

CLOSED, REOPEN, STAYED

**U.S. District Court**  
**Northern District of Alabama (Southern)**  
**CIVIL DOCKET FOR CASE #: 2:96-cv-02968-KOB**

Hope, et al v. Pelzer, et al  
Assigned to: Judge Karon O Bowdre  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 11/14/1996  
Jury Demand: Plaintiff  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Larry Hope**

represented by **Craig T Jones**  
EDMOND & JONES PC  
The Candler Building, Suite 410  
127 Peachtree Street, NE  
Atlanta, GA 30303  
1-404-525-1080  
*ATTORNEY TO BE NOTICED*

**James A Mendelsohn**  
Post Office Box 130426  
Birmingham, AL 35213  
205-566-2491  
Email: jmendel@bellsouth.net  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Mark Pelzer**  
*Sergeant, Correctional Officer II*

represented by **Andrew W Redd**  
ALABAMA DEPARTMENT OF  
TRANSPORTATION LEGAL BUREAU  
1409 Coliseum Blvd.  
Montgomery, AL 36110  
1-334-242-6965  
Fax: 1-334-264-4359  
Email: redda@dot.state.al.us  
*ATTORNEY TO BE NOTICED*

**Ellen R Leonard**  
OFFICE OF THE ATTORNEY  
GENERAL  
Alabama State House  
11 South Union Street  
Montgomery, AL 36130-0152  
334-242-7555  
Fax: 334-242-2433

Email: Consumerfax@ago.state.al.us  
*ATTORNEY TO BE NOTICED*

**Kim T Thomas**  
STATE OF ALABAMA DEPARTMENT  
OF CORRECTIONS  
LEGAL DIVISION  
301 South Ripley Street  
PO Box 301501  
Montgomery, AL 36130-1501  
1-334-353-3884  
Fax: 1-334-353-3891  
Email: courtorders@doc.state.al.us  
*ATTORNEY TO BE NOTICED*

**Troy R King**  
OFFICE OF THE ATTORNEY  
GENERAL  
Alabama State House  
11 South Union Street  
Montgomery, AL 36130  
334-242-7401  
Fax: 334-242-4891  
Email: mjackson@ago.state.al.us  
*ATTORNEY TO BE NOTICED*

**Defendant**

**McClaran**

*Correctional Officer I*

*TERMINATED: 08/20/2004*

represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004*

*ATTORNEY TO BE NOTICED*

**Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004*

*ATTORNEY TO BE NOTICED*

**Kim T Thomas**

(See above for address)

*TERMINATED: 08/20/2004*

*ATTORNEY TO BE NOTICED*

**Troy R King**

(See above for address)

*TERMINATED: 08/20/2004*

*ATTORNEY TO BE NOTICED*

**Defendant**

**Kent***Correctional Officer I**TERMINATED: 08/20/2004*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Troy R King**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Defendant****MaGuee***Correctional Officer I**TERMINATED: 08/20/2004*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Kim T Thomas**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Troy R King**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Defendant****Laugan***Correctional Officer I**TERMINATED: 08/20/2004*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004**ATTORNEY TO BE NOTICED***Troy R King**

(See above for address)

*TERMINATED: 08/20/2004*

**ATTORNEY TO BE NOTICED****Defendant****Gates***Lieutenant**TERMINATED: 08/20/2004*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Craig T Jones**

(See above for address)

**ATTORNEY TO BE NOTICED****Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****James A Mendelsohn**

(See above for address)

**ATTORNEY TO BE NOTICED****Kim T Thomas**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Troy R King**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Defendant****Jackson***Correctional Officer I**TERMINATED: 08/20/2004*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Kim T Thomas**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Troy R King**

(See above for address)

*TERMINATED: 08/20/2004*

**ATTORNEY TO BE NOTICED****Defendant****Officer Stephen***COI**TERMINATED: 08/20/2004*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Ellen R Leonard**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Kim T Thomas**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Troy R King**

(See above for address)

*TERMINATED: 08/20/2004***ATTORNEY TO BE NOTICED****Defendant****Keith Gates***Correctional Officer I*represented by **Andrew W Redd**

(See above for address)

**ATTORNEY TO BE NOTICED****Ellen R Leonard**

(See above for address)

**ATTORNEY TO BE NOTICED****Kim T Thomas**

(See above for address)

**ATTORNEY TO BE NOTICED****Troy R King**

(See above for address)

**ATTORNEY TO BE NOTICED****Defendant****Gene . McClaran***Correctional Officer I*represented by **Andrew W Redd**

(See above for address)

**ATTORNEY TO BE NOTICED****Ellen R Leonard**

(See above for address)

