

CLOSED

**U.S. District Court
Western District of Pennsylvania (Pittsburgh)
CIVIL DOCKET FOR CASE #: 2:09-cv-01275-GLL**

SEEDS OF PEACE COLLECTIVE et al v. CITY OF
PITTSBURGH BUREAU OF POLICE et al
Assigned to: Chief Judge Gary L. Lancaster
related Case: 2:09-cv-01235-GLL
Case in other court: Third Circuit, 10-02765
Cause: 42:1983 Civil Rights Act

Date Filed: 09/21/2009
Date Terminated: 09/26/2012
Jury Demand: Defendant
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

SEEDS OF PEACE COLLECTIVE

represented by **Glen S. Downey**
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Plaintiff

MICHAEL BOWERSOX
TERMINATED: 12/11/2009

represented by **Glen S. Downey**
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LEAD ATTORNEY
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Michael J. Healey
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Sara Rose
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Witold J. Walczak
(See above for address)
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Plaintiff

**THREE RIVERS CLIMATE
CONVERGENCE**

represented by **Glen S. Downey**
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LEAD ATTORNEY
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Michael J. Healey
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LEAD ATTORNEY
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Witold J. Walczak
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**CITY OF PITTSBURGH BUREAU
OF POLICE**
TERMINATED: 12/11/2009

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Defendant

OFFICER SELLERS
(Badge No. 3602)

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TERMINATED: 08/06/2012
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TERMINATED: 02/28/2011
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teresa O. Sirianni
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

OFFICER ERIC KURVACH
(Badge No. 3480)

represented by **Alan E. Johnson**
(See above for address)
TERMINATED: 08/06/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michaelene E. Weimer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul D. Krepps
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rebecca L. Magyar
(See above for address)
TERMINATED: 02/28/2011
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teresa O. Sirianni
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

OFFICER JOHN DOE 2
(Badge No. 3564)
TERMINATED: 12/11/2009

represented by **Paul D. Krepps**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teresa O. Sirianni
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

LUKE RAVENSTAHL
Mayor, City of Pittsburgh
TERMINATED: 10/19/2010

represented by **Alan E. Johnson**
(See above for address)
TERMINATED: 08/06/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul D. Krepps
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rebecca L. Magyar
(See above for address)

*TERMINATED: 02/28/2011
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

MICHAEL HUSS
*Director of Public Safety, City of
Pittsburgh
TERMINATED: 10/19/2010*

represented by **Alan E. Johnson**
(See above for address)
*TERMINATED: 08/06/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Paul D. Krepps
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Rebecca L. Magyar
(See above for address)
*TERMINATED: 02/28/2011
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

NATHAN HARPER
*Chief, Pittsburgh Bureau of Police
TERMINATED: 10/19/2010*

represented by **Alan E. Johnson**
(See above for address)
*TERMINATED: 08/06/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Paul D. Krepps
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Rebecca L. Magyar
(See above for address)
*TERMINATED: 02/28/2011
ATTORNEY TO BE NOTICED*

Defendant

WILLIAM E. BOCHTER
*Assistant Chief, Pittsburgh Bureau of
Police
TERMINATED: 10/19/2010*

represented by **Alan E. Johnson**
(See above for address)
*TERMINATED: 08/06/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Paul D. Krepps
(See above for address)
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ATTORNEY TO BE NOTICED*

Rebecca L. Magyar
(See above for address)
*TERMINATED: 02/28/2011
LEAD ATTORNEY
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Defendant

MICHAEL T. RADLEY
Assistant Director, Pittsburgh City Parks

represented by **Alan E. Johnson**
(See above for address)
*TERMINATED: 08/06/2012
LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

Michaelene E. Weimer
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Rebecca L. Magyar
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TERMINATED: 02/28/2011
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Defendant

