CLOSED, PRIS

# U.S. District Court Southern District of Texas (Brownsville) CIVIL DOCKET FOR CASE #: 1:93-cv-00260

Castillo, et al v. Cameron County, Texa, et al Assigned to: Magistrate Judge John William Black

Demand: \$0

Case in other court:

Cause: 28:1343 Violation of Civil Rights

Date Filed: 12/10/1993 Jury Demand: None

Nature of Suit: 550 Prisoner: Civil

**Rights** 

Jurisdiction: Federal Question

**Plaintiff** 

Jose Raul Castillo represented by Michael Raphael Cowen

Attorney at Law 520 E Levee St

Brownsville, TX 78520

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Email: mcowen@cowenlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Plaintiff** 

Francisco Lopez represented by Michael Raphael Cowen

(See above for address)

LEAD ATTORNEY

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**Plaintiff** 

E Eloy Sanchez represented by Michael Raphael Cowen

(See above for address) *LEAD ATTORNEY* 

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Roberto Hernandez Mendoza

Attorney at Law 1440 East 7th St Brownsville, TX 785

Brownsville, TX 78520

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TERMINATED: 01/25/2001

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**Plaintiff** 

Jon Alan Ashcraft represented by Jon Alan Ashcraft

**PRO SE** 

Jon Alan Ashcraft TDCJ-ID #638807 Rt 4 Box 1500 Beaumont, Tx 77705-8817 ATTORNEY TO BE NOTICED

**Plaintiff** 

Jose Raul Castillo

represented by Michael Raphael Cowen (See above for address)

> LEAD ATTORNEY ATTORNEY TO BE NOTICED

V.

Petitioner

Gustavo Almaguer

represented by Gustavo Almaguer

#673522 Rt 2 Box 4400

Gatesville, Tx 76597-4400

PRO SE

V.

**Defendant** 

**Cameron County, Texas** 

represented by Dylbia L Jefferies

Cameron County Courthouse

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**Defendant** 

State of Texas

TERMINATED: 07/27/1999

represented by Daniel E Maeso

Assistant Atty General Capitol Station

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Austin, TX 78711-2548

512-463-2080 Fax: 512-495-9139 fax TERMINATED: 07/27/1999 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Philip A Lionberger
Brown McCarroll LLP
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Austin, TX 78701
512-472-5456
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

### **Defendant**

Governor George W Bush Governor of Texas

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

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### Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

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### **Sharon Felfe**

Office of Attorney General PO Box 12548 Austin, TX 78711 512-463-2080 Fax: 512-495-9139 fax LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### Defendant

Allan B Polunsky Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

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### Philip A Lionberger

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TERMINATED: 01/25/2001
LEAD ATTORNEY
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Sharon Felfe

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### **Defendant**

Carole S Young
Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger (See above for address) TERMINATED: 01/25/2001 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Sharon Felfe (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

### Defendant

John David Franz
Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip A Lionberger (See above for address) TERMINATED: 01/25/2001 LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### Sharon Felfe

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

#### Defendant

Patricia A Day
Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip A Lionberger (See above for address) TERMINATED: 01/25/2001 LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### Sharon Felfe

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

#### Defendant

### William "Hank" Moody Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

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ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### **Defendant**

## Alfred C Moran Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

#### **Sharon Felfe**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Defendant

# Nancy Patton Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

#### **Defendant**

A M "Mac" Stringfellow Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
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### Sharon Felfe

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

#### **Defendant**

### Carol S Vance

Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

#### **Sharon Felfe**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### **Third Party Defendant**

State of Texas

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Sharon Felfe** 

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Third Party Defendant** 

Governor George W Bush

Governor of Texas

represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Sharon Felfe** 

(See above for address)

ATTORNEY TO BE NOTICED

**Third Party Defendant** 

Allan B Polunsky

Member of the Board TDCJ

represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

**Sharon Felfe** 

(See above for address)
ATTORNEY TO BE NOTICED

**Third Party Defendant** 

Carole S Young

Member of The Board TDCJ

represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

#### **Sharon Felfe**

(See above for address)

ATTORNEY TO BE NOTICED

### Third Party Defendant

John David Franz
Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)

TERMINATED: 01/25/2001

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)
ATTORNEY TO BE NOTICED

### Third Party Defendant

Patricia A Day
Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)
ATTORNEY TO BE NOTICED

### **Third Party Defendant**

William "Hank" Moody Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)
ATTORNEY TO BE NOTICED

### Third Party Defendant

Alfred C Moran

Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

#### **Sharon Felfe**

(See above for address)

ATTORNEY TO BE NOTICED

### Third Party Defendant

**Nancy Patton** 

Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)

ATTORNEY TO BE NOTICED

### Third Party Defendant

A M "Mac" Stringfellow Member of the Board TDCJ

### represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

### Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

### **Sharon Felfe**

(See above for address)
ATTORNEY TO BE NOTICED

**Third Party Defendant** 

Carol S Vance

Member of the Board TDCJ

represented by Daniel E Maeso

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip A Lionberger

(See above for address)
TERMINATED: 01/25/2001
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Sharon Felfe** 

(See above for address)

ATTORNEY TO BE NOTICED

**Third Party Defendant** 

Judge Gilberto Hinojosa

represented by Daniel E Maeso

(See above for address) *LEAD ATTORNEY* 

ATTORNEY TO BE NOTICED

**ThirdParty Plaintiff** 

Cameron County, Texas

represented by Richard Otto Burst

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 12/10/1993 | 1        | COMPLAINT filed; FILING FEE \$ 120.00 RECEIPT # 106350 (mgarza) (Entered: 12/17/1993)   |
| 12/10/1993 | 2        | MOTION to certify class action by Jose Raul Castillo, Francisco Lopez, E Sanchez, Motion Docket Date 12/30/93 [2-1] motion, filed. (mgarza) (Entered: 12/17/1993) |
| 12/10/1993 |          | SUMMONS issued for Cameron County, Texas. (mgarza) (Entered: 12/17/1993)  |
| 12/13/1993 | 3        | RETURN OF SERVICE executed as to Cameron County, Texa 12/13/93 filed Answer due on 1/2/94 for Cameron County, Texa (mgarza) (Entered: 12/17/1993)                 |
| 01/03/1994 | 4        | ANSWER to Complaint by Cameron County, Texa (Added attorney), filed. (ogutierrez) (Entered: 01/05/1994)   |
| 01/05/1994 | <u>5</u> | ORDER granting [2-1] motion to certify class action, entered; Parties notified. (signed by Judge Filemon B. Vela) (ogutierrez) (Entered: 01/07/1994)              |