**ATTORNEY TO BE NOTICED****Kim T Thomas**

(See above for address)

**ATTORNEY TO BE NOTICED****Troy R King**

(See above for address)

**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
11/14/1996	1	COMPLAINT filed (referred to Magistrate-Judge T M. Putnam ) (SRJ) (Entered: 11/14/1996)
11/14/1996	2	DECLARATION by plaintiff Larry Hope in support of request to proceed in forma pauperis filed (SRJ) Modified on 11/14/1996 (Entered: 11/14/1996)
11/21/1996	3	ORDER that the pla shall submit partial payments until the \$120.00 filing fee is paid in full filed ( by Magistrate-Judge T M. Putnam ) cm (KAM) (Entered: 11/21/1996)
12/11/1996		FILING FEE paid: on 12/9/96 in the amount of \$ 13.3 receipt # 200 108111. (KAM) (Entered: 12/11/1996)
12/31/1996	4	ORDER ( Special Report) ; dft to file a special report by 3/3/97 as set out in this order filed ( Magistrate-Judge T M. Putnam ) cm with complaint attached (CJV) (Entered: 12/31/1996)
01/07/1997	<a href="#">5</a>	ORDER that the pla has paid a partial filing fee in the amount of \$13.30; the warden shall deduct from the pla's account until the \$120 filing fee is paid in full filed ( by Magistrate-Judge T M. Putnam ) cm (KAM) (Entered: 01/07/1997)
01/09/1997		FILING FEE paid: on 1/8/97 in the amount of \$ .30 receipt # 200 108786. (KAM) (Entered: 01/09/1997)
02/10/1997		FILING FEE paid: on 2/7/97 in the amount of \$ 3.3 receipt # 200 109612. (KAM) (Entered: 02/10/1997)
02/19/1997	6	MOTION by plaintiff Larry Hope to supplement record to include photographs filed (KAM) (Entered: 02/19/1997)
02/25/1997	7	MOTION by plaintiff Larry Hope to supplement [7-1] filed (KAM) (Entered: 02/25/1997)
02/27/1997	8	MOTION by defendant Mark Pelzer, defendant McClaran, defendant Kent, defendant MaGuee, defendant Laugan, defendant Gates, defendant Jackson, defendant Stephen to extend time to answer by 20 days filed cs (KAM) (Entered: 02/27/1997)
02/28/1997	<a href="#">9</a>	8 - ORDER granting motion to extend time to answer by 20 days [8-1] ( by Magistrate-Judge T M. Putnam ) entered cm (KAM) (Entered: 03/03/1997)
03/10/1997		FILING FEE paid: on 3/10/97 in the amount of \$ .30 receipt # 200 110435. (KAM) (Entered: 03/11/1997)

03/10/1997	10	MOTION by plaintiff Larry Hope to compel medical records filed cs (KAM) (Entered: 03/11/1997)
03/24/1997	11	SPECIAL report by defendant Mark Pelzer, defendant McClaran, defendant MaGuee, defendant Gates, defendant Jackson, defendant Stephen filed cs (KAM) (Entered: 03/25/1997)
04/07/1997	<a href="#">12</a>	10 - ORDER denying motion to compel medical records [10-1] ( by Magistrate-Judge T M. Putnam ) entered cm (KAM) (Entered: 04/09/1997)
04/07/1997	<a href="#">13</a>	6 - ORDER granting motion to supplement record to include photographs [6-1] ( by Magistrate-Judge T M. Putnam ) entered cm (KAM) (Entered: 04/09/1997)
04/07/1997	<a href="#">14</a>	7 - ORDER granting motion to supplement [7-1] [7-1] ( by Magistrate-Judge T M. Putnam ) entered cm (KAM) (Entered: 04/09/1997)
04/09/1997	<a href="#">15</a>	ORDER that counsel for the DOC shall within 20 days inform th ecourt whether Officers Kent and Loggins continue to be employed by DOC filed ( by Magistrate-Judge T M. Putnam ) cm (KAM) (Entered: 04/09/1997)
04/14/1997		FILING FEE paid: on 4/14/97 in the amount of \$ .30 receipt # 200 111440. (KAM) (Entered: 04/16/1997)
04/24/1997	16	RESPONSE by defendant order [15-1] filed cs (KAM) (Entered: 04/24/1997)
04/24/1997	17	SPECIAL report by defendant Kent filed cs (KAM) (Entered: 04/24/1997)
05/06/1997	18	MOTION by plaintiff Larry Hope for entry of default as to Kent, Laugan filed (KAM) (Entered: 05/07/1997)
05/06/1997		FILING FEE paid: on 5/6/97 in the amount of \$ .30 receipt # 200 112076. (KAM) (Entered: 05/08/1997)
05/20/1997	<a href="#">19</a>	18 - ORDER denying plff's motion for entry of default as to Kent, Laugan [18-1] ( by Magistrate-Judge T M. Putnam ) entered cm (Former Employee) (Entered: 05/21/1997)
05/21/1997	<a href="#">20</a>	ORDER that Clerk is directed to send copy of court's order for special report to Ted Loggins; dft Loggins to respond within 30 days filed ( by Magistrate-Judge T M. Putnam ) cm (Former Employee) (Entered: 05/21/1997)
06/11/1997		FILING FEE paid: on 6/11/97 in the amountof \$3.30 receipt #200113097. (Former Employee) (Entered: 06/12/1997)
06/26/1997	21	MOTION by plaintiff Larry Hope for entry of default as to Mark Pelzer filed cs (KAM) (Entered: 06/27/1997)
07/14/1997		FILING FEE paid: on 7/14/97 in the amount of \$ 3.30 receipt # 200 114036. (KAM) (Entered: 07/15/1997)
07/22/1997	<a href="#">22</a>	ORDER denying motion for entry of default as to Mark Pelzer [21-1]; the clerk is directed to issue summons to dft Ted Loggins filed ( by Magistrate-Judge T M. Putnam ) cm (Former Employee) (Entered: 07/22/1997)
07/22/1997		SUMMONS and complaint issued to dft Ted Loggins, c/o Beasley Produce, South Marion Street, Athens, AL 35611; mailed cert mail, return receipt requested per order [doc 22] (Former Employee) (Entered: 07/22/1997)

