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V.

**Defendant**

**CITY OF PITTSBURGH**

represented by **Jacqueline R. Morrow**  
City of Pittsburgh Department of Law  
414 Grant Street  
313 City-County Building  
Pittsburgh, PA 15219

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**Defendant**

**PITTSBURGH BUREAU OF  
POLICE**

**Defendant**

**DEPARTMENT OF PUBLIC  
SAFETY**

**Amicus**

**AMERICAN CIVIL LIBERTIES  
UNION OF PENNSYLVANIA**

represented by **Witold J. Walczak**  
ACLF of PA  
313 Atwood Street  
Pittsburgh, PA 15213  
(412) 681-7864  
Email: vwalczak@aclupgh.org  
*LEAD ATTORNEY  
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**Amicus**

**NATIONAL ASSOCIATION FOR  
THE ADVANCEMENT OF  
COLORED PEOPLE  
PITTSBURGH BRANCH**

represented by **Witold J. Walczak**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

V.

**Movant**

**ALLEN N. BRUNWASSER**

represented by **Allen N. Brunwasser**  
P.O. Box 22212

Pittsburgh, PA 15222  
 (412) 391-0329  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Movant**

**FRATERNAL ORDER OF  
 POLICE, FORT PITT LODGE NO.**

**1**

*TERMINATED: 04/21/1997*

represented by **Bryan Campbell**

220 Grant Street

6th Floor

Pittsburgh, PA 15219

(412) 642-7667

Email: bryancmpbl@yahoo.com

*TERMINATED: 04/21/1997*

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

| <b>Date Filed</b> | <b>#</b> | <b>Docket Text</b>   |
|-------------------|----------|--|
| 02/26/1997        | 1        | COMPLAINT with summons issued (ces) (Entered: 02/26/1997)  |
| 02/26/1997        | 2        | JOINT MOTION by USA, CITY OF PITTSBURGH, PITTSBURGH BUREAU OF, DEPARTMENT OF PUBLIC for Entry of Consent Decree . (ces) (Entered: 02/26/1997)  |
| 02/26/1997        | 3        | CONSENT DECREE by USA, CITY OF PITTSBURGH, PITTSBURGH BUREAU OF, DEPARTMENT OF PUBLIC with proposed order. (ces) (Entered: 02/26/1997)   |
| 02/26/1997        | 4        | RETURN OF SERVICE executed as to DEPARTMENT OF PUBLIC 2/26/97 Answer due on 3/18/97 for DEPARTMENT OF PUBLIC (ces) (Entered: 02/26/1997)   |
| 02/26/1997        | 5        | RETURN OF SERVICE executed as to PITTSBURGH BUREAU OF 2/26/97 Answer due on 3/18/97 for PITTSBURGH BUREAU OF (ces) (Entered: 02/26/1997)   |
| 02/26/1997        | 6        | RETURN OF SERVICE executed as to CITY OF PITTSBURGH 2/26/97 Answer due on 3/18/97 for CITY OF PITTSBURGH (ces) (Entered: 02/26/1997)   |
| 03/03/1997        | 7        | MOTION to Intervene by ALLEN N. BRUNWASSER with Proposed Order. (ces) (Entered: 03/03/1997)  |
| 03/04/1997        |          | ORDER upon motion denying [7-1] motion to Intervene by ALLEN N. BRUNWASSER. However, petitioner will be notified of the date set for a hearing on the consent decree and will be provided an opportunity to be heard at that time ( signed by Judge Robert J. Cindrach on 3/4/97 ) CM all parties of record. (ces) (Entered: 03/04/1997) |
| 03/10/1997        | 8        | ORDER, Motion Hearing set for 1:30 3/17/97 for [2-1] joint motion for Entry of Consent Decree ( signed by Judge Robert J. Cindrach on 3/10/97 ) CM all parties of record. (ces) (Entered: 03/10/1997)  |