| 01/12/1994 | 6         | THIRD-PARTY COMPLAINT by Cameron County, Texa against Jerry H Hodge, Thomas M Dunning, James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward, filed (ogutierrez) (Entered: 01/12/1994)   |
|------------|-----------|--|
| 01/12/1994 |           | SUMMONS issued for Jerry H Hodge, Thomas M Dunning, James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward (ogutierrez) (Entered: 01/12/1994)   |
| 01/21/1994 | 7         | AMENDED COMPLAINT by Jose Raul Castillo, Francisco Lopez, E Sanchez, (Answer due 1/31/94 for State of Texas, for John R Ward, for Gilberto Hinojosa, for Ellen J Halbert, for Ann Richards, for Joshua W Allen Sr, for Allen B Polunski, for Carol S Vance, for R H Duncan Sr, for James Riley, for Thomas M Dunning, for Jerry H Hodge) amending, filed. (ogutierrez) (Entered: 01/24/1994) |
| 01/26/1994 | <u>8</u>  | RETURN OF SERVICE executed as to Ann Richards 1/19/94 filed Answer due on 2/8/94 for Ann Richards (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | 9         | RETURN OF SERVICE executed as to R H Duncan Sr 1/18/94 filed Answer due on 2/7/94 for R H Duncan Sr (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | <u>10</u> | RETURN OF SERVICE executed as to John R Ward 1/15/94 filed Answer due on 2/4/94 for John R Ward (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | 11        | RETURN OF SERVICE executed as to Jerry H Hodge 1/15/94 filed Answer due on 2/4/94 for Jerry H Hodge (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | <u>12</u> | RETURN OF SERVICE executed as to Allen B Polunski 1/18/94 filed Answer due on 2/7/94 for Allen B Polunski (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | <u>13</u> | RETURN OF SERVICE executed as to James Riley 1/19/94 filed Answer due on 2/8/94 for James Riley (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | <u>14</u> | RETURN OF SERVICE executed as to Carol S Vance 1/19/94 filed Answer due on 2/8/94 for Carol S Vance (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | <u>15</u> | RETURN OF SERVICE executed as to Gilberto Hinojosa 1/14/94 filed Answer due on 2/3/94 for Gilberto Hinojosa (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | <u>16</u> | RETURN OF SERVICE executed as to Ellen J Halbert 1/19/94 filed Answer due on 2/8/94 for Ellen J Halbert (mgarza) (Entered: 01/27/1994)   |
| 01/26/1994 | 17        | RETURN OF SERVICE executed as to Joshua W Allen Sr 1/24/94 filed Answer due on 2/13/94 for Joshua W Allen Sr (mgarza) (Entered: 01/27/1994)  |
| 01/26/1994 | 18        | RETURN OF SERVICE executed as to Thomas M Dunning 1/18/94 filed Answer due on 2/7/94 for Thomas M Dunning (mgarza) (Entered:   |

|            |           | 01/27/1994)  |
|------------|-----------|--|
| 02/02/1994 | <u>19</u> | MOTION to dismiss by Ann Richards, Motion Docket Date 2/22/94 [19-1] motion, filed. (ogutierrez) (Entered: 02/08/1994)   |
| 02/09/1994 | 20        | NOTICE of Hearing: set pretrial conference for 2:00 3/17/94 before Magistrate Judge John W. Black before Magistrate Judge John W. Black , filed. (ogutierrez) (Entered: 02/11/1994)  |
| 02/09/1994 | 21        | MOTION to dismiss for lack of subject-matter jurisdiction by State of Texas John Brent Worley for third-party defendant Ann Richards, Motion Docket Date 3/1/94 [21-1] motion, filed. (mgarza) (Entered: 02/14/1994)                                       |
| 02/09/1994 | <u>22</u> | MOTION to dismiss Plaintiffs' action for failure to state a claim upon which relief maybe granted by Ann Richards John Brent Worley for third-party defendant Ann Richards, Motion Docket Date 3/1/94 [22-1] motion, filed. (mgarza) (Entered: 02/14/1994) |
| 02/22/1994 | 23        | AGREED MOTION to extend time to file response by Cameron County, Texa, filed. (ogutierrez) (Entered: 03/01/1994)   |
| 02/23/1994 | <u>24</u> | NOTICE of Hearing: reset pretrial conference for 2:00 3/24/94 before Magistrate Judge John W. Black before Magistrate Judge John W. Black, filed. (ogutierrez) (Entered: 03/01/1994)   |
| 03/03/1994 | <u>25</u> | RESPONSE by Cameron County, Texa to [22-1] third-party defendants' motion to dismiss Plaintiffs' action for failure to state a claim which relief maybe granted, filed. (mgarza) (Entered: 03/08/1994)   |
| 03/04/1994 | <u>26</u> | MOTION for Robert H. Mendoza to withdraw as attorney Roberto Hernandez Mendoza for plaintiff E Sanchez, Motion Docket Date 3/24/94 [26-1] motion, filed. (mgarza) (Entered: 03/08/1994)  |
| 03/09/1994 | 39        | ORDER granting [26-1] motion for Robert H. Mendoza to withdraw as attorney (Terminated attorney Roberto Hernandez Mendoza for Jose Raul Castillo, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 03/17/1994) |
| 03/15/1994 | 27        | RETURN OF SERVICE executed as to Jerry H Hodge 1/26/94 by certified mail filed Answer due on 2/15/94 for Jerry H Hodge (ogutierrez) (Entered: 03/16/1994)  |
| 03/15/1994 | 28        | RETURN OF SERVICE executed as to Thomas M Dunning 1/28/94 by certified mail filed Answer due on 2/17/94 for Thomas M Dunning (ogutierrez) (Entered: 03/16/1994)  |
| 03/15/1994 | 29        | RETURN OF SERVICE executed as to James Riley 1/27/94 by certified mail filed Answer due on 2/16/94 for James Riley (ogutierrez) (Entered: 03/16/1994)  |
| 03/15/1994 | <u>30</u> | RETURN OF SERVICE executed as to R H Duncan Sr 1/26/94 by certified mail filed Answer due on 2/15/94 for R H Duncan Sr (ogutierrez) (Entered: 03/16/1994)  |