07/24/1997	23	SUMMONS and complaint returned executed: upon defendant Laugan (Ted Loggins) on 7/23/97 filed (Former Employee) (Entered: 07/24/1997)
08/06/1997		FILING FEE paid: on 8/6/97 in the amount of \$ 3.30 receipt # 200 114844. (KAM) (Entered: 08/07/1997)
08/13/1997	24	NOTICE by plaintiff Larry Hope of change of address filed (KAM) (Entered: 08/14/1997)
08/21/1997	25	MOTION by plaintiff Larry Hope for entry of default as to Laugan filed (KAM) (Entered: 08/25/1997)
09/02/1997	26	SPECIAL report (supplemental) by defendant Laugan filed cs (KAM) (Entered: 09/03/1997)
10/14/1997	<a href="#">27</a>	25 - ORDER denying motion for entry of default as to Laugan [25-1] ( by Magistrate-Judge T M. Putnam ) entered cm (KAM) (Entered: 10/15/1997)
10/14/1997	<a href="#">28</a>	ORDER that dfts' special report will be treated as a motion for summary judgment: plff is afforded 20 days to respond in accordance w/provision of Rule 56, filed ( Magistrate-Judge T M. Putnam ) cm (KAM) (Entered: 10/15/1997)
10/17/1997	29	NOTICE of appearance for plaintiff Larry Hope by James Alan Mendelsohn filed cs (KAM) (Entered: 10/21/1997)
10/17/1997	30	RESPONSE by plaintiff Larry Hope special report [26-1] filed cs (KAM) (Entered: 10/21/1997)
10/17/1997	31	MOTION by plaintiff Larry Hope for attorney Craig T. Jones to appear pro hac vice filed cs (KAM) (Entered: 10/21/1997)
10/22/1997		PRO HAC VICE admission fee paid on 10/22/97 receipt # 200 118961 in the amount of \$50.00 (KAM) (Entered: 10/23/1997)
11/03/1997	32	AFFIDAVIT of Larry Hope filed cs (KAM) (Entered: 11/03/1997)
11/03/1997	33	RESPONSE by plaintiff Larry Hope special report [26-1] filed cs (KAM) (Entered: 11/03/1997)
11/05/1997	<a href="#">34</a>	31 - ORDER granting motion for attorney Craig T. Jones to appear pro hac vice [31-1] ( by Judge Sharon L. Blackburn ) entered cm (KAM) (Entered: 11/05/1997)
04/10/1998		DOCKET modification (utility event) Case referred to Magistrate-Judge John E. Ott (Former Employee) (Entered: 04/10/1998)
11/19/1998	<a href="#">35</a>	NOTICE of reassignment Case reassigned to Judge H D. Buttram cm (KAM) (Entered: 11/19/1998)
02/19/1999	37	RESPONSE by defendant order [36-1] filed cs (Former Employee) (Entered: 02/22/1999)
02/22/1999	<a href="#">36</a>	ORDER dfts 10 days to file briefs in support of motions for sumjgm; plus 10 days to respond; thereafter motions will be deemed submitted filed ( by Magistrate-Judge John E. Ott ) cm (Former Employee) (Entered: 02/22/1999)