OFFICERS DOE 1-100

Defendant

CITY OF PITTSBURGH

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TERMINATED: 08/06/2012
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TERMINATED: 02/28/2011
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Date Filed	#	Docket Text
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09/21/2009	<u>1</u>	COMPLAINT against CITY OF PITTSBURGH BUREAU OF POLICE, OFFICER SELLERS, OFFICER KURVACH, OFFICER JOHN DOE 2 (Filing fee \$350, receipt number 1375495), filed by SEEDS OF PEACE COLLECTIVE, MICHAEL BOWERSOX. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit Verifications) (plh) (Entered: 09/21/2009)
09/21/2009	<u>2</u>	MOTION for Temporary Restraining Order, MOTION for Preliminary Injunction by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE, MICHAEL BOWERSOX. (Attachments: # <u>1</u> Proposed Order) (Downey, Glen) (Entered: 09/21/2009)
09/21/2009	<u>3</u>	BRIEF in Support re <u>2</u> Motion for TRO, Motion for Preliminary Injunction filed by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE, MICHAEL BOWERSOX. (Downey, Glen) (Entered: 09/21/2009)
09/21/2009		TEXT-ONLY ORDER that any response to <u>2</u> Motion for TRO and/or for Preliminary Injunction shall be due 9/21/2009 and setting Hearing on Motion for 9/22/2009 at 10:00 AM in Courtroom 3A before Judge Gary L. Lancaster; Text-only entry; No PDF document will issue; This text-only entry constitutes the Order of the Court or Notice on the matter. (map) (Entered: 09/21/2009)
09/21/2009	<u>4</u>	RESPONSE to Motion re <u>2</u> Motion for TRO, Motion for Preliminary Injunction filed by CITY OF PITTSBURGH BUREAU OF POLICE. (Kennedy, Michael) (Entered: 09/21/2009)
09/21/2009	<u>5</u>	BRIEF in Opposition re <u>2</u> Motion for TRO, Motion for Preliminary Injunction filed by CITY OF PITTSBURGH BUREAU OF POLICE. (Kennedy, Michael) (Entered: 09/21/2009)
09/22/2009	<u>6</u>	REPLY BRIEF by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE, MICHAEL BOWERSOX re <u>4</u> Response to Motion, <u>5</u> Brief in Opposition to Motion filed by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE, MICHAEL BOWERSOX. (Downey, Glen) (Entered: 09/22/2009)
09/22/2009	<u>7</u>	Minute Entry for Hearing re <u>2</u> MOTION for Temporary Restraining Order and/or Preliminary Injunction held on 9/22/2009 before Judge Gary L. Lancaster; Motion orally denied for the reasons stated on the record (Court Reporter: Richard Ford). (map) (Entered: 09/22/2009)
09/28/2009	<u>8</u>	NOTICE that instant civil action has been designated for placement into the United States District Court's Alternative Dispute Resolution program. Parties are directed to fully complete the required 26(f) report, which includes the stipulation of selecting an ADR process. Counsel for plaintiff (or in the case of a removal action, counsel for removing defendant) shall make service of the notice on all parties. (map) (Entered: 09/28/2009)
10/08/2009	<u>9</u>	NOTICE of Appearance by Paul D. Krepps on behalf of CITY OF PITTSBURGH BUREAU OF POLICE, OFFICER SELLERS, OFFICER KURVACH, OFFICER JOHN DOE 2. (Krepps, Paul) (Entered: 10/08/2009)
10/09/2009	<u>10</u>	NOTICE of Appearance by Teresa O. Sirianni on behalf of CITY OF PITTSBURGH BUREAU OF POLICE, OFFICER SELLERS, OFFICER KURVACH, OFFICER JOHN DOE 2. (Sirianni, Teresa) (Entered: 10/09/2009)
10/12/2009	<u>11</u>	ORDER directing that Rule 26 Meeting be conducted on or before 11/3/2009, that Rule 26 Meeting Report be filed by 11/17/2009 and setting INITIAL LOCAL RULE 16.1 SCHEDULING CONFERENCE for 12/3/2009 at 2:00 PM. Signed by Chief Judge Gary L. Lancaster on 10/12/09. (map) (Entered: 10/12/2009)
10/28/2009	<u>12</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on September 22, 2009 before Judge Gary L. Lancaster. Court Reporter Richard Ford, Telephone number (412) 261-0802. The parties have five (5) business days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction after 90 calendar days. For redaction purposes, or otherwise, during this 90 day period a copy of the transcript may be purchased from the court reporter or viewed at the clerk's office public terminal. Notice of