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| 03/12/1997 | 9  | MOTION for Intervention Of Right Or Permissive Intervention Under FRCP 24 by FRATERNAL ORDER OF POLICE, FORT PITT LODGE NO. 1 with Proposed Order. (ces) (Entered: 03/12/1997)   |
| 03/18/1997 | 10 | LETTER from City Council dated 3/7/97 in support of Consent Decree. (tt) (Entered: 03/19/1997)   |
| 03/18/1997 | 11 | Hearing on Consent Decree held 3/17/97 before Judge Cindrich [ Reporter: Shirley Hall] (tt) (Entered: 03/19/1997)  |
| 03/18/1997 |    | Deadline updated; Response to Motion set to 3/31/97 for [9-1] motion for Intervention Of Right Or Permissive Intervention Under FRCP 24 by FRATERNAL ORDER OF POLICE, FORT PITT LODGE NO. 1 (tt) (Entered: 03/19/1997)   |
| 03/20/1997 | 12 | ORDER, Response to Motion set to 3/31/97 for [9-1] motion for Intervention Of Right Or Permissive Intervention Under FRCP 24 by FRATERNAL ORDER OF POLICE, FORT PITT LODGE NO. 1 , and response due 3/31/97 to pltf's motion to consolidate w/CA No. 96-560 filed on 4/14/97 at CA96-560; set Status Conference for 9:30 4/16/97 ( signed by Judge Robert J. Cindrich on 3/19/97 ) CM all parties of record. (ces) (Entered: 03/20/1997) |
| 03/26/1997 | 13 | LETTER dated 3/14/97 to Judge Cindrich from Mayor Tom Murphy and ordered filed and made part of the record 3/26/97 (Cindrich, J.) (ces) (Entered: 03/27/1997)  |
| 03/27/1997 | 14 | LETTER dated 3/22/97 to Judge Cindrich from Sgt. John F. Linn ordered filed and made part of the record 3/26/97 (Cindrich, J.) (ces) (Entered: 03/27/1997)   |
| 03/31/1997 | 15 | RESPONSE by USA to [9-1] motion for Intervention Of Right Or Permissive Intervention Under FRCP 24 by FRATERNAL ORDER OF POLICE, FORT PITT LODGE NO. 1 (ces) (Entered: 03/31/1997)   |
| 03/31/1997 | 16 | JOINT MOTION by USA, CITY OF PITTSBURGH, PITTSBURGH BUREAU OF Regarding the Interpretation of the Consent Decree with Proposed Order. (ces) (Entered: 03/31/1997)  |
| 03/31/1997 | 17 | RESPONSE by CITY OF PITTSBURGH, PITTSBURGH BUREAU OF, DEPARTMENT OF PUBLIC to [9-1] motion for Intervention Of Right Or Permissive Intervention Under FRCP 24 by FRATERNAL ORDER OF POLICE, FORT PITT LODGE NO. 1 (ces) (Entered: 04/01/1997)  |
| 03/31/1997 | 18 | RESPONSE by USA to Williams Pltfs' Motion to Consolidate filed at CA96-560 (ces) (Entered: 04/01/1997)   |
| 04/02/1997 | 19 | TRANSCRIPT of public hearing on consent decree for date of 3/17/97. Court Reporter: Shirley Ann Hall. (ces) (Entered: 04/02/1997)  |
| 04/14/1997 | 20 | RESPONSE by USA to [3-1] proposed decree consent by DEPARTMENT OF PUBLIC, PITTSBURGH BUREAU OF, CITY OF PITTSBURGH, USA (ces) (Entered: 04/14/1997)  |
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| 04/16/1997 |    | ORDER upon motion granting [16-1] joint motion Regarding the Interpretation of the Consent Decree as stated more fully in said order ( signed by Judge Robert J. Cindrich on 4/16/97 ) CM all parties of record. (ces) (Entered: 04/16/1997)   |
| 04/16/1997 |    | ORDER upon motion granting [3-1] decree consent as stated more fully in said consent decree ( signed by Judge Robert J. Cindrich on 4/16/97 ) CM all parties of record. (ces) (Entered: 04/16/1997)  |
| 04/18/1997 | 21 | ORDER denying [9-1] motion for Intervention Of Right Or Permissive Intervention Under FRCP 24 by FRATERNAL ORDER OF POLICE, FORT PITT LODGE NO. 1; mootng [2-1] joint motion for Entry of Consent Decree, as Ct. has already signed consent decree ( signed by Judge Robert J. Cindrich on 4/17/97 ) CM all parties of record. (ces) (Entered: 04/18/1997) |
| 04/18/1997 | 22 | Status Conference held 4/16/97 before Judge Robert J. Cindrich [ Reporter: Pat Sherman ] (Judge agrees to sign consent decree. Order to be entered on remaining motions) (ces) (Entered: 04/18/1997)   |
| 04/22/1997 | 23 | MOTION by ALLEN N. BRUNWASSER for reargument with Proposed Order. (crw) (Entered: 04/22/1997)  |
| 04/25/1997 | 24 | MOTION by USA to substitue corrected pages in the Declaration of Lou Reiter with Proposed Order. (ces) (Entered: 04/25/1997)   |
| 04/30/1997 |    | ORDER upon motion granting [24-1] motion to substitue corrected pages in the Declaration of Lou Reiter ( signed by Judge Robert J. Cindrich on 4/28/97 ) CM all parties of record. (ces) (Entered: 04/30/1997)   |
| 07/22/1997 | 25 | Status Conference set for 9:30 7/31/97 (ces) (Entered: 07/22/1997)   |
| 10/06/1997 | 26 | ORDER denying [23-1] motion for reargument ( signed by Judge Robert J. Cindrich on 10/3/97 ) CM all parties of record. (ces) (Entered: 10/06/1997)   |
| 12/05/1997 | 27 | JOINT NOTICE of APPOINTMENT OF AN AUDITOR by USA, CITY OF PITTSBURGH (ces) (Entered: 12/05/1997)   |
| 12/24/1997 | 28 | Auditor's Quarterly Report (First Quarterly Report 12/97) (Long-Term Compliance Audit for the Pgh. Bureau of Police) (ces) (Entered: 12/24/1997)   |
| 03/17/1998 | 29 | Auditor's Second Quarterly Report March 15, 1998 detailing City of Pgh.'s Long-Term Compliance for Pgh. Bureau of Police (ces) (Entered: 03/17/1998)   |
| 06/22/1998 | 30 | Auditor's Quarterly Reprt Long-Term Compliance Audit for Pgh. Bureau of Police for Third Quarter 6/15/98 (ces) (Entered: 06/22/1998)   |
| 09/21/1998 | 31 | STATUS REPORT by USA (plh) (Entered: 09/21/1998)   |