11/26/1999	38	BRIEF by plaintiff Larry Hope in opposition to dft's motoin for summary judgment filed cs (KAM) (Entered: 11/29/1999)
12/29/1999	39	MOTION by plaintiff Larry Hope to stay filed cs (Former Employee) (Entered: 12/29/1999)
12/29/1999	40	BRIEF in support of motion to stay by plaintiff Larry Hope filed cs (Former Employee) (Entered: 12/29/1999)
03/08/2000	41	COMPLAINT (amended-supplemental) deemed filed 2/10/97 filed (Former Employee) (Entered: 03/08/2000)
03/08/2000	42	BRIEF (supplemental) in opposition to summary judgment by plaintiff Larry Hope deemed filed 12/29/97 filed cs (Former Employee) (Entered: 03/08/2000)
03/08/2000	43	BRIEF (second supplemental) in oppoosition to dfts' motion for summary judgment by plaintiff Larry Hope deemed filed 3/1/99 filed cs (Former Employee) Modified on 03/08/2000 (Entered: 03/08/2000)
03/10/2000	<a href="#">44</a>	39 - ORDER denying motion to stay [39-1] ( by Magistrate-Judge John E. Ott ) entered cm (Former Employee) (Entered: 03/10/2000)
03/10/2000	<a href="#">45</a>	Report and Recommendation that dfts' special reports be treated as motions for sumjgm that motions be granted and this action is dismissed w/prejudice; objs w/in 10 days filed ( by Magistrate-Judge John E. Ott ) cm (Former Employee) (Entered: 03/10/2000)
03/20/2000	46	OBJECTIONS by plaintiff Larry Hope to [45-1] filed cs w/exhibits attached (KAM) (Entered: 03/20/2000)
03/24/2000	<a href="#">47</a>	MEMORANDUM opinion filed ( by Judge H D. Buttram ) cm (Former Employee) (Entered: 03/24/2000)
03/24/2000	<a href="#">48</a>	ORDER in accordance w/the memorandum entered contemporaneously herewith [47-1], adopting Report and Recommendation that dfts' special reports be treated as motions for sumjgm that motions be granted and this action is dismissed w/prejudice; costs taxed to pla and as further set out in this order [45-1] terminating case as set out in this order filed ( by Judge H D. Buttram ) cm (Former Employee) (Entered: 03/24/2000)
04/24/2000	<a href="#">49</a>	NOTICE of appeal by plaintiff Larry Hope from District Court decision [48-2] ; notice of appeal, order appealed from and court copy of docket entries w/transmittal letter mailed cm (KAM) (Entered: 04/25/2000)
04/24/2000		APPEAL fee received in amount of \$ 105.00 rec # 200 150148 (KAM) (Entered: 04/25/2000)
05/02/2000		NOTIFICATION by Circuit Court of Appellate docket number 00-12150DD (Former Employee) (Entered: 05/02/2000)
05/10/2000		APPEAL fee received in amount of \$ 105.00 filing fee and \$25.00 return check (Former Employee) (Entered: 05/10/2000)
05/26/2000	<a href="#">50</a>	ORDER that pla was permitted to proceed w/o prepayment of entire filing fee; pla has paid entire appellate filing fee of \$105.00; consequently provisions of 28:1915(a)(3) and FRAP 24(a) do not apply and no dterminatino as to whether

