>137</u>	REPLY Defendants' Reply to Plaintiffs Opposition EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 12/05/2008)
12/05/2008	<u>140</u>	MINUTES OF In Chambers Conference held before Magistrate Judge Patrick J. Walsh: Plaintiffs have brought a motion to compel disclosure of the contact information of absent class members. For the following reasons, the motion is denied. Local Rule 37-2.2 requires any party wishing to pursue a discovery motion to meet and confer with opposing counsel and to prepare a joint stipulation setting forth the issues that are unresolved and the parties positions on the issues. Local Rule 37-2.4 provides that the Court will not consider any discovery motion in the absence of a joint stipulation under 37-2.2, unless opposing counsel has refused to cooperate. It appears from Plaintiffs motion that Plaintiffs counsel has not complied with Rule 37 and that Defendants counsel has not failed to cooperate. For those reasons, the motion is denied. (im) (Entered: 12/08/2008)
12/08/2008	<u>138</u>	NOTICE OF NON-OPPOSITION MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> MOTION to Continue Trial Date from February 17, 2009 to 60 days Re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> <u>133</u> filed by Defendant Brad Schneider. (Disenhouse, Bruce) (Entered: 12/08/2008)
12/08/2008	<u>139</u>	Joint REQUEST to Seal <i>Exhibits attached to Notice of Filing of Opt Out to be Excluded from Action, Set One</i> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 12/08/2008)
12/08/2008	<u>141</u>	MINUTES OF IN CHAMBERS ORDER ORDER DENYING APPLICATION TO SHORTENTIME held before Judge Virginia A. Phillips re: EX PARTE APPLICATION to Shorten Time for Hearing <u>132</u> . The Court DENIES the Application (am) (Entered: 12/10/2008)
12/10/2008	<u>142</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event is under "Other Filings" - Stipulations. Proposed Document was not submitted as separate attachment. RE: Joint REQUEST to Seal <i>Exhibits attached to Notice of Filing of Opt Out to be Excluded from Action, Set One</i> <u>139</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (mrgo) (Entered: 12/10/2008)
12/18/2008	<u>143</u>	NOTICE OF MOTION AND MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> filed by plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Motion set for hearing on 1/8/2009 at 11:00 AM before Magistrate Judge Patrick J. Walsh. (Attachments: # <u>1</u> Proposed Order Granting Reconsideration of Order)(Bibring, Peter) (Entered: 12/18/2008)

12/18/2008	<u>144</u>	MEMORANDUM in Support of MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> MOTION for Reconsideration re In Chambers Conference,,, <u>140 143</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter) (Entered: 12/18/2008)
12/18/2008	<u>145</u>	MEMORANDUM in Support of MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> MOTION for Reconsideration re In Chambers Conference,,, <u>140 143</u> <i>correcting docket #144</i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter) (Entered: 12/18/2008)
12/22/2008	<u>146</u>	NOTICE OF MOTION AND MOTION to Bifurcate Punitive Damages filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 1/12/2009 at 10:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Proposed Order For Bifurcation of Punitive Damages)(Brustowicz, Celeste) (Entered: 12/22/2008)
12/22/2008	<u>147</u>	JOINDER filed by Defendant Brad Schneider joining in MOTION to Bifurcate Punitive Damages <u>146</u> . (Disenhouse, Bruce) (Entered: 12/22/2008)
12/23/2008	<u>148</u>	MEMORANDUM in Opposition to MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> MOTION for Reconsideration re In Chambers Conference,,, <u>140 143</u> filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 12/23/2008)
12/26/2008	<u>149</u>	JOINDER filed by Defendant Brad Schneider joining in MEMORANDUM in Opposition to Motion, <u>148</u> . (Disenhouse, Bruce) (Entered: 12/26/2008)
12/29/2008	<u>150</u>	OPPOSITION to MOTION to Bifurcate Punitive Damages <u>146</u> <i>PLAINTIFFS' OPPOSITION TO DEFENDANT'S MOTION FOR BIFURCATION OF PUNITIVE DAMAGES</i> filed by Plaintiff Robert Bernhard. (Richardson, Anne) (Entered: 12/29/2008)
12/31/2008	<u>151</u>	REPLY In Support Of MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> MOTION for Reconsideration re In Chambers Conference,,, <u>140 143</u> filed by Plaintiffs Jim Renstrom, Ron Dupuis, Keith Henderson, Craig Pefferle, Nicko Carcich, Rick Carroll, Salvador Garcia, Robert Bernhard, Christopher Alvarez, Fred Ruiz, Steve Guderian, Mike Kelley, Mike Bors, ROES, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, Steven Hurst. (Attachments: # <u>1</u> Declaration of Peter J. Eliasberg)(Bibring, Peter) (Entered: 12/31/2008)
12/31/2008	<u>152</u>	NOTICE OF MOTION AND MOTION to Compel Answers to Interrogatories of Unnamed Classmembers filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 1/22/2009 at 11:00 AM before Magistrate Judge Patrick J. Walsh. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Motion to Compel Interrogatories (2), # <u>3</u> Motion to Compel Interrogatories (3), # <u>4</u> Motion to Compel Interrogatories (4), # <u>5</u> Motion to Compel Interrogatories (5), # <u>6</u> Motion to Compel Interrogatories

		(6), # <u>7</u> Motion to Compel Interrogatories (7), # <u>8</u> Motion to Compel Interrogatories (8), # <u>9</u> Motion to Compel Interrogatories (9), # <u>10</u> Motion to Compel Interrogatories (10), # <u>11</u> Motion to Compel Interrogatories (11))(Brustowicz, Celeste) (Entered: 12/31/2008)
12/31/2008	<u>153</u>	NOTICE OF MOTION AND MOTION for Admissions of Unnamed Classmembers filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 1/22/2009 at 11:00 AM before Magistrate Judge Patrick J. Walsh. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Motion to Compel Requests for Admissions (2), # <u>3</u> Motion to Compel Requests for Admissions (3), # <u>4</u> Motion to Compel Requests for Admissions (4), # <u>5</u> Motion to Compel Requests for Admissions (5), # <u>6</u> Motion to Compel Requests for Admissions (6), # <u>7</u> Motion to Compel Requests for Admissions (7), # <u>8</u> Motion to Compel Requests for Admissions (8))(Brustowicz, Celeste) (Entered: 12/31/2008)
12/31/2008	<u>154</u>	NOTICE OF MOTION AND MOTION to Produce documents <i>Unnamed Classmembers</i> filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 1/22/2009 at 11:00 AM before Magistrate Judge Patrick J. Walsh. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Motion to Compel Production (2), # <u>3</u> Motion to Compel Production (3), # <u>4</u> Motion to Compel Production (4), # <u>5</u> Motion to Compel Production (5), # <u>6</u> Motion to Compel Production (6), # <u>7</u> Motion to Compel Production (7), # <u>8</u> Motion to Compel Production (8), # <u>9</u> Motion to Compel Production (9))(Brustowicz, Celeste) (Entered: 12/31/2008)
01/02/2009	<u>155</u>	JOINDER in MOTION for Admissions of Unnamed Classmembers <u>153</u> filed by Defendant Brad Schneider. (Disenhouse, Bruce) (Entered: 01/02/2009)
01/02/2009	<u>156</u>	JOINDER in MOTION to Compel Answers to Interrogatories of Unnamed Classmembers <u>152</u> filed by Defendant Brad Schneider. (Disenhouse, Bruce) (Entered: 01/02/2009)
01/02/2009	<u>157</u>	JOINDER in MOTION to Produce documents <i>Unnamed Classmembers</i> <u>154</u> filed by Defendant Brad Schneider. (Disenhouse, Bruce) (Entered: 01/02/2009)
01/05/2009	<u>158</u>	REPLY to Plaintiffs' Opposition MOTION to Bifurcate Punitive Damages <u>146</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/05/2009)
01/05/2009	<u>159</u>	SUPPLEMENT to MOTION to Produce documents <i>Unnamed Classmembers</i> <u>154</u> , MOTION to Compel Answers to Interrogatories of Unnamed Classmembers <u>152</u> , MOTION for Admissions of Unnamed Classmembers <u>153</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/05/2009)
01/06/2009	<u>160</u>	EX PARTE APPLICATION to Supplement Defendants Opposition to Plaintiffs Motion for Reconsideration re MEMORANDUM in Opposition to Motion, <u>148</u> , MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> MOTION for Reconsideration re In Chambers Conference,,, <u>140</u> <u>143</u> , Reply (Motion related),