| 03/15/1994 | <u>31</u>   | RETURN OF SERVICE executed as to Carol S Vance 1/27/94 by certified mail filed Answer due on 2/16/94 for Carol S Vance (ogutierrez) (Entered: 03/16/1994)   |
|------------|-------------|---|
| 03/15/1994 | 32          | RETURN OF SERVICE executed as to Allen B Polunski 1/26/94 by certified mail filed Answer due on 2/15/94 for Allen B Polunski (ogutierrez) (Entered: 03/16/1994)   |
| 03/15/1994 | <u>33</u>   | RETURN OF SERVICE executed as to Joshua W Allen Sr 1/26/94 by certified mail filed Answer due on 2/15/94 for Joshua W Allen Sr (ogutierrez) (Entered: 03/16/1994)   |
| 03/15/1994 | <u>34</u>   | RETURN OF SERVICE executed as to Ann Richards 1/26/94 by certified mail filed Answer due on 2/15/94 for Ann Richards (ogutierrez) (Entered: 03/16/1994)   |
| 03/15/1994 | <u>35</u>   | RETURN OF SERVICE executed as to Ellen J Halbert 1/28/94 by certified mail filed Answer due on 2/17/94 for Ellen J Halbert (ogutierrez) (Entered: 03/16/1994)   |
| 03/15/1994 | <u>36</u> ; | RETURN OF SERVICE executed as to Gilberto Hinojosa 1/26/94 by certified mail filed Answer due on 2/15/94 for Gilberto Hinojosa (ogutierrez) (Entered: 03/16/1994)   |
| 03/15/1994 | <u>37</u>   | RETURN OF SERVICE executed as to John R Ward 1/31/94 by certified mail filed Answer due on 2/20/94 for John R Ward (ogutierrez) (Entered: 03/16/1994)   |
| 03/15/1994 | 38          | RETURN OF SERVICE executed as to State of Texas 1/26/94 by certified mail filed Answer due on 2/15/94 for State of Texas (ogutierrez) (Entered: 03/16/1994)   |
| 03/18/1994 | <u>40</u>   | REPLY by Jerry H Hodge, Thomas M Dunning, James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward, State of Texas to response to [22-1] motion to dismiss Plaintiffs' action for failure to state a claim upon which relief maybe granted, filed (ogutierrez) (Entered: 03/21/1994)   |
| 03/24/1994 | 41          | Initial pre-trial conference held before Magistrate Judge John W. Black. Attorneys Ed Stapleton, Richard Burst appeared, John Worley appeared telephonically. Discovery is due by July I, 1994. Extension filed by June 17, 1994, All other motions filed no later than 10 days after discovery. Joint pretrial order filed by July 29, 1994. Final pretrial & settlement conference set for July 29, 1994 at 2:00 p.m. Trial is set for September 1994. File Motions for Injunctive Relief, Hearing set for May 26, 1994 at 9:00 a.m., File Dispositive motions by May 20, 1994 Order signed, filed and certified copies mailed to all parties. (mgarza) (Entered: 03/31/1994) |
| 03/24/1994 | 42          | ORDER set discovery due for 7/1/94, and set pretrial order due for 7/29/94, and set pretrial conference for 2:00 7/29/94 before Magistrate Judge John W. Black, and Motion for Injunctive Relief is set for May 26, 1994 at 9:00 a.m. and File Dispositive Motions by May 20, 1994,   |

|            | :         | entered; Parties notified. ( signed by Magistrate Judge John W. Black ) (mgarza) (Entered: 03/31/1994)   |
|------------|-----------|--|
| 03/28/1994 | 43        | AMENDED ANSWER to Complaint by Cameron County, Texa: amends [4-1] answer, filed. (ogutierrez) (Entered: 04/06/1994)  |
| 04/13/1994 | <u>44</u> | MOTION for clarification and amendment of scheduling order by James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward, State of Texas John Brent Worley for third-party defendant Ann Richards, Motion Docket Date 5/3/94 [44-1] motion , filed. (mgarza) (Entered: 04/14/1994)  |
| 05/10/1994 | <u>45</u> | CONSENT to trial by Magistrate by Jose Raul Castillo, Francisco Lopez, E Sanchez, Cameron County, Texa, Cameron County, Texa, Jerry H Hodge, Thomas M Dunning, James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward, State of Texas and ORDER REFERRING CASE (Signed by Judge Filemon B. Vela) to Magistrate Judge John W. Black, entered. Parties ntfd. (ogutierrez) (Entered: 05/10/1994) |
| 05/12/1994 | <u>46</u> | ORDER granting [44-1] motion for clarification and amendment of scheduling order, entered; All motions for preliminary injunctive relief are to be filed by May 10, 1994 with responses to those motions due by May 31, 1994. The hearing set for May 26, 1994 is reset to June 9, 1994 at 10:30 a.m. Parties notified. signed by Magistrate Judge John W. Black) (mgarza) (Entered: 05/19/1994)   |
| 05/20/1994 | <u>47</u> | MOTION with brief in support for preliminary injunction by E Sanchez, Motion Docket Date 6/9/94 motion, filed (ogutierrez) (Entered: 05/23/1994)   |
| 05/31/1994 | 48        | RESPONSE by Cameron County, Texa, Cameron County, Texa, Jerry H Hodge, Thomas M Dunning, James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward, State of Texas to [47-1] motion for preliminary injunction, filed. (mgarza) (Entered: 06/06/1994)  |
| 06/08/1994 | <u>49</u> | RESPONSE by Cameron County, Texa to [47-1] motion for preliminary injunction, filed. (ogutierrez) (Entered: 07/08/1994)  |
| 06/09/1994 | <u>50</u> | Motion hearing re: [47-1] motion for preliminary injunction Ct Reporter: Gabriel Mendieta. Ed Stapleton and J.J.Martinez f/pltf; Richard Burst, John Brently Worley, Sharon Felfe and Robin Sanders f/dfts. Testimony from witness heard. Recessed at 4:57 for the day. Court adjourned until tomorrow morning. (ogutierrez) (Entered: 07/08/1994)   |
| 06/10/1994 | <u>51</u> | Motion hearing re: [47-1] motion for preliminary injunction continued. Ct Reporter: Gabriel Mendieta/ERO. All parties present and testimony continued. Recessed until Tuesday, June 14, 1994 at 1PM. (ogutierrez) (Entered: 07/08/1994)  |
|            |           |  |