		his appeal is taken in good faith is required and as further set out in this order filed ( by Judge H D. Buttram ) cm (Former Employee) (Entered: 05/26/2000)
07/11/2000		CERTIFICATE of readiness issued cm (Former Employee) (Entered: 07/11/2000)
07/11/2000		CERTIFIED record on appeal with certified copy of docket entries and transmittal mailed USCA cm (Former Employee) (Entered: 07/11/2000)
05/17/2001	51	CERTIFIED copy of Appellate Court order: affirming the decision of the District Court [49-1] filed (Former Employee) (Entered: 05/17/2001)
03/13/2002		ORIGINAL court file mailed to U. S. Supreme Court with certified copy of docket entries cm (Former Employee) (Entered: 03/13/2002)
09/17/2002	<a href="#">52</a>	NOTICE of reassignment Case assigned to Judge Karon O. Bowdre cm (MAA) (Entered: 10/17/2002)
10/17/2002		DOCKET modification (utility event) Case reopened (MAA) (Entered: 10/17/2002)
10/17/2002	<a href="#">53</a>	CERTIFIED copy of Appellate Court order: reversing and remanding the decision of the District Court [Appeal [0-0] issued as mandate 10/15/02 with memorandum opinion consistent with the Supreme Court's opinion attached Judges Tjoflat, Birch and Vining filed (MAA) (Entered: 10/17/2002)
11/26/2002		Original APPEAL Record returned by US Supreme Court; 1 vol pldgs, 1 exp folder (KWC) Modified on 11/27/2002 (Entered: 11/27/2002)
12/02/2002	<a href="#">54</a>	ORDER Joint status rpt (Notice of Compliance) ddl 4:30 1/6/03 as set out filed ( by Judge Karon O. Bowdre ) cm (KWC) (Entered: 12/02/2002)
01/06/2003	<a href="#">55</a>	Joint status rpt, NOTICE of compliance by plaintiff, defendant with [54-1] filed cs (KWC) (Entered: 01/06/2003)
01/07/2003	<a href="#">56</a>	ORDER staying case for 90 days pla counsel is ordered to rport status of McDonald court's decision as soon as ruling is issued, or w/in 90 days, whichever is sooner; filed ( by Judge Karon O. Bowdre ) cm (KWC) (Entered: 01/07/2003)
04/24/2003	<a href="#">57</a>	MOTION by plaintiff Larry Hope for order for leave of absence for atty Craig T Jones from 07/28/03 - 08/08/03 filed cs (KWC) (Entered: 04/24/2003)
04/28/2003	<a href="#">58</a>	ORDER to show cause-plaintiff is ordered to SHOW CAUSE why this case should not be dismissed for failure to comply with this court's Order filed ( by Judge Karon O. Bowdre ) cm (KSS) (Entered: 04/28/2003)
05/02/2003	<a href="#">59</a>	RESPONSE by plaintiff Larry Hope to show cause order [58-1] filed cs (KWC) (Entered: 05/02/2003)
10/20/2003		DOCKET modification (utility event) terminating case referral to Magistrate-Judge John E. Ott per JEO (PGS) (Entered: 10/20/2003)
01/21/2004	61	REQUEST by pla for copy of District Court opinion granting dfts' motion for sumjgm filed no cs (KLL) (Entered: 01/26/2004)
01/22/2004	<a href="#">60</a>	57 - ORDER finding the motion for order for leave of absence for atty Craig T Jones from 07/28/03 - 08/08/03 [57-1] moot ( by Judge Karon O. Bowdre )

		entered cm (KLL) (Entered: 01/22/2004)
01/26/2004		REMARK correspondence sent to pla re cost of copies of documents #47 & 48 (KLL) (Entered: 01/26/2004)
02/03/2004	62	REQUEST (motion) by pla for copy of court opinion filed w/payment (receipt #200 199837) no cs (KLL) (Entered: 02/04/2004)
02/04/2004		REMARK copies of requested documents mailed to pla (KLL) (Entered: 02/04/2004)
06/21/2004	<a href="#">63</a>	JOINT STATUS REPORT ORDER: parties to submit joint status report by 6/30/04 filed ( by Judge Karon O. Bowdre ) cm (KLL) (Entered: 06/21/2004)
06/30/2004	<a href="#">64</a>	NOTICE of compliance (joint status report) by parties with court's order[63-2] filed (KLL) (Entered: 07/02/2004)
07/07/2004	65	REQUEST by plaintiff Larry Hope for copy of the joint status report filed (MAA) (Entered: 07/08/2004)
07/14/2004	<a href="#">66</a>	ORDER scheduling conf set for 10:00 am on 7/20/04 in judge's chambers filed ( by Judge Karon O. Bowdre ) cm (KLL) (Entered: 07/14/2004)
07/16/2004	<a href="#">67</a>	MOTION by dft to continue 7/20/04 scheduling conf filed cs (KLL) (Entered: 07/19/2004)
07/19/2004	<a href="#">68</a>	67 - ORDER finding the motion to continue 7/20/04 scheduling conf [67-1] moot ( by Judge Karon O. Bowdre ) entered cm (KLL) (Entered: 07/20/2004)
07/21/2004	<a href="#">69</a>	ORDER (Scheduling) that certain ddls apply as set out: discovery cutoff 10/20/04; pre-trial conf set 12/17/04 in judge's chambers; joint status report by parties due 10/20/04; pla ddl to amend pldgs/join addl parties 8/9/04, dft ddl to amend pldgs/join addl parties 9/9/04; dispositive motions due 11/3/04 and must comply w/Exh A to scheduling order located on court's website by Judge Karon O. Bowdre entered cm (KLL) (Entered: 07/21/2004)
07/26/2004	70	NOTICE by plaintiff of change of address to Atmore, AL filed (KLL) (Entered: 07/27/2004)
07/27/2004	<a href="#">71</a>	OBJECTIONS by dfts to scheduling order [69-1] filed cs (KLL) (Entered: 07/28/2004)
08/05/2004	<a href="#">72</a>	71 -ORDER that dfts' objections to scheduling order are noted and overruled ( by Judge Karon O. Bowdre ) entered cm (KLL) (Entered: 08/06/2004)
08/09/2004	<a href="#">73</a>	MOTION by pla to amend complaint filed w/exhs att cs (KLL) (Entered: 08/10/2004)
08/09/2004	74	BRIEF in support of motion to amend complaint by plaintiff filed cs (KLL) (Entered: 08/10/2004)
08/16/2004	75	OBJECTIONS by dft to motion to amend [73-1] filed cs (KLL) (Entered: 08/17/2004)
08/20/2004	<a href="#">76</a>	73 - ORDER granting motion to amend complaint [73-1] ( by Judge Karon O. Bowdre ) entered cm (KLL) (Entered: 08/23/2004)