| 12/21/1998 | 32 | QUARTERLY REPORT filed by Compliance Auditor, James D. Ginger, Ph.D. (tt) (Entered: 12/21/1998)  |
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| 03/24/1999 | 33 | Auditor's Sixth Quarterly Report March 1999 Long-Term Compliance Audit for the Pgh. Bureau of Police filed pursuant to Consent Decree entered into by U.S. Dept. of Justice and City of Pgh. (ces) (Entered: 03/24/1999)  |
| 03/31/1999 | 34 | ORDER, that the Clerk of Court shall administratively close the above captioned case. (signed by Judge Robert J. Cindrich on 3/31/99) CM all parties of record. NOTICE MAILED (plh) (Entered: 04/01/1999)   |
| 03/31/1999 |    | Statistical Case Closing (plh) (Entered: 04/01/1999)  |
| 06/15/1999 | 35 | JOINT MOTION by USA, CITY OF PITTSBURGH to Extend Time to File Seventh Auditor's Quarterly Report with Proposed Order. (ces) (Entered: 06/16/1999)  |
| 06/29/1999 |    | ORDER upon motion granting [35-1] joint motion to Extend Time to File Seventh Auditor's Quarterly Report by 7/9/99. ( signed by Judge Robert J. Cindrich on 6/16/99 ) CM all parties of record. (ces) Modified on 07/12/1999 (Entered: 06/29/1999)                        |
| 07/09/1999 | 36 | AUDITOR'S SEVENTH QUARTERLY REPORT JULY 1999 Long-Term Compliance Audit for the Pgh. Bureau of Police (ces) (Entered: 07/09/1999)   |
| 09/16/1999 | 37 | AUDITOR'S QUARTERLY REPORT Long-Term Compliance Audit for the Pgh. Bureau of Police Eighth Quarterly Report September 1999 (ces) (Entered: 09/16/1999)  |
| 01/04/2000 | 38 | AUDITOR'S NINTH QUARTERLY REPORT - Long-term Compliance Audit. January 2000. (tt) (Entered: 01/04/2000)   |
| 03/21/2000 | 39 | Auditors' Tenth Quarterly Report Long-Term Compliance Audit (ces) (Entered: 03/21/2000)   |
| 06/16/2000 | 40 | QUARTERLY REPORT by James D. Ginger, Ph.D. (aen) (Entered: 06/16/2000)  |
| 09/19/2000 | 41 | Auditor's Twelfth Quarterly Report filed for Long-term Compliance Audit (ces) (Entered: 09/19/2000)   |
| 01/05/2001 | 42 | AUDITOR'S THIRTEENTH QUARTERLY REPORT (ces) (Entered: 01/08/2001)   |
| 03/26/2001 | 43 | JOINT MOTION by USA, CITY OF PITTSBURGH to Extend Time to File Auditor's Fourteenth Quarterly Report . (ces) Modified on 03/28/2001 (Entered: 03/27/2001)   |
| 03/28/2001 |    | ORDER upon motion granting [43-1] joint motion to Extend Time to File Auditor's Fourteenth Quarterly Report. Report shall be filed 4/4/01. ( signed by Judge Robert J. Cindrich on 3/28/01 ) CM all parties of record. (ces) Modified on 04/17/2001 (Entered: 03/28/2001) |
| 04/11/2001 | 44 | MOTION by USA to Substitute Attorney Mary R. Bohan in place of Atty. Robert Moossy as counsel for U.S. (ces) (Entered: 04/11/2001)  |
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| 04/17/2001 |    | ORDER upon motion granting [44-1] motion to Substitute Attorney terminated attorney Robert Moossy for USA Added ( signed by Judge Robert J. Cindrich on 4/16/01 ) CM all parties of record. (ces) (Entered: 04/17/2001)  |
| 04/24/2001 | 45 | Auditor's Fourteenth Quarterly Report April 25, 2001 (ces) (Entered: 04/24/2001)   |
| 04/25/2001 | 46 | PARTIES' SECOND JOINT MOTION by USA, CITY OF PITTSBURGH, PITTBURGH BUREAU OF, DEPARTMENT OF PUBLIC to Extend Time to File Fourteenth Auditor's Quarterly Report with Proposed Order. (ces) Modified on 04/25/2001 (Entered: 04/25/2001)  |
| 04/25/2001 |    | ORDER upon motion granting [46-1] joint motion to Extend Time to File Fourteenth Auditor's Quarterly Report on 4/25/01 ( signed by Judge Robert J. Cindrich on 4/10/01 ) CM all parties of record. (ces) (Entered: 04/25/2001)   |
| 08/23/2001 | 47 | Auditor's Fifteenth Quarterly Report filed dated 8/21/01 (Long-term Compliance Audit) (ces) Modified on 03/19/2002 (Entered: 08/23/2001)   |
| 10/30/2001 | 48 | Auditor's Sixteenth Quarterly Report Long-term Compliance Audit (ces) (Entered: 10/30/2001)  |
| 03/19/2002 | 49 | AUDITOR'S SEVENTEENTH QUARTERLY REPORT FILING (Long-term Compliance Audit) (ces) (Entered: 03/19/2002)   |
| 07/30/2002 | 50 | Auditor's Eighteenth Quarterly Report Filing of Long-term Compliance Audit 7/30/02 (ces) (Entered: 07/30/2002)   |
| 08/29/2002 | 51 | AUDITOR'S NINETEENTH QUARTERLY REPORT FILING (8/30/02) (ces) (Entered: 08/29/2002)   |
| 08/29/2002 | 52 | JOINT MOTION by USA, CITY OF PITTSBURGH, PITTBURGH BUREAU OF, DEPARTMENT OF PUBLIC to enter parties' stipulated order with Proposed Order. (crw) (Entered: 08/29/2002)   |
| 08/30/2002 | 53 | ORDER, set on joint stipulation Hearing for 9:30 9/13/02 ( signed by Judge Robert J. Cindrich on 8/30/02 ) CM all parties of record. (ces) (Entered: 08/30/2002)   |
| 09/03/2002 | 54 | ORDER, Motion Hearing set for 9:30 9/13/02 for [52-1] joint motion to enter parties' stipulated order . Auditor directed to file report to ct. and be present 9/13/02 in ct. to testify concerning his opinions as to issues stated more fully in said order ( signed by Judge Robert J. Cindrich on 9/3/02 ) CM all parties of record. (ces) Modified on 09/05/2002 (Entered: 09/04/2002) |
| 09/11/2002 | 55 | BRIEF Amici Curiae by ACLU, NAACP in opposition to Proposed Consent Decree Modification (ces) (Entered: 09/12/2002)  |
| 09/11/2002 | 57 | ORDER that ct. will announce list of speakers at the hearing on 10/13/02 and as stated more fully in said order ( signed by Judge Robert J.  |



