

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:08-cv-00006-SS**

Graham v. Owens et al
Assigned to: Judge Sam Sparks
Case in other court: USCA-5TH, 08-50763
USCA, 09-51147
Amended Appeal, 10-50188
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 01/02/2008
Date Terminated: 11/10/2009
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Ray Curtis Graham

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V.

Defendant

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Defendant

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Defendant

Jose Aliseda, Jr.
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Defendant

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Defendant

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Defendant

Thomas G. Fordyce
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Board of Pardons and Paroles

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Defendant

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Defendant

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Elvis Hightower
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Defendant

James Paul Kiel, Jr.
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Defendant

Edgar Morales
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Defendant

James C. Poland

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Defendant

Lynn Ruzicka

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Defendant

Charles Shipman

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Defendant

Charles C. Speier

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Defendant

Howard A. Thrasher, Sr.

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Defendant

Jay Patzke

*in his Official Capacity as Director of
Region I of the Parole Division of the
Texas Board of Pardons and Paroles
TERMINATED: 08/06/2009*

represented by **Carol M.V. Garcia**
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*TERMINATED: 08/06/2009
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TERMINATED: 08/06/2009
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Defendant

Frank Becker
*in his Official Capacity as a Supervisor
of Parole Officers within Region I of the
Parole Division of the Texas Board of
Pardons and Paroles*

Defendant

Mark Fryhoff
*in his Official Capacity as a Parole
Officer within Region I of the Parole
Division of the Texas Board of Pardons
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TERMINATED: 08/06/2009

represented by **Carol M.V. Garcia**
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Defendant

David Horn
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Defendant

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Movant

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Date Filed	#	Docket Text
01/02/2008	<u>1</u>	COMPLAINT (Filing fee \$ 350 receipt number 420397), filed by Ray Curtis Graham. (Attachments: #(1) Civil Cover Sheet and receipt)(tdk,) (Entered: 01/07/2008)
01/02/2008	<u>2</u>	MOTION for Temporary Restraining Order by Ray Curtis Graham. (Attachments: #(1) Exhibits; #(2) Proposed Order)(tdk,) (Entered: 01/07/2008)
01/02/2008	<u>3</u>	Summons Issued as to Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Frank Beckem, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (tdk,) (Entered: 01/07/2008)
01/02/2008		MOTION for Preliminary Injunction by Ray Curtis Graham. (To view this pleading, see document # <u>2</u>). (dm,) (Entered: 01/10/2008)
01/07/2008	<u>4</u>	SUPPLEMENT to <i>Plaintiffs Application for TRO</i> by Ray Curtis Graham. (Pawgan, Scott) (Entered: 01/07/2008)
01/07/2008	<u>5</u>	ORDER denying <u>2</u> Motion for TRO. Signed by Judge Sam Sparks. (dm,) (Entered: 01/07/2008)

01/07/2008		Set Hearings: Hearing on Plaintiff's Motion for Preliminary Injunction set for 1/22/2008 09:00 AM before Judge Sam Sparks. (dm,) (Entered: 01/07/2008)
01/21/2008	<u>6</u>	RESPONSE to Motion, filed by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez, re MOTION for Preliminary Injunction filed by Plaintiff Ray Curtis Graham <i>Defendants' Response to Plaintiff's Motion for Preliminary Injunction</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B Part 1 of 2, # <u>3</u> Exhibit B Part 2 of 2, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Proposed Order)(Cunniff, Celamaine) (Entered: 01/21/2008)
01/22/2008	<u>7</u>	Minute Entry for proceedings held before Judge Sam Sparks: Motion Hearing held on 1/22/2008 re MOTION for Preliminary Injunction filed by Ray Curtis Graham, <u>2</u> MOTION for Temporary Restraining Order filed by Ray Curtis Graham (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 01/22/2008)
01/22/2008	<u>8</u>	Witness List for Defendant. (dm,) (Entered: 01/23/2008)
01/22/2008	<u>9</u>	Sealed Document filed by Ray Curtis Graham. (dm,) (Entered: 01/23/2008)
01/22/2008	<u>10</u>	Sealed Document by Defendant's. (dm,) (Entered: 01/23/2008)
01/24/2008	<u>11</u>	ORDER denying [] Motion for Temporary Injunctive Relief. Signed by Judge Sam Sparks. (dm,) (Entered: 01/24/2008)
01/25/2008	<u>12</u>	TRANSCRIPT filed of Proceedings held on January 22, 2008. Proceedings Transcribed:Hearing on Motion for Preliminary Injunction. Court Reporter: Lily Reznik. NOTE: Transcript document is not available online. (dm,) (Entered: 01/25/2008)
02/04/2008	<u>13</u>	FIRST AMENDED COMPLAINT against Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Frank Becker, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez, filed by Ray Curtis Graham.(jg3,) (Entered: 02/05/2008)
02/05/2008	<u>14</u>	Letter/Correspondence faxed to Atty Gladden advising of his non-admitted status... (jg3,) (Entered: 02/05/2008)
02/11/2008	<u>15</u>	MOTION to Appear Pro Hac Vice by Scott Pawgan <i>on behalf of Richard Gladden</i> by on behalf of Ray Curtis Graham. (Attachments: # <u>1</u> Proposed Order)(Pawgan, Scott) (Entered: 02/11/2008)
02/27/2008		Pro Hac Vice Fee Paid by Scott Pawgan; Filing fee \$25, receipt number 415619. (td,) (Entered: 02/29/2008)
03/28/2008	<u>16</u>	ADVISORY TO THE COURT by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Cunniff, Celamaine) (Entered: 03/28/2008)
04/04/2008	<u>17</u>	ORDER GRANTING <u>15</u> Motion to Appear Pro Hac Vice. Signed by Judge Sam Sparks. (dm,) (Entered: 04/04/2008)
04/24/2008	<u>18</u>	ORDER TO SHOW CAUSE as to Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Frank Becker, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. Show Cause Hearing set for 4/30/2008 02:00 PM before Judge Sam Sparks. Signed by Judge Sam Sparks. (dm,) (Entered: 04/24/2008)

04/28/2008	<u>19</u>	MOTION to Dismiss by Elvis Hightower, Howard A. Thrasher, Sr, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order)(Cunniff, Celamaine) (Entered: 04/28/2008)
04/28/2008	<u>20</u>	MOTION <i>Defendants Owens, Jenkins, Aliseda, Aycock, Davis, DeNoyelles, Garcia, Gonzalez, Hightower, and Thrasher's Motion for Rule 7(a) Reply</i> re <u>13</u> Amended Complaint, by Elvis Hightower, Howard A. Thrasher, Sr, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order)(Cunniff, Celamaine) (Entered: 04/28/2008)
04/29/2008	<u>21</u>	ADVISORY TO THE COURT by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Cunniff, Celamaine) (Entered: 04/29/2008)
04/29/2008	<u>22</u>	MOTION to Dismiss <i>for Failure to State a Claim Against Them in Their Official Capacities</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit C, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit I, # <u>11</u> Exhibit K, # <u>12</u> Proposed Order)(Cunniff, Celamaine) Modified on 4/30/2008 re: text (dm,). (Entered: 04/29/2008)
04/30/2008	<u>23</u>	MOTION to Dismiss <i>Defendants Patzke and Fryhoff's Motion to Dismiss for Failure to State a Claim Against Them in Their Official Capacities</i> by Jay Patzke, Mark Fryhoff. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order)(Cunniff, Celamaine) (Entered: 04/30/2008)
04/30/2008	<u>24</u>	MOTION to Dismiss <i>Defendants' Motion to Dismiss Pursuant to Heck v. Humphrey</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order)(Cunniff, Celamaine) (Entered: 04/30/2008)
04/30/2008	<u>25</u>	RESPONSE to <u>18</u> Order to Show Cause., by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Cunniff, Celamaine) (Entered: 04/30/2008)
04/30/2008	<u>26</u>	Memorandum in Support of <u>18</u> Order to Show Cause., <i>in support of partial Default Judgment and sanctions against defendants</i> by Ray Curtis Graham. (Pawgan, Scott) (Entered: 04/30/2008)
04/30/2008	<u>27</u>	Minute Entry for proceedings held before Judge Sam Sparks: Show Cause Hearing held on 4/30/2008 (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 05/01/2008)
05/01/2008	<u>28</u>	MOTION to Dismiss <u>22</u> <i>Defendants' Partial Motion to Dismiss</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier. (Attachments: # <u>1</u> Proposed Order)(Cunniff, Celamaine) Modified on 5/2/2008 to create link (dm,). (Entered: 05/01/2008)
05/01/2008	<u>29</u>	MOTION <i>Defendants' Motion for Rule 7(a) Reply</i> re <u>1</u> Complaint, <u>13</u> Amended Complaint, by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier. (Attachments: # <u>1</u> Proposed Order)(Cunniff, Celamaine) (Entered: 05/01/2008)

