

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4388

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| CA, ANTHONY | DEFENDANT R.V. TURNER | 82-8196-CV-PAINE DOCKET NO. PAGE ____ OF ____ PAGES |
|-------------|--------------------------|---|

NR.

PROCEEDINGS

ATTORNEY CONTINUATION

JAMES A. TUCKER
Florida Rural Legal Services, Inc.
2209 Euclid Ave
Ft. Meyers, FL 33901
813/ 334-4554

*Should be
page 2*

| DATE 1982 | NR. | PROCEEDINGS | JS-5 X-Card |
|--------------|-----|---|----------------|
| May 14 | 1 | COMPLAINT. W/Forma Pauperis Affidavit att. (Cy. mld. U.S. Atty., - Miami) | |
| June 15 | 2 | NOTICE of Transfer (PJK) Case transferred to Mag. Nimkoff for further proceedings. (EOD-6/22/82-CCAP) | |
| Aug. 6 | 3 | ORDER (PLK) APPROVING forma pauperis & directing service of process. (EOD-8/16/82-CCAP) | |
| 17 | 4 | SUMMONS issued as to R. V. Turner, Supt, Glades Correctional Facility. Copy to file. | |
| Sept. 27 | 5 | RETD. Summons exec. 8/25/82 ast o R.V. Turner | |
| Oct. 14 | 6 | RETURN of Document to Joseph Belitzky, Esq., Motion to Dismiss or in alternative for summary judgment | |
| 15 | 7 | RETURN to Order to Show Cause by deft. R.V. Turner | |
| 25 | 8 | MOTION to Dismiss or in the alternative for a summary judgment | |
| 25 | 9 | MEMO of law in support of defts motion to dismiss or for summary judgment | |
| Nov. 15 | 10 | MOTION for ext of time for pltf to file reply to Order to Show cause. NR | |
| 17 | 11 | REPLY on return to order to show cause, by pltf. | |
| <u>1983</u> | | | |
| Jan 13 | 12 | MOTION for summary judgment, by pltf. | |
| Feb 22 | 13 | RESPONSE to motion for S/J, by deft. | |
| 26 | 14 | REPLY to resp to M/SJ, by pltf. | |
| Apr 07 | 15 | LETTER to Judge Nincoff, from pltf dated ?? | |
| July 18 | 16 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM(PLN 7/18/83) as to ANTHONY LA MARCA, to Dist Ct.(EOD 7/21/83 CCAP) | |
| 22 | 17 | STATUS ocnf set for 8/25/83, in Miami. | |
| Aug 26 | 18 | RETURN (PARTIAL) on writ/habeas ad/testificandum, exec 8/25/83, as to ANTHONY LAMARCA transp to DADE CORRECTIONAL INST. | |
| Sept. 09 | 19 | NOTICE of hearing on 9/19/83 @ 10:00 a.m. @ Courtroom V U.S. Dist. Ct., @ Miami, Florida before Magistrate Peter Nimkoff | |
| 02 | 20 | WRIT of Habeas Corpus Ad Testificandum, Anthony LaMarca, material witness, to be brought before U.S. Dist. Court, Miami, on 9/19/83 @ 10:00 a.m. to give testimony at an evidentiary hearing. (9/2/83-PLN) | |
| 14 | 21 | NOTICE cancelling evid/hrg scheduled on 9/19/83. | |
| 19 | 22 | NOTICE of appr & sub of counsel for defts. | |
| 21 | 23 | AMENDED COMPLT, by pltfs. | |
| 30 | 24 | MOTION for permission to communicate w/potential classmembers, by pltfs. | |
| 30 | 25 | PARTIAL RETURN of writ of habeas, by US Marah on 9/19/83. | |
| Oct 03 | 26 | MOTION for enlgmt of time to resp to amend/complt, by defts.(GRANTED JCP 10/24/83) | |
| 06 | 27 | NOTICE of tkg dep of ANTHONY LA MARCA, HOMESTEAD, FL FCI. | |
| 06 | 28 | NOTICE of tkg dep of MARTIN SAUNDERS, GLADES CI, BELLE GLADES, FL. | |
| 06 | 29 | NOTICE of tkg dep of EDWIN JOHNSON, GLADES CI, BELLE GLADES, FL. | |
| 06 | 30 | NOTICE of tkg dep of HENRY ROSENBAUM, AVON PARK CO. | |
| 06 | 31 | NOTIOB for leave to tke deps. | |
| 14 | 32 | MOTION for class certification, by pltfs. | |
| 14 | 33 | MEMO in supp of above motion, by pltfs | |
| 19 | 34 | AMENDED notice of tkg dep of ANTHONY LA MARCA. | |
| 19 | 35 | AMENDED notice of tkg dep of EDWIN JOHNSON & MARTIN SANDERS. | |
| 19 | 36 | AMENDED notice of tkg dep of HENRY ROSENBAUM. | |
| 21 | 37 | ORDER(PLN 10/21/83) ordering that pltfs & counsel shall be permitted to communicate w/potential & or actual clas members.(EOD 10/28/83 CCAP) | |
| 31 | 38 | JOINT mdion for leave to tke dep of inmates, w/memo, by all ptys. | |
| 12 | 39 | MOTION for leave to tke depos, by defts. | |
| 20 | 40 | MOTION for enlgmt of time to file reply, by defts. | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-788-4388

