

Court: US COURT OF APPEALS FOR THE NINTH CIRCUIT

Case Title: LEVIS, ET AL v. DONNELLY, ET AL

Appeal From: NORTHERN DIVISION OF CALIFORNIA (OAKLAND)

Date Filed: 09/05/1997

CASE INFORMATION

Case Number: [97-16648](#)

Fee Status: PAID

Case Type: APPEALS

Case Subtype: CIVIL

US

Nature of Suit: 2442 JOBS (USDF)

Key Nature of Suit: CIVIL RIGHTS; EMPLOYMENT (110.25)

LOWER COURT INFORMATION

District: 0971-4

Lower Court Docket Number: 95-CV-4389

Trial Judge(s): [D. LOWELL JENSEN](#), DISTRICT JUDGE

Court Reporter(s): CAROL A. KAREN

Date Filed: 12/08/1995

Date Order/Judgment: 08/12/1997

Date NOA Filed: 08/25/1997

NAMES

Name: LESA L. DONNELLY, FOR THEMSELVES AND ALL OTHERS
SIMILARLY SITUATED

Type: PLAINTIFF - APPELLEE

Attorney: [BRAD YAMAUCHI](#)

Attorney Phone: 415-788-9000

Firm Name: MINAMI, LEW, TAMAKI AND LEE

Firm Address: 388 MARKET STREET

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SAN FRANCISCO, CA 94111-5315

Name: GINELLE O'CONNOR, FOR THEMSELVES AND ALL OTHERS
SIMILARLY SITUATED

Type: PLAINTIFF - APPELLEE

Attorney: [BRAD YAMAUCHI](#)

Name: WILLIAM P. LEVIS

Type: APPELLANT

Attorney: [LOUIS DEMAS, ESQ.](#)

Attorney Phone: 916-399-8063

Firm Address: 2 NORTHLITE CIRCLE

SACRAMENTO, CA 95831-2123

Name: WILLIAM D. SPYRISON

Type: APPELLANT

Attorney: [LOUIS DEMAS, ESQ.](#)

Name: ALAN DOERR, AND

Type: APPELLANT

Attorney: [LOUIS DEMAS, ESQ.](#)

Name: DONALD WILL

Type: APPELLANT

Attorney: [LOUIS DEMAS, ESQ.](#)

Name: DANIEL GLICKMAN, SECRETARY, U.S. DEPARTMENT OF AGRICULTURE

Type: DEFENDANT - APPELLEE

Attorney: [ADAM ISSENBERG](#)

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Firm Name: U.S. DEPARTMENT OF JUSTICE CIVIL DIVISION

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Name: G. LYNN SPRAGUE, REGIONAL

DOCKET PROCEEDINGS

ENTRY #:	DATE:	DESCRIPTION:
--	08/30/2000	RECORD RETURNED. (SEE CONTROL CARD FOR DETAILS.) (JK)
--	01/15/1999	MANDATE ISSUED [97-16648] (HH)
--	11/09/1998	RECEIVED APPELLEE DANIEL GLICKMAN BILL OF COSTS (\$24.30), DATED 11/3/98 (DEFICIENT: NO SERVICE LIST) [97-16648] (HH)
--	10/22/1998	FILED OPINION: AFFIRMED (TERMINATED ON THE MERITS AFTER ORAL HEARING; AFFIRMED; WRITTEN, SIGNED, PUBLISHED. MELVIN BRUNETTI; A. W. TASHIMA; SUSAN P. GRABER, AUTHOR.) FILED AND ENTERED JUDGMENT. [97-16648] (HH)

-- 08/11/1998 ARGUED AND SUBMITTED TO MELVIN BRUNETTI, A. W. TASHIMA, SUSAN P. GRABER [97-16648] (MLM)

-- 07/08/1998 CALENDARED: SAN FRAN AUG 11 1998 9:00 AM COURT-ROOM 1 [97-16648] (AW)

-- 07/08/1998 CALENDAR CHECK PERFORMED [97-16648] (AW)

-- 03/10/1998 FILED CERTIFICATE OF RECORD ON APPEAL RT FILED IN DC N/A. [97-16648] (HH)

-- 02/17/1998 FILED ORIGINAL AND 15 COPIES WILLIAM P. LEVIS, WILLIAM D. SPYRISON, ALAN DOERR, DONALD WILL REPLY BRIEF, (INFORMAL: N) 13 PAGES; SERVED ON 2/11/98 [97-16648] (HH)