05/01/2008	<u>30</u>	MOTION for Leave to File Defendants' Original Answer and Jury Demand to <u>13</u> Plaintiff's First Amended Complaint by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order)(Cunniff, Celamaine) Modified on 5/2/2008 to create link (dm,). (Entered: 05/01/2008)
05/01/2008	<u>31</u>	***DUPLICATE ENTRY. (Proposed Answer, attachment 2 was added) MOTION for Leave to File Defendants' Original Answer and Jury Demand to Plaintiff's First Amended Complaint by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Answer)(Cunniff, Celamaine) Modified on 5/2/2008 (dm,). (Entered: 05/01/2008)
05/01/2008		Notice of Correction: re <u>31</u> MOTION for Leave to File Defendants' Original Answer and Jury Demand to Plaintiff's First Amended Complaint. ***PLEASE NOTE: This is a duplicate entry to Doc. #30.*** (dm,) (Entered: 05/02/2008)
05/13/2008	<u>32</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>19</u> MOTION to Dismiss filed by Defendant Charles Aycock, Defendant Elvis Hightower, Defendant Rissie Owens, Defendant Juanita M. Gonzalez, Defendant Howard A. Thrasher, Sr., Defendant Linda Garcia, Defendant Conrith Davis, Defendant Jackie DeNoyelles, Defendant Stuart Jenkins, Defendant Jose Aliseda, Jr. (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 05/13/2008)
05/13/2008	<u>33</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>20</u> MOTION <i>Defendants Owens, Jenkins, Aliseda, Aycock, Davis, DeNoyelles, Garcia, Gonzalez, Hightower, and Thrasher's Motion for Rule 7(a) Reply</i> re <u>13</u> Amended Complaint, MOTION <i>Defendants Owens, Jenkins, Aliseda, Aycock, Davis, DeNoyelles, Garcia, Gonzalez, Hightower, and Thrasher's Motion for Rule 7(a) Reply</i> re <u>13</u> Amended Complaint, filed by Defendant Charles Aycock, Defendant Elvis Hightower, Defendant Rissie Owens, Defendant Juanita M. Gonzalez, Defendant Howard A. Thrasher, Sr., Defendant Linda Garcia, Defendant Conrith Davis, Defendant Jackie DeNoyelles, Defendant Stuart Jenkins, Defendant Jose Aliseda, Jr. (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 05/13/2008)
05/15/2008	<u>34</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>22</u> MOTION to Dismiss <i>Defendants' Motion to Dismiss for Failure to State a Claim Against Them in Their Official Capacities</i> filed by Defendant Lynn Ruzicka, Defendant Elvis Hightower, Defendant Charles C. Speier, Defendant James Paul Kiel, Jr., Defendant Edgar Morales, Defendant Thomas G. Fordyce, Defendant Pamela D. Freeman, Defendant James C. Poland, Defendant Howard A. Thrasher, Sr., Defendant Tony Garcia, Defendant Charles Shipman (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 05/15/2008)
05/15/2008	<u>35</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>23</u> MOTION to Dismiss <i>Defendants Patzke and Fryhoff's Motion to Dismiss for Failure to State a Claim Against Them in Their Official Capacities</i> filed by Defendant Mark Fryhoff, Defendant Jay Patzke (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 05/15/2008)
05/15/2008	<u>36</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>24</u> MOTION to Dismiss <i>Defendants' Motion to Dismiss Pursuant to Heck v. Humphrey</i> filed by Defendant Charles Aycock, Defendant Lynn Ruzicka, Defendant Charles C. Speier, Defendant Edgar Morales, Defendant Howard A. Thrasher, Sr., Defendant Tony Garcia, Defendant Linda Garcia, Defendant Jay Patzke, Defendant Charles Shipman, Defendant Mark Fryhoff, Defendant Elvis Hightower, Defendant Rissie Owens, Defendant James Paul Kiel, Jr., Defendant Pamela D. Freeman, Defendant Thomas G. Fordyce, Defendant Juanita M. Gonzalez, Defendant James C. Poland, Defendant Conrith Davis, Defendant Jackie DeNoyelles, Defendant Stuart Jenkins, Defendant Jose Aliseda, Jr. (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard)

		(Entered: 05/15/2008)
05/16/2008	<u>37</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>29</u> MOTION <i>Defendants' Motion for Rule 7(a) Reply</i> re <u>1</u> Complaint, <u>13</u> Amended Complaint, MOTION <i>Defendants' Motion for Rule 7(a) Reply</i> re <u>1</u> Complaint, <u>13</u> Amended Complaint, filed by Defendant James C. Poland, Defendant Lynn Ruzicka, Defendant Tony Garcia, Defendant Charles C. Speier, Defendant James Paul Kiel, Jr., Defendant Edgar Morales, Defendant Thomas G. Fordyce, Defendant Pamela D. Freeman, Defendant Charles Shipman (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 05/16/2008)
05/16/2008	<u>38</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>28</u> MOTION to Dismiss <i>Defendants' Partial Motion to Dismiss</i> filed by Defendant James C. Poland, Defendant Lynn Ruzicka, Defendant Tony Garcia, Defendant Charles C. Speier, Defendant James Paul Kiel, Jr., Defendant Edgar Morales, Defendant Thomas G. Fordyce, Defendant Pamela D. Freeman, Defendant Charles Shipman (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 05/16/2008)
06/03/2008	<u>39</u>	Transcript filed of Proceedings held on April 30, 2008, Proceedings Transcribed: Show Cause Hearing. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916-5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 6/24/2008. Redacted Transcript Deadline set for 7/7/2008. Release of Transcript Restriction set for 9/2/2008. (Reznik, Lily) (Entered: 06/03/2008)
06/23/2008	<u>40</u>	ORDER GRANTING <u>30</u> Motion for Leave to File; GRANTING IN PART AND DENYING IN PART <u>19</u> Motion to Dismiss ; MOOTING <u>20</u> Motion to Dismiss; DENYING <u>22</u> Motion to Dismiss ; DENYING <u>23</u> Motion to Dismiss ; DENYING <u>24</u> Motion to Dismiss ; MOOTING <u>28</u> Motion to Dismiss ; MOOTING <u>29</u> Motion to Dismiss. Signed by Judge Sam Sparks. (dm,) (Entered: 06/23/2008)
06/30/2008	<u>41</u>	NOTICE of Voluntary Dismissal by Ray Curtis Graham (Attachments: # <u>1</u> Proposed Order)(Pawgan, Scott) (Entered: 06/30/2008)
07/23/2008	<u>42</u>	NOTICE OF INTERLOCUTORY APPEAL as to <u>40</u> Order on Motion for Leave to File,, Order on Motion to Dismiss,, Order on Motion for Miscellaneous Relief,,,,,,,,,,,,, by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, in their official capacities; and Rissie Owens, Stuart Jenkins in their individual capacities. (mh,) (Entered: 07/24/2008)
07/31/2008	<u>43</u>	USCA Appeal Info Sheet received. USCA Case Number 08-50763 for <u>42</u> Notice of Appeal – Interlocutory, filed by Mark Fryhoff, Lynn Ruzicka, Elvis Hightower, Charles C. Speier, Rissie Owens, James Paul Kiel, Jr., Edgar Morales, Thomas G. Fordyce, Pamela D. Freeman, James C. Poland, Howard A. Thrasher, Sr., Tony Garcia, Jay Patzke, Stuart Jenkins, Charles Shipman. (mh,) (Entered: 08/01/2008)
08/08/2008		USCA Appeal Fees received \$ 455 receipt number 427760 (AR# 428772) re <u>42</u> Notice of Appeal – Interlocutory, filed by Mark Fryhoff, Lynn Ruzicka, Elvis Hightower, Charles C. Speier, Rissie Owens, James Paul Kiel, Jr., Edgar Morales, Thomas G. Fordyce, Pamela D. Freeman, James C. Poland, Howard A. Thrasher, Sr., Tony Garcia, Jay Patzke, Stuart Jenkins, Charles Shipman (mh,) (Entered: 08/11/2008)
08/14/2008	<u>44</u>	TRANSCRIPT NOT REQUESTED as transcript is already on file by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins (jk,) (Entered: 08/15/2008)