IFF

DEFENDANT

82-8196-CIV-JCP

DOCKET NO. _____

PAGE 2 OF _____ PAGES

| E | NR. | PROCEEDINGS | |
|-------|-----|--|----|
| 02 | 41 | ANSWER by defts(ALL) | rd |
| 03 | 42 | ORDER(PLN 11/2/83) permitting depts of persons confined in prison.(EOD 11/8/83 CCAP) | |
| 23 | 43 | AMENDED notice of tkg dep of ANTHONY LA MARCIA. | rd |
| 23 | 44 | ANSWER to affirm defenses, by pltfs. | rd |
| 16 | 45 | RESPONSE to motion for class cert, by TURNER, WAINWRIGHT. | rd |
| 4 | | | |
| 18 | 46 | REPORT & Recommendation (1/16/84-PLN) Cause be certified as a class Action on behalf of all who are, have been or will be incarcerated in the Glades Correctional Institution in Belle Glade, Fla. | rd |
| 13 | 47 | ORDER(JCP 4/13/84) declaring the following & declared to be a cert/class for the purposes of the injct relief sought in the instant complt, former inmates no longer so incarcerated should not be members of the class seeking injc relief.(EOD 4/16/84 CCAP) | rd |
| 30 | 48 | NOTICE(PLN 4/30/84) setting status conf @ 11:00 AM in MIAMI on 6/8/84 before Mag Nimkoff. | |
| 18 | 49 | ORDER AT STATUS CONFERENCE(PLN 6/8/84)there appears to be no present pr/tr dispute the ptys to notify the ct before 8/8/84 what they jointly or severally believe to be the current pr/tr status of the case.(EOD 6/19/84 CCAP) | |
| 13 | 50 | NOTICE setting cause for 2/status conf on 9/4/84 @ 10:00 AM, before Mag/Nimkoff.(EOD 8/15/84 CCAP) | |
| 04 | 51 | NOTICE of status conf set for 9:30 AM in Miami, before Mag Nimkoff on 9/21/84. | |
| 25 | 52 | ORDER(PLN 9/25/84) directing both counsel advise ct re:recusal. (EOD 10/1/84 CCAP) | |
| 15 | 53 | STATUS REPT, by pltfs. | |
| 15 | 54 | NOTICE of appr of counsel bor pltfs. | |
| 18 | 55 | STIPULATION & ORDER(JCP 12/18/84) approving stip & the terms of stip are incorporated into a protective order, (EOD 12/21/84 CCAP) | rd |
| 985 | | | |
| y 30 | 56 | MOTION for lv to w/drw as counsel for Henry Rosenbaum.W/drw counsel David M. Lipman & Karen Coolman Amlong. | bs |
| 30 | 57 | SECOND status rpt by pltfs'. | bs |
| ILY 1 | 58 | ORDER(JCP-6-29-85) Granting mot. to w/draw of attys David Lipman & Laren amlong. (EOD-7-11-85) CCAP | jl |
| 11 | 59 | PRETRIAL ORDER(JCP-7/8/85) Requiring meeting of couns & pre/trl/stip to be filed 10/8/85. Cal call 10/11/85 at 9:00A.M. in W.P.B.,Fl. Trl to be set before Jdg. Paine on 10/21/85 at 9:30A.M. Place to be announced/ (EOD-7/15/85CCAP). | bs |
| 15 | 60 | MOTION to proceed IFF, by petitioner. | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-10M