		Reply (Motion related), Reply (Motion related), <u>151</u> , Memorandum in Support of Motion, <u>145</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 01/06/2009)
01/06/2009	<u>161</u>	NOTICE OF LODGING filed re EX PARTE APPLICATION to Supplement Defendants Opposition to Plaintiffs Motion for Reconsideration re MEMORANDUM in Opposition to Motion, <u>148</u> , MOTION for Reconsideration re In Chambers Conference,, <u>140</u> MOTION for Reconsideration re In Chambers C EX PARTE APPLICATION to Supplement Defendants Opposition to Plaintiffs Motion for Reconsideration re MEMORANDUM in Opposition to Motion, <u>148</u> , MOTION for Reconsideration re In Chambers Conference,, <u>140</u> MOTION for Reconsideration re In Chambers C EX PARTE APPLICATION to Supplement Defendants Opposition to Plaintiffs Motion for Reconsideration re MEMORANDUM in Opposition to Motion, <u>148</u> , MOTION for Reconsideration re In Chambers Conference,, <u>140</u> MOTION for Reconsideration re In Chambers C <u>160</u> (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Supplemental Memorandum in Opposition to Plaintiffs' Motion for Reconsideration)(Brustowicz, Celeste) (Entered: 01/06/2009)
01/06/2009	<u>162</u>	MINUTES OF In Chambers Order Denying Plaintiffs Motion For Reconsideration of Order Denying Motion to Compel Disclosure of Absent Class Members Contact Information Pursuant to FRCP 23(d) held before Magistrate Judge Patrick J. Walsh: On December 5, 2008, the Court issued an order denying Plaintiffs motion to compel disclosure of the contact information of absent class members because Plaintiffs counsel had failed to comply with Local Rule 37, which requires the parties to meet and confer regarding discovery motions and file a joint stipulation setting forth those issues which the parties could not resolve in their meet and confer. On December 18, 2008, Plaintiffs filed a motion for reconsideration, asking the Court to reconsider the December 5th ruling. Plaintiffs argue that they are not required to follow Local Rule 37 because their motion is not a discovery motion, but, rather, one brought under Federal Rule of Civil Procedure 23(d), citing Oppenheimer Fund, Inc. v. Sanders, 437 U.S. 340 (1978). Assuming, without deciding, that Plaintiffs motion is not a discovery motion, the motion for reconsideration is denied. The district judge has referred only discovery issues to the magistrate judge. Thus, if this is not a discovery motion, the magistrate judge is without authority to rule on it. (im) (Entered: 01/06/2009)
01/06/2009	<u>163</u>	MINUTES OF IN CHAMBERS ORDER (1) VACATING JANUARY 12, 2009 HEARING ON MOTION FOR BIFURCATION OF PUNITIVE DAMAGES; (2) SETTING HEARING OF MOTION FOR BIFURCATION OF PUNITIVE DAMAGES ON FEBRUARY 2, 2009 AT 2:00 P.M. COUNSEL ARE NOTIFIED that on the Court's own motion, the hearing on the Defendants' Motion for Bifurcation of Punitive Damages ("Motion") set for January 12, 2009 at 10:00 a.m. is hereby vacated. The Court will hear the Motion during the pretrial conference at 2:00 p.m. on February 2, 2009. The matter stands submitted on the papers timely filed. (am) (Entered: 01/07/2009)

01/08/2009	<u>164</u>	NOTICE OF MOTION AND MOTION to Supplement Plaintiff's Supplemental Brief re MOTION for Admissions of Unnamed Classmembers <u>153</u> <i>PLAINTIFFS' SUPPLEMENTAL BRIEF IN OPPOSITION TO DEFENDANT'S MOTION TO DEEM ADMITTED, OR IN THE ALTERNATIVE, TO COMPEL ANSWERS TO REQUESTS FOR ADMISSION; SUPPLEMENTAL DECLARATION OF ANNE RICHARDSON IN SUPPORT THEREOF</i> filed by Plaintiff Robert Bernhard. Motion set for hearing on 1/22/2009 at 11:00 AM before Magistrate Judge Patrick J. Walsh. (Attachments: # <u>1</u> Declaration of Anne Richardson)(Richardson, Anne) (Entered: 01/08/2009)
01/09/2009	<u>165</u>	NOTICE OF MOTION AND MOTION IN LIMINE to Preclude PLAINTIFFS FROM OFFERING ANY EXHIBITS AT THE TIME OF TRIAL filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 2/2/2009 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Proposed Order)(Brustowicz, Celeste) (Entered: 01/09/2009)
01/09/2009	<u>166</u>	NOTICE OF MOTION AND MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 2/2/2009 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit #1 to Def. MIL #1, # <u>3</u> Exhibit #2 re Def. MIL #1, # <u>4</u> Declaration #3 re Def. MIL #1, # <u>5</u> Exhibit #4 re Def. MIL #1, # <u>6</u> Proposed Order re Def. MIL #1)(Brustowicz, Celeste) (Entered: 01/09/2009)
01/09/2009	<u>167</u>	JOINDER filed by Defendant Brad Schneider joining in MOTION IN LIMINE to Preclude PLAINTIFFS FROM OFFERING ANY EXHIBITS AT THE TIME OF TRIAL <u>165</u> . (Disenhouse, Bruce) (Entered: 01/09/2009)
01/09/2009	<u>168</u>	JOINDER filed by Defendant Brad Schneider joining in MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE <u>166</u> . (Disenhouse, Bruce) (Entered: 01/09/2009)
01/09/2009	<u>169</u>	EX PARTE APPLICATION to Expedite Motion Hearing <i>for review of Magistrate Judge's Order Denying Reconsideration</i> filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Exhibit Ex Parte Exhibits – Orders, # <u>2</u> Proposed Order Granting Ex Parte, # <u>3</u> Memo in support of Motion, # <u>4</u> Exhibit A 1 of 2 Memo, # <u>5</u> Exhibit A 2 of 2 Memo, # <u>6</u> Exhibit B – F Memo)(Bibring, Peter) (Entered: 01/09/2009)
01/09/2009	<u>170</u>	NOTICE OF MOTION AND MOTION IN LIMINE to Exclude Questions and Evidence about Officer's Knowledge of Video Surveillance law filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Motion set for hearing on 2/2/2009 at 02:00 PM before Judge