08/18/2008	<u>45</u>	Designation of Appellate Record to <u>42</u> Notice of Appeal – Interlocutory, by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Mark Fryhoff, Rissie Owens, Stuart Jenkins. (Cunniff, Celamaine) Modified on 8/18/2008 to correct docket text(dm,). (Entered: 08/18/2008)
08/28/2008		NOTICE OF CERTIFIED RECORD ON APPEAL sent to USCA via email: in re <u>42</u> Notice of Appeal – Interlocutory, (mh,) (Entered: 08/28/2008)
09/11/2008	<u>46</u>	NOTICE <i>Defendants' Notice of Substitution of Parties</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez (Cunniff, Celamaine) (Entered: 09/11/2008)
09/11/2008	<u>47</u>	Notice of Substitution of Counsel: <i>Defendants Jenkins, Johnson, and Fryhoff's Notice of Designation of New Attorney in Charge</i> (Garcia, Carol) Modified on 9/11/2008 to create motion. (dm,). Modified on 3/30/2009 (klw,) per MR. (Entered: 09/11/2008)
09/11/2008	<u>48</u>	NOTICE of Attorney Appearance by Kim Coogan on behalf of Jay Patzke, Mark Fryhoff, Stuart Jenkins <i>Defendants Jenkins, Johnson, and Fryhoff's Designation of Co-Counsel</i> (Coogan, Kim) (Entered: 09/11/2008)
09/11/2008	<u>49</u>	Notice of Substitution of Counsel: <i>Defendants Owens, Aliseda, Aycock, Davis, Denoyelles, Lorraine, Gonzalez, Fordyce, Freeman, Garcia, Hightower, Kiel, Morales, Poland, Ruzicka, Shipman, Speier, and Thrasher's Notice of Designation of New Attorney in Charge</i> (Garcia, Bruce) Modified on 9/11/2008 to create motion. (dm,). Modified on 3/30/2009 (klw,) per MR. (Entered: 09/11/2008)
09/11/2008	<u>50</u>	DEFICIENCY NOTICE: Regarding Documents #47 and #49. Proposed Orders required. (dm,) (Entered: 09/11/2008)
09/15/2008	<u>51</u>	ATTACHMENT <i>Proposed Order on Notice of Designation of Attorney in Charge (D.E. #49)</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Garcia, Bruce) (Entered: 09/15/2008)
09/15/2008	<u>52</u>	ATTACHMENT <i>Proposed Order on Notice of Designation of New Attorney in Charge (D.E. #47)</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 09/15/2008)
09/15/2008	<u>53</u>	REQUEST for certified record on appeal by attorney Celamaine Cunniff, Assistant Attorney General. (mh,) (Entered: 09/16/2008)
09/16/2008	<u>54</u>	Transmitted Record on Appeal to Assistant Attorney General, Celamaine Cunniff. re <u>42</u> Notice of Appeal – Interlocutory, (mh,) (Entered: 09/16/2008)
09/16/2008	<u>55</u>	Acknowledgement Receipt for Record on Appeal by Jenna Schmidt for Celamaine Cunniff. re <u>54</u> Appeal Record Transmitted. (dm,) (Entered: 09/18/2008)
11/19/2008	<u>56</u>	NOTICE OF WITHDRAWAL by Jay Patzke, Mark Fryhoff, Stuart Jenkins re <u>42</u> Notice of Appeal – Interlocutory, (Garcia, Carol) (Entered: 11/19/2008)
11/25/2008		Appeal Record Returned/Disposed by USCA: re: <u>42</u> Notice of Appeal – Interlocutory, NOTICE OF WITHDRAWAL OF INTERLOCUTORY APPEAL FILED NOV. 19, 2008 (mh,) Modified on 12/12/2008 (jk,). (Entered: 11/25/2008)
11/25/2008	<u>57</u>	ORDER, (Status Conference set for 12/18/2008 11:00 AM before Judge Sam Sparks.). Signed by Judge Sam Sparks. (dm,) (Entered: 11/25/2008)
12/11/2008	<u>58</u>	ORDER of USCA (certified copy) Dismissing appeal <i>only</i> as to Rissie Owens, Thomas Fordyce, Pamela Freeman, Tony Garcia, Elvis Hightower, James Kieler, Jr., Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C.

		Speier, and Howard Thrasher ; re <u>42</u> Notice of Appeal – Interlocutory. (Appeal is still pending in 5th USCA.) (jk,) (Entered: 12/12/2008)
12/18/2008	<u>59</u>	Minute Entry for proceedings held before Judge Sam Sparks: Status Conference held on 12/18/2008 (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(td) (Entered: 12/18/2008)
12/19/2008	<u>60</u>	ORDER that parties file consent to proceed to magistrate, attached, within 10 calendar days of entry of this order. Signed by Judge Sam Sparks. (mc2,) (Entered: 12/22/2008)
12/22/2008	<u>61</u>	USCA DECISION ON INTERLOCUTORY APPEAL Dismissing ; re <u>42</u> Notice of Appeal – Interlocutory FOR WANT OF PROSECUTION, filed by Mark Fryhoff, Lynn Ruzicka, Elvis Hightower, Charles C. Speier, Rissie Owens, James Paul Kiel, Jr., Edgar Morales, Thomas G. Fordyce, Pamela D. Freeman, James C. Poland, Howard A. Thrasher, Sr., Tony Garcia, Jay Patzke, Stuart Jenkins, Charles Shipman, Appeal Record Returned/Disposed. (mh,) (Entered: 12/23/2008)
12/30/2008	<u>62</u>	NOTICE Concerning Reference to United States Magistrate Judge by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (dm,) (Entered: 12/30/2008)
12/31/2008	<u>63</u>	NOTICE CONCERNING REFERENCE TO U.S. MAGISTRATE JUDGE (NON-CONSENT) by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (dm,) (Entered: 01/05/2009)
01/05/2009	<u>64</u>	NOTICE regarding Plaintiff's consent to have case tried by Magistrate Judge by Ray Curtis Graham (Pawgan, Scott) (Entered: 01/05/2009)
03/31/2009	<u>65</u>	SCHEDULING ORDER: Docket Call set for 5/1/2009 11:00 AM and Trial in the month of May 2009 before Judge Sam Sparks. Discovery due by 4/20/2009. Signed by Judge Sam Sparks. (dm) (Entered: 03/31/2009)
04/15/2009	<u>66</u>	NOTICE of Initial Disclosure to Plaintiff by Jay Patzke, Mark Fryhoff, Stuart Jenkins (Garcia, Carol) (Entered: 04/15/2009)
04/20/2009	<u>67</u>	DESIGNATION OF EXPERT WITNESSES by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 04/20/2009)
04/20/2009	<u>68</u>	Pretrial Disclosures by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 04/20/2009)
04/21/2009	<u>69</u>	MOTION to Stay <i>Trial and Pretrial Deadlines</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens. (Attachments: # <u>1</u> Proposed Order Order)(Garcia, Bruce) (Entered: 04/21/2009)
04/23/2009	<u>70</u>	MOTION to Stay <i>Trial and Pretrial Deadlines</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 04/23/2009)
04/27/2009	<u>71</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>70</u> MOTION to Stay <i>Trial and Pretrial Deadlines</i> filed by Defendant Mark Fryhoff, Defendant Jay Patzke, Defendant Stuart Jenkins, <u>69</u> MOTION to Stay <i>Trial and Pretrial Deadlines</i> filed by Defendant Lynn Ruzicka, Defendant Elvis Hightower, Defendant Charles C. Speier, Defendant Rissie Owens, Defendant James Paul Kiel, Jr., Defendant Edgar Morales, Defendant Thomas G. Fordyce, Defendant Pamela D. Freeman, Defendant James C. Poland, Defendant Howard A. Thrasher, Sr., Defendant Tony Garcia, Defendant Charles Shipman (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 04/27/2009)
04/29/2009	<u>72</u>	MOTION for Reconsideration re <u>11</u> Order on Motion for Preliminary Injunction, <u>70</u> MOTION to Stay <i>Trial and Pretrial Deadlines</i> , <u>5</u> Order on Motion for TRO, <u>69</u> MOTION to Stay <i>Trial and Pretrial Deadlines</i> , Second MOTION for Preliminary Injunction by Ray Curtis Graham. (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 04/29/2009)

04/29/2009	<u>73</u>	***STRICKEN FROM RECORD***: DESIGNATION OF EXPERT WITNESSES by Jay Patzke, Mark Fryhoff, Stuart Jenkins <i>FIRST AMENDED</i> . (Attachments: # <u>1</u> Exhibit A)(Garcia, Carol) Modified on 7/29/2009 (dm,). (Entered: 04/29/2009)
04/30/2009	<u>74</u>	ADVISORY TO THE COURT by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens (<i>Defendants Owens, Fordyce, Freeman, Garcia, Hightower, Kiel, Morales, Poland, Ruzicka, Shipman, Speier, and Thrashers Contentions</i>). (Garcia, Bruce) (Entered: 04/30/2009)
04/30/2009	<u>75</u>	Exhibit List by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens.. (Garcia, Bruce) (Entered: 04/30/2009)
04/30/2009	<u>76</u>	Witness List by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens. (Garcia, Bruce) (Entered: 04/30/2009)
05/01/2009	<u>77</u>	***STRICKEN FROM RECORD***: Witness List by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) Modified on 7/29/2009 (dm,). (Entered: 05/01/2009)
05/01/2009	<u>78</u>	***STRICKEN FROM RECORD***: Exhibit List by Jay Patzke, Mark Fryhoff, Stuart Jenkins.. (Garcia, Carol) Modified on 7/29/2009 (dm,). (Entered: 05/01/2009)
05/01/2009	<u>79</u>	MOTION in Limine by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 05/01/2009)
05/01/2009	<u>80</u>	Proposed Jury Instructions by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 05/01/2009)
05/01/2009	<u>81</u>	Proposed Voir Dire by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 05/01/2009)
05/01/2009	<u>82</u>	STATEMENT OF ISSUES by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 05/01/2009)
05/01/2009	<u>83</u>	Proposed Jury Instructions by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens (<i>Defendant Rissie Owens' Proposed Jury Instructions and Interrogatories</i>). (Garcia, Bruce) (Entered: 05/01/2009)
05/01/2009	<u>84</u>	Proposed Jury Instructions by Ray Curtis Graham <i>with Contentions and Proposed Verdict</i> . (Gladden, Richard) (Entered: 05/01/2009)
05/01/2009	<u>85</u>	WITNESS/EXHIBIT LIST by Ray Curtis Graham. (Attachments: # <u>1</u> Exhibit Exhibit A)(Pawgan, Scott) (Entered: 05/01/2009)
05/01/2009	<u>86</u>	Proposed Voir Dire by Ray Curtis Graham. (Pawgan, Scott) (Entered: 05/01/2009)
05/01/2009	<u>87</u>	MOTION in Limine by Ray Curtis Graham. (Attachments: # <u>1</u> Proposed Order)(Pawgan, Scott) (Entered: 05/01/2009)
05/01/2009	<u>88</u>	Minute Entry for proceedings held before Judge Sam Sparks: Docket Call held on 5/1/2009. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm) (Entered: 05/01/2009)
05/01/2009	<u>89</u>	ORDER, (Jury Selection set for 5/18/2009 09:00AM before Judge Sam Sparks., Jury Trial set for 5/18/2009 09:00 AM before Judge Sam Sparks.). Signed by Judge Sam Sparks. (dm) (Entered: 05/04/2009)
05/08/2009	<u>90</u>	ADVISORY TO THE COURT by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr,