| PLAINTIFF | | DEFENDANT | | DOCKET NO. _____ |
|------------|-----|--|--|--------------------|
| | | | | PAGE 3 OF ____ PAG |
| DATE | NR. | PROCEEDINGS | | |
| July 15 | 61 | ORDER (PLM-7/15/85) Notice of trl to be set before Mag w/out jury on 11/04/85 at 9:30 A.M. in crtrm V, Miami, Fla. Granting Mr. Lipman's mot for lv to w/drw as couns to Henry Rosenbaum. Deferring Rosenbaum's mot for apptmt of subst couns. His clm is severed from pltf class & is ABATED. Pre/trl stip to be filed by 10/28/85. No sep pre/trl conf will be conducted unless couns not crt bef 10/28/85.(EOD-7/25/85 CCAP). | | |
| Aug 26 | 62 | MOTION for leave to file sec amend complt, by pltfs. | | |
| | 63 | MEMO in supp of above. | | |
| | 64 | NOTICE of appr of WILLIAM R AMLONG as co counsel for pltfs. | | |
| Sept 4 | 65 | NOTICE Of app & subst of couns, Walter M. Meginniss apps as couns for defts in subst for Deborah J. Stephens & Kelly Overstreet Johnson bt W.M.Meginniss. | | |
| | 66 | MOTION for enlgmta o fimt to resp to mot to file sec amend complt, by defts. | | |
| | 67 | MEMORANDUM of law in opp to pltfs' mot for lv to file 2nd amend complt, by defts. | | |
| | 68 | REPLY memo of law in suppt of pltfs' mot for lv to file 2nd amend complt. | | |
| *9/20/85 | 69 | ORDER (PLN-9/19/85) Granting pltfs' mot for lv to file 2nd amend complt. & 2nd amend complt be filed nunc pro tunc 8/26/85. Defts shall ans forthwith. (EOD-9/26/85CCAP). | | |
| | 70 | NOTICE of app as add couns for defts. The law firm of Davis, Critton, Hoy & Diamond enters its app. | | |
| Oct 01 | 71 | MOTION to shorten time for disc, by pltfs, w/memo. | | |
| | 72 | MOTION to shorten time for disc, by pltfs, w/memo. | | |
| | 72 | RESPONSE to mot for enlgmt of tim & continuance, by pltfs. | | |
| ** 9/03/85 | 73 | MOTION for enlgmt & contuance to resp to 2-amend complt, by defts. | | |
| | 74 | MEMORANDUM in suppt of defts' mot for more def stmt by pltfs. | | |
| | 75 | MOTION of defts for more def stmt by defts. | | |
| | 76 | MOTION to decertify class by Asst Atty Genrl. | | |
| Oct 11 | 77 | NOTICE of w/drawal of mot to decertify class | | |
| *10/1/85 | 78 | ORDER (PLN-10/1/85) Directing that on 7/15/85 Mr. Rosenbaum's clm was severed & abated, no act will be tkn by crt until after trl of class-clm.(EOD-10/23/85CCAP). | | |
| | 79 | RESPONSE to defts' mot for more definite statement, by Pltf. | | |
| *16 | 80 | ORDER(JAGPLN10/15/85) Trial is cont to a special setting on 12/2/85 @9:30 before Judge Nimkoff (EOD10/28/85) | | |
| Nov 6 | 81 | PETITION for Habeas Corpus Ad Testificandum, pltfs. | | |
| | 82 | CERTIFICATE of service. | | |
| | 83 | DEMAND for jury trial, by defts. | | |
| | 84 | NOTICE of taking depo of David Aldred on 11/13/85. | | |
| | 85 | AMENDED notice of taking depo of: Eddie Cobb, Billy Joe Harper & James Kinner on 11/8/85. | | |
| | 86 | NOTICE of taking depo of Larry Pryor on 11/13/85. | | |
| | 87 | AMENDED notice of taking depo of David Alfred. | | |
| | 88 | NOTICE of taking depo of Wayne Epprecht. | | |
| | 89 | NOTICE of taking depo of Steve H. Bronson. | | |
| | 90 | NOTICE of taking depo of Ron Durrance | | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-SOM1554

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| F LAMARCA, et al | DEFENDANT R.V. TURNER, etc, et al | DOCKET NO. _____ PAGE 4 OF _____ PAGES |
|---------------------|--------------------------------------|---|

