

**U.S. District Court
Western District of North Carolina (Charlotte)
CIVIL DOCKET FOR CASE #: 3:65-cv-01974-RDP**

Swann v. CHAR-MECK Brd of Ed
Assigned to: Judge Robert D. Potter
Demand: \$0
Cause: 28:1343 Violation of Civil Rights

Date Filed: 01/19/1965
Date Terminated: 09/09/1999
Jury Demand: Defendant
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

James E. Swann
et al

represented by **Adam Stein**
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V.

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Intervenor Plaintiff

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V.

Defendant

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Date Filed	#	Docket Text
01/19/1965	1	COMPLAINT (bsw) (Entered: 03/02/1998)
06/22/1970		Case closed (bsw) (Entered: 03/02/1998)
10/09/1997	367	MOTION by James E. Swann to restore case to active docket , and to Transfer collateral action to this court (bsw) (Entered: 03/02/1998)
10/09/1997	368	MEMORANDUM by James E. Swann in support of [367–1] motion to restore case to active docket by James E. Swann, [367–2] motion to Transfer collateral action to this court by James E. Swann (bsw) (Entered: 03/02/1998)

10/09/1997	369	Addendum/Attachment to [367-1] motion to restore case to active docket by James E. Swann, [367-2] motion to Transfer collateral action to this court by James E. Swann by plaintiff James E. Swann (bsw) (Entered: 03/02/1998)
10/30/1997	370	RESPONSE by CHAR-MECK Brd of Ed to [367-1] motion to restore case to active docket by James E. Swann, [367-2] motion to Transfer collateral action to this court by James E. Swann (bsw) (Entered: 03/02/1998)
02/18/1998	371	ORDER, Motion Hearing set for 1:00 3/5/98 for [367-1] motion to restore case to active docket, set for 1:00 3/5/98 for [367-2] motion to Transfer collateral action to this court (signed by Judge Robert D. Potter) (bsw) (Entered: 03/02/1998)
02/25/1998	372	MOTION by James E. Swann for Gloria J. Browne to Appear Pro Hac Vice (bsw) (Entered: 03/02/1998)
02/27/1998	373	ORDER granting [372-1] motion for Gloria J. Browne to Appear Pro Hac Vice (signed by Judge Robert D. Potter) (bsw) (Entered: 03/02/1998)
03/05/1998		Motion hearing held re: [367-1] motion to restore case to active docket by James E. Swann, [367-2] motion to Transfer collateral action to this court by James E. Swann Judge: RDP Court Rptr: S.Huseby (former emp) (Entered: 03/06/1998)
03/06/1998	374	MEMORANDUM OPINION and ORDER granting [367-1] motion to restore case to active docket, and Consolidating Cases 3:97-CV-482 and 3-67-CV-1974 (signed by Judge Robert D. Potter) (clc) (Entered: 03/09/1998)
03/06/1998		Case reopened pursuant to Order dated 3/6/98 (clc) (Entered: 03/09/1998)
03/11/1998		TRANSCRIPT filed for dates of 3/5/98 (filed w/case 3:97-CV-482) (clc) (Entered: 03/12/1998)
03/11/1998	375	NOTICE of Appearance for CHAR-MECK Brd of Ed by Leslie J. Winner (clc) (Entered: 03/12/1998)
03/16/1998	376	AMENDED COMPLAINT filed in 3:97-CV-482 (clc) (Entered: 03/18/1998)
03/19/1998	377	MOTION by William Capacchione to Intervene by William Capacchione (clc) (Entered: 03/20/1998)
03/19/1998	378	MEMORANDUM by William Capacchione in support of [377-1] motion to Intervene by William Capacchione by William Capacchione (clc) (Entered: 03/20/1998)
03/23/1998	379	RESPONSE by CHAR-MECK Brd of Ed to mot to w/draw atty filed in 3:97-CV-482-P (clc) (Entered: 03/24/1998)
03/23/1998	379	MOTION by CHAR-MECK Brd of Ed to disqualify McGuire Woods Battle & Boothe as atty of record referred to: Judge Robert D. Potter (clc) (Entered: 03/24/1998)
03/26/1998	380	MOTION by James E. Swann For leave to attend and participate in hrg referred to: Judge Robert D. Potter (clc) (Entered: 03/27/1998)
03/26/1998	381	MEMORANDUM by James E. Swann in support of [380-1] motion For leave to attend and participate in hrg by James E. Swann (clc) (Entered: 03/27/1998)
03/27/1998		Motion hearing held re: [380-1] motion For leave to attend and participate in hrg by James E. Swann. Motion granted in part and denied in part. Four wits exam'd. Remarks by Attys: Ferguson, Winner, Middlebrooks, and Helfand. Attys instructed to present schedule to the Court. Atty Ferguson allowed to record testimony of Atty Dyke into record. Judge: RDP. Court Rptr: S. Huseby (former emp) (Entered: 03/30/1998)
03/27/1998	382	ORDER prop disc plan and timetable due by 4/2/98 and granting in part and denying in part Swann's mot/lv to attend and participate in hrg (signed by Judge Robert D. Potter) (bsw) (Entered: 03/30/1998)
03/31/1998	383	Memorandum by defendant CHAR-MECK Brd of Ed re: [382-2] relief (Proposed Disc Schedule) (clc) (Entered: 04/02/1998)

04/01/1998	384	MOTION by CHAR-MECK Brd of Ed to Extend Time up to and including 4/15/98 to resp to mot to intervene (clc) (Entered: 04/02/1998)
04/02/1998	385	ORDER granting [384-1] motion to Extend Time up to and including 4/15/98 to resp to mot to intervene, and Response to Motion reset to 4/15/98 for [377-1] motion to Intervene by William Capacchione (signed by Judge Robert D. Potter) (clc) (Entered: 04/03/1998)
04/08/1998	386	MOTION by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/09/1998)
04/08/1998	387	MEMORANDUM by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard in support of [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movants (clc) (Entered: 04/09/1998)
04/08/1998	388	MOTION by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for A. Lee Parks to Appear Pro Hac Vice (clc) (Entered: 04/09/1998)
04/09/1998	389	ANSWER to Complaint by CHAR-MECK Brd of Ed; jury demand (clc) (Entered: 04/10/1998)
04/09/1998	390	ORDER granting [388-1] motion for A. Lee Parks to Appear Pro Hac Vice (signed by Judge Robert D. Potter) (clc) (Entered: 04/10/1998)
04/10/1998	391	IPC ORDER AND CASE MANAGEMENT PLAN Discovery deadline is 12/31/98 Motion filing deadline is 1/30/99 Jury Trial set for 9:30 4/1/99 (signed by Judge Robert D. Potter) (clc) (Entered: 04/13/1998)
04/10/1998		Case assigned to the Standard Track pursuant to the Case Mgmt Plan and Pretrial Order. (clc) (Entered: 04/13/1998)
04/15/1998	392	RESPONSE by CHAR-MECK Bd of Ed to [377-1] motion to Intervene by William Capacchione by William Capacchione (clc) (Entered: 08/03/1998)
04/16/1998	393	Addendum to [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movantsssss by movant William Capacchione, movant Michael P. Grant, movant Richard Easterling, movant Lawrence Gauvreau, movant Karen Bentley, movant Charles Thompson, movant Scott C. Willard (clc) (Entered: 04/16/1998)
04/16/1998	395	MOTION by James E. Swann for Anita S. Hodgkiss to Withdraw as Attorney (clc) (Entered: 04/22/1998)
04/20/1998	394	MEMORANDUM OPINION and ORDER denying [379-1] motion to disqualify McGuire Woods Battle &Boothe as atty of record, and that Dyke and his associates involved w/briefing given to the CMBOE be totally insulated from this litigation as outlined in this order (signed by Judge Robert D. Potter) (clc) (Entered: 04/20/1998)
04/21/1998	396	ORDER granting [395-1] motion for Anita S. Hodgkiss to Withdraw as Attorney (Terminated attorney Anita S. Hodgkiss for James E. Swann (signed by Judge Robert D. Potter) (clc) (Entered: 04/22/1998)
04/30/1998	397	MOTION by James E. Swann to Extend Time to 5/8/98 for Swann Pltfs to resp to mot/intervene (bsw) (Entered: 04/30/1998)
04/30/1998	398	ORDER granting [397-1] motion to Extend Time to 5/8/98 for Swann Pltfs to resp to mot/intervene, Response to Motion reset to 5/5/98 4:30 for [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (signed by Judge Robert D. Potter) (bsw) Modified on 05/13/1998 (Entered: 04/30/1998)