		Rissie Owens. (Garcia, Bruce) (Entered: 05/08/2009)
05/08/2009	<u>91</u>	NOTICE (<i>Advisory to the Court</i>) by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens (Garcia, Bruce) (Entered: 05/08/2009)
05/08/2009	<u>92</u>	ADVISORY TO THE COURT by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Garcia, Carol) (Entered: 05/08/2009)
05/08/2009	<u>93</u>	STATUS REPORT <i>and Announcement of Ready for Trial as Scheduled</i> by Ray Curtis Graham. (Gladden, Richard) (Entered: 05/08/2009)
05/11/2009	<u>94</u>	ADVISORY TO THE COURT by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens. (Garcia, Bruce) (Entered: 05/11/2009)
05/12/2009	<u>95</u>	ORDERED that the trial of this case shall proceed as scheduled with jury selection on May 18, 2009 and trial thereafter. Signed by Judge Sam Sparks. (dm) (Entered: 05/12/2009)
05/13/2009	<u>96</u>	Witness List by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Ray Curtis Graham, Howard A. Thrasher, Sr, Jay Patzke, Frank Becker, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (dm) (Entered: 05/14/2009)
05/14/2009	<u>97</u>	***STRICKEN FROM RECORD***: Exhibit List <i>First Amended</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins.. (Garcia, Carol) Modified on 7/29/2009 (dm,). (Entered: 05/14/2009)
05/14/2009	<u>98</u>	***STRICKEN FROM RECORD***: Witness List by Jay Patzke, Mark Fryhoff, Stuart Jenkins <i>First Amended</i> . (Garcia, Carol) Modified on 7/29/2009 (dm,). (Entered: 05/14/2009)
05/14/2009	<u>101</u>	ORDER DENYING <u>69</u> Motion to Stay; DENYING <u>70</u> Motion to Stay. This case shall proceed to trial Monday, May 18, 2009 at 8:30am. Signed by Judge Sam Sparks. (dm,) (Entered: 05/15/2009)
05/15/2009	<u>99</u>	Exhibit List (<i>Amended</i>) by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens.. (Garcia, Bruce) (Entered: 05/15/2009)
05/15/2009	<u>100</u>	***STRICKEN FROM RECORD***: Exhibit List <i>2nd Amended</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins.. (Garcia, Carol) Modified on 7/29/2009 (dm,). (Entered: 05/15/2009)
05/15/2009	<u>102</u>	NOTICE <i>Defendants' Notice of First Supplemental Disclosure to Plaintiff</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins (Garcia, Carol) (Entered: 05/15/2009)
05/16/2009	<u>103</u>	WITNESS/EXHIBIT LIST by Ray Curtis Graham , <i>As Amended</i> . (Gladden, Richard) (Entered: 05/16/2009)
05/17/2009	<u>104</u>	Plaintiff's Objections to Defendants' Proposed Jury Instructions and Jury Interrogatories by Ray Curtis Graham. (Gladden, Richard) Modified on 5/18/2009 to correct docket text. (dm,). (Entered: 05/17/2009)
05/17/2009	<u>105</u>	Plaintiff's Amended Objections to Defendants' Proposed Jury Instructions and Jury Interrogatories, Superseding Document 104 by Ray Curtis Graham. (Gladden, Richard) Modified on 5/18/2009 to correct docket text. (dm). (Entered: 05/17/2009)
05/18/2009	<u>106</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Selection held on 5/18/2009, Jury Trial begun on 5/18/2009, Mistrial Declared by Court, Jury Trial completed on 5/18/2009. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 05/19/2009)

05/18/2009	<u>107</u>	Witness List by Ray Curtis Graham. (dm,) (Entered: 05/19/2009)
05/19/2009	<u>108</u>	SCHEDULING ORDER: Docket Call set for 7/31/2009 11:00 AM and trial in the month of August 2009 before Judge Sam Sparks. Discovery due by 7/31/2009. Signed by Judge Sam Sparks. (dm,) (Entered: 05/19/2009)
05/19/2009	<u>109</u>	ORDERED that the jury selected on May 18, 2009 is DISCHARGED. It is Further ORDERED that the trial that began on May 18, 2009 is MISTRIED and the case will be reset pursuant to a scheduling order... Signed by Judge Sam Sparks. (dm,) (Entered: 05/19/2009)
05/20/2009	<u>110</u>	Transcript filed of Proceedings held on May 1, 2009, Proceedings Transcribed: Docket Call. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916-5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 6/10/2009. Redacted Transcript Deadline set for 6/22/2009. Release of Transcript Restriction set for 8/18/2009. (Reznik, Lily) (Entered: 05/20/2009)
05/21/2009	<u>111</u>	NOTICE <i>Vacation Letter August 7-14, 2009</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins (Garcia, Carol) (Entered: 05/21/2009)
05/29/2009	<u>112</u>	Pretrial Disclosures , <i>Plaintiff's Designation of Expert Witness (Dr. Quijano)</i> by Ray Curtis Graham. (Gladden, Richard) (Entered: 05/29/2009)
05/29/2009	<u>113</u>	WITNESS/EXHIBIT LIST by Ray Curtis Graham , <i>Second Amended</i> . (Attachments: # <u>1</u> Exhibit A (Proposed Exhibits), # <u>2</u> Exhibit B (Potential Witnesses))(Gladden, Richard) (Entered: 05/29/2009)
06/11/2009	<u>114</u>	MOTION to Substitute Party by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order)(Garcia, Bruce) (Entered: 06/11/2009)
06/17/2009	<u>115</u>	MOTION to Substitute Party by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 06/17/2009)
06/19/2009	<u>116</u>	MOTION for Summary Judgment <i>on the Issue of Qualified Immunity</i> by Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit a, # <u>3</u> Exhibit b-1, # <u>4</u> Exhibit b-2, # <u>5</u> Exhibit c, # <u>6</u> Exhibit d)(Garcia, Carol) Modified on 6/22/2009 to correct event type. (dm,). (Entered: 06/19/2009)
06/19/2009	<u>117</u>	MOTION to Strike <u>77</u> Witness List, <u>78</u> Exhibit List, <u>100</u> Exhibit List, <u>97</u> Exhibit List, <u>73</u> Designation of Expert Witnesses, <u>98</u> Witness List (<i>Previous Filings</i>) by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 06/19/2009)
06/19/2009	<u>118</u>	Witness List by Jay Patzke, Mark Fryhoff, Stuart Jenkins (<i>Joint</i>). (Garcia, Carol) (Entered: 06/19/2009)
06/19/2009	<u>119</u>	SEALED DESIGNATION OF EXPERT WITNESSES by Jay Patzke, Mark Fryhoff, Stuart Jenkins (<i>Joint</i>). (Attachments: # <u>1</u> Report and CV of Dr. Pierce, # <u>2</u> Assessment, Addendum and CV of Mr. Stebbins, # <u>3</u> Letter of Recommendation by Sandra McMurtry, # <u>4</u> Assessment by John Motley)(Garcia, Carol) Modified on 7/29/2009 to seal pleading(dm,). (Entered: 06/19/2009)
06/19/2009	<u>120</u>	Exhibit List (<i>Joint</i>) by Jay Patzke, Mark Fryhoff, Stuart Jenkins.. (Garcia, Carol) (Entered: 06/19/2009)
06/19/2009	<u>121</u>	Exhibit List (<i>Joint Amended</i>) by Jay Patzke, Mark Fryhoff, Stuart Jenkins.. (Garcia, Carol) (Entered: 06/19/2009)

06/29/2009	<u>122</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>116</u> MOTION for Summary Judgment filed by Defendant Stuart Jenkins (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Proposed Order)(Gladden, Richard) (Entered: 06/29/2009)
07/01/2009	<u>123</u>	ORDER DISMISSING <u>115</u> Motion to Substitute Party. Signed by Judge Sam Sparks. (dm,) (Entered: 07/02/2009)
07/07/2009	<u>124</u>	Unopposed MOTION to Substitute Party <i>Parties</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 07/07/2009)
07/09/2009	<u>125</u>	SEALED MOTION for Leave to File First Amended Answer by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Exhibit First Amended Original Answer, # <u>2</u> Proposed Order, # <u>3</u> Exhibit a, # <u>4</u> Exhibit b-1a, # <u>5</u> Exhibit b-1.b1, # <u>6</u> Exhibit b-1.b2, # <u>7</u> Exhibit b-2, # <u>8</u> Exhibit b-3, # <u>9</u> Exhibit b-4, # <u>10</u> Exhibit b-5)(Garcia, Carol) Modified on 7/29/2009 to seal. (dm,). (Entered: 07/09/2009)
07/10/2009	<u>126</u>	NOTICE of <i>Second Supplemental Disclosures</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins (Garcia, Carol) (Entered: 07/10/2009)
07/13/2009	<u>127</u>	SEALED MOTION for Partial Summary Judgment by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit a, # <u>3</u> Exhibit b.1, # <u>4</u> Exhibit b.2, # <u>5</u> Exhibit b.3, # <u>6</u> Exhibit b.4, # <u>7</u> Exhibit b.5, # <u>8</u> Exhibit b.6, # <u>9</u> Exhibit b.7, # <u>10</u> Exhibit c)(Garcia, Carol) Modified on 7/29/2009 to seal(dm,). (Entered: 07/13/2009)
07/14/2009	<u>128</u>	SEALED MOTION to Compel <i>Answers to Requests for Admissions</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit a, # <u>3</u> Exhibit b, # <u>4</u> Exhibit c, # <u>5</u> Exhibit d, # <u>6</u> Exhibit e, # <u>7</u> Exhibit f)(Coogan, Kim) Modified on 7/16/2009 to seal document. (dm,). (Entered: 07/14/2009)
07/17/2009	<u>129</u>	ORDER DISMISSING <u>125</u> Motion for Leave to File Amended Answer. Signed by Judge Sam Sparks. (dm,) (Entered: 07/17/2009)
07/17/2009	<u>132</u>	ORDER TO SHOW CAUSE Show Cause Hearing set for 7/30/2009 02:00 PM as to Kim Coogan and Carol M. Garcia before Judge Sam Sparks. Signed by Judge Sam Sparks. (dm,) (Entered: 07/21/2009)
07/20/2009	<u>130</u>	Opposed MOTION for Leave to File FIRST AMENDED ANSWER by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 07/20/2009)
07/20/2009	<u>131</u>	Transcript filed of Proceedings held on May 18, 2009, Proceedings Transcribed: Trial On The Merits. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916-5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 8/10/2009. Redacted Transcript Deadline set for 8/20/2009. Release of Transcript Restriction set for 10/19/2009. (Reznik, Lily) (Entered: 07/20/2009)
07/22/2009	<u>133</u>	Opposed MOTION for Protective Order , <i>to Seal Additional Pleadings of Defendants</i> by Ray Curtis Graham. (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 07/22/2009)
07/22/2009	<u>134</u>	NOTICE UNOPPOSED WITHDRAWAL OF OPPOSITION TO PLAINTIFF'S MOTION FOR PROTECTIVE ORDER by Jay Patzke, Mark Fryhoff, Stuart Jenkins re <u>133</u> Opposed MOTION for Protective Order , <i>to Seal Additional Pleadings of Defendants</i> (Garcia, Carol) (Entered: 07/22/2009)
07/23/2009	<u>135</u>	Unopposed Motion for leave to File Sealed Document (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Sealed Document Motion to Compel, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Proposed Order) (Coogan, Kim) (Entered: 07/23/2009)