| NR. | PROCEEDINGS | 82-8196-CIV-JCP |
|-----|---|-----------------|
| 91 | MOTION to cont, by defts R.V. Turner & Randall Music. (NR____) | 11 |
| 92 | EXPERT witness reports, by Pltfs. | 11 |
| 93 | MOTION to amend complt in providing for a 3rd amended complt, by Pltfs.w/3rd amended complt attached. | dmt |
| 94 | NOTICE of tkg dep of Michael Gordon on 11/15/85, by deft. | dmt |
| 95 | NOTICE of subpoena for documents w/o dep, by Pltfs. | dmt |
| 96 | AMENDED Notice of tkg dep of Michael Gordon on 11/15/85, by defts. | dmt |
| 97 | MEMO of points & auth in supp of opp to demand for jury trial, by Pltfs. | dmt |
| 98 | RESPONSE in opp to M/to continue, by Pltfs. | dmt |
| 99 | NOTICE of pending motions on 11/21/85 at 3:00 P.M. | 11 |
| 100 | ORDER(JCP-11/21/85) granting pltf's petition for Habeas Corpus Ad - Testificandum. (EOD 11/27/85, CCAP) | 11 |
| 101 | NOTICE of subp for documents w/o depo issued to John B. Dunkle, by pltfs | 11 |
| 102 | MOTION to strike allegations of pltf's second amended aomplaint, by defts. (NR____) | 11 |
| 103 | AMENDMENT to mot of defts for cont, by defts. | 11 |
| 104 | APPEAL from Mag's order & petition for emergency hearing. | 11 |
| 105 | ORDER(PLN-11/25/85) granting nunc pro tunc 11/14/85, pltf's mot to file third amended complaint; court makes no present ruling regarding recoverability of attorney's fees or presence of State of Florida as deft for that purpose; denying deft's jury demand; denying deft's mot for further cont of trial; reserves ruling on deft's mot to strike. (EOD 12/6/85, CCAP) | 11 |
| 106 | UNILATERAL Pre- Trial stipulation, by pltf. | 11 |
| 107 | ANSWER to pltf third amended complaint, by defts R.V. Turner & Randall Music. | 11 |
| 108 | MOTION for an order to direct the State Court to release sealed records to this court for an in camera review, by pltf. (NR____) | 11 |
| 109 | RESPONSE to deft's appeal from Mag's order & petition for emergency hearing, by pltf. | 11 |
| 110 | SUPPLEMENTAL pretrial stip, by pltfs. | 11 |
| 111 | NOTICE of filing report of expert witness Alan M. Wagshul, M.D. by pltfs. | 11 |
| 112 | ORDER(JCP-12/2/85) denying defts Turner, Music & State of Florida's Appeal from Mag's Order & Petition for Emergency Hearing. (EOD 12/12/85,CCAP) | 11 |
| 113 | ORDER(PLN-12/4/85) amending & modifying the Court's previous Order of 11/21/85 to the extent that the Court directs that inmate Larry Pryor be transported to & held at the Dade Correctional Institution (D.C.I.) in Dade County, FL; directing officials of D.C.I. to transport Larry Pryor & supervise his custody; permitting pltf's counsel to confer with Larry Pryor at D.C.I. during his incarceration. (EOD 12/13/85,CCAP) | 11 |
| 114 | CJA 21 Voucher No. 953055 (PLN-12/6/85) appointing Steven E.M. Hartz, Esq. as counsel for Larry Pryor. | 11 |
| 115 | ORDER (PLN-12/2/85) directing deft through Dept of Correction to transport inmates who are either pltfs or witnesses by 9:00 A.M. on 11/28/85 to Dade County Jail in Miami, FL; Dade County Jail shall then transport these inmates to U.S. District Court at Miami to be available for trial commencing 12/2/85 at 12:30 P.M. in Courtroom 8 of the New Courthouse; transfer shall be made by 12:30 P.M., 12/2/85. (EOD 12/20/85,CCAP) | 11 |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-SOM