04/30/1998	399	NOTICE of Appearance for James E. Swann by S. Luke Largess (bsw) (Entered: 04/30/1998)
04/30/1998	400	RESPONSE by CHAR-MECK Brd of Ed to [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movantsssss (clc) (Entered: 05/01/1998)
05/04/1998	401	ORDER granting [377-1] motion to Intervene by William Capacchione (signed by Judge Robert D. Potter) (bsw) (Entered: 05/04/1998)
05/05/1998	402	MEMORANDUM by James E. Swann in opposition to [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movantsssss (jlk) (Entered: 05/05/1998)
05/06/1998	403	CORRECTED RESPONSE by James E. Swann to [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movantsssss (clc) (Entered: 05/06/1998)
05/11/1998	404	MOTION by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to Extend Time to file consol reply (bsw) (Entered: 05/11/1998)
05/12/1998	405	ORDER granting [404-1] motion to Extend Time to file consol reply (signed by Judge Robert D. Potter) (clc) (Entered: 05/12/1998)
05/18/1998	406	MEMORANDUM by William Capacchione in support of [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movants (clc) (Entered: 05/19/1998)
05/19/1998	407	REPLY by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to response to [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard by movants (clc) (Entered: 05/19/1998)
05/19/1998	408	MOTION by CHAR-MECK Brd of Ed for Allen Snyder, Maree Sneed, John W. Borkowski to Appear Pro Hac Vice (clc) (Entered: 05/20/1998)
05/20/1998	410	MEMORANDUM OPINION and ORDER granting [386-1] motion to Intervene by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (signed by Judge Robert D. Potter) (clc) (Entered: 06/04/1998)
05/27/1998	409	ORDER granting [408-1] motion for Allen Snyder, Maree Sneed, John W. Borkowski to Appear Pro Hac Vice (signed by Judge Robert D. Potter) (clc) (Entered: 05/28/1998)
06/16/1998	411	MOTION by CHAR-MECK Bd of Ed to Amend [391-1] order , and for Protective Order (clc) (Entered: 06/17/1998)
06/17/1998	412	ORDER, Response to Motion reset to 6/22/98 for [411-1] motion to Amend [391-1] order denying [411-2] motion for Protective Order (signed by Judge Robert D. Potter) (clc) (Entered: 06/19/1998)
06/22/1998	413	RESPONSE by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to [411-1] motion to Amend [391-1] order by CHAR-MECK Bd of Ed (clc) (Entered: 06/22/1998)
06/22/1998	414	RESPONSE by James E. Swann to [411-1] motion to Amend [391-1] order by CHAR-MECK Bd of Ed (clc) (Entered: 06/22/1998)
06/23/1998	415	ORDER denying [411-1] motion to Amend [391-1] order (signed by Judge Robert D. Potter) (clc) (Entered: 06/25/1998)
06/30/1998	417	ANSWER to Complaint by Arthur . Griffin, Eric Smith, CHAR-MECK Bd of Ed (clc) (Entered: 07/06/1998)

07/01/1998	416	Intervenor's COMPLAINT by Michael P. Grant et al against CHAR-MECK Bd of Ed, Arthur . Griffin, Eric Smith (clc) (Entered: 07/06/1998)
07/27/1998	418	MOTION by James E. Swann for Joinder/to add additional pltf's to the list of "Swann Pltf's" (clc) (Entered: 07/30/1998)
08/17/1998	419	MOTION by William Capacchione to Compel resp to interrogs , for Discovery/ lv to serve addl interrogs (bsw) (Entered: 08/18/1998)
08/17/1998	420	MEMORANDUM by William Capacchione in support of [419-1] motion to Compel resp to interrogs by William Capacchione, [419-2] motion for Discovery/ lv to serve addl interrogs by William Capacchione (bsw) (Entered: 08/18/1998)
08/18/1998	421	ORDER, Response to Motion reset to 12:00 8/24/98 for [419-1] motion to Compel resp to interrogs, reset to 12:00 8/24/98 for [419-2] motion for Discovery/ lv to serve addl interrogs (signed by Magistrate Judge Carl Horn III) (bsw) (Entered: 08/19/1998)
08/21/1998	422	MOTION by CHAR-MECK Bd of Ed to Extend Time to 8/27/98 to resp to mot/compel (bsw) (Entered: 08/21/1998)
08/24/1998	423	ORDER granting [422-1] motion to Extend Time to 8/27/98 to resp to mot/compel, Response to Motion reset to 8/27/98 for [419-1] motion to Compel resp to interrogs, reset to 8/27/98 for [419-2] motion for Discovery/ lv to serve addl interrogs (signed by Magistrate Judge Carl Horn III) (bsw) (Entered: 08/25/1998)
08/27/1998	424	RESPONSE by CHAR-MECK Bd of Ed to [419-1] motion to Compel resp to interrogs by William Capacchione (clc) (Entered: 08/27/1998)
08/31/1998	425	RESPONSE by James E. Swann to [419-1] motion to Compel resp to interrogs by William Capacchione, [419-2] motion for Discovery/ lv to serve addl interrogs by William Capacchione (clc) (Entered: 09/01/1998)
09/04/1998	426	REPLY by James E. Swann to response to [419-1] motion to Compel resp to interrogs by William Capacchione (clc) (Entered: 09/08/1998)
09/16/1998	427	ORDER granting [418-1] motion for Joinder/to add additional pltf's to the list of "Swann Pltf's"; The following persons shall be added to the case as "Swann Pltf's": Terry Belk for minor children Raquel Smith, Kelly Smith, Mario Smith & Kimberly Smith; Dwayne Collins for minor children Salim Collins & Omari Collins; Walter Gregory for minor child Bartholomew Gregory (signed by Judge Robert D. Potter) (clc) (Entered: 09/17/1998)
09/16/1998	428	MEMORANDUM OPINION and ORDER granting in part, denying in part [419-1] motion to Compel resp to interrogs, denying [419-2] motion for Discovery/ lv to serve addl interrogs; Capacchione's request for sanctions is denied; Swann's request for ext of disc ddl is denied (signed by Judge Robert D. Potter) (clc) (Entered: 09/17/1998)
09/18/1998	429	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to Extend Time for disc ddls up to and including 1/15/99 (clc) (Entered: 09/18/1998)
09/21/1998	430	ORDER granting [429-1] motion to Extend Time for disc ddls up to and including 1/15/99, reset Discovery deadline to 1/15/99 , and reset Motion Filing deadline to 2/15/99 (signed by Judge Robert D. Potter) (clc) (Entered: 09/22/1998)
09/28/1998	431	MOTION by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for K. Lee Adams to Appear Pro Hac Vice (clc) (Entered: 09/28/1998)
09/30/1998	432	ORDER granting [431-1] motion for K. Lee Adams to Appear Pro Hac Vice, and for attorney admission fee in amt of \$75.00 (signed by Judge Robert D. Potter) (clc) (Entered: 10/02/1998)
10/05/1998	433	MOTION by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for Leave to File (2) Supplemental Interrogatories (clc) (Entered: 10/06/1998)

10/05/1998		Attorney Admission (PHV) Filing Fee Paid for K. Lee Adams; FILING FEE \$ 75.00 RECEIPT # 84290 (clc) (Entered: 10/06/1998)
10/07/1998	434	ORDER, directing CMBOE to fully respond to Capacchione's Interrogatories 1,2 and 4 by 10/14/98 at 4:00pm (signed by Judge Robert D. Potter) (clc) (Entered: 10/07/1998)
10/19/1998	435	MOTION by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith to Compel resp from pltf to doc request and interrogatories (clc) (Entered: 10/19/1998)
10/19/1998	436	MEMORANDUM by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith in support of [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 10/19/1998)
10/26/1998	437	RESPONSE by CHAR-MECK Bd of Ed to [433-1] motion for Leave to File (2) Supplemental Interrogatories by intervenor-plaint (clc) (Entered: 10/27/1998)
10/29/1998	438	MOTION by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to Compel , and for Sanctions (clc) (Entered: 10/30/1998)
11/02/1998	439	Designation of Expert Witnesses by James E. Swann (clc) (Entered: 11/03/1998)
11/09/1998	440	MOTION by William Capacchione to Strike [438-1] motion to Compel by intervenor-plaint, [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/09/1998)
11/09/1998	440	RESPONSE by William Capacchione to [438-1] motion to Compel by intervenor-plaint, [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/09/1998)
11/09/1998	441	MEMORANDUM by William Capacchione in support of [440-1] motion to Strike [438-1] motion to Compel by intervenor-plaint, [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed by William Capacchione (clc) (Entered: 11/09/1998)
11/09/1998	442	ORDER, set Status Conference for 9:30 11/20/98 (signed by Judge Robert D. Potter) (clc) (Entered: 11/10/1998)
11/09/1998	443	ORDER granting [433-1] motion for Leave to File (2) Supplemental Interrogatories (signed by Judge Robert D. Potter) (clc) (Entered: 11/10/1998)
11/10/1998	444	MOTION by James E. Swann to Amend [391-1] order (clc) (Entered: 11/12/1998)
11/10/1998	445	RESPONSE by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith to [438-1] motion to Compel by intervenor-plaint, [438-2] motion for Sanctions by intervenor-plaint (clc) (Entered: 11/12/1998)
11/12/1998	446	MOTION by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith for Summary Judgment (clc) (Entered: 11/13/1998)
11/12/1998	447	MEMORANDUM by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith in support of [446-1] motion for Summary Judgment by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/13/1998)
11/18/1998	448	MOTION by William Capacchione, Michael P. Grant to Reinstate Reporting Requirement (clc) (Entered: 11/18/1998)
11/18/1998	449	MEMORANDUM by William Capacchione, Michael P. Grant in support of [448-1] motion to Reinstate Reporting Requirement by Michael P. Grant, William Capacchione (clc) (Entered: 11/18/1998)
11/18/1998	450	REPLY by CHAR-MECK Bd of Ed, Eric Smith, CHAR-MECK Bd of Ed to response to [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/19/1998)