		Intent for Redaction of Personal Data Identifiers due by 11/4/2009. Redaction Request due 11/18/2009. Redacted Transcript Deadline set for 11/30/2009. Release of Transcript Restriction set for 1/27/2010. (rtf,) Modified on 10/29/2009. (tt,) (Entered: 10/28/2009)
11/02/2009	<u>13</u>	Unopposed MOTION to Extend Time to file Amended Complaint by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE, MICHAEL BOWERSOX. (Attachments: # <u>1</u> Proposed Order) (Walczak, Witold) (Entered: 11/02/2009)
11/03/2009	<u>14</u>	ORDER granting <u>13</u> Motion to Extend Time; Plaintiffs shall file an Amended Complaint by 12/11/2009; Any responsive pleading to this Amended Complaint shall be filed by 1/8/2010; Parties shall meet and confer, pursuant to F.R.C.P.26(a), by 1/29/2010; Parties' Rule 26 Meeting Report shall be due by 2/12/2010; Initial Rule 16 Scheduling Conference will now be held on 2/19/2010 at 2:30 PM. Signed by Chief Judge Gary L. Lancaster on 11/3/09. (map) (Entered: 11/03/2009)
11/03/2009		Set/Reset Deadlines: Answer to Amended Complaint by defendants CITY OF PITTSBURGH BUREAU OF POLICE, OFFICER SELLERS, OFFICER KURVACH and OFFICER JOHN DOE 2 due 1/8/2010; Rule 26 Meeting to be conducted on or before 1/29/2010. (map) (Entered: 11/03/2009)
12/11/2009	<u>15</u>	First AMENDED COMPLAINT against all defendants, filed by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE. (Walczak, Witold) (Entered: 12/11/2009)
12/18/2009	<u>16</u>	MOTION for Extension of Time to File Answer re <u>15</u> Amended Complaint filed by THREE RIVERS CLIMATE CONVERGENCE, SEEDS OF PEACE COLLECTIVE by OFFICER SELLERS, OFFICER ERIC KURVACH, LUKE RAVENSTAHL, MICHAEL HUSS, NATHAN HARPER, WILLIAM E. BOCHTER, MICHAEL T. RADLEY, CITY OF PITTSBURGH. (Attachments: # <u>1</u> Proposed Order) (Krepps, Paul) (Entered: 12/18/2009)
12/21/2009	<u>17</u>	ORDER granting <u>16</u> Motion for Extension of Time to Answer; Defendants' response to Plaintiffs' First Amended Complaint shall be filed on or before 2/9/2010. Signed by Chief Judge Gary L. Lancaster on 12/21/09. (map) (Entered: 12/21/2009)
01/15/2010	<u>18</u>	NOTICE of Appearance by Alan E. Johnson on behalf of WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Johnson, Alan) (Entered: 01/15/2010)
02/09/2010	<u>19</u>	MOTION for Partial Dismissal re <u>15</u> Amended Complaint by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Attachments: # <u>1</u> Proposed Order) (Johnson, Alan) (Entered: 02/09/2010)
02/09/2010	<u>20</u>	BRIEF in Support re <u>19</u> Motion for Partial Dismissal, filed by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Attachments: # <u>1</u> Exhibit "A") (Johnson, Alan) (Entered: 02/09/2010)
02/10/2010	<u>21</u>	ORDER directing that any Response to <u>19</u> Motion for Partial Dismissal of plaintiffs' Amended Complaint shall be filed by 3/5/2010; Any reply to a response shall be filed by 3/19/2010; Status Conference of 2/19/2010 is re-set to 4/9/2010 at 2:30 PM. Signed by Chief Judge Gary L. Lancaster on 2/10/10. (map) (Entered: 02/10/2010)
02/12/2010	<u>22</u>	Joint MOTION for Extension of Time to File <i>Rule 26(f) Report</i> by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, OFFICERS DOE 1-100, MICHAEL T. RADLEY, LUKE RAVENSTAHL, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Krepps, Paul) (Entered: 02/12/2010)