| 06/14/1994 | <u>52</u> | Motion hearing re: [47-1] motion for preliminary injunction continued. Ct Reporter: Gabriel Mendieta/ERO. All parties present. Testimony continues. Recessed at 5pm for the day. Court adjourned until tomorrow morning. (ogutierrez) (Entered: 07/08/1994)   |
|------------|-----------|---|
| 06/15/1994 | <u>53</u> | Motion hearing re: [47-1] motion for preliminary injunction continued. Ct Reporter: Gabriel Mendieta/ERO. All parties present. Testimony continued. Recessed for the day, to resume at 8:30am. on 6/16/94. (ogutierrez) Modified on 07/08/1994 (Entered: 07/08/1994)  |
| 06/16/1994 | <u>54</u> | Motion hearing re: [47-1] motion for preliminary injunction continued. Ct Reporter: Gabriel Mendieta/ERO. All parties present. Testimony continued, at 9:45 Judge Black made a trip to the jail with all attorneys accompanying him.At 11:20 testimony resumed. Both sides rest. (ogutierrez) (Entered: 07/08/1994)   |
| 06/16/1994 | <u>55</u> | Exhibit list by Jose Raul Castillo, filed (ogutierrez) (Entered: 07/08/1994)  |
| 06/16/1994 | <u>56</u> | Exhibit list by Cameron County, Texa, filed (ogutierrez) (Entered: 07/08/1994)  |
| 06/16/1994 | <u>57</u> | Exhibit list by State of Texas, filed (ogutierrez) (Entered: 07/08/1994)  |
| 06/27/1994 | <u>58</u> | TRIAL MEMORANDUM on Preliminary Injunction hearing by Cameron County, Texas, filed. (ogutierrez) (Entered: 07/08/1994)  |
| 06/29/1994 | <u>59</u> | Letter from Magistrate Black to Mr. Christopher Escobar prisoner #73012, filed. (ogutierrez) (Entered: 07/08/1994)  |
| 07/18/1994 | <u>60</u> | POST-HEARING BRIEF by Jose Raul Castillo, Francisco Lopez, E Sanchez, filed. (mgarza) (Entered: 07/19/1994)   |
| 07/29/1994 | <u>61</u> | JOINT MOTION to extend time by Jose Raul Castillo, Francisco Lopez, E Sanchez, Cameron County, Texa, Cameron County, Texa, Jerry H Hodge, Thomas M Dunning, James Riley, R H Duncan Sr, Carol S Vance, Allen B Polunski, Joshua W Allen Sr, Ann Richards, Ellen J Halbert, Gilberto Hinojosa, John R Ward, State of Texas, filed (ogutierrez) (Entered: 08/03/1994) |
| 08/15/1994 | <u>62</u> | Temporary Interlocutory ORDER granting [47-1] motion for preliminary injunction, entered; Parties notified. (signed by Magistrate Judge W. Black) (mgarza) (Entered: 08/17/1994)  |
| 08/15/1994 |           | Exhibits from plaintiffs and defendants have been placed in a small box marked "Exhibits". (mgarza) (Entered: 08/17/1994)   |
| 08/18/1994 | <u>63</u> | RESPONSE by Cameron County, Texas, et al, to [60-1] Plaintiffs' Post-Hearing Brief on Preliminary Injunction, filed. (mgarza) (Entered: 08/19/1994)   |
| 09/14/1994 | <u>64</u> | MEMORANDUM DECISION AND ORDER, entered. Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 09/15/1994)   |

| 09/21/1994 | 65        | MOTION for leave to file amended complaint by John Ashcraft John Ashcraft for plaintiff, Motion Docket Date 10/11/94 [65-1] motion, filed. (ogutierrez) (Entered: 09/27/1994)   |
|------------|-----------|---|
| 09/26/1994 | <u>66</u> | AMENDED COMPLAINT by John Ashcraft, amending [1-1] complaint, filed. (ogutierrez) (Entered: 09/27/1994)   |
| 09/26/1994 | <u>67</u> | Defendant State of Texas' and Defendants and Third Party Defendants<br>Ann Richards, et al's ADVISORY TO THE COURT, filed. (ogutierrez)<br>(Entered: 09/27/1994)  |
| 09/27/1994 | <u>68</u> | MOTION to vacate, or to amend the preliminary injunction order and request for trial setting by State of Texas, John R Ward, Gilberto Hinojosa, Ellen J Halbert, Ann Richards, Joshua W Allen Sr, Allen B Polunski, Carol S Vance, R H Duncan Sr, James Riley, Thomas M Dunning, Jerry H Hodge Brent Worley for third-party defendant Ann Richards, Docket Date 10/17/94 [68-1] motion, 10/17/94 [68-2] motion, filed. (mgarza) (Entered: 09/29/1994) |
| 10/19/1994 | <u>69</u> | Cameron County's Submission of Two Year Jail Management Plan, filed. (ogutierrez) (Entered: 11/17/1994)   |
| 11/23/1994 | 70        | TRANSCRIPT OF PROCEEDINGS of Hearing-Testimony of Dr.Stern for dates of 6/9/94 before Judge Magistrate John W Black, filed. (Court Rptr: Gabriel Mendieta/ERO) (ogutierrez) (Entered: 11/30/1994)   |
| 03/15/1995 | 71        | MOTION to substitute attorney Robin Sanders by State of Texas John Brent Worley for third-party defendant Ann Richards, Docket Date 4/4/95 [71-1] motion, filed. (mgarza) (Entered: 04/06/1995)   |
| 05/10/1995 | 72        | ORDER granting [71-1] motion to substitute attorney Robin Sanders Added Sharon Felfe, entered; Parties notified. (signed by Magistrate Judge John W. Black) (mgarza) (Entered: 05/18/1995)  |
| 01/23/1996 | <u>73</u> | ORDER granting [65-1] motion for leave to file amended complaint consolidating cases B-94-328 with this case, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 01/26/1996)  |
| 01/23/1996 |           | Consolidated Lead Case (ogutierrez) (Entered: 01/26/1996)   |
| 02/01/1996 |           | MAIL RETURNED UNDELIVERABLE as to Robert Mendoza re: [73-2] order (ogutierrez) (Entered: 02/01/1996)  |
| 02/05/1996 | <u>74</u> | NOTICE of Hearing: set status conference for 2:30 4/12/96 before Magistrate Judge John W. Black, filed. (ogutierrez) (Entered: 02/06/1996)  |
| 02/06/1996 | <u>75</u> | Letter from Mr. Almaguer for request of production of medical records. (ogutierrez) (Entered: 02/06/1996)   |
| 02/12/1996 | <u>82</u> | AFFIDAVIT Re: Oscar Almaguer Avila, filed (mgarza) (Entered: 05/15/1996)  |
| 02/14/1996 | 77        | Letter from Mr. Almaguer requesting Continuance of second request for   |