		Virginia A. Phillips. (Attachments: # <u>1</u> Proposed Order Memo; Dec; Prop Order)(Bibring, Peter) (Entered: 01/09/2009)
01/12/2009	<u>171</u>	NOTICE OF MOTION AND MOTION IN LIMINE (3) to Preclude Plaintiffs from admitting into evidence any tapes and or transcripts of tapes of administrative interviews filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. Motion set for hearing on 2/2/2009 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 01/12/2009)
01/12/2009	<u>172</u>	OPPOSITION TO PLAINTIFFS' EX PARTE APPLICATION FOR REVIEW OF MAGISTRATE JUDGE'S ORDER DENYING RECONSIDERATION OPPOSITION re: EX PARTE APPLICATION to Expedite Motion Hearing <i>for review of Magistrate Judge's Order Denying Reconsideration <u>169</u></i> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Exhibit B– pgs. 1–9, # <u>2</u> Exhibit B – Pgs. 10–18)(Brustowicz, Celeste) Modified on 1/13/2009 (gg). (Entered: 01/12/2009)
01/12/2009	<u>173</u>	NOTICE OF MOTION AND MOTION IN LIMINE to Exclude ANY EVIDENCE OF OR QUESTIONING REGARDING THE CHANNEL 9 BROADCAST OF FILING OF THE LAWSUIT filed by PLAINTIFF Steven Trujillo. Motion set for hearing on 2/2/2009 at 02:00 PM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Declaration of Peter Eliasberg, # <u>2</u> Declaration of Anne Richardson, # <u>3</u> Exhibit 1 – 4 to Anne Richardson Declaration)(Richardson, Anne) (Entered: 01/12/2009)
01/12/2009	<u>174</u>	Witness List filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 01/12/2009)
01/12/2009	<u>175</u>	MEMORANDUM of CONTENTIONS of FACT and LAW filed by PLAINTIFFS Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter) (Entered: 01/12/2009)
01/12/2009	<u>176</u>	JOINT Exhibit List filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Attachments: # <u>1</u> Appendix Defendants' Exhibit List from Memo of Facts and Law)(Bibring, Peter) (Entered: 01/12/2009)
01/13/2009	<u>177</u>	MEMORANDUM in Support of EX PARTE APPLICATION to Expedite Motion Hearing <i>for review of Magistrate Judge's Order Denying Reconsideration <u>169</u></i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration)(Bibring, Peter) (Entered: 01/13/2009)
01/13/2009	<u>178</u>	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Defendant Brad Schneider. (Hellerud, Wesley) (Entered: 01/13/2009)
01/13/2009	<u>179</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following errors were found: Incorrect document is attached to the docket entry and incorrect event selected (see attached for further details) re MOTION to Supplement Plaintiff's Supplemental Brief <u>164</u>

		. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gg) (Entered: 01/14/2009)
01/14/2009	<u>180</u>	MEMORANDUM of CONTENTIONS of FACT and LAW filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter) (Entered: 01/14/2009)
01/15/2009	<u>181</u>	REPLY Support of Defendants Motions to Compel Discovery Responses MOTION to Produce documents <i>Unnamed Classmembers</i> <u>154</u> , MOTION to Compel Answers to Interrogatories of Unnamed Classmembers <u>152</u> , MOTION for Admissions of Unnamed Classmembers <u>153</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Brustowicz, Celeste) (Entered: 01/15/2009)
01/16/2009	<u>182</u>	Opposition to Plaintiffs Motion in Limine to Exclude Channel 9 broadcast Opposition re: MOTION IN LIMINE to Exclude ANY EVIDENCE OF OR QUESTIONING REGARDING THE CHANNEL 9 BROADCAST OF FILING OF THE LAWSUIT <u>173</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/16/2009)
01/16/2009	<u>183</u>	MEMORANDUM in Opposition to MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE <u>166</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Stormer, Dan) (Entered: 01/16/2009)
01/16/2009	<u>184</u>	MEMORANDUM in Opposition to MOTION IN LIMINE to Preclude PLAINTIFFS FROM OFFERING ANY EXHIBITS AT THE TIME OF TRIAL <u>165</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration of Peter Eliasberg, # <u>2</u> Declaration Anne Richardson, # <u>3</u> Exhibit 1 – 11 to Richardson Declaration)(Richardson, Anne) (Entered: 01/16/2009)
01/16/2009	<u>185</u>	OBJECTION IN OPPOSITION re: MOTION to Produce documents <i>Unnamed Classmembers</i> <u>154</u> , MOTION to Compel Answers to Interrogatories of Unnamed Classmembers <u>152</u> , MOTION for Admissions of Unnamed Classmembers <u>153</u> <i>PLAINTIFFS' OBJECTIONS AND REQUEST TO STRIKE DEFENDANTS' UNTIMELY REPLY MEMORANDUM IN SUPPORT OF THEIR DISCOVERY MOTIONS</i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Richardson, Anne) (Entered: 01/16/2009)
01/16/2009	<u>186</u>	Opposition re: MOTION IN LIMINE (3) to Preclude Plaintiffs from admitting into evidence any tapes and or transcripts of tapes of administrative interviews MOTION IN LIMINE (3) to Preclude Plaintiffs from admitting into

		evidence any tapes and or transcripts of tapes of administrative interviews <u>171</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter) (Entered: 01/16/2009)
01/19/2009	<u>187</u>	OPPOSITION re: MOTION IN LIMINE to Exclude Questions and Evidence about Officer's Knowledge of Video Surveillance law <u>170</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/19/2009)
01/21/2009	<u>188</u>	Witness List filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Bibring, Peter) (Entered: 01/21/2009)
01/23/2009	<u>189</u>	REPLY IN SUPPORT MOTION IN LIMINE (3) to Preclude Plaintiffs from admitting into evidence any tapes and or transcripts of tapes of administrative interviews MOTION IN LIMINE (3) to Preclude Plaintiffs from admitting into evidence any tapes and or transcripts of tapes of administrative interviews <u>171</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/23/2009)
01/23/2009	<u>190</u>	REPLY IN SUPPORT MOTION IN LIMINE to Preclude PLAINTIFFS FROM OFFERING ANY EXHIBITS AT THE TIME OF TRIAL <u>165</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/23/2009)
01/26/2009	<u>191</u>	REPLY IN SUPPORT MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE MOTION IN LIMINE (1) to Preclude OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE <u>166</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 01/26/2009)
01/26/2009	<u>192</u>	REPLY MOTION IN LIMINE to Exclude ANY EVIDENCE OF OR QUESTIONING REGARDING THE CHANNEL 9 BROADCAST OF FILING OF THE LAWSUIT <u>173</u> <i>Plaintiffs' Reply to Defendants' Opposition to Motion in Limine to Exclude Any Evidence of or Questioning Regarding the Channel 9 Broadcast of the Filing of the Lawsuit</i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Richardson, Anne) (Entered: 01/26/2009)
01/26/2009	<u>193</u>	REPLY support of motion in Limine #2 MOTION IN LIMINE to Exclude Questions and Evidence about Officer's Knowledge of Video Surveillance law <u>170</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration of Peter Eliasberg, # <u>2</u> Proposed Order)(Bibring, Peter) (Entered: 01/26/2009)