11/18/1998	450	RESPONSE by CHAR-MECK Bd of Ed, Eric Smith, CHAR-MECK Bd of Ed to [440-1] motion to Strike [438-1] motion to Compel by intervenor-plaint, [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed by William Capacchione (clc) (Entered: 11/19/1998)
11/18/1998	451	REPLY by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Charles Thompson, Scott C. Willard to response to [438-1] motion to Compel by intervenor-plaint, [438-2] motion for Sanctions by intervenor-plaint (clc) Modified on 04/12/1999 (Entered: 11/19/1998)
11/19/1998	452	Objection/Response by defendant CHAR-MECK Bd of Ed, intervenor-defendant Eric Smith, intervenor-defendant CHAR-MECK Bd of Ed re: [448-1] motion to Reinstate Reporting Requirement by Michael P. Grant, William Capacchione (clc) (Entered: 11/19/1998)
11/19/1998	453	Addendum to [447-1] support memorandum by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed by defendant CHAR-MECK Bd of Ed, intervenor-defendant Eric Smith, intervenor-defendant CHAR-MECK Bd of Ed (clc) (Entered: 11/19/1998)
11/20/1998	454	MOTION by CHAR-MECK Bd of Ed for David B. Newman to Appear Pro Hac Vice (clc) (Entered: 11/23/1998)
11/20/1998		Minute entry: Case called for hrg re: Defts' Motion to Compel, Intervenors' Motions to Compel, Sanctions and to Strike Affidavit of Davie J. Armor. Atty newman admitted to practice. Modification of deadlines discussed. the following Attys of record were present: Parsons, Helfand, Meyers, Ashcraft, Parks, Ferguson, Largess, Middlebrooks, Brenner and Newman. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 11/23/1998)
11/20/1998		Motion hearing held re: [454-1] motion for David B. Newman to Appear Pro Hac Vice by CHAR-MECK Bd of Ed, [440-1] motion to Strike [438-1] motion to Compel by intervenor-plaint, [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed by William Capacchione, [438-1] motion to Compel by intervenor-plaint, [438-2] motion for Sanctions by intervenor-plaint Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 11/23/1998)
11/20/1998	455	ORDER granting [454-1] motion for David B. Newman to Appear Pro Hac Vice (signed by Judge Robert D. Potter) (clc) (Entered: 11/23/1998)
11/23/1998	456	ORDER granting [444-1] motion to Amend [391-1] order, denying [440-1] motion to Strike [438-1] motion to Compel by intervenor-plaint, [435-1] motion to Compel resp from pltf to doc request and interrogatories by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, granting [438-1] motion to Compel, denying [438-2] motion for Sanctions, denying [435-1] motion to Compel resp from pltf to doc request and interrogatories (signed by Judge Robert D. Potter) (clc) (Entered: 11/23/1998)
12/01/1998	457	NOTICE of filing of SEALED Expert Reports of Dr. Roslyn A. Mickelson, Dr. Gordon Foster, Dr.Dwayne Gardner, Dr. Robert S. Peterkin &Dr. William T. Trent by James E. Swann, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 12/02/1998)
12/01/1998	458	NOTICE of filing of Expert Reports by James E. Swann, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 12/02/1998)
12/03/1998	459	RESPONSE by William Capacchione to [446-1] motion for Summary Judgment by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 12/03/1998)
12/08/1998	460	RESPONSE by CHAR-MECK Bd of Ed, Eric Smith, CHAR-MECK Bd of Ed to [448-1] motion to Reinstate Reporting Requirement by Michael P. Grant, William Capacchione (clc) (Entered: 12/08/1998)
12/18/1998	461	REPLY by CHAR-MECK Bd of Ed, Eric Smith, CHAR-MECK Bd of Ed to response to [446-1] motion for Summary Judgment by Eric Smith, Arthur Griffin,

		CHAR-MECK Bd of Ed (clc) (Entered: 12/22/1998)
12/22/1998	462	MEMORANDUM OPINION and ORDER granting in part, denying in part [446-1] motion for Summary Judgment (signed by Judge Robert D. Potter) Judgment Volume: 46-A Page: 156 (clc) (Entered: 12/23/1998)
12/22/1998	463	PARTIAL JUDGMENT for CHAR-MECK Bd of Ed, Eric Smith, CHAR-MECK Bd of Ed against William Capacchione ; (signed by Judge D. Potter) Judgment Volume: 46-A Page: 156 (clc) Modified on 04/12/1999 (Entered: 12/23/1998)
12/28/1998	464	REPLY by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard, Arthur Griffin to response to [448-1] motion to Reinstate Reporting Requirement by Michael P. Grant, William Capacchione (clc) (Entered: 12/29/1998)
12/30/1998	465	NOTICE of filing of Expert Reports by James E. Swann (clc) (Entered: 01/04/1999)
12/30/1998	467	NOTICE of filing of Expert Reports by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard, Arthur Griffin (clc) (Entered: 01/04/1999)
12/31/1998	466	NOTICE of filing of Supplementation to Expert Reports by CHAR-MECK Bd of Ed, Eric Smith, CHAR-MECK Bd of Ed (clc) (Entered: 01/04/1999)
01/04/1999	468	NOTICE of filing of corrections to Expert Reports by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard, Arthur Griffin (clc) (Entered: 01/05/1999)
01/06/1999	469	NOTICE of filing of corrections to expert report of Dr. David Armor by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 01/06/1999)
01/08/1999	470	ORDER denying [448-1] motion to Reinstate Reporting Requirement (signed by Judge Robert D. Potter) (clc) (Entered: 01/08/1999)
01/11/1999	471	NOTICE of filing of additional corrections to Expert Reports by James E. Swann, Eric Smith, CHAR-MECK Bd of Ed (clc) (Entered: 01/12/1999)
01/22/1999	472	MOTION by James E. Swann to Substitute party Betty McKinney in place of Walter Gregory (clc) (Entered: 01/22/1999)
01/22/1999	473	NOTICE of filing of corrections to the Expert Report of Dr. Stephen Smith by James E. Swann (clc) (Entered: 01/22/1999)
02/16/1999	474	NOTICE of Supplemental Revision of Dr. Gordan Foster's Report by Arthur Griffin, Eric Smith, Michael P. Grant, CHAR-MECK Bd of Ed (clc) (Entered: 02/17/1999)
02/19/1999	475	MOTION by William Capacchione for lv of abesnce for A. Lee Park for the period of 3/8/99 through 3/12/99 (clc) (Entered: 02/22/1999)
02/22/1999	476	ORDER granting [475-1] motion for lv of abesnce for A. Lee Park for the period of 3/8/99 through 3/12/99 (signed by Judge Robert D. Potter) (clc) (Entered: 02/23/1999)
02/22/1999	477	ORDER denying [472-1] motion to Substitute party Betty McKinney in place of Walter Gregory (signed by Judge Robert D. Potter) (clc) (Entered: 02/23/1999)
03/05/1999	<u>478</u>	NOTICE of filing of Rebuttal Report of David J. Armor by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson (clc) (Entered: 03/08/1999)
03/05/1999	<u>479</u>	MOTION by James E. Swann for Leave to File Rebuttal Report (clc) (Entered: 03/08/1999)
03/05/1999	<u>480</u>	ORDER granting [479-1] motion for Leave to File Rebuttal Report (signed by Judge Robert D. Potter) (clc) (Entered: 03/09/1999)

03/05/1999	<u>482</u>	NOTICE of filing of Rebuttal Expert Witness Reports by CHAR-MECK Bd of Ed (clc) (Entered: 03/11/1999)
03/08/1999	<u>481</u>	NOTICE of filing of Rebuttal Expert Witness Report by James E. Swann (clc) (Entered: 03/09/1999)
04/05/1999	<u>483</u>	NOTICE of filing of Corrections to Expert Report of roslyn Mickelson by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, Michael P. Grant (clc) (Entered: 04/06/1999)
04/05/1999	<u>484</u>	NOTICE of filing of Supplemental/Revisions to Rebuttal Expert Report of Dr. Robert Peterkin by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, Michael P. Grant (clc) (Entered: 04/06/1999)
04/06/1999	<u>485</u>	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for Hearing/Pretrial Conference (clc) (Entered: 04/06/1999)
04/06/1999	<u>486</u>	ORDER, for Protective/Confidentiality Stipulation and Order (signed by Judge Robert D. Potter) (clc) (Entered: 04/07/1999)
04/07/1999	<u>487</u>	ORDER granting [485-1] motion for Hearing/Pretrial Conference, and set for IPC at 10:00 4/13/99 before Judge Robert D. Potter (signed by Judge Robert D. Potter) (clc) (Entered: 04/07/1999)
04/12/1999	<u>488</u>	TRIAL BRIEF by Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/12/1999)
04/12/1999	<u>489</u>	Proposed issue by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/12/1999)
04/12/1999	<u>490</u>	TRIAL BRIEF by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith (clc) (Entered: 04/12/1999)
04/12/1999	<u>491</u>	PROPOSED Findings of Fact and Conclusions of Law by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith (clc) (Entered: 04/12/1999)
04/12/1999	<u>492</u>	Proposed issue by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith (clc) (Entered: 04/12/1999)
04/12/1999	<u>493</u>	PROPOSED Findings of Fact and Conclusions of Law by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/12/1999)
04/12/1999	<u>494</u>	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard in Limine Re: Undisclosed Witnesses (clc) (Entered: 04/12/1999)
04/12/1999	<u>495</u>	Proposed issues for trial by James E. Swann (chh) (Entered: 04/13/1999)
04/12/1999	<u>496</u>	PROPOSED Findings of Fact and Conclusions of Law by James E. Swann (chh) (Entered: 04/13/1999)
04/12/1999	<u>497</u>	TRIAL BRIEF by James E. Swann (chh) (Entered: 04/13/1999)
04/13/1999		Pre-Trial Conference held. Pltf Intven Capacchione and Grant addressed court regarding Defts' wit lst. Court instructs Defts to delivery wit lst to Intvens by 9:00 a. m., 4/14/99. Court also instructs Pltf Intvens to give substance of testimony of wits to defts by 9:00 a. m., 4/14/99. Proposed Issues and Procedure by Parties: Presentation of case: Plts Cap. and Swann, then defts and Pltfs' rebuttal. (30 min ea for open and 1 hr to 1.5 hrs for closing). Unitary School System, monetary damages and the admissibility of a remedial plan were discussed. Intven Pltfs requested that defts exhibit numbers be placed on previously produced data. Est trl time, one month. Reservation of seats in court room allowed; 3 rows ea party and one row for Pltf Intven Swann. Pending Motion Hrg scheduled for Friday 4/16/99 at 10:00 a.m., Court room #2. Sanction of Attys of Intven Cap. and Grant and Attys for Defts taken under adv. Attys of record present. S. Huseby Court Reporter. (former emp) (Entered: 04/13/1999)