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|            |    | Cindrich on 9/11/02 ) CM all parties of record. (ces) (Entered: 09/12/2002)  |
| 09/12/2002 | 56 | NOTICE by USA of Filing Auditor's Supplemental Report (ces) (Entered: 09/12/2002)  |
| 09/16/2002 | 58 | Hearing on Stipulation held re: 9/13/02 Bwfore Judge Cindrich [ Reporter: Marilyn Brown] (aen) (Entered: 09/16/2002)   |
| 09/16/2002 | 59 | EXHIBITS in support of [58-1] Stipulation hearing of 9/13/02 ( Vol 1 ) (aen) (Entered: 09/16/2002)   |
| 09/16/2002 | 60 | EXHIBITS in support of [58-1] Stiupulation hearing held on 9/13/02 ( Vol 2 ) (aen) (Entered: 09/16/2002)   |
| 09/19/2002 | 61 | TRANSCRIPT of Hearing on Petition to Approve Modification of Consent Decree held before Cindrich, J. for date of 9/13/02. Court Reporter: Marilyn Brown. (ces) (Entered: 09/19/2002)   |
| 09/19/2002 | 62 | TRANSCRIPT of Excerpt from hearing On Petition to Approve Modification of Consent Decree for date of 9/13/02. Court Reporter: Marilyn Brown. (Statement of C. J. Bosetti) (ces) Modified on 09/19/2002 (Entered: 09/19/2002)                   |
| 09/30/2002 | 63 | STIPULATED ORDER granting [52-1] joint motion to enter parties' stipulated order re: Consent Decree as stated more fully in said order ( signed by Judge Robert J. Cindrich on 9/30/02 ) CM all parties of record. (ces) (Entered: 10/01/2002) |
| 12/17/2002 | 64 | AUDITOR'S EIGHTEENTH QUARTERLY REPORT FILING. (plh) (Entered: 12/17/2002)  |
| 02/28/2003 | 65 | JOINT MOTION by USA, CITY OF PITTSBURGH to Extend Time to File Twenty-First Auditor's Quarterly Report with Proposed Order. (ces) (Entered: 03/03/2003)  |
| 03/05/2003 |    | ORDER upon motion granting [65-1] joint motion to Extend Time to File Twenty-First Auditor's Quarterly Reportk. Report is due 3/31/03 ( signed by Judge Robert J. Cindrich on 3/4/03 ) CM all parties of record. (ces) (Entered: 03/05/2003)   |
| 04/01/2003 | 66 | Auditor's Twenty-First Quarterly Report Filing (ces) Modified on 04/02/2003 (Entered: 04/02/2003)  |
| 05/02/2003 | 67 | AUDITOR'S TWENTY-SECOND QUARTERLY REPORT FILING (ces) (Entered: 05/02/2003)  |
| 08/01/2003 | 68 | Auditor's Twenty-Third Quarterly Report Filing (ces) (Entered: 08/01/2003)   |
| 11/25/2003 | 69 | AUDITOR'S TWENTY-FOURTH QUARTERLY REPORT (plh) (Entered: 11/25/2003)   |
| 01/21/2004 | 70 | AUDITOR'S TWENTY-FIFTH QUARTERLY REPORT FILING filed by City of Pgh. (ces) (Entered: 01/21/2004)   |