08/20/2004	<a href="#">77</a>	AMENDED complaint filed by plaintiff [1-1]; jury demand terminating party McClaran, party Kent, party Jackson, party MaGuee, party Laugan, party Gates, party Stephen; correcting named dfts Keith Gates, and Gene McClaran filed cs (KLL) (Entered: 08/23/2004)
09/09/2004	<a href="#">78</a>	ANSWER to amended complaint by dfts filed cs (KLL) (Entered: 09/10/2004)
10/15/2004	<a href="#">79</a>	REQUEST by pla for case status filed no cs (KLL) (Entered: 10/26/2004)
10/20/2004	<a href="#">80</a>	NOTICE of compliance (joint status report) by parties with [69-1] filed (KLL) (Entered: 10/21/2004)
10/26/2004	81	REQUEST by plaintiff for copy of joint status report filed no cs (KLL) (Entered: 10/27/2004)
11/03/2004	<a href="#">82</a>	MOTION by pla Larry Hope for summary judgment filed cs (MAA) Modified on 11/04/2004 (Entered: 11/04/2004)
11/03/2004	83	BRIEF in support of pla's motion for sumjgmby plaintiff Larry Hope filed cs (MAA) (Entered: 11/04/2004)
11/03/2004	<a href="#">84</a>	MOTION by defendant Mark Pelzer, defendant Keith Gates, defendant Gene . McClaran for summary judgment filed cs (MAA) (Entered: 11/04/2004)
11/03/2004	85	BRIEF by defendant Mark Pelzer, defendant Keith Gates, defendant Gene . McClaran in support of dft's motion for sumjgm filed cs (MAA) (Entered: 11/04/2004)
11/03/2004	86	SUBMISSION of discovery by defendant Mark Pelzer, defendant Keith Gates, defendant Gene . McClaran in support of motion for sumjgm (in expandable folder) filed cs (MAA) (Entered: 11/04/2004)
11/03/2004	87	NOTICE of the filing of depositions of Mark Pelzer, Gene McClaran and Keith Gates filed by plaintiff Larry Hope (all depos in expandable folder) cs (MAA) Modified on 11/04/2004 (Entered: 11/04/2004)
11/03/2004	88	DEPOSITION of Mark Pelzer taken on behalf of: pla filed (MAA) (Entered: 11/04/2004)
11/03/2004	89	DEPOSITION of Gene McClaran taken on behalf of: pla filed (MAA) (Entered: 11/04/2004)
11/03/2004	90	DEPOSITION of Keith Gates taken on behalf of: pla filed (MAA) (Entered: 11/04/2004)
11/08/2004	<a href="#">91</a>	ORDER (Submission) that the motion for summary judgment filed by pla [84-1] is submitted, that the motion for summary judgment filed by dfts [82-1] is submitted: Responsive Brfs Due by 11/23/04, Reply Brfs Due by 12/3/04 all submissions should comply w/Exh A to scheduling order located on court's website filed ( Judge Karon O. Bowdre ) cm (KLL) (Entered: 11/08/2004)
11/22/2004	<a href="#">92</a>	RESPONSE in Opposition to <a href="#">84</a> Motion for Summary Judgment filed by Larry Hope. (KLL, ) (Entered: 11/23/2004)
11/23/2004	<a href="#">93</a>	RESPONSE to <a href="#">82</a> Motion for Summary Judgment filed by dfts Keith Gates, Gene. McClaran, Mark Pelzer. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit

		# <a href="#">4</a> Exhibit # <a href="#">5</a> Exhibit # <a href="#">6</a> Exhibit)(KLL, ) (Entered: 11/23/2004)
11/30/2004	<a href="#">94</a>	ORDER converting previously scheduled pretrial conference into a status conference to be held 12/17/04 at 10:00 in judge's chambers. Signed by Judge Karon O Bowdre on 11/29/2004. (KLL, ) (Entered: 11/30/2004)
12/14/2004	<a href="#">95</a>	ORDER that Status Conference RESCHEDULED for 12/22/2004 at 1:30 PM in judge's chambers. Signed by Judge Karon O Bowdre on 12/14/04. (KLL, ) (Entered: 12/14/2004)
12/15/2004	<a href="#">96</a>	MOTION to Continue status conference by dfts (KLL, ) (Entered: 12/16/2004)
12/16/2004		Motions terminated: doc # <a href="#">96</a> . MOTION to Continue status conference filed by the defendants is granted. The status conference is RESET for 12/22/2004 01:30 PM in the chambers of the undersigned. Signed by Judge Karon O Bowdre on 12-16-04. (KOBLC2, ) (Entered: 12/16/2004)
12/22/2004	<a href="#">97</a>	ORDER: Pretrial Conference set for 4/15/2005 02:00 PM in Courtroom 5 before Judge Karon O Bowdre. Signed by Judge Karon O Bowdre on 12/22/2004. (KLL, ) (Entered: 12/22/2004)
12/22/2004	<a href="#">98</a>	REQUEST for status of scheduling order entered 7/21/04 by Larry Hope (KLL, ) (Entered: 12/23/2004)
03/02/2005	<a href="#">99</a>	REQUEST for status of case by Larry Hope (KLL, ) (Entered: 03/03/2005)
03/04/2005	<a href="#">100</a>	ORDER: Pretrial Conference RESCHEDULED for 4/22/2005 at 2:00 PM in judge's chambers. Signed by Judge Karon O Bowdre on 3/4/05. (KLL, ) (Entered: 03/04/2005)
03/11/2005	<a href="#">101</a>	MOTION to Continue by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 03/11/2005)
03/18/2005		ORDER granting <a href="#">101</a> Motion to Continue pretrial conference currently scheduled for April 22, 2005. The pretrial conference is RESET for May 2, 2005 at 10:00 a.m. in the chambers of the undersigned. Signed by Judge Karon O Bowdre on 03-18-05. (KOBLC2, ) (Entered: 03/18/2005)
04/14/2005	<a href="#">102</a>	Joint MOTION to Continue by Keith Gates, Larry Hope, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 04/14/2005)
04/22/2005	<a href="#">103</a>	ORDER granting <a href="#">102</a> Joint MOTION to Continue; Pretrial Conference RESCHEDULED for 8/26/2005 at 10:00 AM in judge's chambers. Signed by Judge Karon O Bowdre on 4/22/05. (KLL, ) (Entered: 04/22/2005)
08/10/2005	<a href="#">104</a>	ORDER: Pretrial Conference RESCHEDULED for 9/26/2005 at 10:00 AM in judge's chambers. Signed by Judge Karon O Bowdre on 8/10/05. (KLL, ) (Entered: 08/10/2005)
09/12/2005	<a href="#">105</a>	ORDER that pretrial conference set for 10:00 am on 9/26/05 is hereby AMENDED to include a hearing on the pending motions; pla is ordered to provide in writing by 9/20/05 proof of compliance with Sec 1997 or legal authority to justify his non-compliance; pla is further ordered to provide in writing by 9/15/05 specific citations to the record in support of the allegations made in paragraph nine of pla's brief in support of pla's motion for summary judgment; pla and dfts are ordered to address in writing by 9/20/05 whether pla's