04/13/1999	<u>498</u>	MOTION by CHAR–MECK Bd of Ed, Arthur Griffin, Eric Smith in Limine to exclude new expert opinions and analyses by David Armor (clc) (Entered: 04/13/1999)
04/13/1999	<u>499</u>	MEMORANDUM by CHAR–MECK Bd of Ed, Arthur Griffin, Eric Smith in support of [498–1] motion in Limine to exclude new expert opinions and analyses by David Armor by Eric Smith, Arthur Griffin, CHAR–MECK Bd of Ed (clc) (Entered: 04/13/1999)
04/14/1999	<u>500</u>	PRETRIAL CONFERENCE SUMMARY and ORDER granting [498–1] motion in Limine to exclude new expert opinions and analyses by David Armor, granting [494–1] motion in Limine Re: Undisclosed Witnesses (signed by Judge Robert D. Potter) (clc) (Entered: 04/15/1999)
04/14/1999		TRANSCRIPT filed for dates of 4/13/99 (clc) (Entered: 04/15/1999)
04/15/1999	<u>501</u>	NOTICE of filing of Supplements & Corrections to Expert Report of Dr. David J. Armor by CHAR–MECK Bd of Ed, William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/15/1999)
04/15/1999	<u>502</u>	Witness list by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/15/1999)
04/16/1999	<u>503</u>	MOTION with Memorandum in Support by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for Sanctions (clc) (Entered: 04/16/1999)
04/16/1999	<u>504</u>	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for Reconsideration of [500–1] order (clc) (Entered: 04/16/1999)
04/16/1999	<u>505</u>	MEMORANDUM by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard in support of [504–1] motion for Reconsideration of [500–1] order by intervenor–plaintsssss (clc) (Entered: 04/16/1999)
04/19/1999	<u>506</u>	NOTICE of filing of revised tables to Expert Report of William A. V. Clark by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/19/1999)
04/19/1999	<u>507</u>	Consolidated Witness list by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/19/1999)
04/19/1999	<u>508</u>	Consolidated Exhibit list by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (clc) (Entered: 04/19/1999)
04/19/1999	<u>509</u>	Witness list by James E. Swann (clc) (Entered: 04/19/1999)
04/19/1999	<u>510</u>	Exhibit list by James E. Swann (clc) (Entered: 04/19/1999)
04/19/1999	<u>511</u>	SUPPLEMENTAL TRIAL BRIEF by James E. Swann (clc) (Entered: 04/19/1999)
04/19/1999	<u>512</u>	NOTICE of filing of witness list, statements of education of experts, stipulations of authenticity of exhibits and exhibit list by CHAR–MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR–MECK Bd of Ed (clc) (Entered: 04/19/1999)
04/19/1999	<u>513</u>	RESPONSE by CHAR–MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR–MECK Bd of Ed to [503–1] motion for Sanctions by intervenor–plaintsssss (clc) (Entered: 04/19/1999)
04/19/1999	<u>514</u>	MEMORANDUM IN OPPOSITION/RESPONSE by CHAR–MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR–MECK Bd of Ed to [504–1] motion for Reconsideration [500–1] order by intervenor–plaintsssss (clc) (Entered: 04/19/1999)

04/19/1999	<u>515</u>	Amendment/Addendum to [493-1] findings of fact proposed by intervenor-plaintsssss by intervenor-plaintiff William Capacchione, intervenor-plaintiff Michael P. Grant, intervenor-plaintiff Richard Easterling, intervenor-plaintiff Lawrence Gauvreau, intervenor-plaintiff Karen Bentley, intervenor-plaintiff Charles Thompson, intervenor-plaintiff Scott C. Willard (clc) (Entered: 04/19/1999)
04/19/1999	<u>516</u>	NOTICE of filing of Statement of Expert Qualifications by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (former emp) (Entered: 04/20/1999)
04/19/1999		Bench trial held. Wits seq'd. Open statements by Attys. Interv. Pltfs call Dr. William Clark, Expert, Geography and Demography for exam. Courts takes Motions under adv re Dr. Armor's report and Pltf Intervs' motion for reconsideration. Attys present: Parks Parsons, Ashcraft, Helfand, Ferguson, Largess, Brown, Snyder, Borkowski, Winner, and Middlebrooks. Court takes recess at 6:30 P. M. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/21/1999)
04/20/1999		TRANSCRIPT filed for dates of 4/19/99 (filed in 3:97cv482) (former emp) (Entered: 04/20/1999)
04/20/1999		Bench trial held/continues. Court affirms Deft's motion in lim re Dr. Armor's report. The subject of 94 wits will be argued on Fri., 4/23/99. Pltf Intervs call Jim Puckett and John Lassiter for exam. Court takes a recess until 9:30 a. M. 4/21/99. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/21/1999)
04/21/1999		TRANSCRIPT filed for dates of 4/20/99 filed in 3:97cv482-P. (former emp) (Entered: 04/21/1999)
04/21/1999		Bench trial held/continues. L. Kakadelis and William Capacchione exam'd. Court takes a recess at 5:00 P. M. Attys of record present except Atty Largess who was absent because of the demise of his brother. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/22/1999)
04/22/1999		TRANSCRIPT filed in case #3:97 cv 482 for dates of 4/21/99 (former emp) (Entered: 04/22/1999)
04/22/1999		Bench trial held/continues. The following wits were exam'd: Velma D. Leake, Scott C. Willard, and Richard Easterling. Attys of record present, except Atty Largess. Court takes a recess at 5:00 P. M. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/23/1999)
04/23/1999	<u>517</u>	ORDER granting [503-1] motion for Sanctions (signed by Judge Robert D. Potter) (clc) (Entered: 04/23/1999)
04/23/1999		Bench trial held/continues. Pltf Intervs' Motion for sanctions GRANTED. (CMS to pay expense incurred re: late trl wit lst by Defts). The following wits were exam'd: Michael Grant, Karen W. Bently, Lawrence Gauvreau, Charles Thompson, and Terry Belk. Pltf Interv Swann's Motion in lim regarding T. Belk's criminal history was DENIED. Defts' motion for permission to depose Dr. Murphy was DENIED. Court takes a recess at 5:00 P. M. Attys of record present except Atty Largess. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/26/1999)
04/23/1999	<u>519</u>	Revised Witness list by CHAR-MECK Bd of Ed, William Capacchione, Michael P. Grant, Richard Easterling (former emp) (Entered: 04/26/1999)
04/23/1999		TRANSCRIPT filed for dates of 4/22/99 (3:97CV482-P) (former emp) (Entered: 04/26/1999)
04/26/1999	<u>518</u>	NOTICE of filing of Correction to Expert Report of Dr. Robert S. Peterkin by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed (clc) (Entered: 04/26/1999)
04/26/1999	<u>520</u>	MOTION by CHAR-MECK Bd of Ed, William Capacchione, Michael P. Grant, Richard Easterling for Rose Marie L. Audette to Appear Pro Hac Vice (former emp) (Entered: 04/26/1999)