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| 05/11/2004 | 71 | Auditor's Twenty-Sixth Quarterly Report Filing (ces) (Entered: 05/12/2004)  |
| 08/25/2004 | 72 | Auditor's Twenty-Seventh Quarterly Report Filing (ces) (Entered: 08/25/2004)  |
| 12/16/2004 | 73 | Auditor's Twenty-Eighth Quarterly Report Filing (ces) (Entered: 12/16/2004)   |
| 04/06/2005 | 74 | JOINT MOTION by USA, CITY OF PITTSBURGH, PITTSBURGH BUREAU OF, DEPARTMENT OF PUBLIC to Terminate Consent Decree and Dismiss this case , with Proposed Order. (tt) (Entered: 04/06/2005)                         |
| 04/06/2005 | 75 | DECLARATION of James D. Ginger, Jr. Re: [74-1] joint motion to Terminate Consent Decree and Dismiss this case by DEPARTMENT OF PUBLIC, PITTSBURGH BUREAU OF, CITY OF PITTSBURGH, USA (tt) (Entered: 04/06/2005) |
| 04/07/2005 |    | ORDER upon motion granting [74-1] joint motion to Terminate Consent Decree and Dismiss this case ( signed by Judge Arthur J. Schwab on 4/7/05 ) CM all parties of record. (ces) (Entered: 04/07/2005)           |
| 04/08/2005 | 76 | Auditor's Twenty-Ninth Quarterly Report Filing Long-term Compliance Audit (for Quarter Ending 11/31/04) (ces) (Entered: 04/08/2005)   |

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|-----------------------------|---------------|-------------------------|-------------------|
| <b>PACER Service Center</b> |               |                         |                   |
| <b>Transaction Receipt</b>  |               |                         |                   |
| 10/25/2005 16:46:00         |               |                         |                   |
| <b>PACER Login:</b>         | hs0328        | <b>Client Code:</b>     |                   |
| <b>Description:</b>         | Docket Report | <b>Search Criteria:</b> | 2:97-cv-00354-RJC |
| <b>Billable Pages:</b>      | 5             | <b>Cost:</b>            | 0.40              |