| PLAINTIFF | | DEFENDANT | | DOCKET NO. _____ |
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| | | | | PAGE <u>5</u> OF _____ PAG |
| DATE | NR. | PROCEEDINGS | | |
| <u>1985</u> | | | | |
| Dec 10 | 116 | TRANSCRIPT of Hearing dated 12/3/85 Pgs. 93-173. | | |
| ** 10 | 117 | TRANSCRIPT of Hearing dated 12/3/85, Pgs. 174-263. | | |
| 16 | 118 | NOTICE of Final Argument on 12/27/85 at 9:00 A.M. (40 minutes to a side) at Miami, Courtroom V. | | |
| *Dec 12 | 119 | ORDER (PLN 12/12/85) granting M/ to Direct State Court to Release Records to this Court in Camera (EOD 12/27/85 CCAP) | | |
| Dec. 23 | 120 | PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW by defts. | | |
| Dec. 20 | 121 | Proposed Findings of Fact and Conclusions of Law by plaintiffs | | |
| Dec. 27 | 122 | MOTION for Hearing on compliance with injunctive Order by Larry Pryor | | |
| <u>1986</u> | | | | |
| Jan 8 | 123 | MOTION TO EXCLUDE DEPO EVID. OF DEFT AND MEMO by pltfs. | | |
| 8 | 124 | CERTI. OF SERV. of M/Exclude by pltfs | | |
| 8 | 125 | MOTION FOR SUBSTI. OF PARTY DEFT and MEMO by pltfs | | |
| <u>1985</u> | | | | |
| Dec 20 | 126 | NOTICE of filing supplemental material, by pltf. | | |
| 20 | 127 | CJA 20 (PLN 12/19/85) Appointment and authority to pay crt appt'd csl in the amount of 153.75, voucher no. 953055. | | |
| <u>1986</u> | | | | |
| Jan 8 | 128 | REPORT (PLN 1/8/86) and recommendation. Pltf shall be compensated for injur Pltf's are entitled to an award of fees and award of atty fees and litigation expenses reimbursement. Pltfs shall file w/in 20 days fee/expense submissions and accompanying memo as to this issue. Deft respond w/in 20 days from pltf's filing. See original R & R for further information. | | |
| 10 | 129 | ORDER (PLN 1/10/86) Chester Lambdin is subst as a pty deft in the stead of Re Music. Deft Lambdin is solely in his official capacity for purposes of injunctive and other equitable relief. (EOD 1/27/86-ccap). | | |
| 10 | 130 | ORDER (PLN 1/10/86) GRANTING pltf's m/ for exclude depo evidence of defts and being apprised of its permisses. This crt recommends that the depo's c the seven deponents taken at the initiative of defts on 12/17/85 should be excused from consideration in this lawsuit. (EOD 1/27/86-ccap). | | |
| 10 | 131 | ORDER (PLN 1/10/86) GRANTING pltf's m/ to file a third amended complt, Keith previously indicated as a named ptys pltf in this action, is expressly w/drawn as a litigant to this action. (EOD 1/27/86-ccap). | | |
| 14 | 132 | MOTION to cont hearing and to issue writ of habeas corpus and testificandum, Larry Pryor. | | |
| 15 | 133 | MOTION for enlargement of time, by defts. NR <u>151</u> | | |
| 17 | 134 | PETITION for hearing on appeal of Mag's order under ruel 4(a), by defts. | | |
| 17 | 135 | RESPONSE to movant, Larry Pryor's m/ to cont hearing and to issure writ of habeas corpus ad testificandum, by pltf. | | |
| 17 | 136 | RESPONSE to defts' m/ for enlargement of time, by pltf. | | |
| 17 | 137 | CERTIFICATE of service, by pltf. | | |
| *** 12 | 138 | NOTICE of hearing on compliance w/ injunctive order set for 1/16/86. | | |
| 30 | 139 | NOTICE of filing of Larry Pryor in sup of mot for hearing on comp/inju order | | |
| 31 | 140 | MOTION by pltf for award of attny fees & lit expenses (NR _____) | | |
| 31 | 141 | REQUEST by pltf's attny for oral arg on pltfs' mot for awrd of attny fees & | | |
| 31 | 142 | MEMO in support of pltfs' mot for award of fees' & lit exp. | | |
| 31 | 143 | EXHIBITS filed for pltf in support of mot for award of attny fees' & lit ex: | | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-SOM-1534

IFF

DEFENDANT

ONY LaMARCA

R. V. TURNER

DOCKET NC82-8196-CTV

PAGE 6 OF JCP PAGES

| NR. | PROCEEDINGS | |
|--------|---|----|
| 144 | RESPONSE to def't's petition for hrg on appeal of Mag. Order under Rule 4(a), by pltf. | pb |
| 145 | RESPONSE to def't's M/for add't'l enlargement of time to resp to rept & recomm of Mag., by pltf. | pb |
| 146 | RESPONSE to def't's M/for enlargement of time to resp to pltf's M/for fees & litigation expenses., by pltf. | pb |
| 147 | NOMINATION of committee member required by rept & recomm, by pltf. | pb |
| 0 148 | REPLY to pltf's response to pet for Hearing on Appeal, by def't. (EOD 2-25-86) | cf |
| 0 149 | MOTION for Enlargement of time to respond to pltf's mot for fees & Lit expenses. NR | cf |
| 0 150 | MOTION for add'l enlargement of time to respond to report & recommendation of U.S. mag. NR 156 | cf |
| 8 151 | ORDER(JCP 2-17-86) granting mot for enlargement of time to def'ts(EOD 2-25-86) | cf |
| 7 152 | MOTION for add'l enlargement of time to respond to Report & recommendation of U.S.Mag.NR | cf |
| 17 153 | RESPONSE to Mag's report & recommendation by def'ts et al. | cf |
| 18 154 | NOTICE of filing add'l portions of transcripts, by def'ts . | cf |
| 18 155 | AMENDED RESPONSE of def'ts, including objections to Mag's Report & Recommendation, by def'ts. | cf |
| 19 156 | ORDER(JCP3-18-86)GRANTING mot for add'l enlargement of time til 3-17-86, to resp to report & recommendation of Mag. (EOD3-24-86-CCAP) | cf |
| 25 157 | TRANSCRIPT of hrg before Mag. Nimkoff, 11-25-85 in Miami. | cf |
| 18 158 | TRANSCRIPT of hrg before Judge Nimkoff, 12-2-85, Miami. | cf |
| 18 159 | TRANSCRIPT of trial proceedings, 12-11-85, Miami. | cf |
| 18 160 | TRANSCRIPT of afternoon session of tr proceedings, 12-11-85. | cf |
| 18 161 | TRANSCRIPT of tr proceedings, 12-12-85, Miami. | cf |
| 18 162 | TRANSCRIPT of proceedings, 12-12-85, Miami. | cf |
| 18 163 | TRANSCRIPT of proceedings, 12-13-85, Miami. | cf |
| 18 164 | TRANSCRIPT of afternoon proceedings, 12-13-85, Miami. | cf |
| 25 165 | NOTICE of filing of transc of hrg on 11-25-85, by def'ts. | cf |
| 27 166 | MOTION for enlargement of time & supporting Memo, by pltf's. | cf |
| 18 167 | ORDER(JCP4-15-86)GRANTING pltf's mot for enlargement of time thru 4-29-86. (EOD4-22-86) | cf |
| 24 168 | MOTION for enlargement of time & sup Memo, by pltf's. | cf |
| 2 169 | ORDER(JCP4-28-86) GRANTING mot forenlgmt of time, by pltf's, pltf's have til 5-29-86 to file response to def'ts exception to recommendations of Mag.. (EOD5-8-86-CCAP) | cf |
| 2 170 | MOTION for leave to file 2 days late their reply Memo to def'ts response & Objection to Mags report, by pltf's. NR 172 | cf |
| 30 171 | ORDER & WRIT OF HABEAS CORPUS AD TESTIFICANDUM(JCP5-30-86)GRANTING mot to cont hrg, Hrg on Compliance set for 6-24-86 @ 1 PM, Louie Wainwright to del Larry Pryor to Marshal 6-24-86.(EOD6-3-86-CCAP) | cf |
| 9 172 | ORDER(JCP6-6-86)GRANTING pltf's mot for leave to file 2 days late, their reply memo to def'ts response & obj to Mag's report.(EOD6-10-86-CCAP) | cf |
| 24 173 | MEMO RE: The Binding of non-parties by Court Inj. order xx as to Larry Pryor. | lg |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-50M-1