04/26/1999	<u>521</u>	ORDER granting [520-1] motion for Rose Marie L. Audette to Appear Pro Hac Vice, and for attorney admission fee in amt of 75.00 (signed by Judge Robert D. Potter) (former emp) (Entered: 04/26/1999)
04/26/1999		TRANSCRIPT filed for dates of 4/23/99 in 3:97CV482-P (former emp) (Entered: 04/26/1999)
04/26/1999		ORAL ORDER denying [504-1] motion for Reconsideration of [500-1] order (signed by Judge Robert D. Potter) (former emp) (Entered: 04/26/1999)
04/26/1999		Bench trial held/continues. Dr. John Murphy examined. Attys of record present incldg Atty Largess. Court takes a recess at 5:00 P. M. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/27/1999)
04/27/1999		Bench trial held/continues. Atty Rose Marie L. Audette presented to Ct. Pltf Intervs call Jonathan Wells for exam. Court instructs Attys to depose Defts'wits 3 at a time during suspension week of 5/3/97. Court takes a recess at 5:00 P. M. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/28/1999)
04/27/1999		ORAL ORDER-Court instructs Attys to depose Defts' wits 3 at a time during suspension week of 5/3/99. (signed by Judge Robert D. Potter) (former emp) (Entered: 04/28/1999)
04/28/1999		TRANSCRIPT filed for dates of 4/26/99 in 3:97CV482-P (former emp) (Entered: 04/28/1999)
04/28/1999		TRANSCRIPT filed for dates of 4/27/99 in 3:97CV482-P (former emp) (Entered: 04/28/1999)
04/28/1999	<u>522</u>	NOTICE of Filing of CORRECTIONS TO EXPERT REPORT OF DR. ROBERT S. PETERKIN by CHAR-MECK Bd of Ed, William Capacchione, Michael P. Grant, Richard Easterling (former emp) (Entered: 04/28/1999)
04/28/1999		Bench trial held/continues. Pltf Intervs call Dan Saltrick for exam. Attys of record present. Court takes a recess at 5:00 P. M. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/29/1999)
04/29/1999		TRANSCRIPT filed for dates of 4/28/99 in 3:97-CV-482-P (former emp) (Entered: 04/29/1999)
04/29/1999		Bench trial held/continues. Pltf Intervs call Dr. David Armor, Expert, Desegregation and Facilities for exam. Attys of record present. Court takes a recess at 6:15 P. M. Judge: RDP Court Rptr: S.. Huseby (former emp) (Entered: 04/30/1999)
04/30/1999	<u>523</u>	MOTION by CHAR-MECK Bd of Ed for Partial Reconsideration of [517-1] order referred to: Judge Robert D. Potter (former emp) (Entered: 04/30/1999)
04/30/1999		ORAL ORDER denying [523-1] motion for Partial Reconsideration of [517-1] order (signed by Judge Robert D. Potter) (former emp) (Entered: 04/30/1999)
04/30/1999		Bench trial held/continues w/X-ex of Dr. Amor. Pltf Intervs call William J. Booker for exam. Attys of record present. Court takes a recess for the day at 3:08 P. M. until 9:30 A. M., 5/1/99. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 04/30/1999)
05/03/1999		Bench trial held/continues. Pltf Intervs call Jeff Schiler for exam. Attys of record present. Court takes a recess at 4:30 P. M. until May 11, 1999. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/04/1999)
05/03/1999		TRANSCRIPT filed in 3:97 CV 482-P for dates of 4/30/99 (former emp) (Entered: 05/04/1999)
05/04/1999		TRANSCRIPT filed in 3:97 CV 482-P for dates of 5/3/99 (former emp) (Entered: 05/04/1999)
05/10/1999	<u>524</u>	NOTICE of CORRECTIONS TO THE REPORT OF DR. LEONARD B. STEVENS by James E. Swann (former emp) (Entered: 05/10/1999)

05/11/1999		Bench trial held/resumes. Pltfs read into record stip'd exhibits. PLTFS REST. Motions by parties taken under advisement. Swann Intervs call Dr. Leonard Stevens, Expert for exam. Attys of record present. Court takes a recess at 5:00 P. M. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/12/1999)
05/11/1999	<u>525</u>	MOTION with Memorandum in Support by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed for Partial Judgement as a Matter of Law (former emp) (Entered: 05/12/1999)
05/11/1999	<u>526</u>	PROPOSED Findings of Fact and Conclusions of Law in Support of Motion for Partial Judg as a matter of law by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed (former emp) (Entered: 05/12/1999)
05/11/1999	<u>527</u>	MOTION with Memorandum in Support by James E. Swann for Directed Verdict as to Unitary Status, Constitutional Claims, Damages and Injct Relief (former emp) (Entered: 05/12/1999)
05/12/1999		TRANSCRIPT filed in 3:97-cv-482-P for dates of May 11, 1999 (former emp) (Entered: 05/12/1999)
05/12/1999		Bench trial held/continues w/X-ex of Dr. Stevens. Swann Pltf Intervs call Mrs. Sarah Stevenson and Dr. Fred Shelley, Expert for exam. Court takes a recess at 4:30 p. m. until 9:30 a. m. Attys of record present. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/13/1999)
05/13/1999		TRANSCRIPT filed in 3:97-CV-482-P for dates of 5/12/99 (former emp) (Entered: 05/13/1999)
05/13/1999		Bench trial held /continues w/exam of Dr. Fred Shelley. Mrs. Jane McIntyre and Mrs. Annelle Houk were exam'd. Attys of record present. Court takes a recess at 4:45 p. m. until 9:30 a. m., 5/14/99. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/14/1999)
05/14/1999	<u>528</u>	MOTION with Memorandum in Support by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard in Limine to preclude the expert testimony of Jay Robinson (clc) (Entered: 05/14/1999)
05/14/1999	<u>529</u>	NOTICE of designation of portions of depo of Dr. Eric Smith by James E. Swann (clc) (Entered: 05/14/1999)
05/14/1999		TRANSCRIPT filed for dates of 5/13/99 (clc) (Entered: 05/14/1999)
05/14/1999		ORAL ORDER granting [528-1] motion in Limine to preclude the expert testimony of Jay Robinson (signed by Judge Robert D. Potter) (former emp) (Entered: 05/17/1999)
05/14/1999		Bench trial held/continues w/exam of Mrs. Annelle Houk, Nay Howell, Blanche Penn, Richard McElrath, and Dwayne Collins. Pltf's motion in lim granted regarding preclusion of Dr. Robinson's testimony. Swann Intervs to proffer testimony. Court takes a recess at 4:30 P. M. until 5/17/99 at 9:30 a. m. Attys of record present. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/17/1999)
05/17/1999		TRANSCRIPT filed in 3:97-CV-482 for dates of 5/14/99 (former emp) (Entered: 05/17/1999)
05/17/1999		Bench trial held/continues w/Swann Intervs calling the following for exam.: Thomnas Norman, Pamela Mange, Dr. Stephen Smith, Expert, Faculty and School Siting. Offer of proof read into record. William McMillan called for exam also. Attys of record present. Court takes a recess at 4:40 p. m. until 9:30 a. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/18/1999)
05/18/1999		TRANSCRIPT filed in 3:97-cv-482 for dates of 5/17/99 (former emp) (Entered: 05/18/1999)
05/18/1999		Bench trial held/continues w/Pltfs' X-ex of William McMillan. Swann Intervs REST. Defts proceed to offer evidence by calling Calvin Wallace for exam. Court takes a recess at 4:45 p. m. until 9:30 a. m. 5/19/99. Attys of record present.

		Tentative Court Schedule: Defts' est trl time, 3 weeks. Court will suspend trl during week of June 1, 1999 until June 8, 1999 at 9:30 a. m. because of Judge's prior commitment. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/19/1999)
05/19/1999	<u>530</u>	Memorandum by defendant CHAR-MECK Bd of Ed re: admissibility of DEfts' Exhibit #99. (Exh. admitted) (former emp) (Entered: 05/19/1999)
05/19/1999		Bench trial held/continues w/arguments regarding admissibility of Defts' Exh #99. Exh in question admitted. Defts continue exam of Calvin Wallace. Davis Lyles called for exam. Attys of record present. Court takes a recess at 4:30 p. m. until 9:30 a. m., 5/20/99. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/20/1999)
05/19/1999		TRANSCRIPT filed in 3:97-ccv-482 for dates of 5/18/99 (former emp) (Entered: 05/20/1999)
05/20/1999		TRANSCRIPT filed in 3:97-cv-482 for dates of 5/19/99 (former emp) (Entered: 05/20/1999)
05/20/1999		Bench trial held/continues w/Defts' exam of Davis Lyles. Calvin Wallace recalled and Eric Becoates exam'd. Attys of record present. Court takes a recess at 4:30 P. M. for the day. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/21/1999)
05/21/1999		TRANSCRIPT filed in 3:97-cv-482 for dates of 5/20/99 (former emp) (Entered: 05/21/1999)
05/21/1999		Bench trial held/continues w/completion of exam of Eric Becoates. Attys of record present. Court takes a recess at 5:00 p. m. until 9:30 a. m., 5/24/99. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/24/1999)
05/24/1999		TRANSCRIPT filed in 3:97-cv-482-P for dates of 5/21/99 (former emp) (Entered: 05/24/1999)
05/24/1999		Bench trial held/continues w/Defts' evidence. John Kramer and Dr. Dwayne Gardner, Expert, Adequacy of CMS Facilities, exam'd. Court takes a recess at 5:00 p. m. until 5/25/99 at 9:00 p. m. Attys of record present. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/25/1999)
05/24/1999	<u>531</u>	RESPONSE by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to [525-1] motion for Partial Judgement as a Matter of Law by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 05/25/1999)
05/25/1999		Bench trial held/continues. William Booker, Michael J. Stolee, Don Dixon and Teresa Cockerham exam'd. Court takes a recess at 4:45 p. m. Attys of record present. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/26/1999)
05/26/1999		Bench trial held/continues. Dr. William Trent, Expert, School Desegregation exam. Attys of record present. Court takes a recess at 4:35 p. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/27/1999)
05/27/1999		Bench trial held/continues w/exam of Dr. William Trent, Expert, Defts' offer of proof entered into record. Attys of records present. Court takes a recess at 4:00 p. m. until 9:30 a. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/28/1999)
05/27/1999	<u>532</u>	REPLY by James E. Swann to response to [525-1] motion for Partial Judgement as a Matter of Law by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 05/28/1999)
05/27/1999	<u>533</u>	REPLY by CHAR-MECK Bd of Ed, Scott C. Willard, Arthur Griffin, Eric Smith to response to [525-1] motion for Partial Judgement as a Matter of Law by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 05/28/1999)