01/27/2009	<u>194</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Virginia A. Phillips: COUNSEL ARE NOTIFIED that a telephonic status conference is set for Thursday, January 29, 2009 at 1:45 p.m. Plaintiffs counsel shall initiate the conference call to Chambers at 951-328-4420 at the specified date and time. (am) (Entered: 01/27/2009)
01/27/2009	<u>195</u>	PROPOSED JURY INSTRUCTIONS (PLAINTIFFS' PROPOSED SET OF JURY INSTRUCTIONS NOT AGREED TO BY DEFENDANTS set) filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 01/27/2009)
01/27/2009	<u>196</u>	PROPOSED JURY INSTRUCTIONS (Clean set) filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio.. (Attachments: # <u>1</u> Instruction 5.6 – CACI 1807, # <u>2</u> Instructions Affirmative Defense – Consent to Search)(Brustowicz, Celeste) (Entered: 01/27/2009)
01/27/2009	<u>197</u>	PROPOSED JURY INSTRUCTIONS (PROPOSED JOINT JURY INSTRUCTIONS set) filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 01/27/2009)
01/27/2009	<u>198</u>	Witness List filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Bibring, Peter) (Entered: 01/27/2009)
01/27/2009	<u>199</u>	TRIAL BRIEF [ <i>Proposed</i> ] <i>Final Pretrial Conference Order</i> filed by Plaintiffs and Defendants Craig Pefferle, Michael Thompson, Robert Bernhard, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider, DOES, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Bibring, Peter) (Entered: 01/27/2009)
01/28/2009	<u>200</u>	STATEMENT of PLAINTIFFS' UPDATE REGARDING STATUS OF MEET AND CONFER ON DISCOVERY MOTIONS; DECLARATION OF ANNE RICHARDSON IN SUPPORT THEREOF MOTION to Produce documents <i>Unnamed Classmembers <u>154</u></i> , MOTION to Compel Answers to Interrogatories of Unnamed Classmembers <u>152</u> , MOTION for Admissions of Unnamed Classmembers <u>153</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Jeff Quon, Steven Trujillo. (Richardson, Anne) (Entered: 01/28/2009)
01/28/2009	<u>201</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: A proposed order should not be filed but instead it should be submitted as a Notice of Lodging with the proposed document as an attachment to the Notice. RE: Trial Brief, <u>199</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (mrgo) (Entered: 01/28/2009)
01/29/2009	<u>202</u>	NOTICE OF LODGING Proposed Pretrial Conference Order Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Proposed Order Pretrial Conference)(Bibring, Peter) (Entered: 01/29/2009)

01/30/2009	<u>203</u>	JOINT WITNESS TESTIMONY SUMMARIES filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Deposition Excerpts of John Johnson)(Brustowicz, Celeste) (Entered: 01/30/2009)
01/30/2009	<u>204</u>	JOINT WITNESS TESTIMONY SUMMARIES filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Deposition Excerpts, pgs. 1-16, # <u>2</u> Deposition Excerpts, pgs. 17-27, # <u>3</u> Deposition Excerpts - pgs. 18-44, # <u>4</u> Depositio Excerpts, pgs. 45-56, # <u>5</u> Deposition Excerpts - pgs. 57-69)(Brustowicz, Celeste) (Entered: 01/30/2009)
01/30/2009	<u>205</u>	MINUTES OF TELEPHONIC STATUS CONFERENCE held before Judge Virginia A. Phillips: Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf and Tony Del Rios Motion to Produce Unnamed Class Members (docket entry no. 154) is denied as filed untimely. Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon and Steven Trujillos Ex Parte Application to Expedite Motion Hearing for Review of Magistrate Judges Order Denying Reconsideration (docket entry no. 169) is rendered moot.Court Reporter: Phyllis Preston. (am) (Entered: 02/02/2009)
02/02/2009	<u>206</u>	MINUTES OF Pretrial Conference held before Judge Virginia A. Phillips: 1. Defendants City of Ontario Police Department, Lloyd Scharf, Tony Del Rio and Michael Thompsons Motion for Bifurcation of Punitive Damages (filed 12/22/09)2. Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rios Motion to Preclude Plaintiffs From Offering Any Exhibits at the Time of Trial (filed 1/9/09) 3. Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rios Motion to Preclude Opinions Not Based On Perception or Personal Knowledge (filed 1/9/09)4. Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo Motion to Exclude Questions and Evidence About Officers Knowledge of Video Surveillance Law (filed 1/9/09). 5. Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rios Motion to Preclude Plaintiffs From Admitting Into Evidence Any Tapes and/or Transcripts of Tapes of Administrative Interviews (filed 1/12/09) 6. Plaintiff Steven Trujillos Motion to Exclude Any Evidence or/or Questioning Regarding the Channel 9 Broadcast of Filing of the Lawsuit (filed 1/9/09) Court conducts the Pretrial Conference and hears the above-entitled motions in limine which are placed on the record.Court Reporter: Denise Paddock. (am) (Entered: 02/04/2009)
02/03/2009	<u>207</u>	MINUTES OF IN CHAMBERS ORDER RULINGS ON PRETRIAL MOTIONS held before Judge Virginia A. Phillips: DEFENDANTS' MOTION TO BIFURCATE TRIAL ON ISSUE OF PUNITIVE DAMAGES: The motion is DENIED IN PART and GRANTED IN PART. DEFENDANTS' MOTION IN LIMINE NO. 1, TO PRECLUDE OPINIONS NOT BASED ON PERCEPTION OR PERSONAL KNOWLEDGE: The Motion is GRANTED. DEFENDANTS' MOTION IN LIMINE NO. 2, TO PRECLUDE PLAINTIFFS FROM OFFERING ANY EXHIBITS AT TRIAL: The Motion is DENIED. DEFENDANTS' MOTION IN LIMINE NO. 3, TO

		PRECLUDE PLAINTIFFS FROM ADMITTING INTO EVIDENCE ANY TAPES OR TRANSCRIPTS OF TAPES OF ADMINISTRATIVE INTERVIEWS: The Motion is DENIED. PLAINTIFFS' MOTION IN LIMINE NO. 1, TO EXCLUDE ANY EVIDENCE OR QUESTIONING REGARDING THE CHANNEL 9 BROADCAST OF THE FILING OF THE LAWSUIT: The Motion is GRANTED. PLAINTIFFS' MOTION IN LIMINE NO. 2, TO EXCLUDE QUESTIONS AND EVIDENCE ABOUT POLICE OR OTHER LAW ENFORCEMENT OFFICERS' KNOWLEDGE OF VIDEO SURVEILLANCE LAW: The Motion is GRANTED. (am) (Entered: 02/04/2009)
02/05/2009	<u>208</u>	Witness List filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio.. (Brustowicz, Celeste) (Entered: 02/05/2009)
02/05/2009	<u>215</u>	MINUTES OF IN CHAMBERS ORDER DENYING MOTIONS AS TO UNNAMED CLASS MEMBERS AS UNTIMELY held before Judge Virginia A. Phillips: For the reasons set forth on the record of the January 30, 2009 telephonic status conference held in this matter the Court denies the following motions as untimely: (1) defendants' Motion to Compel Answers to Interrogatories of Unnamed Class members and (2) defendants' Motion for Admissions of Unnamed Class members. These appear on the docket as documents 152 and 153. (am) (Entered: 02/10/2009)
02/09/2009	<u>209</u>	Witness List filed by PLAINTIFFS LIST OF UNNAMED CLASS MEMBER WITNESSES TO BE CALLED AT TRIAL Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 02/09/2009)
02/09/2009	<u>210</u>	Proposed Voir Dire Questions filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 02/09/2009)
02/09/2009	<u>211</u>	Witness List filed by PLAINTIFFS AMENDED LIST OF UNNAMED CLASS MEMBER WITNESSES TO BE CALLED AT TRIAL Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 02/09/2009)
02/09/2009	<u>212</u>	EX PARTE APPLICATION for Order for Granting Plaintiffs Access to Original Videotape filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Exhibit to Bibring Dec & Trujillo Declaration, # <u>2</u> Proposed Order re Original Videotape)(Bibring, Peter) (Entered: 02/09/2009)
02/09/2009	<u>213</u>	Status Conference Request re Settlement Offer filed by Plaintiffs Jim Renstrom, Ron Dupuis, Keith Henderson, Craig Pefferle, Nicko Carcich, Rick Carroll, Salvador Garcia, Robert Bernhard, Christopher Alvarez, Fred Ruiz, Steve Guderian, Mike Kelley, Mike Bors, ROES, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, Steven Hurst, Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider, Joe Sifuentes, DOES (Bibring, Peter) (Entered: 02/09/2009)