07/23/2009	<u>136</u>	MOTION to Expedite <i>Ruling on Motion to Compel Answers to Requests for Admissions</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Coogan, Kim) (Entered: 07/23/2009)
07/24/2009	<u>137</u>	Unopposed MOTION for Leave to Exceed Page Limitation , <i>Re: Plaintiff's Response to Doc. 127</i> by Ray Curtis Graham. (Attachments: # <u>1</u> Exhibit Pleading Sought to Be Filed, # <u>2</u> Proposed Order Granting Leave)(Gladden, Richard) (Entered: 07/24/2009)
07/28/2009	<u>138</u>	ORDER GRANTING Request 1 and 2 <u>79</u> Motion in Limine; GRANTING Request 2 and 3, OVERRULING request 1 <u>87</u> Motion in Limine. Signed by Judge Sam Sparks. (dm,) (Entered: 07/29/2009)
07/28/2009	<u>139</u>	ORDER DENYING <u>72</u> Motion for Reconsideration ; DENYING <u>72</u> Motion for Preliminary Injunction; DISMISSING <u>114</u> Motion to Substitute Party. ; GRANTING <u>117</u> Motion to Strike ; DENYING <u>127</u> Motion for Partial Summary Judgment; DENYING <u>130</u> Motion for Leave to File; GRANTING <u>133</u> Motion for Protective Order; DISMISSING <u>135</u> Motion for Leave to File Sealed Document; DISMISSING <u>136</u> Motion to Expedite. Signed by Judge Sam Sparks. (dm,) (Entered: 07/29/2009)
07/30/2009	<u>142</u>	Minute Entry for proceedings held before Judge Sam Sparks: Show Cause Hearing held on 7/30/2009. (Minute entry documents are not available electronically.). (Court Reporter Denver Roden.)(dm,) (Entered: 07/31/2009)
07/31/2009		Text Order GRANTING <u>137</u> Motion for Leave to File Excess Pages entered by Judge Sam Sparks. (This is a text-only entry generated by the court. There is no document associated with this entry.) (ldm) (Entered: 07/31/2009)
07/31/2009	<u>140</u>	Supplemental MOTION in Limine by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Coogan, Kim) (Entered: 07/31/2009)
07/31/2009	<u>141</u>	Exhibit List (<i>Joint Second Amended Exhibit List</i>) by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Jay Patzke, Frank Becker, Mark Fryhoff, Rissie Owens, Stuart Jenkins, Jose Aliseda, Jr, Charles Aycocock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez.. (Garcia, Carol) (Entered: 07/31/2009)
07/31/2009	<u>143</u>	ORDERED that Defendants shall file a letter on or before August 7, 2009 signed by the Attorney General of Texas... Signed by Judge Sam Sparks. (dm,) (Entered: 07/31/2009)
07/31/2009	<u>144</u>	Minute Entry for proceedings held before Judge Sam Sparks: Docket Call held on 7/31/2009. (Minute entry documents are not available electronically.). (Court Reporter Denver Roden.)(dm,) (Entered: 07/31/2009)
08/01/2009	<u>145</u>	Response in Opposition to Motion, filed by Ray Curtis Graham, re <u>127</u> MOTION for Partial Summary Judgment filed by Defendant Mark Fryhoff, Defendant Jay Patzke, Defendant Stuart Jenkins , <i>Asserting Mootness</i> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Gladden, Richard) (Entered: 08/01/2009)
08/02/2009	<u>146</u>	Transcript filed of Proceedings held on 07-30-09, Proceedings Transcribed: Show Cause Hearing. Court Reporter/Transcriber: Denver B Roden, RMR, Telephone number: 210-271-0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 8/24/2009. Redacted Transcript Deadline set for 9/2/2009. Release of Transcript Restriction set for 11/2/2009. (Roden, Denver) (Entered: 08/02/2009)
08/02/2009	<u>147</u>	Proposed Jury Instructions by Ray Curtis Graham , <i>Plaintiff's First Amended Request for.</i> (Gladden, Richard) (Entered: 08/02/2009)

08/03/2009	<u>148</u>	Transcript filed of Proceedings held on 07-30-09, Proceedings Transcribed: Show Cause Hearing (Corrected Transcript). Court Reporter/Transcriber: Denver B Roden, RMR, Telephone number: 210-271-0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 8/24/2009. Redacted Transcript Deadline set for 9/3/2009. Release of Transcript Restriction set for 11/2/2009. (Roden, Denver) (Entered: 08/03/2009)
08/03/2009	<u>149</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Selection held on 8/3/2009, (Minute entry documents are not available electronically), Jury Trial begun on 8/3/2009 (Minute entry documents are not available electronically.), Jury Trial held on 8/3/2009. (Minute entry documents are not available electronically.). (Court Reporter Denver Roden.)(dm,) (Entered: 08/04/2009)
08/04/2009	<u>150</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial held on 8/4/2009, Trial recessed to 8:30am on 8/5/2009. (Minute entry documents are not available electronically.). (Court Reporter Denver Roden.)(dm,) (Entered: 08/05/2009)
08/05/2009	<u>151</u>	Proposed Jury Instructions by Ray Curtis Graham , <i>Plaintiff's Trial Supplement to Doc. 147</i> . (Gladden, Richard) (Entered: 08/05/2009)
08/05/2009	<u>153</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial held on 8/5/2009. (Minute entry documents are not available electronically.). (Court Reporter Denver Roden.)(dm,) (Entered: 08/06/2009)
08/05/2009		ORAL ORDER DENYING, ORAL MOTION for Judgment as a Matter of Law as to Stuart Jenkins &TDCJ Parole Division and Rissie Owens &Board of Pardons &Paroles. Signed by Judge Sam Sparks. (dm,) (Entered: 08/06/2009)
08/06/2009	<u>152</u>	Proposed Jury Instructions by Ray Curtis Graham , <i>Plaintiff's Second Trial Supplement to Doc. 147</i> . (Gladden, Richard) (Entered: 08/06/2009)
08/06/2009	<u>154</u>	NOTICE (<i>Defendants Owens, Fordyce, Freeman, Garcia, Hightower, Kiel, Morales, Poland, Ruzicka, Shipman, Speier, and Thrashers Notice of Disclosure to Plaintiff</i>) by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens (Garcia, Bruce) (Entered: 08/06/2009)
08/06/2009	<u>155</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial held on 8/6/2009. Mistrial Declared. (Minute entry documents are not available electronically.). (Court Reporter Denver Roden.)(dm,) (Entered: 08/06/2009)
08/06/2009		ORAL MOTION for Mistrial by Board of Pardons &Parole and Rissie Owens, and TDCJ Parole Division and Stuart Jenkins. (dm,) (Entered: 08/06/2009)
08/06/2009	<u>156</u>	ORDERED that the Coleman Hearing set for Mr. Graham by the Board of Pardons and Paroles on August 11, 2009 is CANCELLED. It is Further ORDERED that a Coleman Hearing shall be held on August 10, 2009 pursuant to this Court's Order. Signed by Judge Sam Sparks. (dm,) (Entered: 08/06/2009)
08/06/2009	<u>157</u>	ORDERED that the trial begun in this case on August 4, 2009 is hereby declared a MISTRIAL. Signed by Judge Sam Sparks. (dm,) (Entered: 08/06/2009)
08/06/2009	<u>158</u>	NOTICE <i>Defendants Jenkins, Anderson-York, and Horn's Notice of Compliance with the District Court's Order of July 30, 2009</i> by Jay Patzke, Mark Fryhoff, Stuart Jenkins re <u>143</u> Order (Attachments: # <u>1</u> Letter from General Abbott, # <u>2</u> Memo to Assistant Attorneys General)(Garcia, Carol) (Entered: 08/06/2009)
08/06/2009	<u>159</u>	ADVISORY TO THE COURT by Jay Patzke, Mark Fryhoff, Stuart Jenkins <i>Advisory to the Court Regarding the Court's Order dated July 30, 2009</i> . (Matlock, Karen) (Entered: 08/06/2009)