05/28/1999		TRANSCRIPT filed in 3:97-CV-482 for dates of 5/24/99 and 5/25/99 (former emp) (Entered: 05/28/1999)
05/28/1999		Bench trial held/continues. Gwen Bradford and Ron Thompson called for exam. Court takes a recess at 3:30 p. m. until June 8, 1999 at 9:30 a. m. Attys of record present. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 05/28/1999)
05/28/1999	<u>534</u>	ORDER granting in part, denying in part [527-1] motion for Directed Verdict as to Unitary Status, Constitutional Claims, Damages and Injct Relief, granting in part, denying in part [525-1] motion for Partial Judgement as a Matter of Law (signed by Judge Robert D. Potter) [EOD DATE: 5/28/99] (clc) (Entered: 05/28/1999)
06/07/1999		TRANSCRIPT filed for dates of 5/26-28/99-(3 Vs n 3:97cv482) (former emp) (Entered: 06/07/1999)
06/08/1999		Bench trial held/resumes w/Defts' evidence. Dr. Eric Smith called for exam. Dr. Gordon Foster, Expert, School Assignment, called to testify. Defts request that Mr. Crutchfield be allowed to testify out of turn on 6/9/99 at 9:30 a. m. Attys of record present. Court takes a recess at 4:30 p. m. until. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/09/1999)
06/09/1999		Bench trial held/continues. Defts call Mr. Edward Crutchfield (out of turn) for exam and Dr. Gordon Foster resumes exam. (Proffer) For purposes of X-ex, Swann Pltfs join in w/Defts' proffer on Control Choice. Attys of record present. Court takes a recess at 4:30 p. m. until 6/10/99 Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/10/1999)
06/09/1999	<u>535</u>	STIPULATION by CHAR-MECK Bd of Ed, William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard, Arthur Griffin, Eric Smith, Michael P. Grant, CHAR-MECK Bd of Ed regarding Atty's Fees & Court Reporters Fees (clc) (Entered: 06/10/1999)
06/09/1999	<u>536</u>	ORDER, for Attorney Fees in the amount of \$33,500.00 to be paid by the Char-Meck Bd of Ed to the Pltf Capacchione and the Grant Pltf-Intv collectively; and for Court Reporter fees in the amount of \$17,162 to be paid by the Bd (signed by Judge Robert D. Potter) [EOD DATE: 6/10/99] (clc) (Entered: 06/10/1999)
06/10/1999		Bench trial held/continues w/Defts' evidence. Alleg sanctionable conduct argued by Pltfs agst Defts' Attys taken under advisement regarding Dr. Foster's notes. Pltfs continue X-ex of Dr. Foster. Defts call Dr. Dennis Lord, Expert, Demographics & Geographics Analysis as it relates to deseg and student assign issues. All attys present. Court takes a recess until 6/11/97 at 9:30 a. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/11/1999)
06/11/1999		TRANSCRIPT filed 3:97 cv 482- for dates of 6/8/99 & 6/9/99 2 Vols. (former emp) (Entered: 06/11/1999)
06/11/1999		Bench trial held/continues w/exam of Dr. Lord. (Defts' Proffer joined by Swann Pltfs). Attys of record present. Court takes a recess at 4:30 p. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/14/1999)
06/14/1999	<u>537</u>	NOTICE of FILING OF CORRECTION TO EXPERT REPORT OF ROSLYN ARLIN MICKELSON, Ph.D by CHAR-MECK Bd of Ed (former emp) (Entered: 06/15/1999)
06/14/1999		Bench trial held/continues. Defts call Dr. Susan Purser and Dr. Roslyn Mickelson, Expert, Student Achievement, Deseg and Sociology for exam. Attys of record present. Court takes a recess at 4:30 p. m. Judge: RDP Court Rptr: Ss. Huseby (former emp) (Entered: 06/15/1999)
06/15/1999		TRANSCRIPT filed for dates of 6/10/99 fild in 3:97cv482 (former emp) (Entered: 06/16/1999)
06/15/1999		Bench trial held/continues w/Defts' evidence. Dr. Roslyn Mickelson exam'd. Proffer made regarding Defts' exhibits. Attys of record present. Court takes a recess at 4:45 p. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/16/1999)

06/16/1999		Bench trial held/resumes w/X-ex of Dr. Mickelson, however, testimony had to be interrupted and will resume 6/17/99 at 9:30 a. m. Mr. James Woodward exam'd. Attys of record present. Court takes a recess at 9:30 a. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/17/1999)
06/17/1999		Bench trial held/continues w/Defts' evidence. Exh. 220 stip'd to excludg attached pages 3 and 4 because of discrepancy regarding percentage minority data and black data. (see transcript for further info. Re-direct exam of Dr. Mickelson resumes. Jackie Fishman and Dr. Robert Peterkin, Expert, Educational Opportunities & Out come as set out in report were exam'd. Offer of proof made by Defts and joined by Swann Intvs in regards to Exhs 7B-7C and mobile class rooms. Attys of record present. Court takes a recess at 5:00 p. m. until 9:30 a. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/18/1999)
06/18/1999		Bench trial held/continues w/X-ex of Dr. Peterkin. Defts call Arthur Griffin for exam. Proffer by Defts regarding the plan. Attys of record present. Court takes a recess at 4:30 p. m. until 6/21/99 at 9:30 a. m. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/21/1999)
06/21/1999	<u>538</u>	ORDER, IT IS ORDERED that the clerk is hereby relieved of all responsibility for said exhibits and that upon request of the clerk, the custodian of the exhibits shall deliver said exhibits to the clerk forthwith. (signed by Judge Robert D. Potter) [EOD DATE: 6/22/99] (former emp) (Entered: 06/22/1999)
06/21/1999		Bench trial held/continues w/direct exam of Arthur Griffin. Dr. David Armor, Expert rebuttal wit, taken out of turn. Attys of record present. Court takes a recess at 4:40 p. m. until 6/22/99. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/22/1999)
06/22/1999		TRANSCRIPT filed in 3:97 cv 482 for dates of 6/14/99 (former emp) (Entered: 06/22/1999)
06/22/1999		Bench trial held/continues w/X-Ex of Arthur Griffin. Defts Rest. Swann Pltfs call George Cobb for exam regarding exhibits 87-90, Diocese of Char. Stat. Reports. Pltfs Rest. Pltfs' request for admittance of its Depos is denied. Parties instructed to fil Briefs by noon, Monday, July 12, 1999. FINAL ARGUMENTS by PARTIES. (1 hour each) Attys of record present. Exhibits returned to each party. Portions of depos read into record. Court adjourns. Judge: RDP Court Rptr: S. Huseby (former emp) (Entered: 06/24/1999)
06/24/1999		TRANSCRIPT filed in 3:97 cv-482 for dates of 6/15/99 (former emp) (Entered: 06/24/1999)
06/28/1999		TRANSCRIPT filed for dates of 6/16/99 (clc) (Entered: 06/29/1999)
06/30/1999		TRANSCRIPT filed in 3:97 cv 482 for dates of 6/17/99 (former emp) (Entered: 06/30/1999)
07/02/1999	<u>539</u>	Letter MOTION by James E. Swann to Extend Time up to and including 7/22/99 to file Proposed Findings and Conclusions and Post-Trial Briefs (clc) (Entered: 07/06/1999)
07/02/1999	<u>540</u>	RESPONSE by CHAR-MECK Bd of Ed to [539-1] motion to Extend Time up to and including 7/22/99 to file Proposed Findings and Conclusions and Post-Trial Briefs by James E. Swann (clc) (Entered: 07/06/1999)
07/02/1999	<u>541</u>	ORDER granting [539-1] motion to Extend Time up to and including 7/22/99 to file Proposed Findings and Conclusions and Post-Trial Briefs (signed by Judge Robert D. Potter) [EOD DATE: 7/6/99] (clc) (Entered: 07/06/1999)
07/02/1999	<u>542</u>	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to require Dft to report all race-based expeditures and to maintain status quo during the period of judicial deliberation (clc) (Entered: 07/06/1999)
07/02/1999	<u>543</u>	MEMORANDUM by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard in support of [542-1] motion to require Dft to report all race-based expeditures and to maintain status quo during the period of judicial deliberation by