02/09/2009	<u>214</u>	AMENDED JOINT Exhibit List filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Attachments: # <u>1</u> Exhibit A – Defs objections to plaintiffs exhibits)(Bibring, Peter) (Entered: 02/09/2009)
02/10/2009	<u>224</u>	MINUTES OF IN CHAMBERS – Telephone Status Conference held before Judge Virginia A. Phillips: NOTICE SETTING HEARING REGARDING Plaintiff's EX PARTE APPLICATION for Order Granting Plaintiffs Access to Original Videotape <u>212</u> : A further Telephonic Status Conference is hereby set for Thursday 2/12/2009 at 01:30 PM. The Court will also hear oral argument on plaintiff's ex parte application as mention above (Docket No.212). IT IS SO ORDERED. Court Reporter: Phyllis Preston. (ad) (Entered: 02/12/2009)
02/11/2009	<u>216</u>	DECLARATION of Celeste Brustowicz In Responses to Plaintiffs Ex Parte Application EX PARTE APPLICATION for Order for Granting Plaintiffs Access to Original Videotape <u>212</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 02/11/2009)
02/11/2009	<u>217</u>	CORRECTED JOINT Exhibit List filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Stormer, Dan) (Entered: 02/11/2009)
02/11/2009	<u>218</u>	JOINT WITNESS TESTIMONY SUMMARIES filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Steven Trujillo. (Attachments: # <u>1</u> Deposition Transcript)(Richardson, Anne) (Entered: 02/11/2009)
02/11/2009	<u>219</u>	DECLARATION of Celeste Brustowicz Supplemental Response EX PARTE APPLICATION for Order for Granting Plaintiffs Access to Original Videotape <u>212</u> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 02/11/2009)
02/11/2009	<u>220</u>	TRANSCRIPT for proceedings held on 020209 2:30 p.m.. Court Reporter/Electronic Court Recorder: Denise Paddock, phone number 10199. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 3/4/2009. Redacted Transcript Deadline set for 3/14/2009. Release of Transcript Restriction set for 5/12/2009. (Paddock, Denise) (Entered: 02/11/2009)
02/11/2009	221	NOTICE OF FILING TRANSCRIPT filed for proceedings 020209 2:30 p.m. (Paddock, Denise) (Entered: 02/11/2009)
02/11/2009	222	NOTICE OF FILING TRANSCRIPT filed for proceedings 020209 230pm (Paddock, Denise) (Entered: 02/11/2009)
02/11/2009	<u>223</u>	REPLY support EX PARTE APPLICATION for Order for Granting Plaintiffs Access to Original Videotape <u>212</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Exhibit Brustowicz Email)(Bibring, Peter) (Entered: 02/11/2009)

02/12/2009	<u>226</u>	ORDER by Judge Virginia A. Phillips granting plaintiffs' EX PARTE APPLICATION for Access to Original Videotape <u>212</u> and ORDERS that Defendants immediately turn over the original video surveillance tape of the Ontario Police Department locker room to plaintiffs for a reasonable period to allow plaintiffs to convert the tape to computerized format and to prepare their trial presentation. (gg) (Entered: 02/13/2009)
02/12/2009	<u>228</u>	MINUTES OF TELEPHONIC STATUS CONFERENCE: Re Plaintiffs Ex Parte Application For Order Granting Plaintiffs Access to Original Videotape held before Judge Virginia A. Phillips: The status conference is held as stated on the record. Plaintiffs ex parte application for order granting plaintiffs access to original videotape is GRANTED. The jury trial date of February 17, 2009 at 8:30 a.m. stands. Court Reporter: Phyllis Preston. (am) (Entered: 02/18/2009)
02/13/2009	<u>225</u>	Witness List filed by Plaintiffs' REVISED LIST OF UNNAMED CLASS MEMBER WITNESSES TO BE CALLED AT TRIAL Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo.. (Richardson, Anne) (Entered: 02/13/2009)
02/17/2009	<u>227</u>	EX PARTE APPLICATION for Review of Pre-Trial Order re Minutes of In Chambers Order/Directive – no proceeding held,,, <u>207</u> and Clarification of Order filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio.(Brustowicz, Celeste) (Entered: 02/17/2009)
02/17/2009	<u>229</u>	MINUTES OF Hearing Jury – 1st Day held before Judge Virginia A. Phillips. The Court is informed by the defendants that a tentative settlement has been reached and are waiting for final approval Defendants advise that they will know the results as to whether the negotiated settlement will be authorized by this evening. The Court having been notified on the day of trial that the case has settled will impose sanctions for the reimbursement of the costs incurred in bringing the jury in on this date. The Court will make a determination as to the allocation of sanctions to be ordered regarding the jury fees and mileage fees. Defense counsel, Mr. Rinos shall advise this evening whether the tentative settlement has been approved. The matter is continued to Wednesday, February 18, 2009 at 8:30 a.m. to advise the Court whether the tentative settlement has been authorized and placed on the record, of if not, proceed directly to trial. The jurors are ordered to call in this evening after 7:00 p.m. for further instructions. Court Reporter: Phyllis Preston. (am) (Entered: 02/18/2009)
02/18/2009	<u>230</u>	NOTICE OF LIEN filed by Plaintiff Jim Renstrom, Ron Dupuis, Keith Henderson, Craig Pefferle, Nicko Carcich, Rick Carroll, Salvador Garcia, Robert Bernhard, Christopher Alvarez, Fred Ruiz, Steve Guderian, Mike Kelley, Mike Bors, ROES, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, Steven Hurst. (McGill, Michael) (Entered: 02/18/2009)
02/18/2009	<u>231</u>	MINUTES OF STATUS CONFERENCE RE SETTLEMENT held before Judge Virginia A. Phillips: The Court is advised that the above-entitled action has settled. Plaintiffs motion for preliminary approval and motion for attorneys fees shall be filed on or before March



		16, 2009 with a hearing date of April 6, 2009 at 10:00 a.m. The fairness hearing will be set in early June, 2009. Court Reporter: Phyllis Preston. (am) (Entered: 02/23/2009)
02/25/2009	<u>232</u>	MINUTES OF IN CHAMBERS ORDER IMPOSING SANCTIONS Against Defendant City of Ontario and its Counsel, Jointly and Severally, to Reimburse Court \$2,222.50 in Costs Associated with Assembling Jury Panel held before Judge Virginia A. Phillips: (see document image for full details). Ms. Brustowicz and Mr. Rinos exhibited thoughtless disregard for the Court's warnings and the respect due to the members of the public called to serve as jurors. See Fink, 239 F.3d at 991; Lasar, 399 F.3d at 1111-12. As no amount of money could compensate the public and the legal profession for their actions, the Court does not issue an order to show cause regarding further sanctions. As this Order imposes sanctions in an amount greater than \$1,000.00, the Clerk of Court is directed to forward a copy to the State Bar of California. Cal. Bus. & Prof. Code §6086.7(a)(3). IT IS SO ORDERED. (ad) (Entered: 02/25/2009)
02/27/2009	<u>233</u>	NOTICE Ntc of Stat Conf Re Settlement; Ntc of Mtn for Preliminary Approval & Mtn for Attys' Fees & Hearing; Ntc of Fairness Hearing & POS filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Stormer, Dan) (Entered: 02/27/2009)
03/06/2009	<u>234</u>	NOTICE OF PAYMENT OF SANCTIONS filed by Defendant City of Ontario. (Brustowicz, Celeste) (Entered: 03/06/2009)
03/16/2009	<u>235</u>	NOTICE OF MOTION AND MOTION for Attorney Fees filed by Plaintiffs Jim Renstrom, Ron Dupuis, Keith Henderson, Craig Pefferle, Nicko Carcich, Rick Carroll, Salvador Garcia, Robert Bernhard, Christopher Alvarez, Fred Ruiz, Steve Guderian, Mike Kelley, Mike Bors, ROES, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, Steven Hurst. Motion set for hearing on 4/6/2009 at 10:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Declaration of Michael McGill, # <u>2</u> Exhibit A)(McGill, Michael) (Entered: 03/16/2009)
03/16/2009	<u>236</u>	NOTICE of Manual Filing filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo of Application to File Plaintiffs' Supplemental Declarations and Supporting Exhibits Under Seal and In Camera; [Proposed] Order Granting Application to File Declarations Under Seal and In Camera; Supplemental Declarations ISO Plaintiffs' Motion for Preliminary Approval and Attorneys' Fees and Costs; Exhibits.. (Bibring, Peter) (Entered: 03/16/2009)
03/16/2009	<u>237</u>	NOTICE of Settlement <i>Prelim Approval of Class Settlement</i> filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Exhibit Exhibits to Memo of PPeter) (Entered: 03/16/2009)
03/16/2009	<u>238</u>	NOTICE OF MOTION AND MOTION for Attorney Fees <i>Preliminary Approval of Class Settlement</i> filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Motion set for hearing on 4/6/2009 at 09:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Exhibit Exhibits to