| PLAINTIFF | | DEFENDANT | DOCKET NO. _____ |
|-------------|-----|---|----------------------------|
| | | | PAGE <u>7</u> OF _____ PAG |
| DATE | NR. | PROCEEDINGS | |
| <u>1986</u> | | | |
| JUNE 26 | 174 | RETURN of svc on order & writ of H/C ad testificandum exec. on 6/24/86 | |
| 27 | 175 | ORDER (JCP 6/25/86) denying relief requested by witness Larry Pryor (EOD 7/9/86 CCAP) | |
| *12-6-85 | 176 | TRANSCRIPT of hrg before Judge Nimkoff on 12-4-85, pgs 338-433 | |
| Oct 14 | 177 | TRANSCRIPT of proceedings before Judge Nimkoff on 12-4-85, pgs 435-606. | |
| 14 | 178 | TRANSCRIPT of proceedings before Judge Nimkoff on 12-5-85, pgs 608-705A. | |
| 14 | 179 | TRANSCRIPT of proceedings before Judge Nimkoff on 12-5-85, pgs 706-878. | |
| 14 | 180 | TRANSCRIPT of hrg before Judge Nimkoff on 12-6-85, pgs 879-1000. | |
| 14 | 181 | TRANSCRIPT of hrg before Judge Nimkoff on 12-9-85, pgs 1001-1109. | |
| 14 | 182 | TRANSCRIPT of hrg before Judge Nimkoff on 12-10-85, pgs 1234-1324. | |
| 14 | 183 | TRANSCRIPT of hrg beofre Judge Nimkoff on 12-10-85, pgs 1110-1233. | |
| 14 | 184 | TRANSCRIPT of testimony of David Brierton before Judge Nimkoff on 12-12-85, pgs 1-68. | |
| 14 | 185 | TRANSCRIPT of proceedings before Judge Nimkoff on 12-12-85, pgs 71-121. | |
| 14 | 186 | TRANSCRIPT of depo of Angelo Palmer before R. Wolinsky on 12-17-85, pgs 1-8. | |
| 14 | 187 | TRANSCRIPT of depo of Alvin Strachan on 12-17-85, pgs 1-17. | |
| 14 | 188 | TRANSCRIPT of depo of William Deese on 12-17-85, pgs 1-12. | |
| 14 | 189 | TRANSCRIPT of depo of David Wing on 12-17-85, pgs 1-13. | |
| 14 | 190 | TRANSCRIPT of depo of Alvin Greenwood on 12-17-85, pgs 1-17. | |
| 14 | 191 | TRANSCRIPT of depo of Thomas Vaughn on 12-17-85, pgs 1-23. | |
| 14 | 192 | TRANSCRIPT of depo of Emilio Martinez on 12-17-85, pgs 1-24. | |
| Nov 18 | 193 | SUPPLEMENTL auth in suppt of our reply memo to defts' resp & obj to Mag's rpt by pltfs'. | |
| 20 | 194 | NOTICE of suppl Author by defts. | |
| 28 | 195 | RESPONSE to pltfs analysis of supplemental authority, by Asst. Attny Gen. | |
| <u>1987</u> | | | |
| Feb 2 | 196 | AFFIDAVIT of indigency from DAVID Aldred. | |
| May 11 | 197 | TRANSCRIPT of hrg before Judge Nimkoff on 12-2-85, pgs 1-92. | |
| 11 | 198 | TRANSCRIPT of hrg before Judge Nimkoff on 12-3-85, pgs 264-337. | |
| June 4 | 199 | PARTIAL F/J(CLK 6-4-87)ENTERED for PLTF (See file for details)Case remains open as to further injunctive relief, atty fees & expenses.(EOD6-8-87- CCAP) | |
| 4 | 200 | ORDER(JCP6-4-87)AFFIRMING R&R of Mag PLN (DE #128)See file for details. (EOD6-10-87-CCAP) | |
| 15 | 201 | MOTION for new trl & to amend findings, by defts Turner & Lambdin. NR <u>235</u> | |
| 16 | 202 | MOTION for enlargement of time to file add'l grounds for post judgment relief, by defts. NR <u>203</u> | |
| 16 | 203 | ORDER(JCP 6-18-87)GRANTING defts mot for enlargement of time.(EOD6-23-87- CCAP) | |
| 18 | 204 | NOMINATIONS to committees & request for enlargement of time for completion of nominations, by defts. NR _____ | |
| 18 | 205 | SUPPLEMENTAL MOTION in suppt of mot for award of atty fees & expenses & Memo in suppt, by pltfs. NR _____ | |
| 18 | 206 | EXHIBITS in suppt of suppl mot & Memo in suppt of mot for atty fees & expenses, by ptlfs. | |