08/06/2009	<u>160</u>	ORDER GRANTING <u>124</u> Motion to Substitute Party. David Horn, and Ivy Anderson–York added. Signed by Judge Sam Sparks. (dm,) (Entered: 08/07/2009)
08/06/2009	<u>161</u>	ORDER OVERRULING <u>140</u> Supplemental Motion in Limine. Signed by Judge Sam Sparks. (dm,) (Entered: 08/07/2009)
08/06/2009	<u>163</u>	WITNESS/EXHIBIT LIST by Ray Curtis Graham. (dm,) (Entered: 08/17/2009)
08/06/2009	<u>164</u>	Joint Second Amended Exhibit List by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Frank Becker, Rissie Owens, Stuart Jenkins, David Horn, Ivy Anderson–York, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez.. (dm,) (Entered: 08/17/2009)
08/06/2009	<u>165</u>	Witness List by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Ray Curtis Graham, Howard A. Thrasher, Sr, Frank Becker, Rissie Owens, Stuart Jenkins, David Horn, Ivy Anderson–York, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez. (dm,) (Entered: 08/17/2009)
08/09/2009	<u>162</u>	Transcript filed of Proceedings held on 08–06–09, Proceedings Transcribed: Hearing on Motion for Mistrial. Court Reporter/Transcriber: Denver B Roden, RPR, RMR, Telephone number: 210–271–0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically notified Redaction Request due 8/31/2009. Redacted Transcript Deadline set for 9/9/2009. Release of Transcript Restriction set for 11/9/2009. (Roden, Denver) (Entered: 08/09/2009)
08/19/2009	<u>166</u>	ADVISORY TO THE COURT by Ray Curtis Graham , <i>Concerning Court–Ordered Coleman Hearing</i> . (Attachments: # <u>1</u> Exhibit 1)(Gladden, Richard) (Entered: 08/19/2009)
08/21/2009	<u>167</u>	ADVISORY TO THE COURT by Ray Curtis Graham <i>Plaintiff's Supplement to First Advisory Concerning Court–Ordered Coleman Hearing</i> . (Attachments: # <u>1</u> Exhibit 1)(Gladden, Richard) (Entered: 08/21/2009)
08/28/2009	<u>168</u>	NOTICE of <i>Third Supplemental Disclosure</i> by Stuart Jenkins, David Horn, Ivy Anderson–York (Garcia, Carol) (Entered: 08/28/2009)
09/01/2009	<u>169</u>	ORDER, (Docket Call set for 9/25/2009 11:00 AM before Judge Sam Sparks.). Signed by Judge Sam Sparks. (dm,) (Entered: 09/01/2009)
09/25/2009	<u>170</u>	Unopposed MOTION to Use Previous Trial Testimony For Unavailable Witness by Jay Patzke, Mark Fryhoff, Stuart Jenkins. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 09/25/2009)
09/25/2009	<u>171</u>	Exhibit List <i>Joint Third Amended</i> by Stuart Jenkins, David Horn, Ivy Anderson–York.. (Garcia, Carol) (Entered: 09/25/2009)
09/25/2009	<u>172</u>	Unopposed MOTION To Use Previous Trial Testimony For Unavailable Witness by Stuart Jenkins, David Horn, Ivy Anderson–York. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 09/25/2009)
09/25/2009	<u>173</u>	ORDER, (Jury Selection set for 9/28/2009 09:30AM before Judge Sam Sparks. Jury Trial set for 10/5/2009 09:00 AM before Judge Sam Sparks. Signed by Judge Sam Sparks. (td) (Entered: 09/25/2009)
09/25/2009	<u>174</u>	Minute Entry for proceedings held before Judge Sam Sparks: Docket Call held on 9/25/2009 (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(td) (Entered: 09/25/2009)
09/28/2009	<u>175</u>	ORDER GRANTING <u>170</u> Motion to Use Previous Trial Testimony for Unavailable Witness. Signed by Judge Sam Sparks. (dm,) (Entered: 09/28/2009)

09/28/2009	<u>176</u>	ORDER GRANTING <u>172</u> Motion to Use Previous Trial Testimony for Unavailable Witness. Signed by Judge Sam Sparks. (dm,) (Entered: 09/28/2009)
09/28/2009	<u>177</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Selection held on 9/28/2009. Trial continued to 8:30am on 10/5/2009. (Minute entry documents are not available electronically). (Court Reporter Lily Reznik.)(dm,) (Entered: 09/28/2009)
09/29/2009	<u>178</u>	TRIAL BRIEF <i>on the Issue of Immunity Due to Extraordinary Circumstances</i> by Stuart Jenkins. (Garcia, Carol) (Entered: 09/29/2009)
10/02/2009	<u>179</u>	Transcript filed of Proceedings held on 08-03-09, Proceedings Transcribed: Jury Trial Volume 1. Court Reporter/Transcriber: Denver B Roden, RPR, RMR, Telephone number: 210-271-0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 10/23/2009. Redacted Transcript Deadline set for 11/2/2009. Release of Transcript Restriction set for 12/31/2009. (Roden, Denver) (Entered: 10/02/2009)
10/02/2009	<u>180</u>	Transcript filed of Proceedings held on 08-04-09, Proceedings Transcribed: Jury Trial Volume 2. Court Reporter/Transcriber: Denver B Roden, RPR, RMR, Telephone number: 210-271-0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 10/23/2009. Redacted Transcript Deadline set for 11/2/2009. Release of Transcript Restriction set for 12/31/2009. (Roden, Denver) (Entered: 10/02/2009)
10/02/2009	<u>181</u>	Transcript filed of Proceedings held on 08-05-09, Proceedings Transcribed: Jury Trial Volume 3. Court Reporter/Transcriber: Denver B Roden, RPR, RMR, Telephone number: 210-271-0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 10/23/2009. Redacted Transcript Deadline set for 11/2/2009. Release of Transcript Restriction set for 12/31/2009. (Roden, Denver) (Entered: 10/02/2009)
10/02/2009	<u>182</u>	Transcript filed of Proceedings held on 08-06-09, Proceedings Transcribed: Jury Trial Volume 4. Court Reporter/Transcriber: Denver B Roden, RPR, RMR, Telephone number: 210-271-0660. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 10/23/2009. Redacted Transcript Deadline set for 11/2/2009. Release of Transcript Restriction set for 12/31/2009. (Roden, Denver) (Entered: 10/02/2009)
10/02/2009	<u>183</u>	Exhibit List (<i>Defendants' Joint Fourth Amended</i>) by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Frank Becker, Rissie Owens, Stuart Jenkins, David Horn, Ivy Anderson-York, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez.. (Garcia, Carol) (Entered: 10/02/2009)

10/03/2009	<u>184</u>	TRIAL BRIEF <i>On Advice Of Counsel, Extraordinary Circumstances Defense</i> by Ray Curtis Graham. (Attachments: # <u>1</u> Exhibit 1)(Gladden, Richard) (Entered: 10/03/2009)
10/05/2009	<u>185</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial begun on 10/5/2009 (Minute entry documents are not available electronically.), Jury Trial held on 10/5/2009. Trial continued to 8:30am on 10/6/2009. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 10/06/2009)
10/05/2009		ORAL MOTION for Mistrial by Rissie Owens. (dm,) (Entered: 10/06/2009)
10/05/2009		ORAL ORDER DENYING Oral Motion for Mistrial. Signed by Judge Sam Sparks. (dm,) (Entered: 10/06/2009)
10/05/2009	<u>186</u>	Minute Entry for proceedings held before Judge Sam Sparks: Amendment to Minutes of Jury Trial held on 10/5/2009. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 10/06/2009)
10/06/2009	<u>187</u>	Proposed Jury Instructions by Ray Curtis Graham , <i>Supplemental Instructions on Advice of Counsel Defense</i> . (Gladden, Richard) (Entered: 10/06/2009)
10/06/2009	<u>189</u>	MOTION for Judgment as a Matter of Law by Stuart Jenkins, David Horn, Ivy Anderson–York. (dm,) (Entered: 10/07/2009)
10/06/2009	<u>190</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial held on 10/6/2009. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 10/07/2009)
10/06/2009		ORAL ORDER on Motion for Judgment as a Matter of Law by Stuart Jenkins et al., Court Reserves on Qualified Immunity but Denies/Overrules on all Other Grounds. Signed by Judge Sam Sparks. (dm,) (Entered: 10/07/2009)
10/06/2009		ORAL ORDER on Oral Motion for Judgment as a Matter of Law by Rissie Owens et al., Court Reserves on Qualified Immunity but Denies/Overrules on all Other Grounds. Signed by Judge Sam Sparks. (dm,) (Entered: 10/07/2009)
10/07/2009	<u>188</u>	Proposed Jury Instructions by Stuart Jenkins, David Horn, Ivy Anderson–York <i>First Amended</i> . (Garcia, Carol) (Entered: 10/07/2009)
10/07/2009	<u>191</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial held on 10/7/2009. Charge Conference Held. Recessed to 9:00am on 10/8/2009. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 10/08/2009)
10/07/2009	<u>192</u>	ORDER Granting Motion to Use Previous Trial Testimony for Unavailable Witness. Signed by Judge Sam Sparks. (dm,) (Entered: 10/08/2009)
10/08/2009	<u>193</u>	Court's Charge/Instructions to Jury. (dm,) (Entered: 10/08/2009)
10/08/2009	<u>194</u>	JURY NOTE 1 SEALED pursuant to E–Government Act of 2002. (dm,) (Entered: 10/08/2009)
10/08/2009	<u>195</u>	Witness List by Ray Curtis Graham, Rissie Owens, Stuart Jenkins. (dm,) (Entered: 10/09/2009)
10/08/2009	<u>196</u>	WITNESS/EXHIBIT LIST by Ray Curtis Graham. (dm,) (Entered: 10/09/2009)
10/08/2009	<u>197</u>	Fourth Amended Exhibit List by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Frank Becker, Rissie Owens, Stuart Jenkins, David Horn, Ivy Anderson–York, Jose Aliseda, Jr, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Linda Garcia, Juanita M. Gonzalez.. (dm,) (Entered: 10/09/2009)
10/08/2009	<u>198</u>	JURY NOTE 2 SEALED pursuant to E–Government Act of 2002. (dm,) (Entered: 10/09/2009)