		Memo of Ps, # <u>2</u> Declaration Plaintiffs' Declarations in Support)(Bibring, Peter) (Entered: 03/16/2009)
03/16/2009	<u>239</u>	DECLARATION of Bahan, Coca, Eliasberg, Litt, Mirell, Quinn, Richardson, Sobel, and Stormer in Support of MOTION for Attorney Fees <i>Preliminary Approval of Class Settlement 238</i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration Bahan Exhibit & Colca Dec, # <u>2</u> Declaration Eliasberg Dec, # <u>3</u> Declaration Eliasberg Exhibit, # <u>4</u> Declaration Litt Dec, # <u>5</u> Declaration Litt Exhibit, # <u>6</u> Declaration Mirell Dec, # <u>7</u> Declaration Quinn Dec, # <u>8</u> Declaration Richardson Dec, # <u>9</u> Declaration Richardson Exhibit, # <u>10</u> Declaration Sobel Exhibit, # <u>11</u> Declaration, # <u>12</u> Declaration, # <u>13</u> Declaration Stormer Exhibit)(Bibring, Peter) (Entered: 03/16/2009)
03/17/2009	<u>240</u>	DECLARATION of Bahan, Colca, Eliasberg, Litt, Mirell, Quinn, Richardson, Sobel, Stormer In Support of MOTION for Attorney Fees <i>Preliminary Approval of Class Settlement 238 CORRECTED</i> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration Bahan and Colca, # <u>2</u> Declaration Eliasberg, # <u>3</u> Exhibit Eliasberg, # <u>4</u> Declaration Litt, # <u>5</u> Exhibit Litt, # <u>6</u> Declaration Mirell, # <u>7</u> Declaration Quinn and Richardson, # <u>8</u> Exhibit Richardson, # <u>9</u> Declaration Sobel, # <u>10</u> Exhibit Sobel 1,2,3,4, # <u>11</u> Exhibit Sobel 5, # <u>12</u> Declaration Stormer, # <u>13</u> Exhibit Stormer)(Bibring, Peter) (Entered: 03/17/2009)
03/17/2009	<u>241</u>	APPLICATION to File Supplemental Declarations of Anne Richardson, Della Bahan, Peter Eliasberg and Allan Ides and supporting Exhibits Under Seal and In Camera filed by plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. Lodged Proposed Order. (ad) (Entered: 03/19/2009)
03/20/2009	<u>242</u>	MINUTES OF IN CHAMBERS ORDER DIRECTING PLAINTIFFS TO FILE SETTLEMENT AGREEMENT NO LATER THAN MARCH 25, 2009 held before Judge Virginia A. Phillips: Plaintiffs filed their Motion for Preliminary Approval of Class Action Settlement ("Motion") on March 16, 2009. Plaintiffs attached as exhibits to the Motion the "Joint Statement of Agreement per F.R.C.P. 23 Rule 23(e)(2)" and the proposed notice to class members. Plaintiffs failed to attach a copy of the settlement agreement itself. No later than March 25, 2009 Plaintiffs shall file: a copy of the settlement agreement entered into with Defendants. (am) (Entered: 03/23/2009)
03/23/2009	<u>243</u>	NOTICE OF NON-OPPOSITION to MOTION for Attorney Fees <u>235</u> , MOTION for Attorney Fees <i>Preliminary Approval of Class Settlement 238</i> filed by Defendants Michael Thompson, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 03/23/2009)
03/24/2009	<u>245</u>	ORDER by Judge Virginia A. Phillips, GRANTING APPLICATION for Order for to File Supplemental Declarations of Anne Richardson, Della Bahan, Peter Eliasberg and Allan Ides and supporting Exhibits Under Seal and In Camera <u>241</u> (am) (Entered: 03/26/2009)

03/25/2009	<u>244</u>	PARTIES' JOINT REPORT of RE: SETTLEMENT AGREEMENT filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Richardson, Anne) (Entered: 03/25/2009)
03/31/2009	<u>247</u>	NOTICE Amended Notice of Attorney Lien in the Amount of \$171,675.00 filed by Plaintiff Jim Renstrom, Ron Dupuis, Keith Henderson, Craig Pefferle, Nicko Carcich, Rick Carroll, Salvador Garcia, Robert Bernhard, Christopher Alvarez, Fred Ruiz, Steve Guderian, Mike Kelley, Mike Bors, ROES, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo, Steven Hurst. (McGill, Michael) (Entered: 03/31/2009)
04/02/2009	<u>248</u>	Joint STIPULATION for Settlement of <i>Class Action Settlement and Release</i> filed by Plaintiff Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Exhibit A-D)(Stormer, Dan) (Entered: 04/02/2009)
04/03/2009	<u>249</u>	EX PARTE APPLICATION for Special Hearing <i>Re: Meeting with the Court</i> filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration Dan Stormer)(Stormer, Dan) (Entered: 04/03/2009)
04/06/2009	<u>252</u>	MINUTES OF Motion Hearing held before Judge Virginia A. Phillips:taking under advisement <u>235</u> Motion for Attorney Fees ; taking under advisement <u>238</u> Motion for Attorney Fees. Court issues a tentative ruling, hears oral argument and takes the matters under submission. With respect to the issue of attorney fees, the Court will allow additional filings on or before April 15, 2009.Court Reporter: Phyllis Preston. (mrgo, ) (Entered: 04/10/2009)
04/08/2009	<u>250</u>	EX PARTE APPLICATION for Order for [PROPOSED] ORDER GRANTING EX PARTE APPLICATION RE: MEETING WITH THE COURT filed by plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Jeff Quon, Steven Trujillo.(Richardson, Anne) (Entered: 04/08/2009)
04/09/2009	<u>251</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: The image attached to this entry is a proposed order and not an ex parte application. The proposed order needs to be a separate attachment to the stipulation/request/motion/application or attached to a Notice of Lodging. RE: EX PARTE APPLICATION for Order for [PROPOSED] ORDER GRANTING EX PARTE APPLICATION RE: MEETING WITH THE COURT <u>250</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (mrgo) (Entered: 04/09/2009)
04/10/2009	<u>253</u>	RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS ORDER by Clerk of Court. The Court ORDERS doc. #50, STRICKEN; the image attached to this entry is a proposed order and not an ex parte application. RE: EX PARTE APPLICATION for Order for [PROPOSED] ORDER GRANTING EX PARTE APPLICATION RE: MEETING WITH THE COURT <u>250</u> . (mrgo) (Entered: 04/13/2009)