02/15/2010	<u>23</u>	ORDER granting <u>22</u> Joint Motion for Enlargement of Time to File Rule 26(f) Report; Counsel are directed to file the Rule 26(f) Report in the instant case on or before 2/26/2010. Signed by Chief Judge Gary L. Lancaster on 2/12/10. (map) (Entered: 02/15/2010)
02/15/2010		Set/Reset Deadlines: Rule 26 Meeting Report due by 2/26/2010. (map) (Entered: 02/15/2010)
02/26/2010	<u>24</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>19</u> MOTION to Dismiss (<i>Motion for Partial Dismissal</i>) re <u>15</u> Amended Complaint MOTION to Dismiss (<i>Motion for Partial Dismissal</i>) re <u>15</u> Amended Complaint by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Rose, Sara) (Entered: 02/26/2010)
02/26/2010	<u>25</u>	ORDER granting <u>24</u> Unopposed Motion for Extension of Time to File Opposition to Defendants Motion to Dismiss; Plaintiffs' Response to <u>19</u> MOTION for Partial Dismissal of Amended Complaint shall be due by 4/5/2010; Any Reply to a Response shall be due by 4/19/2010; Status Conference of 4/9/2010 is re-scheduled to 5/20/2010 at 4:30 PM. Signed by Chief Judge Gary L. Lancaster on 2/26/10. (map) (Entered: 02/26/2010)
02/26/2010		Set/Reset Hearings: Status Conference re-set to 5/20/2010 at 4:30 PM before Chief Judge Gary L. Lancaster. (map) (Entered: 02/26/2010)
02/26/2010	<u>26</u>	REPORT of Rule 26(f) Planning Meeting. (Krepps, Paul) (Entered: 02/26/2010)
04/01/2010	<u>27</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>19</u> MOTION to Dismiss (<i>Motion for Partial Dismissal</i>) re <u>15</u> Amended Complaint MOTION to Dismiss (<i>Motion for Partial Dismissal</i>) re <u>15</u> Amended Complaint. (Attachments: # <u>1</u> Proposed Order) (Rose, Sara) (Entered: 04/01/2010)
04/01/2010	<u>28</u>	ORDER granting <u>27</u> Motion for Extension of Time to File Response to <u>19</u> Motion for Partial Dismissal of Plaintiffs' Amended Complaint; Plaintiffs' response shall now be due by 4/9/2010; Any reply to a response shall now be due by 4/23/2010. Signed by Chief Judge Gary L. Lancaster on 4/1/10. (map) (Entered: 04/01/2010)
04/09/2010	<u>29</u>	BRIEF in Opposition re <u>19</u> Motion to Dismiss, filed by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Rose, Sara) (Entered: 04/09/2010)
04/22/2010	<u>30</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>29</u> Brief in Opposition to Motion by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Attachments: # <u>1</u> Proposed Order) (Johnson, Alan) (Entered: 04/22/2010)
04/23/2010	<u>31</u>	ORDER granting <u>30</u> Unopposed Motion for Extension of Time to File Reply Brief to Plaintiffs' Memorandum of Law in Opposition to Defendants' Motion for Partial Dismissal of Amended Complaint; Defendants' reply due 5/7/2010. Signed by Chief Judge Gary L. Lancaster on 4/23/10. (map) (Entered: 04/23/2010)
05/02/2010	<u>32</u>	REPLY BRIEF by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL re <u>29</u> Brief in Opposition to Motion for <i>Partial Dismissal</i> filed by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Johnson, Alan) (Entered: 05/02/2010)
05/21/2010	<u>33</u>	Minute Entry for Status Conference held on 5/20/2010 before Chief Judge Gary L. Lancaster; Parties to file amended ADR stipulation within 10 days; Discovery to be completed within 120 days (Court Reporter: None). (map) (Entered: 05/21/2010)
05/26/2010	<u>34</u>	MEMORANDUM and ORDER granting in part and denying in part <u>19</u> Motion for Partial Dismissal of Plaintiffs' Amended Complaint, without prejudice to raise those matters denied in a motion for summary judgment; The only claims that are not dismissed are those claims stated more fully in the order. Signed by Chief