|           | production of documents (vital records) to dft Cameron County. (ogutierrez) (Entered: 03/18/1996)  |
|-----------|--|
| <u>76</u> | AGREED MOTION to extend time to reset status conference by Cameron County, Texa, filed. (ogutierrez) (Entered: 02/23/1996)   |
| <u>78</u> | ORDER granting [76-1] agreed motion to extend time to reset status conference reset status conference for 2:30 4/26/96 before Magistrate Judge John W. Black, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 03/19/1996)   |
| <u>79</u> | APPLICATION FOR WRIT of habeas corpus ad testificandum by John Ashcraft, filed. (ogutierrez) (Entered: 04/22/1996)   |
| <u>80</u> | MOTION for leave to file supplemental complaint by John Ashcraft, Motion Docket Date 5/13/96 [80-1] motion, filed. (ogutierrez) (Entered: 04/23/1996)  |
| <u>81</u> | SUPPLEMENT to amended complaint by John Ashcraft, filed. (ogutierrez) (Entered: 04/23/1996)  |
| <u>83</u> | ORDER severing John Ashcraft from this action and be styled B-93-260-A, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 10/16/1996)   |
| <u>84</u> | AGREED MOTION to substitute attorney by Cameron County, Texa, filed. (ogutierrez) (Entered: 01/07/1997)  |
| <u>85</u> | ORDER granting [84-1] agreed motion to substitute attorney Added, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 01/14/1997)   |
| <u>86</u> | MOTION to amend [62-1] order by Cameron County, Texa, Motion Docket Date 10/22/97 [86-1] motion, filed. (ogutierrez) (Entered: 10/02/1997)   |
| <u>87</u> | AMENDED TEMPORARY INTERLOCUTORY ORDER, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 11/05/1997)  |
| 88        | MOTION for Daniel E Maeso to appear as counsel by State of Texas, John R Ward, Gilberto Hinojosa, Ellen J Halbert, Ann Richards, Joshua W Allen Sr, Allen B Polunski, Carol S Vance, R H Duncan Sr John Brent Worley for defendants, Motion Docket Date 11/25/97 [88-1] motion, filed. (ogutierrez) Modified on 11/06/1997 (Entered: 11/05/1997) |
| 89        | ORDER granting [88-1] motion for Daniel E Maeso to appear as counsel in place of John B Worley, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 12/02/1997)   |
|           | Deadline updated; mooting [68-2] motion to amend the preliminary injunction order and request for trial setting mooting [68-1] motion to vacate mooting [86-1] motion to amend [62-1] order (ogutierrez) (Entered: 07/14/1998)   |
|           | 78  79  80  81  84  85  86  87   |

|                        | MOTION for attorney fees by Jose Raul Castillo, Motion Docket Date 3/9/99 [91-1] motion, filed. (ogutierrez) (Entered: 02/17/1999)  RESPONSE by State of Texas to [91-1] motion for attorney fees, filed. (ogutierrez) (Entered: 03/09/1999)  RESPONSE by Cameron County, Texa to [91-1] motion for attorney fees, filed. (fmremp) (Entered: 03/10/1999)  Minute entry: Status conference held b/Judge Black. Keith Livesay in lieu of Michael Cowen, Robert Mendoza, Richard Burst and Daniel Maeso appeared in chambers. All parties to file a proposed final judgment by 5/3/99. set status conference for 10:00 5/21/99 before Magistrate Judge John W. Black, terminated deadlines (ogutierrez) (Entered: 03/31/1999) |
|------------------------|--|
| <u>93</u><br><u>94</u> | (ogutierrez) (Entered: 03/09/1999)  RESPONSE by Cameron County, Texa to [91-1] motion for attorney fees, filed. (fmremp) (Entered: 03/10/1999)  Minute entry: Status conference held b/Judge Black. Keith Livesay in lieu of Michael Cowen, Robert Mendoza, Richard Burst and Daniel Maeso appeared in chambers. All parties to file a proposed final judgment by 5/3/99. set status conference for 10:00 5/21/99 before Magistrate Judge John W. Black, terminated deadlines (ogutierrez)   |
| 94                     | fees, filed. (fmremp) (Entered: 03/10/1999)  Minute entry: Status conference held b/Judge Black. Keith Livesay in lieu of Michael Cowen, Robert Mendoza, Richard Burst and Daniel Maeso appeared in chambers. All parties to file a proposed final judgment by 5/3/99. set status conference for 10:00 5/21/99 before Magistrate Judge John W. Black, terminated deadlines (ogutierrez)  |
|                        | lieu of Michael Cowen, Robert Mendoza, Richard Burst and Daniel Maeso appeared in chambers. All parties to file a proposed final judgment by 5/3/99. set status conference for 10:00 5/21/99 before Magistrate Judge John W. Black, terminated deadlines (ogutierrez)  |
| <u>95</u>              |  |
|                        | ORDER set status conference for 10:00 5/21/99 before Magistrate Judge John W. Black, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 03/31/1999)  |
| <u>96</u>              | MOTION to terminate and vacate [64-1] order (preliminary injunction) by State of Texas, Ann Richards, Motion Docket Date 5/23/99 [96-1] motion, filed. (ogutierrez) (Entered: 05/04/1999)  |
| <u>97</u>              | MOTION to substitute party under Rule 25(d)(1)FRCP by State of Texas, et al Motion Docket Date 5/24/99 [97-1] motion, filed. (ogutierrez) (Entered: 05/05/1999)  |
| <u>98</u>              | RESPONSE by Cameron County, Texa, Jose Raul Castillo to [96-1] motion to terminate and vacate [64-1] order (preliminary injunction), filed. (ogutierrez) (Entered: 05/18/1999)   |
| 99                     | ORDER granting [97-1] motion to substitute parties names in the third party complaint under Rule 25(d)(1)FRCP, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 05/21/1999)  |
| 100                    | Minute entry: Status conference b/Judge Black; Attys Michael Cowen, Richard Burst and Daniel Maeso appeared. The following rulings were made: Pltf is to report to Judge Black by 5/26/99 regarding orders on injunctive. Attys fees issue: a. Plts to file final motion by 6/1/99. Reponse by State & Cameron County by 7/2/99. terminated deadlines Ct Reporter: ERO (ogutierrez) (Entered: 05/21/1999)  |
| 101                    | ORDER extending the automatic stay of the preliminary injunction by 60 days Motion hearing set for 10:00 7/23/99 for [96-1] motion to terminate and vacate [64-1] order (preliminary injunction), entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 05/27/1999)   |
|                        | 98   |