		intervenor–plaintssssss (clc) (Entered: 07/06/1999)
07/07/1999		TRANSCRIPT filed in 3:97–cv–482 for dates of 6/21/99 (former emp) (Entered: 07/07/1999)
07/09/1999		TRANSCRIPT filed 3:97 cv 482 for dates of 6/22/99 (former emp) (Entered: 07/09/1999)
07/20/1999	<u>544</u>	POST TRIAL BRIEF by James E. Swann (bsw) (Entered: 07/21/1999)
07/20/1999	<u>545</u>	POST TRIAL BRIEF by CHAR–MECK Bd of Ed (bsw) (Entered: 07/21/1999)
07/20/1999	<u>546</u>	PROPOSED Findings of Fact and Conclusions of Law by James E. Swann (bsw) (Entered: 07/21/1999)
07/20/1999	<u>547</u>	PROPOSED Findings of Fact and Conclusions of Law by CHAR–MECK Bd of Ed (bsw) (Entered: 07/21/1999)
07/20/1999	<u>548</u>	NOTICE of filing index of relevant testimony & documentary evidence by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (bsw) (Entered: 07/21/1999)
07/20/1999	<u>549</u>	PROPOSED Findings of Fact and Conclusions of Law by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard (bsw) (Entered: 07/21/1999)
07/22/1999	<u>550</u>	RESPONSE by CHAR–MECK Bd of Ed to [542–1] motion to require Dft to report all race–based expeditures and to maintain status quo during the period of judicial deliberation by intervenor–plaintssssss (clc) (Entered: 07/23/1999)
07/22/1999	<u>551</u>	RESPONSE by James E. Swann to [542–1] motion to require Dft to report all race–based expeditures and to maintain status quo during the period of judicial deliberation by intervenor–plaintssssss (clc) (Entered: 07/23/1999)
07/22/1999	<u>552</u>	CORRECTED RESPONSE by James E. Swann to [542–1] motion to require Dft to report all race–based expeditures and to maintain status quo during the period of judicial deliberation by intervenor–plaintssssss (clc) (Entered: 07/23/1999)
09/09/1999	<u>553</u>	MEMORANDUM OPINION and ORDER re: Findings regarding bench trial held 4/19/99. (signed by Judge Robert D. Potter) Judgment Volume: 47A Page: 84 (clc) (Entered: 09/10/1999)
09/09/1999	<u>554</u>	JUDGMENT entered in accordance the 9/9/99 Memorandum Opinion regarding bench trial. (signed by Judge Robert D. Potter) Judgment Volume: 47A Page: 84 [EOD Date: 9/10/99] (clc) (Entered: 09/10/1999)
09/09/1999		Case closed (clc) (Entered: 09/10/1999)
09/10/1999	<u>555</u>	ORDER denying as moot [542–1] motion to require Dft to report all race–based expeditures and to maintain status quo during period of judicial deliberation (signed by Judge Robert Potter) [EOD DATE: 9/13/99] (clc) (Entered: 09/13/1999)
10/06/1999	<u>556</u>	Erratum/Addendum to [553–1] order; The Errata List corrects any grammatical and/or typographical errors in the Mem of Decision and Order filed on 9/9/99. It does not, in any way, alter the Court's Mem of Decision and Order or Judgment (clc) (Entered: 10/07/1999)
10/07/1999	<u>557</u>	NOTICE OF APPEAL by James E. Swann . FILING FEE \$ 105.00 Order appealed: 9/9/99, Appeal pkg sent to atty. (clc) (Entered: 10/08/1999)
10/08/1999	<u>558</u>	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for Attorney Fees & Costs of Litigation (clc) (Entered: 10/08/1999)
10/08/1999	<u>559</u>	AFFIDAVIT of A. Lee Parks filed by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard re: [558–1] motion for Attorney Fees & Costs of Litigation (clc) (Entered: 10/08/1999)

10/08/1999	<u>560</u>	AFFIDAVIT of William S. Helfand filed by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard re: [558-1] motion for Attorney Fees & Costs of Litigation (clc) (Entered: 10/08/1999)
10/08/1999	<u>561</u>	AFFIDAVIT of Kevin V. Parsons filed by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard re: [558-1] motion for Attorney Fees & Costs of Litigation (clc) (Entered: 10/08/1999)
10/08/1999	<u>562</u>	AFFIDAVIT of John O. Pollard filed by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard re: [558-1] motion for Attorney Fees & Costs of Litigation (clc) (Entered: 10/08/1999)
10/08/1999	<u>563</u>	AFFIDAVIT of Thomas J. Ashcraft filed by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard re: [558-1] motion for Attorney Fees & Costs of Litigation (clc) (Entered: 10/08/1999)
10/08/1999	<u>564</u>	NOTICE OF APPEAL by CHAR-MECK Bd of Ed, CHAR-MECK Bd of Ed . FILING FEE \$ 105.00 RECEIPT # 11232 Order appealed: 9/9/99 & 9/23/99, Appeal pkg sent to atty. (clc) (Entered: 10/12/1999)
10/14/1999	<u>565</u>	MOTION by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to Partially Stay Jgm pending appeal , for Clarification re: [554-1] judgment order, [553-1] order , or for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order (clc) (Entered: 10/18/1999)
10/14/1999	<u>566</u>	MEMORANDUM by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed in support of [565-1] motion to Partially Stay Jgm pending appeal by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 10/18/1999)
10/14/1999	<u>567</u>	AFFIDAVIT of Dr. Eric J. Smith filed by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed re: [566-1] support memorandum, [565-1] motion to Partially Stay Jgm pending appeal, [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order, [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order (clc) (Entered: 10/18/1999)
10/15/1999	<u>568</u>	ORDER, Response to Motion reset to 10/26/99 for [565-1] motion to Partially Stay Jgm pending appeal, reset to 10/26/99 for [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order, reset to 10/26/99 for [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order , and Reply to Response to Motion reset to 11/1/99 for [565-1] motion to Partially Stay Jgm pending appeal, reset to 11/1/99 for [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order, reset to 11/1/99 for [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order (signed by Judge Robert D. Potter) [EOD DATE: 10/18/99] (clc) (Entered: 10/18/1999)
10/22/1999	<u>569</u>	MOTION by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to Stay/Defer consideration of atty fee pet until resolution of Appeal (clc) (Entered: 10/25/1999)
10/25/1999		USCA Case Number Re: [557-1] appeal by James E. Swann USCA NUMBER: 99-2389 Case Manager: Margaret Thomas (clc) (Entered: 10/26/1999)
10/25/1999		USCA Case Number Re: [564-1] appeal by CHAR-MECK Bd of Ed, CHAR-MECK Bd of Ed USCA NUMBER: 99-2391 Case Manager: Margaret Thomas (clc) (Entered: 10/26/1999)
10/25/1999		Order from FCCA consolidating appelas for the purposes of briefing and oral argument and designating Terry Belk and Dwayne Collins, et al as appellants (clc)

		(Entered: 10/26/1999)
10/25/1999	<u>570</u>	MOTION by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to Extend Time up to and including 10/29/99 to resp to mot for stay (sdc) (Entered: 10/26/1999)
10/26/1999	<u>571</u>	ORDER denying [569-1] motion to Stay/Defer consideration of atty fee pet until resolution of Appeal, Response to Motion reset to 11/1/99 for [558-1] motion for Attorney Fees & Costs of Litigation , and Reply to Response to Motion reset to 11/8/99 for [558-1] motion for Attorney Fees & Costs of Litigation (signed by Judge Robert D. Potter) [EOD DATE: 10/27/99] (clc) (Entered: 10/27/1999)
10/26/1999	<u>572</u>	ORDER granting [570-1] motion to Extend Time up to and including 10/29/99 to resp to mot for stay, Response to Motion reset to 10/29/99 for [565-1] motion to Partially Stay Jgm pending appeal, reset to 10/29/99 for [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order, reset to 10/29/99 for [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order , and Reply to Response to Motion reset to 11/4/99 for [565-1] motion to Partially Stay Jgm pending appeal, reset to 11/4/99 for [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order, reset to 11/4/99 for [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order (signed by Judge Robert D. Potter) [EOD DATE: 10/27/99] (clc) (Entered: 10/27/1999)
10/27/1999	<u>573</u>	SUPPLEMENTAL AFFIDAVIT of H. Parks Helms filed by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed re: [565-1] motion to Partially Stay Jgm pending appeal (clc) (Entered: 10/28/1999)
10/27/1999	<u>574</u>	SUPPLEMENTAL AFFIDAVIT of Dr. Eric J. Smith filed by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed re: [565-1] motion to Partially Stay Jgm pending appeal (clc) (Entered: 10/28/1999)
10/29/1999	<u>575</u>	RESPONSE by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to [565-1] motion to Partially Stay Jgm pending appeal by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 10/29/1999)
10/29/1999	<u>576</u>	MOTION by James E. Swann to Stay 9/9/99 order (clc) (Entered: 11/02/1999)
10/29/1999	<u>577</u>	MEMORANDUM by James E. Swann in support of [576-1] motion to Stay 9/9/99 order by James E. Swann (clc) (Entered: 11/02/1999)
11/01/1999	<u>578</u>	RESPONSE by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to [558-1] motion for Attorney Fees & Costs of Litigation by intervenor-plaintsssss (clc) (Entered: 11/02/1999)
11/04/1999	<u>579</u>	REPLY by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to response to [565-1] motion to Partially Stay Jgm pending appeal by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/05/1999)
11/04/1999	<u>580</u>	AFFIDAVIT of Arthur Griffin filed by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed re: [579-1] response reply (clc) (Entered: 11/05/1999)
11/04/1999	<u>581</u>	REPLY by James E. Swann to response to [565-1] motion to Partially Stay Jgm pending appeal by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-2] motion for Clarification re: [554-1] judgment