		Judge Gary L. Lancaster on 5/25/10. (map) (Entered: 05/26/2010)
06/10/2010	<u>35</u>	NOTICE OF APPEAL as to <u>34</u> Order on Motion to Dismiss, by OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. Filing fee \$455, receipt number 0315-1630263. Motion for IFP N/A. Certificate of Appealability N/A. Court Reporter(s): N/A. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. The Transcript Purchase Order form will NOT be mailed to the parties. The form is available on the Court's internet site. (Johnson, Alan) (Entered: 06/10/2010)
06/10/2010	<u>38</u>	STIPULATION selecting ADR process by WILLIAM E. BOCHTER, MICHAEL BOWERSOX, CITY OF PITTSBURGH, CITY OF PITTSBURGH BUREAU OF POLICE, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER JOHN DOE 2, OFFICER SELLERS, OFFICERS DOE 1-100, MICHAEL T. RADLEY, LUKE RAVENSTAHL, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (plh) (Entered: 06/11/2010)
06/11/2010	<u>36</u>	NOTICE that instant civil action has been designated for placement into the United States District Court's Alternative Dispute Resolution program. Parties are directed to fully complete the required 26(f) report, which includes the stipulation of selecting an ADR process. Counsel for plaintiff (or in the case of a removal action, counsel for removing defendant) shall make service of the notice on all parties. (Walczak, Witold) Modified on 6/11/2010. (plh) This document removed from public view and redocketed at Doc. # <u>38</u> . (Entered: 06/11/2010)
06/11/2010	<u>37</u>	ANSWER to <u>15</u> Amended Complaint by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Johnson, Alan) (Entered: 06/11/2010)
06/11/2010		CLERK'S OFFICE QUALITY CONTROL MESSAGE re <u>36</u> Notice of ADR Designation. ERROR: Wrong event selected. CORRECTION: Re-docketed as Stipulation Selecting ADR Process. This message is for informational purposes only. (plh) (Entered: 06/11/2010)
06/21/2010	<u>39</u>	INITIAL SCHEDULING ORDER: Parties shall complete selected ADR mechanism by 7/19/2010; Fact Discovery to end 9/17/2010; Post-Discovery Status Conference set for 10/15/2010 at 2:30 PM. Signed by Chief Judge Gary L. Lancaster on 6/21/10. (map) (Entered: 06/21/2010)
06/21/2010	<u>40</u>	ORDER REFERRING CASE to Mediation and appointing Donald E. Ziegler as mediator. Signed by Chief Judge Gary L. Lancaster on 6/21/10. (map) (Entered: 06/21/2010)
06/25/2010	<u>42</u>	MOTION to Stay re <u>39</u> Case Management Order, <u>35</u> Notice of Appeal, (<i>Motion to Stay Discovery Pending Qualified Immunity Appeal</i>) by OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Attachments: # <u>1</u> Proposed Order) (Johnson, Alan) (Entered: 06/25/2010)
06/25/2010	<u>43</u>	BRIEF in Support re <u>42</u> Motion to Stay, filed by OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Johnson, Alan) (Entered: 06/25/2010)
07/08/2010	<u>44</u>	ORDER directing that any Response to <u>42</u> Motion to Stay Discovery Pending Qualified Immunity Appeal and brief in support shall be filed by 7/23/2010. Signed by Chief Judge Gary L. Lancaster on 7/8/10. (map) (Entered: 07/08/2010)
07/19/2010	<u>45</u>	BRIEF in Opposition re <u>42</u> Motion to Stay, <i>Discovery</i> filed by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Walczak, Witold) (Entered: 07/19/2010)
07/19/2010	<u>46</u>	Unopposed MOTION to Extend Time to complete ADR by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Walczak, Witold) (Entered: 07/19/2010)
07/21/2010	<u>47</u>	MOTION for Leave to File Reply Brief to Plaintiffs' Memorandum in Opposition to Motion to Stay Discovery <i>Pending Qualified Immunity Appeal</i> by OFFICER

		ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Attachments: # <u>1</u> Proposed Order) (Johnson, Alan) (Entered: 07/21/2010)
07/21/2010	<u>48</u>	Errata re <u>47</u> Motion for Leave to File, by OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. Reason for Correction: Earlier filing did not attach proposed Reply Brief. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit Proposed Reply Brief) (Johnson, Alan) (Entered: 07/21/2010)
07/26/2010	<u>49</u>	ORDER granting <u>47</u> Motion for Leave to File a Reply Brief to Plaintiffs' Memorandum in Opposition to Motion to Stay Discovery Pending Qualified Immunity Appeal. Signed by Chief Judge Gary L. Lancaster on 7/26/10. (map) (Entered: 07/26/2010)
07/27/2010	<u>50</u>	REPLY BRIEF re <u>42</u> Motion to Stay, <u>45</u> Brief in Opposition to Motion filed by OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Johnson, Alan) Modified on 7/28/2010. (plh) (Entered: 07/27/2010)
07/28/2010	<u>51</u>	MEMORANDUM and ORDER denying <u>42</u> Motion to Stay Discovery. Signed by Chief Judge Gary L. Lancaster on 7/28/10. (map) (Entered: 07/28/2010)
07/29/2010		Motion terminated: <u>46</u> Unopposed MOTION to Extend Time to complete ADR rendered moot and terminated; Text-only entry; No PDF document will issue; This text-only entry constitutes the Court's order or notice on this matter. (map) (Entered: 07/29/2010)
08/10/2010	<u>52</u>	REPORT of Mediation: Case has not been resolved. DONALD E. ZIEGLER terminated. Attorney Donald E. Ziegler terminated. The parties are reminded of their obligation to complete the ADR questionnaire and return same to the Clerk of Court within 5 days of the conclusion of the ADR process. The questionnaire can be accessed at www.pawd.uscourts.gov. Click on the ADR icon. Mediation session was held on 7/29/2010. (map) (Entered: 08/10/2010)
09/17/2010	<u>53</u>	Joint MOTION to Continue <i>the Case Management Order</i> by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Krepps, Paul) (Entered: 09/17/2010)
09/18/2010	<u>54</u>	ORDER granting <u>53</u> Joint Motion to Continue the Discovery Period; Fact Discovery to end 12/17/2010; Post-Discovery Status Conference re-set for 1/7/2011 at 1:30 PM. Signed by Chief Judge Gary L. Lancaster on 9/17/10. (map) (Entered: 09/18/2010)
09/23/2010	<u>55</u>	MOTION to Compel Production of Discovery by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Envelope 1 (Plaintiffs' 1st discovery request), # <u>2</u> Exhibit 2 (8/30/10 Krepps-Walczak emails), # <u>3</u> Exhibit 3 (9/13/10 Walczak to Krepps letter), # <u>4</u> Exhibit 4 (9/16/10 Krepps-Walczak emails), # <u>5</u> Proposed Order) (Walczak, Witold) (Entered: 09/23/2010)
10/12/2010	<u>56</u>	STIPULATION to Withdraw <u>55</u> MOTION to Compel Production of Discovery by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Krepps, Paul) Modified on 10/13/2010 (jsp). (Entered: 10/12/2010)
10/12/2010	<u>57</u>	ORDER granting <u>56</u> Stipulation to Withdraw <u>55</u> MOTION to Compel Production of Discovery. Signed by Chief Judge Gary L. Lancaster on 10/12/10. (map) (Entered: 10/12/2010)
10/14/2010	<u>58</u>	NOTICE of Appearance by Rebecca L. Magyar on behalf of WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Magyar, Rebecca) (Entered: 10/14/2010)
10/19/2010	<u>59</u>	MOTION to Correct Docket by WILLIAM E. BOCHTER, CITY OF PITTSBURGH, NATHAN HARPER, MICHAEL HUSS, OFFICER ERIC

		KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, LUKE RAVENSTAHL. (Attachments: # <u>1</u> Proposed Order) (Johnson, Alan) (Entered: 10/19/2010)
10/19/2010		Motion terminated: <u>59</u> MOTION to Correct Docket rendered moot; Defendants NATHAN HARPER, LUKE RAVENSTAHL, MICHAEL T. RADLEY, and WILLIAM E. BOCHTER terminated; Text-only entry; No PDF document will issue; This text-only entry constitutes the Court's order or notice on this matter (map) (Entered: 10/19/2010)
12/07/2010	<u>60</u>	NOTICE of Service of Offer of Judgment Pursuant to F.R.C.P. Rule 68 to Plaintiffs by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY (Krepps, Paul) (Entered: 12/07/2010)
12/14/2010	<u>61</u>	MOTION to Consolidate Discovery by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Attachments: # <u>1</u> Exhibit "A", # <u>2</u> Proposed Order) (Krepps, Paul) (Entered: 12/14/2010)
12/15/2010	<u>62</u>	Joint MOTION for Extension of Time to Complete Discovery by WILLIAM E. BOCHTER, MICHAEL BOWERSOX, CITY OF PITTSBURGH, CITY OF PITTSBURGH BUREAU OF POLICE, OFFICER ERIC KURVACH, OFFICER JOHN DOE 2, OFFICER SELLERS, OFFICERS DOE 1-100, MICHAEL T. RADLEY, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Walczak, Witold) (Entered: 12/15/2010)
12/17/2010	<u>63</u>	BRIEF in Opposition re <u>61</u> Motion to Consolidate Discovery filed by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Rose, Sara) Modified on 12/21/2010. (tt) (Entered: 12/17/2010)
12/21/2010	<u>64</u>	ORDER denying <u>61</u> Motion to Consolidate Discovery. Signed by Chief Judge Gary L. Lancaster on 12/21/10. (map) (Entered: 12/21/2010)
12/21/2010	<u>65</u>	ORDER granting <u>62</u> Joint Motion to Continue the Discovery Period; Fact Discovery to end 6/17/2011; Post-Discovery Status Conference re-set for 7/8/2011 at 1:30 PM. Signed by Chief Judge Gary L. Lancaster on 12/21/10. (map) (Entered: 12/21/2010)
02/28/2011	<u>66</u>	NOTICE of Appearance by Daniel D. Regan on behalf of CITY OF PITTSBURGH. (Regan, Daniel) (Entered: 02/28/2011)
02/28/2011	<u>67</u>	NOTICE of Appearance by John F. Doherty on behalf of CITY OF PITTSBURGH. (Doherty, John) (Entered: 02/28/2011)
02/28/2011	<u>68</u>	MOTION to Substitute Attorney by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Weimer, Michaelene) (Entered: 02/28/2011)
02/28/2011	<u>69</u>	ORDER granting <u>68</u> Motion to Substitute Attorney; Appearance of Attorney Rebecca L. Magyar withdrawn and Appearance of Attorney Michaelene E. Weimer entered on behalf of defendants Ofc. Sellers, Ofc. Kurvach, Michael T. Radley and City of Pittsburgh in the instant action. Signed by Chief Judge Gary L. Lancaster on 2/28/11. (map) (Entered: 02/28/2011)
06/14/2011	<u>70</u>	Joint MOTION for Extension of Time to Complete Discovery by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Rose, Sara) (Entered: 06/14/2011)
06/18/2011	<u>71</u>	ORDER granting <u>70</u> Joint Motion for Extension of Time to Complete Discovery; Discovery to end 12/17/2011; Post-Discovery Status Conference re-set for 1/6/2012 at 1:30 PM. Signed by Chief Judge Gary L. Lancaster on 6/17/11. (map) (Entered: 06/18/2011)
08/02/2011	<u>72</u>	STIPULATION for Confidential Litigation Materials by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE

		CONVERGENCE. (Attachments: # <u>1</u> Exhibit A) (Rose, Sara) (Entered: 08/02/2011)
08/06/2011	<u>73</u>	ORDER granting <u>72</u> Stipulation for Confidential Litigation Materials, as stated more fully in order. Signed by Chief Judge Gary L. Lancaster on 8/5/11. (Attachments: # <u>1</u> Exhibit Confidentiality Agreement). (map) (Entered: 08/06/2011)
11/29/2011	<u>74</u>	JUDGMENT OF USCA as to <u>35</u> Notice of Appeal, filed by OFFICER SELLERS, MICHAEL T. RADLEY, OFFICER ERIC KURVACH Vacating/Remanding judgment/order of the district court. Mandate will follow. (th3,) (Entered: 11/29/2011)
12/15/2011	<u>75</u>	Joint MOTION for Extension of Time to Complete Discovery by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Rose, Sara) (Entered: 12/15/2011)
12/16/2011	<u>76</u>	ORDER granting <u>75</u> Joint Motion for Extension of Time to Complete Discovery; Discovery to end 6/15/2012; Post-Discovery Status Conference re-set to 6/22/2012 at 1:30 PM; THERE WILL BE NO FURTHER EXTENSIONS. Signed by Chief Judge Gary L. Lancaster on 12/16/11. (map) (Entered: 12/16/2011)
12/21/2011	<u>77</u>	MANDATE of USCA as to <u>35</u> Notice of Appeal, filed by OFFICER SELLERS, MICHAEL T. RADLEY, OFFICER ERIC KURVACH. The order of the District Court entered May 26, 2010, be and the same hereby is vacated in part and remanded to the District Court for further proceedings. The order is vacated to the extent that it denied the appellants motion to dismiss the claims of Three Rivers Climate Convergence against them. Each party to bear its own costs. (Attachments: # <u>1</u> Opinion) (mlr3,) Modified on 1/5/2012. (tt) (Entered: 12/21/2011)
06/25/2012	<u>78</u>	Minute Entry for Post-Discovery Status Conference held on 6/22/2012 before Chief Judge Gary L. Lancaster; Final Scheduling Order to be issued (Court Reporter: None). (map) (Entered: 06/25/2012)
06/25/2012	<u>79</u>	FINAL SCHEDULING ORDER: Any Motion for Summary Judgment, brief in support and all supporting documents, shall be filed 9/21/2012; Any Response to a Motion for Summary Judgment, brief in support and all supporting documents, shall be filed 11/5/2012; Any reply to a response shall be filed by 11/30/2012; Plaintiffs' Pretrial Statement due by 3/22/2013; Defendants' Pretrial Statement due by 4/22/2013; Any Motions in Limine, Proposed Voir Dire and Points for Charge due by 5/7/2013; Responses to any Motions in Limine due by 5/22/2013; Pretrial Conference set for 6/7/2013 at 1:30 PM; Jury Selection and Trial set for 6/17/2013 at 9:30 AM in Courtroom 3A. Signed by Chief Judge Gary L. Lancaster on 6/25/12. (map) (Entered: 06/25/2012)
07/23/2012	<u>80</u>	MOTION to Amend/Correct re: <u>15</u> Amended Complaint by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Proposed Order) (Rose, Sara) Modified on 7/24/2012. (plh) (Entered: 07/23/2012)
07/23/2012	<u>81</u>	BRIEF in Support re <u>80</u> Motion to Amend/Correct re <u>15</u> Amended Complaint filed by SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Rose, Sara) Modified on 7/24/2012. (plh) (Entered: 07/23/2012)
07/24/2012		CLERK'S OFFICE QUALITY CONTROL MESSAGE re <u>80</u> Motion to Amend/Correct. ERROR: Document incorrectly linked. CORRECTION: Linked to appropriate document. This message is for informational purposes only. (plh) (Entered: 07/24/2012)
07/31/2012	<u>82</u>	MOTION to set a briefing schedule to respond to plaintiffs' motion to amend/correct the complaint and to stay the current briefing schedule for filing of depositive motions by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS. (Attachments: # <u>1</u> Proposed Order) (Krepps, Paul) (Entered: 07/31/2012)
08/03/2012	<u>83</u>	ORDER denying <u>80</u> Motion for Leave to File Second Amended Complaint. Signed by Chief Judge Gary L. Lancaster on 8/3/12. (map) (Entered: 08/03/2012)