10/08/2009	<u>199</u>	JURY NOTE 3 SEALED pursuant to E-Government Act of 2002. (dm,) (Entered: 10/09/2009)
10/08/2009	<u>200</u>	JURY VERDICT (Redacted Version) filed. Unredacted Jury Verdict Sealed pursuant to E-Government Act of 2002.. (dm,) (Entered: 10/09/2009)
10/08/2009	<u>201</u>	Minute Entry for proceedings held before Judge Sam Sparks: Jury Trial held on 10/8/2009. (Minute entry documents are not available electronically.), Jury Trial completed on 10/8/2009. Parties have until 5:00pm, Thursday, October 15, 2009 to file any post trial briefs. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 10/09/2009)
10/15/2009	<u>202</u>	MOTION <i>To Enter Judgment</i> by Stuart Jenkins, David Horn, Ivy Anderson-York. (Attachments: # <u>1</u> Exhibit A)(Garcia, Carol) (Entered: 10/15/2009)
10/15/2009	<u>203</u>	Opposed MOTION for Permanent Injunction , <i>Concerning Request for Additional and Further Equitable Relief</i> by Ray Curtis Graham. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Proposed Order Granting Additional and Further Relief)(Gladden, Richard) (Entered: 10/15/2009)
10/15/2009	<u>204</u>	MOTION for Judgment as a Matter of Law by Ray Curtis Graham. (Attachments: # <u>1</u> Proposed Order i.e., Granting Final Judgment in Favor of Plaintiff)(Gladden, Richard) (Entered: 10/15/2009)
10/15/2009	<u>205</u>	MOTION for Judgment as a Matter of Law by Rissie Owens. (Attachments: # <u>1</u> Proposed Order Order)(Garcia, Bruce) (Entered: 10/15/2009)
10/28/2009	<u>206</u>	ORDERED that Kim Coogan is held in contempt of Court for insubordination and repeated violations of the Court's instructions in the presence of the jury. Therefore, Kim Coogan is fined Five Hundred and No/100 Dollars (\$500.00). Signed by Judge Sam Sparks. (dm,) (Entered: 10/28/2009)
10/28/2009	<u>207</u>	Court Sanctions paid. Receipt #100004164, \$500.00 (dm,) (dm,). (Entered: 10/29/2009)
11/10/2009	<u>208</u>	ORDER MOOTING <u>189</u> Motion for Judgment as a Matter of Law; GRANTING <u>202</u> Motion to Enter Judgment; DENYING <u>203</u> Motion for Permanent Injunction; GRANTING <u>204</u> Motion for Judgment as a Matter of Law; GRANTING IN PART <u>205</u> Motion for Judgment as a Matter of Law. Signed by Judge Sam Sparks. (dm,) (Entered: 11/10/2009)
11/10/2009	<u>209</u>	JUDGMENT. Signed by Judge Sam Sparks. (dm,) (Entered: 11/10/2009)
11/17/2009	<u>210</u>	ORDERED that Kim Coogan appear before this Court on 12/4/2009 at 03:00 PM before Judge Sam Sparks... Signed by Judge Sam Sparks. (dm,) (Entered: 11/17/2009)
11/20/2009	<u>211</u>	Opposed MOTION for Leave to Exceed Page Limitation by Ray Curtis Graham. (Attachments: # <u>1</u> Exhibit Pleading Sought To Be Filed, # <u>2</u> Proposed Order)(Gladden, Richard) (Entered: 11/20/2009)
11/24/2009	<u>212</u>	Opposed MOTION for Attorney Fees , <i>Costs and Expenses</i> , by Ray Curtis Graham. (Attachments: # <u>1</u> Affidavit Of Scott Pawgan, With Attachments, # <u>2</u> Affidavit of William T. Habern, With Attachments, # <u>3</u> Affidavit of Richard Gladden, With Attachments, # <u>4</u> Memo in Support of Attorneys' Fee Application, # <u>5</u> Proposed Order Granting Plaintiff's Attorney's Fees and Costs)(Gladden, Richard) (Entered: 11/24/2009)
12/01/2009	<u>213</u>	ORDER GRANTING <u>211</u> Motion for Leave to File Excess Pages. Signed by Judge Sam Sparks. (dm,) (Entered: 12/01/2009)
12/01/2009	<u>214</u>	POST-TRIAL MOTION to Amend Pleadings to Conform to Evidence at Trial, MOTION for Reconsideration of Judgment <u>209</u> Notwithstanding Verdict by Ray Curtis Graham. (dm,) (Entered: 12/01/2009)
12/01/2009	<u>215</u>	PRE-HEARING BRIEF by Kim Coogan. (dm,) (Entered: 12/01/2009)
12/04/2009	<u>216</u>	Minute Entry for proceedings held before Judge Sam Sparks: Hearing on Order of Contempt held on 12/4/2009. Written order forthcoming. (Minute entry documents are not available electronically.). (Court Reporter Lily Reznik.)(dm,) (Entered: 12/04/2009)

		12/04/2009)
12/07/2009	<u>217</u>	Unopposed MOTION for Extension of Time to File <i>Response in Opposition to <u>212</u> Plaintiff's Motion for Attorneys' Fees, Etc.</i> by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Juanita M. Gonzalez. (Attachments: # <u>1</u> Proposed Order)(Garcia, Bruce) Modified on 12/7/2009 to create link. (dm,). (Entered: 12/07/2009)
12/07/2009	<u>218</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>212</u> Opposed MOTION for Attorney Fees , <i>Costs and Expenses</i> , by Stuart Jenkins, David Horn, Ivy Anderson–York. (Attachments: # <u>1</u> Proposed Order)(Garcia, Carol) (Entered: 12/07/2009)
12/07/2009	<u>219</u>	Sealed Order. Signed by Judge Sam Sparks. (dm,) (Entered: 12/07/2009)
12/08/2009	<u>220</u>	ORDER GRANTING <u>217</u> Motion for Extension of Time to File. Signed by Judge Sam Sparks. (dm,) (Entered: 12/08/2009)
12/08/2009	<u>221</u>	ORDER GRANTING <u>218</u> Motion for Extension of Time to File Response/Reply. Signed by Judge Sam Sparks. (dm,) (Entered: 12/08/2009)
12/08/2009	<u>222</u>	NOTICE OF APPEAL by Ray Curtis Graham. Filing fee \$ 455, receipt number 100004623. Per 5th Circuit rules, the appellant has 10 days, from the filing of the Notice of Appeal, to order the transcript. To order a transcript, the appellant should fill out Form DKT–13 (Transcript Order) and follow the instructions set out on the form. This form is available in the Clerk's Office or by clicking the hyperlink above. (mh,) (Entered: 12/09/2009)
12/11/2009	<u>223</u>	RESPONSE to <u>212</u> Opposed MOTION for Attorney Fees , <i>Costs and Expenses</i> , by Stuart Jenkins, David Horn, Ivy Anderson–York. (Garcia, Carol) (Entered: 12/11/2009)
12/11/2009	<u>224</u>	DEFICIENCY NOTICE: re <u>223</u> Response (jk,) (Entered: 12/11/2009)
12/14/2009	<u>225</u>	SUPPLEMENT to <u>223</u> Response, <u>224</u> Deficiency Notice <i>Proposed Order</i> by Stuart Jenkins, David Horn, Ivy Anderson–York. (Garcia, Carol) (Entered: 12/14/2009)
12/14/2009	<u>226</u>	RESPONSE to Motion, filed by Thomas G. Fordyce, Pamela D. Freeman, Tony Garcia, Elvis Hightower, James Paul Kiel, Jr, Edgar Morales, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr, Rissie Owens, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Juanita M. Gonzalez, re <u>212</u> Opposed MOTION for Attorney Fees , <i>Costs and Expenses</i> , filed by Plaintiff Ray Curtis Graham (Attachments: # <u>1</u> Proposed Order Order)(Garcia, Bruce) (Entered: 12/14/2009)
12/21/2009	<u>227</u>	RESPONSE to Motion, filed by Rissie Owens, re <u>214</u> MOTION to Amend/Correct MOTION for Reconsideration filed by Plaintiff Ray Curtis Graham (<i>Defendant Owens Response to Plaintiffs Post–Trial Motion to Amend Pleadings to Conform to Evidence at Trial, and for Reconsideration of Judgment Notwithstanding Verdict</i>) (Attachments: # <u>1</u> Proposed Order Order)(Garcia, Bruce) (Entered: 12/21/2009)
12/23/2009	<u>228</u>	MOTION for Leave to Exceed Page Limitation , <i>Plaintiff's Reply Concerning Attorneys' Fees</i> by Ray Curtis Graham. (Attachments: # <u>1</u> Exhibit Pleading Sought to Be Filed, # <u>2</u> Exhibit For Filing With Pleading to Be Filed, # <u>3</u> Proposed Order On Revised Application for Attorneys' Fees, # <u>4</u> Proposed Order Granting Leave to File)(Gladden, Richard) (Entered: 12/23/2009)
01/08/2010	<u>229</u>	USCA Appeal Info Sheet received. USCA Case Number 09–51147 for <u>222</u> Notice of Appeal,, filed by Ray Curtis Graham. (mh,) (Entered: 01/08/2010)
01/13/2010	<u>230</u>	Motion for leave to File Sealed Document (Attachments: # <u>1</u> Sealed Document Affidavit) (Todd, James) (Entered: 01/13/2010)