		claims for declaratory and injunctive relief are moot; parties are reminded to comply with the pertinent requirements set forth in doc #97. Signed by Judge Karon O Bowdre on 9/12/05. (KLL, ) (Entered: 09/12/2005)
09/18/2005	<a href="#">106</a>	RESPONSE to re <a href="#">105</a> filed by Larry Hope. (Mendelsohn, James) (Entered: 09/18/2005)
09/19/2005	<a href="#">107</a>	RESPONSE to re <a href="#">105</a> regarding moot claims filed by Larry Hope. (Mendelsohn, James) (Entered: 09/19/2005)
09/19/2005	<a href="#">108</a>	RESPONSE to <i>Court's Order of September 12, 2005</i> filed by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 09/19/2005)
09/26/2005		Minute Entry for proceedings held before Judge Karon O Bowdre : Motion Hearing held on 9/26/2005 re motions for summary judgment. Oral arguments of counsel. Pretrial conference held on 9/26/2005. Written orders to be entered. (Court Reporter Teresa Roberson.) (PRW) (Entered: 09/26/2005)
09/28/2005	<a href="#">109</a>	MEMORANDUM OPINION & ORDER denying <a href="#">82</a> Pla's Motion for Summary Judgment, denying <a href="#">84</a> Dfts' Motion for Summary Judgment, and dismissing as moot pla's claims for declaratory and injunctive relief. Signed by Judge Karon O Bowdre on 9/28/05. (KLL, ) (Entered: 09/28/2005)
09/28/2005	<a href="#">110</a>	PRETRIAL ORDER; jury trial set for 11/7/05 in Bham, AL. Signed by Judge Karon O Bowdre on 9/28/05. (KLL, ) (Entered: 09/28/2005)
09/28/2005	<a href="#">111</a>	ORDER: Jury Trial set for 11/7/2005 at 09:00 AM in Courtroom 5-A in Birmingham, AL before Judge Karon O Bowdre. (cm to ALDOC Central Records Office as instructed). Signed by Judge Karon O Bowdre on 9/28/05. (KLL, ) (Entered: 09/28/2005)
10/07/2005	<a href="#">112</a>	Witness List and Exhibit List by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 10/07/2005)
10/19/2005	<a href="#">113</a>	MOTION in Limine and supporting brief by Keith Gates, Gene. McClaran, Mark Pelzer. (Attachments: # <a href="#">1</a> Exhibit Exhibit 1)(Leonard, Ellen) (Entered: 10/19/2005)
10/21/2005	<a href="#">114</a>	Proposed Jury Instructions by Keith Gates, Larry Hope, Gene. McClaran, Mark Pelzer. (Mendelsohn, James) (Entered: 10/21/2005)
10/24/2005	<a href="#">115</a>	Exhibit List by Larry Hope.. (Mendelsohn, James) (Entered: 10/24/2005)
10/24/2005	<a href="#">116</a>	Witness List by Larry Hope. (Mendelsohn, James) (Entered: 10/24/2005)
10/24/2005	<a href="#">117</a>	Opposition to <i>Plaintiff's Exhibit List</i> filed by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 10/24/2005)
10/24/2005	<a href="#">118</a>	TRIAL BRIEF by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 10/24/2005)
10/25/2005	<a href="#">119</a>	MOTION for Extension of Time to File <i>List of Exhibits and List of Damages</i> by Larry Hope. (Mendelsohn, James) (Entered: 10/25/2005)
10/25/2005	<a href="#">120</a>	DAMAGE list of Larry Hope filed.. (Mendelsohn, James) (Entered: 10/25/2005)

10/25/2005		ORDER granting <a href="#">119</a> Motion for Extension of Time to File . Signed by Judge Karon O Bowdre on 10-25-2005. (BAC, ) (Entered: 10/25/2005)
10/25/2005	<a href="#">121</a>	MOTION to Amend/Correct <a href="#">112</a> Witness List by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 10/25/2005)
10/27/2005		ORDER granting <a href="#">121</a> Motion to Amend/Correct . Signed by Judge Karon O Bowdre on 10-27-2005. (BAC, ) (Entered: 10/27/2005)
10/31/2005	<a href="#">122</a>	RESPONSE in Opposition re <a href="#">113</a> MOTION in Limine filed by Larry Hope. (Mendelsohn, James) (Entered: 10/31/2005)
11/07/2005	123	Jury Strikes of plaintiff Larry Hope filed.(PRW) (Entered: 11/08/2005)
11/07/2005	124	Jury Strikes of defendants filed.(PRW) (Entered: 11/08/2005)
11/07/2005		Minute Entry for proceedings held before Judge Karon O Bowdre : Jury trial. Jury selection. Opening statements. Plaintiff's testimony. Oral motion of defendants for judgment as a matter of law. Granted. Jurors released. Adjournment (Court Reporter Teresa Roberson.) (PRW) (Entered: 11/08/2005)
11/08/2005	<a href="#">125</a>	ORDER DISMISSING CASE: dfts' motion for judgment as a matter of law is GRANTED and pla's claims against dfts are DISMISSED w/prejudice; costs taxed against pla. Signed by Judge Karon O Bowdre on 11/8/05. (KLL, ) (Entered: 11/08/2005)
11/21/2005	<a href="#">126</a>	BILL OF COSTS by Keith Gates, Gene. McClaran, Mark Pelzer. (Leonard, Ellen) (Entered: 11/21/2005)
05/04/2006	<a href="#">127</a>	Costs Taxed in amount of \$ 1,147.10. against plaintiff, Larry Hope. (ECS, ) (Entered: 05/04/2006)

## PACER Service Center

### Transaction Receipt

06/19/2007 12:42:20

<b>PACER Login:</b>	hs0328	<b>Client Code:</b>	eeoc
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	2:96-cv-02968-KOB
<b>Billable Pages:</b>	9	<b>Cost:</b>	0.72