08/03/2012	<u>84</u>	ORDER denying <u>82</u> Motion to Set a Briefing Schedule to Respond to Plaintiffs' Motion to Amend/Correct the Complaint and to Stay the Current Briefing Schedule for Filing of Dispositive Motions. Signed by Chief Judge Gary L. Lancaster on 8/3/12. (map) (Entered: 08/03/2012)
08/06/2012	<u>85</u>	MOTION to Withdraw Alan E. Johnson as Attorney by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Attachments: # <u>1</u> Proposed Order) (Johnson, Alan) (Entered: 08/06/2012)
08/06/2012	<u>86</u>	ORDER granting <u>85</u> Motion of Attorney Alan E. Johnson to Withdraw his appearance on behalf of the defendants in this action. Signed by Chief Judge Gary L. Lancaster on 8/6/12. (map) (Entered: 08/06/2012)
09/19/2012	<u>87</u>	MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, MICHAEL T. RADLEY. (Attachments: # <u>1</u> Proposed Order) (Krepps, Paul) (Entered: 09/19/2012)
09/19/2012	<u>88</u>	ORDER granting <u>87</u> Motion for Enlargement of Time to File Summary Judgment; Any motion for summary judgment, brief in support and all supporting documents, shall be filed on or before 10/22/2012; Responses to any such motion, brief in support, and all supporting documents, shall be due on or before 11/21/2012; Any reply to a response to a motion for summary judgment, shall be due on or before 12/6/2012; In all other aspects, the Court's Final Scheduling Order, dated 6/25/2012, shall remain in full force and effect. Signed by Chief Judge Gary L. Lancaster on 9/19/12. (map) (Entered: 09/19/2012)
09/26/2012	<u>89</u>	ORDER directing Clerk of Court to mark CASE CLOSED pending submission of stipulation of discontinuance for approval by the Court. Signed by Chief Judge Gary L. Lancaster on 9/26/12. (map) (Entered: 09/26/2012)
10/12/2012	<u>90</u>	STIPULATION of Dismissal <i>with prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(ii)</i> by CITY OF PITTSBURGH, OFFICER ERIC KURVACH, OFFICER SELLERS, OFFICERS DOE 1-100, MICHAEL T. RADLEY, SEEDS OF PEACE COLLECTIVE, THREE RIVERS CLIMATE CONVERGENCE. (Attachments: # <u>1</u> Proposed Order) (Krepps, Paul) (Entered: 10/12/2012)
10/12/2012	<u>91</u>	ORDER granting <u>90</u> STIPULATION of Dismissal, with prejudice. Signed by Chief Judge Gary L. Lancaster on 10/12/12. (map) (Entered: 10/12/2012)