CIVIL DOCKET CONTINUATION SHEET

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| PLAINTIFF | DEFENDANT | 82-8196-CV-JCP |
| RECA, ANTHONY | TURNER, R.V. | DOCKET NO. _____ |
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| E | NR. | PROCEEDINGS | |
|-----|-----|---|-----------|
| 23 | 207 | MOTION & Memo for enlargement of time for response to mot & suppl mot for atty fees, by defts Turner & Lambdin. | NR 212 cf |
| 24 | 208 | SUPPLEMENTAL MOTION for new trl & re-hrg w/Memo, by defts. | NR 232 cf |
| /85 | 209 | NOTICE of subp for documts w/out dep by David M. Lipman, Esq. | bs |
| 25 | 210 | SUPPLEMENT to nomination to committee by Walter M. Meginniss, Asst Atty Genrl. | bs |
| 5 | 211 | ORDER (JCP-6/25/87) Granting defts' mot for an elgmt of time in which to file curriculum vitae of Dr. Edward A. Herrera. (EOD-6/30/87CCAP). | bs |
| 9 | 212 | ORDER (JCP-6/29/87) Granting R.V. Turner & Chester Lambdin's mot for enlgmt of time for resp to mot & supplemtl mot for atty's fees. (EOD-6/30/87CCAP). | bs |
| 2 | 213 | NOMINATIONS to Committees, by pltf. | cf |
| 6 | 214 | RENEWED MOTION for appt of csl & Notice of chg of add, by co-pltf Rosenbalm. | NR 231 |
| 7 | 215 | RESPONSE to defts mot for new trl, by pltf. | NR 231 cf |
| 7 | 216 | RESPONSE to pltf's mot for atty fees, by defts. | cf |
| 7 | 217 | MOTION & Memo for ext to file suppt'g affidavits, by defts. | NR 221 cf |
| 9 | 218 | MOTION for evidentiary hrg & Memo of Law, by pltf. | NR 228 cf |
| 9 | 219 | SECOND SUPPLEMENTAL MOTION for atty & Litigation fees & Memo of Law in suppt, by pltf. | NR 231 cf |
| 0 | 220 | MOTION for leave to file reply Memo upon receipt of suppl submissions of defts, by pltf's. | NR 222 cf |
| 7 | 221 | ORDER(JCP 7-17-87)DENYIN, as moot, defts mot for ext to file suppt'g affidavits. (EOD7-17-87-CCAP) | cf |
| 7 | 222 | ORDER(JCP7-17-87)DENYING, as Moot, pltf's mot to file Reply Memo.(EOD7-17-87-CCAP) | cf |
| 1 | 223 | RESPONSE to pltf's 2nd amended mot for fees, by defts. | cf |
| 3 | 224 | MOTION for ext of time to reply to defts response to pltf's 2nd amended mot for fees, by pltf's. | NR 225 cf |
| 6 | 225 | ORDER(JCP 8-6-87)GRANTING pltf's mot for ext of time: Pltf's have 20 days, til 8-20-87, to file reply.(EOD8-10-87-CCAP) | cf |
| 1 | 226 | REPLY to defts response to pltf's second amended mot for fees, by pltf's. | cf |
| 1 | 227 | CERTIFICATE of service, by pltf's. | cf |
| 11 | 228 | ORDER(JCP 9-11-87)GRANTING pltf's mot for Evidentiary hrg, now set for 10-9-87 @ 1 PM.(EOD9-14-87-CCAP) | cf |
| 1 | 229 | AFFIDAVIT of Indigency, by David Aldred. | cf |
| 17 | 230 | ORDER(JCP 9-17-87)DENYING pltf's request for copies, pltf to contact csl for information he desires.(EOD9-18-87-CCAP) | cf |
| 21 | 231 | ORDER(JCP 9-19-87)DENYING pltf's mot for appt of csl.(EOD9-22-87-CCAP) | cf |