| 05/30/1999 | <u>102</u> | OBJECTION to Magistrate Judge's Report and Recommendation by Jon Alan Ashcraft to, filed (lalaniz) (Entered: 06/04/1999)  |
|------------|------------|---|
| 06/03/1999 | 103        | BRIEF by Jon Alan Ashcraft, E Sanchez, Francisco Lopez, Jose Raul Castillo in support of [91-1] motion for attorney fees, filed. (fmremp) (Entered: 06/10/1999)   |
| 06/03/1999 | <u>114</u> | RESPONSE by State of Texas in opposition to to Cameron County proposed order extending the automatic stay of the preliminary injunction by 60 days, filed (ogutierrez) (Entered: 09/07/1999)  |
| 06/16/1999 | <u>104</u> | MOTION for Edward Stapleton III to withdraw as attorney filed by pltfs E Sanchez, Francisco Lopez, and Jose Raul Castillo; Motion Docket Date 7/6/99 [104-1] motion (fmremp) (Entered: 06/21/1999)  |
| 06/28/1999 | <u>105</u> | ADVISORY TO THE COURT filed by defts State of Texas et al. (fmremp) (Entered: 06/30/1999)   |
| 07/21/1999 | 106        | ORDER set status conference for 9:00 7/27/99 before Magistrate Judge John W. Black, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 07/22/1999)  |
| 07/26/1999 | 107        | First Amended RESPONSE by Cameron County, Texa to [91-1] motion for attorney fees, filed. (ogutierrez) (Entered: 07/27/1999)  |
| 07/26/1999 | 107        | MOTION for attorney fees by Cameron County, Texa, Motion Docket Date 8/15/99 [107-1] motion, filed. (ogutierrez) (Entered: 07/27/1999)  |
| 07/27/1999 | <u>108</u> | Minute entry: Attys Michael Cowen, Richard Burst, Daniel Maeso and Jeff Milistone appeared. The following rulings were made. Order dismissing state dfts signed. Pltf will submit an order preserving status on or before 7/29/99. Request will be made for the appointment of a three judge panel pursuant to PLRA. terminated deadlines Ct Reporter: ERO Irma Soto (ogutierrez) (Entered: 07/30/1999) |
| 07/27/1999 | 109        | ORDER dismissing dfts and third party dfts The State of Texas, et al., entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 07/30/1999)   |
| 07/29/1999 | <u>110</u> | STIPULATION re: facts by Cameron County, Texa, Jose Raul Castillo, filed. (ogutierrez) Modified on 07/30/1999 (Entered: 07/30/1999)   |
| 07/29/1999 | 111        | ORDER continuing temporary injunction until further order from the Court, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 07/30/1999)  |
| 09/01/1999 | 112        | MOTION to extend time for filing notice of appeal by State of Texas, Motion Docket Date 9/21/99 [112-1] motion, filed. (ogutierrez) (Entered: 09/07/1999)   |
| 09/01/1999 | 113        | NOTICE OF APPEAL of [111-2] order by State of Texas, filed. Fee Status: 105.00 Receipt #: 113010 Appeal record due on 9/16/99 (ogutierrez) (Entered: 09/07/1999)  |
| 09/13/1999 |            | Notice of appeal and Copy of docket transmitted to USCA: [113-1]  |