04/13/2009	<u>254</u>	NOTICE OF LODGING filed [PROPOSED] ORDER GRANTING re EX PARTE APPLICATION for Special Hearing Re: Meeting with the Court <u>249</u> (Attachments: # <u>1</u> Proposed Order)(Richardson, Anne) (Entered: 04/13/2009)
04/13/2009	<u>255</u>	ORDER GRANTING EX PARTE APPLICATION RE: MEETING WITH THE COURT by Judge Virginia A. Phillips <u>249</u> . The Court, having reviewed the Ex Parte Application of the Plaintiffs to meet with the Court outside the presence of counsel, hereby orders as follows: The application is granted. All named plaintiffs in the courtroom on April 6, 2009 at 10 a.m. were permitted to speak with the Court outside the presence of all counsel. (am) (Entered: 04/14/2009)
04/15/2009	<u>256</u>	NOTICE of Manual Filing filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo of Application; [Proposed] Order; and Resubmitted Supp Dec's ISO P's Mot for Prelim Approval &Atty's Fees; Exhibits. (Bibring, Peter) (Entered: 04/15/2009)
04/15/2009	<u>257</u>	NOTICE of Manual Filing filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo of Application; [Proposed] Order; P's 2nd Supp Dec's ISO of Motion for Prelim Approval &Atty's Fees &Costs;Exhibits. (Bibring, Peter) (Entered: 04/15/2009)
04/15/2009	<u>258</u>	NOTICE OF FILING OF REVISED SETTLEMENT AGREEMENT WITH EXHIBITS filed by plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Joint Stipulation, # <u>2</u> Exhibit A-D)(Richardson, Anne) (Entered: 04/15/2009)
04/15/2009	<u>259</u>	NOTICE OF MOTION AND Supplemental MOTION for Attorney Fees <i>Memo of Ps in Support of Preliminary Approval of Class Action Settlement</i> filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Bibring, Peter) (Entered: 04/15/2009)
04/15/2009	<u>260</u>	DECLARATION of Named Plaintiffs, Original Named P's, Eliasberg, Richardson, Stormer, Sobel In support of Supplemental MOTION for Attorney Fees <i>Memo of Ps in Support of Preliminary Approval of Class Action Settlement</i> <u>259</u> filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. (Attachments: # <u>1</u> Declaration Original Named Plaintiffs, # <u>2</u> Declaration Eliasberg &Exhibit, # <u>3</u> Declaration Richardson, Stormer, Sobel, # <u>4</u> Exhibit Sobel #1, # <u>5</u> Exhibit Sobel #2# <u>6</u> Exhibit sobel #4, # <u>7</u> Exhibit Sobel #5, # <u>8</u> Exhibit Sobel #6, # <u>9</u> Exhibit Sobel #7, # <u>10</u> Exhibit Sobel #7 pt 2, # <u>11</u> Exhibit Sobel #8)(Bibring, Peter) (Entered: 04/15/2009)
04/16/2009	<u>261</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. The document is a memorandum of points and authorities in support of your motion and not a motion. The correct event is "Memorandum in Support of Motion" under the "Responses/Replies/Other Motion Related Documents" category. RE: Supplemental MOTION for Attorney Fees <i>Memo of Ps in Support of Preliminary Approval of Class Action Settlement</i> <u>259</u> . In response to this notice the court may order (1) an amended or correct

		document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (mrgo) (Entered: 04/16/2009)
04/16/2009	<u>262</u>	NOTICE of Manual Filing filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider of Moving Defendants' Notice & Application to seal Ex. A to the Parties' Joint Stipulation of Class Action Settlement & Release, Declaration of Celeste Brustowicz and Exhibit A. (Brustowicz, Celeste) (Entered: 04/16/2009)
04/18/2009	<u>263</u>	ORDER by Judge Virginia A. Phillips: granting <u>241</u> Application for Order for under seal an in camera filing (am) (Entered: 04/20/2009)
04/18/2009	<u>266</u>	SEALED DOCUMENT: ORDER GRANTING UNDER SEAL AND IN CAMERA FILING by Judge Virginia A. Phillips,, **DOCUMENT SEALED** (am) (Entered: 04/21/2009)
04/18/2009	<u>269</u>	SEALED DOCUMENT: ORDER GRANTING UNDER AND IN CAMERA FILING by Judge Virginia A. Phillips,, **DOCUMENT SEALED** (am) (Entered: 04/21/2009)
04/20/2009	<u>264</u>	DECLARATION of Keeny, Newman, Sobel in support of Supplemental MOTION for Attorney Fees <i>Memo of Ps in Support of Preliminary Approval of Class Action Settlement</i> <u>259</u> filed by Plaintiffs Will Rivera, Steven Trujillo. (Attachments: # <u>1</u> Declaration Sobel & Exhibit)(Bibring, Peter) (Entered: 04/20/2009)
05/11/2009	<u>271</u>	NOTICE of Manual Filing filed by Defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio, Brad Schneider of Notice & Application to Seal and Replace. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 05/11/2009)
05/13/2009	<u>272</u>	MINUTES (IN CHAMBERS): ORDER by Judge Virginia A. Phillips: DENYING LACKIE & DAMMEIER'S MOTION FOR ATTORNEY FEES [Motion filed March 16, 2009 Doc. No. <u>235</u> . For all the reasons set forth above, the Court DENIES the Motion. (am) (Entered: 05/14/2009)
05/14/2009	<u>273</u>	TRANSCRIPT for proceedings held on MONDAY, FEBRUARY 2, 2009 14:30. Court Reporter: Denise Paddock 10199, phone number 7605339866. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 6/4/2009. Redacted Transcript Deadline set for 6/14/2009. Release of Transcript Restriction set for 8/12/2009. (Paddock, Denise) (Entered: 05/14/2009)
05/14/2009	<u>275</u>	ORDER RE JOINT STIPULATION OF CLASS ACTION SETTLEMENT AND RELEASE by Judge Virginia A. Phillips, (am) (Entered: 05/18/2009)
05/18/2009	<u>274</u>	MINUTES OF IN CHAMBERS ORDER held before Judge Virginia A. Phillips: (1) Issuing Order re Joint Stipulation of Class Action Settlement and release with modifications; (2) Approving Joint Stipulation of Class Action Settlement and Release with adjustments to Notice Schedule; (3) Requiring modifications of the notice of

		Settlement Class Action Litigation; (4) Adding dates to claim form; and (5) Setting Final Approval Hearing: Final Approval Settlement set for 8/24/2009 10:00 AM before Judge Virginia A. Phillips (am) (Entered: 05/18/2009)
06/08/2009	<u>276</u>	EX PARTE APPLICATION for Order for Clarification of Order re Joint Stipulation of Class Action Settlement and Release filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 06/08/2009)
06/11/2009	<u>277</u>	ORDER CONDITIONALLY GRANTING MOTION REGARDING ATTORNEYS' FEES AND COSTS PENDING FINAL APPROVAL OF SETTLEMENT AGREEMENT by Judge Virginia A. Phillips: The Court awards Bahan & Associates \$375 per hour for the work of Puja Batra in light of the relative dearth of information about her work. She reasonably spent 97.2 hours on this matter, so Bahan & Associates is awarded \$36,450. The Court awards fees for Bibring's work at the rate of \$375 per hour, as requested, and approves 136.6 of his hours at Bahan & Associates; the reasonable fee his labors is \$51,255.00. The Court GRANTS the Motion for Attorneys Fees filed on behalf of the ACLU, Hadsell Stormer, and Bahan ON THE CONDITION THAT the Court grants final approval to the Settlement Agreement. (am) (Entered: 06/12/2009)
06/12/2009	<u>278</u>	ORDER ON EX PARTE APPLICATION OF CITY OF ONTARIO POLICE DEPARTMENT, LLOYD SCHARF, TONY DEL RIO AND MIKE THOMPSON REQUESTING CLARIFICATION OF THE COURTS MAY 14, 2009 ORDER by Judge Virginia A. Phillips: granting <u>276</u> Ex Parte Application for Order (am) (Entered: 06/12/2009)
07/02/2009	<u>279</u>	STIPULATION for Order to serve revised claim forms filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 07/02/2009)
07/08/2009	<u>280</u>	ORDER RE REVISED CLASS SETTLEMENT CLAIM FORMS AND NOTICE TO CLASS MEMBERS by Judge Virginia A. Phillips (am) (Entered: 07/09/2009)
07/22/2009	<u>281</u>	Joint STIPULATION to Amend Order <u>275</u> filed by defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 07/22/2009)
07/29/2009	<u>282</u>	ORDER GRANTING Revised Class Settlement Claim Forms by Judge Virginia A. Phillips, re Stipulation to Amend/Correct <u>281</u> . (gg) (Entered: 07/30/2009)
08/03/2009	<u>283</u>	NOTICE OF MOTION AND MOTION for Settlement Approval of Class Action Settlement filed by Plaintiff Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Anzman, Will Rivera, Jeff Quon, Steven Trujillo. Motion set for hearing on 8/24/2009 at 10:00 AM before Judge Virginia A. Phillips. (Attachments: # <u>1</u> Declaration Eliasberg & Lebano)(Bibring, Peter) (Entered: 08/03/2009)
08/04/2009	<u>284</u>	STATEMENT in support of settlement by defendants filed by Defendants Michael Thompson, City of Ontario, City of

		Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider (Brustowicz, Celeste) (Entered: 08/04/2009)
08/07/2009	<u>285</u>	NOTICE OF LODGING filed re MOTION for Settlement Approval of Class Action Settlement <u>283</u> (Attachments: # <u>1</u> Proposed Order Granting Final Approval of class Settlement)(Bibring, Peter) (Entered: 08/07/2009)
08/10/2009	<u>286</u>	Joint STIPULATION for Settlement <i>Check Distribution to Class Members &amp; Allocation of Funds Set Aside for Enhancement Awards not Sought by Original Plaintiffs</i> filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider.(Brustowicz, Celeste) (Entered: 08/10/2009)
08/10/2009	<u>287</u>	NOTICE OF LODGING filed re Stipulation for Settlement, <u>286</u> (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 08/10/2009)
08/13/2009	<u>288</u>	DECLARATION of Ann Richey <i>Re Compliance with Preliminary Order and Settlement Agreement</i> filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (Brustowicz, Celeste) (Entered: 08/13/2009)
08/17/2009	<u>289</u>	NOTICE OF ERRATA filed by Plaintiffs Craig Pefferle, Robert Bernhard, Scott Anderson, Craig Ansman, Will Rivera, Jeff Quon, Steven Trujillo. correcting Notice of Lodging <u>285</u> <i>REVISED [PROPOSED] ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND JUDGMENT</i> (Richardson, Anne) (Entered: 08/17/2009)
08/18/2009	<u>290</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: The image attached to this entry is a proposed order and not a notice of errata. The proposed order needs to be a separate attachment to the stipulation/request/motion/application or attached to a Notice of Lodging. RE: Errata, <u>289</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (mrgo) (Entered: 08/18/2009)
08/19/2009	<u>291</u>	RESPONSE BY THE COURT TO NOTICE TO FILER OF DEFICIENCIES IN ELECTRONICALLY FILED DOCUMENTS. ORDER by Clerk of Court: The Court ORDERS document No.289 STRICKEN, due to electronic filing error. See Notice of Deficiencies, document No.290. The appropriate event for submitting a proposed order is a Notice of Lodging and not a notice of errata RE: Errata <u>289</u> . (ad) (Entered: 08/19/2009)
08/19/2009	<u>292</u>	NOTICE OF LODGING filed <i>REVISED [PROPOSED] ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND JUDGMENT</i> re MOTION for Settlement Approval of Class Action Settlement <u>283</u> (Attachments: # <u>1</u> Proposed Order Revised [Proposed] Order Granting Final Approval Of Class Action Settlement and Judgement)(Richardson, Anne) (Entered: 08/19/2009)
08/19/2009	<u>293</u>	ORDER by Judge Virginia A. Phillips GRANTING Stipulation for Settlement Check Distribution to Class Members & Allocation of Funds set Aside for Enhancement

		Awards not Sought by Original Plaintiffs <u>287</u> , filed by defendants City of Ontario Police Department, Lloyd Scharf, Tony del Rio and Michael Thompson. (gg) (Entered: 08/19/2009)
08/20/2009	<u>294</u>	NOTICE of Manual Filing filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio of Ex parte application and stipulation to seal and replace and proposed order. (Brustowicz, Celeste) (Entered: 08/20/2009)
08/20/2009	<u>295</u>	NOTICE OF LODGING filed <i>re: Proposed Order re Stipulation for Settlement 248</i> , Notice (Other) 49 (Brustowicz, Celeste) (Entered: 08/20/2009)
08/20/2009	<u>300</u>	NOTICE OF DISCREPANCY AND ORDER by Judge Virginia A. Phillips, ORDERING Ex Parte Application; Stipulation to Seal and Replace with Redacted Version Plaintiffs' Attachment to Notice of Filing of Opt-outs to be Excluded from Action and to Seal Exhibit A attached to the Joint Stipulation of Class Action Settlement and Release; Points and Authorities; Declaration of Celeste Brustowicz in Support, submitted by Defendants Michael Thompson, City of Ontario, Lloyd Scharf, Tony Del Rio received on 8/20/2009 is NOT to be filed but instead REJECTED. Denial based on: Ex Parte Application needs a separate order. Documents needing to be under seal should also be in separate envelopes (originals and copies). (gg) (Entered: 08/25/2009)
08/21/2009	<u>296</u>	EX PARTE APPLICATION to Correct re Notice (Other), Notice (Other) <u>258</u> , Stipulation for Settlement <u>248</u> , Notice (Other) 49 filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 08/21/2009)
08/24/2009	<u>297</u>	DECLARATION of Celeste Brustowicz <i>re Compliance with 28 U.S.C. §1715(b)</i> filed by Defendants Michael Thompson, City of Ontario, City of Ontario Police Department, Lloyd Scharf, Tony Del Rio. (Brustowicz, Celeste) (Entered: 08/24/2009)
08/24/2009	<u>298</u>	ORDER by Judge Virginia A. Phillips GRANTING Final Approval of Settlement <u>283</u> . (gg) (Entered: 08/24/2009)
08/24/2009	<u>299</u>	JUDGMENT by Judge Virginia A. Phillips. IT IS ORDERED AND ADJUDGED that Plaintiffs' entire action is DISMISSED WITH PREJUDICE. The Court orders that such judgment be entered. (MD JS-6, Case Terminated). (gg) (Entered: 08/24/2009)
08/24/2009	<u>301</u>	MINUTES OF Motion Hearing held before Judge Virginia A. Phillips for Settlement Approval of Class Action Settlement <u>283</u> filed by plaintiffs. Court issues a tentative ruling, and takes the matter under submission. Court Reporter: Phyllis Preston. (la) (Entered: 08/26/2009)
09/04/2009	<u>302</u>	MINUTES OF IN CHAMBERS ORDER ORDER DENYING EX PARTE APPLICATION TO SEAL DOCUMENT IN COURT FILE AND REPLACE WITH REDACTED VERSION held before Judge Virginia A. Phillips: The Court DENIES the Application WITHOUT PREJUDICE. (am) (Entered: 09/08/2009)
09/18/2009	<u>303</u>	EX PARTE APPLICATION to Amend re Notice (Other) 49 filed by Defendants Michael Thompson, City of Ontario



		Police Department, Lloyd Scharf, Tony Del Rio, Brad Schneider. (Attachments: # <u>1</u> Proposed Order)(Brustowicz, Celeste) (Entered: 09/18/2009)
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