01/22/2010	<u>231</u>	ORDER DENYING <u>214</u> Motion to Amend/Correct the Pleadings to Conform to Evidence at Trial and ; DENYING <u>214</u> Motion for Reconsideration of Judgment Notwithstanding the Verdict. Signed by Judge Sam Sparks. (mh,) (Entered: 01/22/2010)
01/22/2010	<u>232</u>	ORDER GRANTING IN PART AND DENYING IN PART <u>212</u> Motion for Attorney Fees; GRANTING <u>228</u> Motion for Leave to File Excess Pages Signed by Judge Sam Sparks. (mh,) (Entered: 01/22/2010)
01/22/2010	<u>233</u>	JUDGMENT – IT IS ORDERED, ADJUDGED, and DECREED that the plaintiff Ray Graham TAKE NOTHING on his claims brought under 42 U.S.C. § 1983 against the defendants Rissie Owens and Stuart Jenkins.... FURTHER ORDERED the defendants are required to pay Plaintiff's reasonable attorneys' fees in the amount of \$57,548.13.... Signed by Judge Sam Sparks. (mh,) (Entered: 01/22/2010)
01/26/2010	<u>234</u>	Sealed Order signed by Judge Sam Sparks. (mh,) (Entered: 01/27/2010)
01/29/2010	<u>235</u>	TRANSCRIPT REQUEST by Ray Curtis Graham for dates of 08/03–06/2009. Proceedings Transcribed: Jury Trial. Court Reporter: Denver Roden. (mh,) (Entered: 01/29/2010)
02/19/2010	<u>236</u>	AMENDED NOTICE OF APPEAL by Ray Curtis Graham. Per 5th Circuit rules, the appellant has 10 days, from the filing of the Notice of Appeal, to order the transcript. To order a transcript, the appellant should fill out <u>Form DKT-13</u> (Transcript Order) and follow the instructions set out on the form. This form is available in the Clerk's Office or by clicking the hyperlink above. (mh,) (Entered: 02/19/2010)
02/26/2010	<u>237</u>	Transcript filed of Proceedings held on September 28, 2009, Proceedings Transcribed: Trial On The Merits, Volume 1 of 5. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916–5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 3/19/2010. Redacted Transcript Deadline set for 3/29/2010. Release of Transcript Restriction set for 5/27/2010. Appeal Record due by 3/15/2010. (Reznik, Lily) (Entered: 02/26/2010)
02/26/2010	<u>238</u>	Transcript filed of Proceedings held on October 5, 2009, Proceedings Transcribed: Trial On The Merits, Volume 2 of 5. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916–5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 3/19/2010. Redacted Transcript Deadline set for 3/29/2010. Release of Transcript Restriction set for 5/27/2010. Appeal Record due by 3/15/2010. (Reznik, Lily) (Entered: 02/26/2010)
02/26/2010	<u>239</u>	Transcript filed of Proceedings held on October 6, 2009, Proceedings Transcribed: Trial On The Merits, Volume 3 of 5. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916–5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 3/19/2010. Redacted Transcript Deadline set for 3/29/2010. Release of Transcript Restriction set for 5/27/2010. Appeal Record due by 3/15/2010. (Reznik, Lily) (Entered: 02/26/2010)

02/26/2010	<u>240</u>	Transcript filed of Proceedings held on October 7, 2009, Proceedings Transcribed: Trial On The Merits, Volume 4 of 5. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916-5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 3/19/2010. Redacted Transcript Deadline set for 3/29/2010. Release of Transcript Restriction set for 5/27/2010. Appeal Record due by 3/15/2010. (Reznik, Lily) (Entered: 02/26/2010)
02/26/2010	<u>241</u>	Transcript filed of Proceedings held on October 8, 2009, Proceedings Transcribed: Trial On The Merits, Volume 5 of 5. Court Reporter/Transcriber: Lily I. Reznik, Telephone number: (512)916-5564. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 3/19/2010. Redacted Transcript Deadline set for 3/29/2010. Release of Transcript Restriction set for 5/27/2010. Appeal Record due by 3/15/2010. (Reznik, Lily) (Entered: 02/26/2010)
03/08/2010	<u>242</u>	USCA Appeal Info Sheet received. USCA Case Number 10-50188 for <u>236</u> Notice of Appeal, filed by Ray Curtis Graham. (mh,) (Entered: 03/09/2010)
03/23/2010		NOTICE of Certified Record on Appeal sent to USCA via e-mail re <u>222</u> Notice of Appeal. (klw,) (Entered: 03/23/2010)
03/31/2010	<u>243</u>	USCA Appeal Fees received \$ 455 receipt number 10000594 re <u>236</u> Notice of Appeal, filed by Ray Curtis Graham (mh,) (Entered: 04/02/2010)
04/27/2010		REQUEST for certified record on appeal made by Mr. Richard Gladden. (mh,) (Entered: 04/27/2010)
04/27/2010	<u>244</u>	Certified and Transmitted Record on Appeal to Mr. Richard Gladden. re <u>236</u> Notice of Appeal, <u>222</u> Notice of Appeal,, (mh,) (Entered: 04/27/2010)
05/25/2010	<u>245</u>	Acknowledgement Receipt for Record on Appeal by Richard Gladden. re <u>244</u> Appeal Record Transmitted (mh,) (Entered: 05/25/2010)
06/03/2010	<u>246</u>	Appeal Record Returned by attorney Richard Gladden: re <u>236</u> Notice of Appeal, <u>222</u> Notice of Appeal. (jk,) (Entered: 06/04/2010)
06/04/2010	<u>247</u>	Certified copy of USCA JUDGMENT/MANDATE Dismissing <u>222</u> Notice of Appeal, filed by Ray Curtis Graham, <u>236</u> Notice of Appeal, filed by Ray Curtis Graham. (jk,) (Entered: 06/04/2010)
07/19/2010	<u>248</u>	Exhibit Letter to Jose Aliseda, Jr, Ivy Anderson-York, Charles Aycock, Frank Becker, Kim Coogan, Conrith Davis, Jackie DeNoyelles, Thomas G. Fordyce, Pamela D. Freeman, Linda Garcia, Tony Garcia, Juanita M. Gonzalez, Ray Curtis Graham, Elvis Hightower, David Horn, Stuart Jenkins, James Paul Kiel, Jr, Edgar Morales, Rissie Owens, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr instructing parties to pick up their exhibits. (mh,) (Entered: 07/19/2010)
09/30/2010	<u>249</u>	EXHIBIT RECEIPT by Jose Aliseda, Jr, Ivy Anderson-York, Charles Aycock, Frank Becker, Conrith Davis, Jackie DeNoyelles, Thomas G. Fordyce, Pamela D. Freeman, Linda Garcia, Tony Garcia, Juanita M. Gonzalez, Elvis Hightower, David Horn, Stuart Jenkins, James Paul Kiel, Jr, Edgar Morales, Rissie Owens, James C. Poland, Charles Shipman. (mh,) (Entered: 09/30/2010)
10/21/2010		PLAINTIFF'S EXHIBITS DESTROYED (mh,) (Entered: 10/21/2010)
11/01/2010	<u>250</u>	Opposed MOTION for a Writ of Execution to be Served by U.S. Marshal re <u>233</u> Judgment, by Ray Curtis Graham. (Attachments: # <u>1</u> Proposed Order)(Gladden, Richard) (Entered: 11/01/2010)

11/08/2010	<u>251</u>	ADVISORY TO THE COURT by Jose Aliseda, Jr, Ivy Anderson–York, Charles Aycock, Conrith Davis, Jackie DeNoyelles, Thomas G. Fordyce, Pamela D. Freeman, Linda Garcia, Tony Garcia, Juanita M. Gonzalez, Elvis Hightower, David Horn, Stuart Jenkins, James Paul Kiel, Jr, Edgar Morales, Rissie Owens, James C. Poland, Lynn Ruzicka, Charles Shipman, Charles C. Speier, Howard A. Thrasher, Sr. (Garcia, Bruce) (Entered: 11/08/2010)
01/25/2011	<u>252</u>	Exhibit Letter to Attorneys of Record instructing parties to pick up their exhibits. (dm,) (Entered: 01/25/2011)
03/07/2011		EXHIBITS DESTROYED for Ray Curtis Graham, Rissie Owens. (dm,) (Entered: 03/07/2011)
07/07/2011	<u>253</u>	ORDER DISMISSING as MOOT <u>250</u> Motion for Writ of Execution by nited States Marshal. Signed by Judge Sam Sparks. (klw,) (Entered: 07/07/2011)