|            |            | appeal (ogutierrez) (Entered: 09/13/1999)  |
|------------|------------|--|
| 09/13/1999 | <u>115</u> | ORDER granting [112-1] motion to extend time for filing notice of appeal, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 09/14/1999)   |
| 09/20/1999 | <u>116</u> | MOTION for non-consolidated relief by Gustavo Almaguer, Motion Docket Date [116-1] motion, filed. (lalaniz) (Entered: 09/22/1999)  |
| 10/04/1999 | 117        | TRANSCRIPT OF PROCEEDINGS of status conference for dates of 5/21/99 before Judge John William Black, filed. (Court Rptr: Gabriel Mendieta/ERO) (ogutierrez) (Entered: 10/05/1999)  |
| 10/04/1999 | <u>118</u> | TRANSCRIPT OF PROCEEDINGS of Status Conference for dates of 7/27/99 before Judge John William Black, filed. (Court Rptr: Gabriel Mendieta/ERO) (ogutierrez) (Entered: 10/05/1999)  |
| 10/14/1999 | 119        | DESIGNATION by State of Texas, John R Ward, Ellen J Halbert, Ann Richards, Joshua W Allen Sr, Allen B Polunski, Carol S Vance, R H Duncan Sr, James Riley, Thomas M Dunning, Jerry H Hodge of record on appeal, filed (ogutierrez) (Entered: 10/18/1999)   |
| 11/02/1999 |            | Certified and transmitted record on appeal consisting of 1 vol.of record and 1 transcript to U.S. Court of Appeals: [113-1] appeal. Circuit No. 99-41217 Parties ntfd. certified copies only. (ogutierrez) (Entered: 11/02/1999)   |
| 11/08/1999 | <u>120</u> | MOTION for summary judgment by Gustavo Almaguer, Motion Docket Date 11/28/99 [120-1] motion, filed. (ogutierrez) (Entered: 11/09/1999)   |
| 11/15/1999 | <u>121</u> | REQUEST by Jose Raul Castillo for a three judge panel, filed. (ogutierrez) (Entered: 11/16/1999)   |
| 11/29/1999 |            | Deadline updated; mooting [116-1] motion for non-consolidated relief granting [104-1] motion for Edward Stapleton III to withdraw as attorney (ogutierrez) (Entered: 11/30/1999)   |
| 01/11/2000 | 122        | ORDER granting [121-1] pltfs (agreed) request for a three judge panel is hereby GRANTED, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 01/14/2000)  |
| 01/13/2000 |            | Transmitted supplemental record on appeal: [113-1] appeal consisting of 1 vol. of record. (ogutierrez) (Entered: 01/13/2000)   |
| 01/24/2000 | 123        | ORDER mooting [107-1] motion for attorney fees mooting [96-1] motion to terminate and vacate [64-1] order (preliminary injunction) mooting [91-1] motion for attorney fees, entered; The motion for atty fess by both the pltf and Cameron County may be reurged following the ruling by the 5th Circuit Court of Appeals. Parties notified. ( signed by Magistrate Judge John W. Black ) (ogutierrez) (Entered: 01/25/2000) |
| 02/01/2000 | 124        | ORDER granting [121-1] request for a Three Judge Court, entered; Parties notified. (Carolyn Dineen King, Chief Judge for the Fifth Circuit) (ogutierrez) (Entered: 02/01/2000)   |

| 02/08/2000 | 125         | ORDER vacating [73-2] order of consolidation, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 02/10/2000)   |
|------------|-------------|--|
| 02/08/2000 | 1 <u>26</u> | REQUEST by Jose Raul Castillo for evidentiary hearing to determine whether this Court should approve the proposed settlement between the pltf class and dft Cameron County Texas, filed. (ogutierrez) (Entered: 02/10/2000)  |
| 02/10/2000 | <u>127</u>  | MOTION to intervene by State of texas, to stay by State of Texas, Motion Docket Date 3/1/00 [127-1] motion, 3/1/00 [127-2] motion, filed. (ogutierrez) (Entered: 02/14/2000)   |
| 02/22/2000 | <u>128</u>  | RESPONSE by State of Texas in opposition to [126-1] request for an evidentiary hearing, filed (ogutierrez) (Entered: 02/23/2000)   |
| 03/08/2000 |             | Deadline updated; denying [120-1] motion for summary judgment (ogutierrez) (Entered: 03/09/2000)   |
| 07/13/2000 | <u>129</u>  | MOTION for hearing before three judge panel by Jose Raul Castillo, Motion Docket Date 8/2/00 [129-1] motion, filed. (ogutierrez) (Entered: 07/20/2000)   |
| 08/08/2000 | 130         | ORDER granting [127-1] motion to intervene by State of texas granting [127-2] motion to stay, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 08/09/2000)   |
| 01/10/2001 | <u>131</u>  | Letter from Judge Black to all counsel, filed. Copy of letter mailed to all counsel of record. (ogutierrez) (Entered: 01/11/2001)  |
| 01/24/2001 | 132         | Minute entry: Telephonic Status Conference b/Judge Black held. Apps: Michael Cowen, Richard Burst, Daniel Maeso and Sharon Felfe appeared telephonic. Status conference to be reset. Sharon Felfe is to be substituted for Philip Lionberger as co-counsel for the Attorney General's Office. Clerk will make docket entry to correct substituion. Terminate Robert Mendoza as attorney for Eloy Sanchez. (ogutierrez) (Entered: 01/25/2001) |
| 01/24/2001 | 133         | ORDER set telephonic status conference for 1:30 2/23/01 before Magistrate Judge John W. Black, entered; Parties (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 01/25/2001)  |
| 02/01/2001 | 134         | Certified copy of USCA OPINION, filed. CCA No. 99-41217 (ogutierrez) (Entered: 02/06/2001)   |
| 02/01/2001 | 135         | JUDGMENT OF USCA (certified copy) 1/05/01 issued as mandate on 1/29/01 vacating and remanding to the District Court for further proceedings, filed. CCA No. 99-41217 (ogutierrez) (Entered: 02/06/2001)  |
| 02/01/2001 |             | Record and exhibits to be returned at a later date. (ogutierrez) (Entered: 02/06/2001)   |
| 02/02/2001 | <u>136</u>  | MOTION to amend definition by Jose Raul Castillo, et al Motion Docket  |