-- 02/02/1998 FILED ORIGINAL AND 15 COPIES APPELLEES DANIEL GLICKMAN AND G. LYNN SPRAGUE'S 21 PAGES BRIEF; SERVED ON 1/28/98 [97-16648] (HH)

-- 02/02/1998 FILED ORIGINAL AND 15 COPIES APPELLEES LESA L. DONNELLY AND GINELLE O'CONNOR'S 12 PAGES BRIEF; SERVED ON 1/27/98 [97-16648] (HH)

-- 02/02/1998 RECEIVED APPELLEE LESA L. DONNELLY, APPELLEE GINELLE O'CONNOR SATISFACTION OF (MINOR) BRIEF DEFICIENCY (ORIG AND 15 PROOF OF SERVICE AND STMT OF REL CASES). [97-16648] (HH)

-- 01/30/1998 RECEIVED APPELLEES LESA L. DONNELLY, ET AL., SATISFACTION OF (MINOR) BRIEF DEFICIENCY (ORIG AND 15 AMENDED CERT. OF COMPLIANCE). [97-16648] (HH)

-- 01/27/1998 RECEIVED ORIGINAL AND 15 COPIES APLES LESA L.

DONNELLY AND GINELLE O'CONNOR'S BRIEF OF 12 PAGES; (DEFICIENT: NO PROOF OF SERVICE, INCOMPLETE CERT. OF COMPLIANCE, NO STMT OF REL CASES) NOTIFIED COUNSEL. [97-16648] RESPONSE TO BRIEF DEFICIENCY NOTICE DUE 2/10/98. (HH)

-- 01/14/1998 RECEIVED APPELLANT WILLIAM P. LEVIS, APPELLANT WILLIAM D. SPYRISON, APPELLANT ALAN DOERR, APPELLANT DONALD WILL SATISFACTION OF (MINOR) BRIEF DEFICIENCY (ORIG AND 15 STMT OF REL CASES). (RECORDS) [97-16648] (HH)

-- 12/31/1997 FILED ORIGINAL AND 15 COPIES APPELLANTS WILLIAM P. LEVIS, ET AL., OPENING BRIEF (INFORMAL: N) 33 PAGES, AND 5 EXCERPTS OF RECORD IN 1 VOL.; SERVED ON 12/29/97 (MINOR DEFCY: NO STMT OF REL CASES) NOTIFIED COUNSEL. [97-16648] (HH)

-- 12/11/1997 14 DAY ORAL EXTENSION BY PHONE OF TIME TO FILE APPELLANTS' BRIEF. [97-16648] APPELLANTS' BRIEF DUE 12/29/97,, ; APPELLEES' BRIEF DUE 1/28/98 ; REPLY BRIEF IS DUE 14 DAYS. . . (JLC)

-- 10/30/1997 CASE RELEASED FROM PRE-BRIEFING CONFERENCE PROGRAM. (MLM)

-- 10/03/1997 REC'D NOTICE OF APPEARANCE OF MARLEIGH DOVER AND ADAM ISSENBERG FOR APLE DANIEL GLICKMAN. (CASEFILES) [97-16648] (HH)

-- 09/05/1997 FILED LOUIS DEMAS FOR APPELLANTS DONALD WILL, ALAN DOERR, WILLIAM D. SPYRISON AND WILLIAM P. LEVIS CIVIL APPEALS DOCKETING STATEMENT SERVED ON 8/22/97 (TO CONFATT) [97-16648] [97-16648] (SM)

-- 09/05/1997 DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. CADS SENT (Y/N): NO. SETTING SCHEDULE

AS FOLLOWS: APPELLANT'S DESIGNATION OF RT IS DUE 9/4/97; APPELLEE'S DESIGNATION OF RT IS DUE 9/15/97; APPELLANT SHALL ORDER TRANSCRIPT BY 9/24/97; COURT REPORTER SHALL FILE TRANSCRIPT IN DC BY 10/27/97; CERTIFICATE OF RECORD SHALL BE FILED BY 11/3/97; APPELLANT'S OPENING BRIEF IS DUE 12/11/97; APPELLEES' BRIEF IS DUE 1/12/98; APPELLANTS' REPLY BRIEF IS DUE 01/26/98; [97-16648] (SM)