		order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/05/1999)
11/05/1999	<u>582</u>	CORRECTED REPLY by James E. Swann to response to [565-1] motion to Partially Stay Jgm pending appeal by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 11/08/1999)
11/08/1999	<u>583</u>	RESPONSE by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to [576-1] motion to Stay 9/9/99 order by James E. Swann (clc) (Entered: 11/09/1999)
11/08/1999	<u>584</u>	REPLY by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to response to [558-1] motion for Attorney Fees & Costs of Litigation by intervenor-plaintsssss (clc) (Entered: 11/09/1999)
11/10/1999	<u>585</u>	RESPONSE by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to [576-1] motion to Stay 9/9/99 order by James E. Swann (clc) (Entered: 11/15/1999)
11/15/1999	<u>586</u>	ORDER denying [576-1] motion to Stay 9/9/99 order, denying [565-1] motion to Partially Stay Jgm pending appeal, denying [565-2] motion for Clarification re: [554-1] judgment order, [553-1] order, denying [565-3] motion for Relief from/ Reconsideration of [554-1] judgment order, [553-1] order (signed by Judge Robert D. Potter) [EOD DATE: 11/15/99] (clc) (Entered: 11/15/1999)
12/13/1999	<u>587</u>	ORDER granting in part, denying in part [558-1] motion for Attorney Fees & Costs of Litigation (signed by Judge Robert D. Potter) [EOD DATE: 12/15/99] (clc) (Entered: 12/15/1999)
12/16/1999	<u>588</u>	ORDER, to Amend [587-1] order (signed by Judge Robert D. Potter) [EOD DATE: 12/20/99] (clc) (Entered: 12/20/1999)
01/03/2000	<u>589</u>	JUDGMENT ON ATTORNEYS' FEES AND COSTS entered in accordance with this Court's Order filed 12/13/99 ; (signed by Judge Robert D. Potter) Judgment Volume: 48-A Page: 1 [EOD Date: 1/4/00] (clc) (Entered: 01/04/2000)
01/11/2000	<u>590</u>	MOTION by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to Stay enforcement of Jgm of attys' fees entered on 1/3/00 (clc) (Entered: 01/12/2000)
01/11/2000	591	NOTICE OF APPEAL by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith . FILING FEE \$ 105.00 RECEIPT # 12212 Order appealed: 1/3/00, Appeal pkg sent to atty. (clc) (Entered: 01/12/2000)
01/11/2000	<u>592</u>	MOTION with Memorandum in Support by James E. Swann, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard for Attorney Fees (clc) (Entered: 01/12/2000)
01/12/2000	<u>593</u>	Addendum to [592-1] motion for Attorney Fees by intervenor-plaintsssss, plaintiff by intervenor-plaintiff William Capacchione, intervenor-plaintiff Michael P. Grant, intervenor-plaintiff Richard Easterling, intervenor-plaintiff Lawrence Gauvreau, intervenor-plaintiff Karen Bentley, intervenor-plaintiff Charles Thompson, intervenor-plaintiff Scott C. Willard (clc) (Entered: 01/13/2000)
01/27/2000		Notice of Appeal and certified copy of docket to USCA (faxed): [591-1] appeal by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 02/03/2000)
01/28/2000	594	RESPONSE by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to [592-1] motion for Attorney Fees by intervenor-plaintsssss, plaintiff (clc) (Entered: 01/31/2000)

02/02/2000		USCA Case Number Re: [591-1] appeal by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed USCA NUMBER: 00-1098 Case Manager: Margaret Thomas (clc) (Entered: 02/03/2000)
02/17/2000	<u>595</u>	ORDER, Reply to Response to Motion reset to 3/1/00 for [592-1] motion for Attorney Fees, reset to 3/8/00 for [590-1] motion to Stay enforcement of Jgm of attys' fees entered on 1/3/00 , and Response to Motion reset to 3/1/00 for [590-1] motion to Stay enforcement of Jgm of attys' fees entered on 1/3/00 (signed by Judge Robert D. Potter) [EOD DATE: 2/23/00] (clc) (Entered: 02/23/2000)
02/29/2000	<u>596</u>	REPLY by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to response to [592-1] motion for Attorney Fees by intervenor-plaintsssss, plaintiff (clc) (Entered: 03/02/2000)
02/29/2000	<u>597</u>	MOTION by James E. Swann for Interim Attorney Fees and Expenses (clc) (Entered: 03/02/2000)
02/29/2000	<u>598</u>	RESPONSE by William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard to [590-1] motion to Stay enforcement of Jgm of attys' fees entered on 1/3/00 by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 03/02/2000)
03/06/2000	<u>599</u>	ORDER granting [592-1] motion for Attorney Fees (signed by Judge Robert D. Potter) [EOD DATE: 3/7/00] Judgment Volume: 48-A Page: 31 (clc) (Entered: 03/07/2000)
03/06/2000	<u>600</u>	JUDGMENT for William Capacchione, Michael P. Grant, Richard Easterling, Lawrence Gauvreau, Karen Bentley, Charles Thompson, Scott C. Willard ; Pltfs have and recover from Dfts Char-Meck Bd of Ed, et al, the total sum of \$17.721.00 in Supplemental Attys' Fees, plus post-intr @ the rate of 6.197% per annum, to be divided among Pltfs as set forth in jgm (signed by Judge Robert D. Potter) Judgment Volume: 48-A Page: 31 [EOD Date: 3/7/00] (clc) (Entered: 03/07/2000)
03/08/2000	<u>601</u>	REPLY by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, Michael P. Grant to response to [590-1] motion to Stay enforcement of Jgm of attys' fees entered on 1/3/00 by CHAR-MECK Bd of Ed, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 03/09/2000)
03/16/2000	<u>602</u>	RESPONSE by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, CHAR-MECK Bd of Ed to [597-1] motion for Interim Attorney Fees and Expenses by James E. Swann (clc) (Entered: 03/20/2000)
04/03/2000	<u>603</u>	NOTICE OF APPEAL by CHAR-MECK Bd of Ed, Arthur Griffin, Eric Smith, Michael P. Grant, CHAR-MECK Bd of Ed . FILING FEE \$ 105.00 RECEIPT # 13127 Order appealed: 3/6/00, Appeal pkg sent to atty. (clc) (Entered: 04/04/2000)
04/04/2000		Notice of Appeal and certified copy of docket to USCA: [603-1] appeal by CHAR-MECK Bd of Ed, Michael P. Grant, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 04/04/2000)
04/04/2000		Transmitted Clerk's Certificate to USCA certifying record is complete re: [603-1] appeal by CHAR-MECK Bd of Ed, Michael P. Grant, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed (clc) (Entered: 04/04/2000)
04/04/2000		TRANSCRIPT filed for dates of 4/19/99 - 6/22/99 (XXXVI Volumes) (clc) (Entered: 04/04/2000)
05/11/2000	<u>604</u>	ORDER denying [597-1] motion for Interim Attorney Fees and Expenses, granting with respect to the Court's 12/13/99 and 3/6/00 attys' fees Orders [590-1] motion to Stay enforcement of Jgm of attys' fees entered on 1/3/00 (signed by Judge Robert D. Potter) [EOD DATE: 5/12/00] (clc) (Entered: 05/12/2000)
05/18/2000	<u>605</u>	ORDER of FCCA denying Pet for initial hearing en banc [EOD DATE: 5/19/00] (clc) (Entered: 05/19/2000)

06/14/2000		Certified and transmitted Record on Appeal to U.S. Court of Appeals: [603-1] appeal by CHAR-MECK Bd of Ed, Michael P. Grant, Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [591-1] appeal by Eric Smith, Arthur Griffin, CHAR-MECK Bd of Ed, [564-1] appeal by CHAR-MECK Bd of Ed, CHAR-MECK Bd of Ed, [557-1] appeal by James E. Swann 14 volumes mailed (bsw) (Entered: 06/14/2000)
12/06/2000		Published Opinion from Fourth Circuit Court of Appeals. (3 Vols. filed in 3:97CV482) (clc) (Entered: 12/11/2000)
01/19/2001		Ntc from FCCa that a mandate will not issue at this time due to a Court directed rehearing (clc) (Entered: 01/23/2001)
09/21/2001	<u>606</u>	Amended Opinion from Fourth Circuit Court of Appeals. (clc) (Entered: 09/24/2001)
09/21/2001	606	ORDER of FCCA, to Amend [0-1] opinion () [EOD DATE: 9/24/01] (clc) (Entered: 09/24/2001)
10/01/2001		Published Opinion from Fourth Circuit Court of Appeals. (filed in 3:97CV482 - 4 Vols) (clc) Modified on 10/11/2001 (Entered: 10/11/2001)
12/26/2001	<u>608</u>	ORDER of FCCA, denying for Attorney Fees and costs () [EOD DATE: 12/28/01] (clc) (Entered: 12/28/2001)
12/26/2001	<u>609</u>	JUDGMENT OF USCA (certified copy) affirming in part and reversing in part Re: Appeal 99-2389, 99-2391, 00-1098, 00-1432 (clc) (Entered: 12/28/2001)
12/27/2001		Record on Appeal returned from U.S. Court of Appeals: [603-1] appeal, [591-1] appeal, [564-1] appeal, [557-1] appeal 76 volumes returned. (Consol vols w/3:97-cv-482) (bsw) (Entered: 12/27/2001)
04/22/2002	<u>610</u>	NOTICE of FCCA that a Supreme Court Order was filed on 4/15/02 denying Cert (clc) (Entered: 04/25/2002)