|            |            | Date 2/22/01 [136-1] motion, filed. (ogutierrez) (Entered: 02/06/2001)   |  |
|------------|------------|--|--|
| 02/07/2001 |            | Record on appeal returned from U.S. Court of Appeals consisting of 2 volumes of record. 2 volumes of supplemental record. 3 volumes of transcript. (ogutierrez) (Entered: 02/08/2001)  |  |
| 02/08/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [133-2] order (ogutierrez) (Entered: 02/08/2001)  |  |
| 02/09/2001 | 137        | RESPONSE by State of Texas and defendants and third party defendant Annn Richards, et al in opposition to [136-1] motion to amend definition, filed (ogutierrez) (Entered: 02/12/2001)   |  |
| 02/14/2001 | 138        | ORDER denying [136-1] motion to amend definition, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 02/15/2001)   |  |
| 02/16/2001 | 139        | UNOPPOSED MOTION to strike language from temporary order by Cameron County, Texa, Motion Docket Date 3/8/01 [139-1] motion, filed. (ogutierrez) (Entered: 02/21/2001)  |  |
| 02/23/2001 | 140        | Minute entry: telephonic status conference held b/Judge Black. Apps: Michael Cowen and Richard Burst appeared in chambers. Daniel Maes appeared telephonically. Hearing on attorney's fees will be held in June 2001. (ogutierrez) (Entered: 02/26/2001) |  |
| 02/23/2001 | <u>141</u> | ORDER set Attorney fees hearing 1:30 6/6/01 before Magistrate Judge John W. Black, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 02/26/2001)  |  |
| 02/23/2001 | <u>142</u> | ORDER granting [139-1] motion to strike language from Paragraph I and J of the Amended temporary order signed by this Court on 10/2/97, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 02/26/2001)         |  |
| 03/05/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [138-1] order (ogutierrez) (Entered: 03/05/2001)  |  |
| 03/05/2001 |            | MAIL RETURNED UNDELIVERABLE as to Jon Alan Ashcraft re: [138-1] order (ogutierrez) (Entered: 03/05/2001)   |  |
| 03/08/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [141-2] order (ogutierrez) (Entered: 03/08/2001)  |  |
| 03/09/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [142-1] order (ogutierrez) (Entered: 03/09/2001)  |  |
| 05/08/2001 | 143        | NOTICE of Vacation by Attorney Michael R Cowen, filed. May 5-thru23-2001 and June 9thry June 17,2001. (ogutierrez) (Entered: 05/08/2001)   |  |
| 05/31/2001 |            | Deadline updated; reset hearing on Attorney's Fees at 2:00 on 6/20/01 before Magistrate Judge John W. Black as per Copy of letter placed on correspondence side. (ogutierrez) (Entered: 05/31/2001)  |  |

| 06/20/2001 | 144        | Minute entry: Hearing on Attorney's fees held. Apps: Michael Cowen f/pltf; Richard Burst, Daniel Maeso and Susan Werner appeared. Pltfs' hourly rate discussed with the State. Cameron County seeking attorneys fees from State. No objection to Affidavit filed by Pltfs. Ct Reporter: Gabriel Mendieta/ERO. (ogutierrez) (Entered: 06/21/2001) |  |
|------------|------------|--|--|
| 06/20/2001 | 145        | ADDENDUM to [107-1] motion for attorney fees by Cameron County, Texa, filed. (ogutierrez) (Entered: 06/21/2001)  |  |
| 06/20/2001 | 146        | MOTION for award of attorneys' fees by Jose Raul Castillo, Motion Docket Date 7/10/01 [146-1] motion, filed. (ogutierrez) (Entered: 06/29/2001)  |  |
| 06/27/2001 | 147        | ORDER granting [146-1] motion for award of attorneys' fees granting [145-1] supplement addendum of Cameron County to attorneys fees, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 06/29/2001)  |  |
| 06/27/2001 | <u>148</u> | FINAL JUDGMENT and Permanent Injunction against State of Texas, Cameron County, Texa for Attorneys fees., entered. Parties ntfd. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 06/29/2001)   |  |
| 06/28/2001 |            | Case closed (ogutierrez) (Entered: 06/29/2001)   |  |
| 06/28/2001 | <u>149</u> | Letter mailed to Honorable Fortunato P Benavidez, and Honorable Hilda G Tagle from Judge John William Black. Copies also forwarded to Michael Milby and Chief Judge Carolyn King. (ogutierrez) (Entered: 07/02/2001)   |  |
| 07/16/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [148-1] order, [147-1] order (ogutierrez) (Entered: 07/16/2001)   |  |
| 07/19/2001 |            | MAIL RETURNED UNDELIVERABLE as to Jon Alan Ashcraft re: [148-1] order (ogutierrez) (Entered: 07/19/2001)   |  |
| 07/20/2001 |            | MAIL RETURNED UNDELIVERABLE as to Jon Alan Ashcraft re: [148-1] order (ogutierrez) (Entered: 07/23/2001)   |  |
| 08/16/2001 | 150        | AGREED MOTION for judgment nunc pro tunc by Cameron County, Texa, State of Texas, Jose Raul Castillo, et al filed. (ogutierrez) (Entered: 08/17/2001)  |  |
| 08/16/2001 | 151        | ORDER granting [150-1] agreed motion for judgment nunc pro tunc, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 08/17/2001)  |  |
| 08/16/2001 | <u>152</u> | JUDGMENT NUNC PRO TUNC;, entered; Parties notified. (signed by Magistrate Judge John W. Black) (ogutierrez) (Entered: 08/17/2001)  |  |
| 09/04/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [151-1] order (ogutierrez) (Entered: 09/04/2001)  |  |
| 09/04/2001 |            | MAIL RETURNED UNDELIVERABLE as to Gustavo Almaguer re: [152-1] judgment order (ogutierrez) (Entered: 09/04/2001)   |  |

| 09/07/2001 | MAIL RETURNED UNDELIVERABLE as to Jon Alan Ashcraft r [151-1] order (ogutierrez) (Entered: 09/07/2001) |   |  |
|------------|--|---|--|
| 09/19/2001 |  | MAIL RETURNED UNDELIVERABLE as to Jon Alan Ashcraft re: [152-1] judgment order (ogutierrez) (Entered: 09/19/2001) |  |
| 12/31/2001 | <u>153</u>   | NOTICE of Vacation of Michael Cowen, filed. January 3,2002 thru 1/8/02. (ogutierrez) (Entered: 01/02/2002)        |  |
| 04/26/2002 | <u>154</u>   | Complete Release of All Claims by Michael R. Cowen, filed. (lgarcia) (Entered: 04/26/2002)                        |  |
| 04/26/2002 | <u>155</u>   | Complete Release of All Claims by John Jose Martinez, filed. (lgarcia (Entered: 04/26/2002)                       |  |
| 04/26/2002 | <u>156</u>   | Complete Release of All Claims by Richard Burst, filed. (Igarcia) (Entered: 04/26/2002)                           |  |

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