Cont'd

CIVIL DOCKET CONTINUATION SHEET

DEFENDANT

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NR.

PROCEEDINGS

- 32 ORDER(JCP 9-19-87)DENYING defts mot for New trl/Amend Findings:
VACATING portion of ord entered 6-4-87 which directs St. of FL
to bear cost of committees: ORDERING costs of committee to be
born by Supt Chester Lambdin.(EOD9-22-87-CCAP) cf
- 33 NOTICE OF APPEAL filed by defts Turner & Lambdin from Partial
F/Jdgmt & Ord on R&R entered 6-4-87 & Ord entered 9-19-87.
(Fee Pd) cf
- NOA transmitted to USCA, copies to all interested parties. cf
- 34 THIRD SUPPLEMENTAL MOTION for award of atty fees & expenses, by
ptlfs. NR236cf
- 35 MEMORANDUM of Law in suppt of 3rd suppl mot for atty fees, by
ptlfs. cf
- 36 ORDER(JCP 10-8-87)On ptlfs various mots for atty & litigation
fees. (See file for details) (EOD10-13-87-CCAP) cf
- 37 MOTION & Memo for leave to file transcripts, by deft. NR237cf
- LETTER from USCA dtd 10-7-87 acknowledging receipt of NOA, CA #
87-5878. cf
- 238 ORDER (JCP-10/14/87) Granting defts mot for lv to file transcs.
(EOD-10/19/87CCAP). bs
- 239 NOTICE of filing transcripts of: Record of Proceedings of 10-8-85,
Depo of Glenn Caddy on 12-4-85, & depo of Richard Swanson on
11-29-85, by defts. cf
- 240 MEMORANDUM of Law on Litigation Expense by defts sr
- 241 MEMORANDUM of Law on Disputed Litigated Expenses by ptlfs sr
- LETTER from USCA dtd 11/10/87 requesting ROA. cf
- 242 TRANSCRIPT of proceedings before Mag Nimkoff on 10-8-85, Mia,
pgs 1-46. cf
- ROA sent to USCA consisting of 5 vols pldgs & 23 vols transcripts. cf
- 243 RESPONSE to deft's. mot. for enlgmnt. of time & cont., by pltf. kw
- LETTER from USCA ret'g Vols 24 & 25 of ROA as they are duplicates
which are incorporated into main vols of transcripts. cf
- 244 NOTICE of Vol dismiss'l, by Henry Rosenbaum. cf
- 245 ~~*~~ MANDATE(USCA11-15-88)DISMISSING appeal. RETURNING case to Dist Crt
to complete disposition of case.(EOD11-23-88)(Returned ROA
consisting of 26 vols.) cf
- 246 MOTION for SStatus Conf, by pltf. NR25/cf
- 247 NOTICE of svc of pltf injunctive relief, interrog to defts, by ptlfs. sbg

Continued

CIVIL DOCKET CONTINUATION SHEET

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| IE | NR. | PROCEEDINGS | |
|----|-----|--|-----|
| 18 | 248 | MOTION for ext of time to complete discov, by Lambdin. NR <u>254</u> | cf |
| 21 | 249 | NOTICE of pendency of mot, by ptlf. | cf |
| 18 | 250 | SECOND NOTICE of pendency of mot, by ptlfs. | cf |
| 02 | 251 | ORDER(JCP10/2/89)GRANTING ptlfs mot for status conf. SCHEDULING conf for 10/13/89 @ 11 AM.(EOD10/3/89) | cf |
| 12 | 252 | NOTICE of status conf set for 10/18/89 @1 PM. | cf |
| 13 | 253 | MOTION for re-hrg, by ptlf. NR <u>253</u> | cf |
| 23 | 254 | ORDER(JCP10/23/89)SETTING discov to be concluded by 12/11/89, SCHEDULING evidentiary hrg for 1/8/90 @9:30. Crt w/not entertain any mots for cont.(EOD10/31/89) | cf |
| 3 | 255 | NOTICE of appr of James Tucker for ptlfs. | cf |
| 16 | 256 | MOTION for lv to take depo's & for emergency consideration & Memo, by Lambdin. NR <u>258</u> | cf |
| 17 | 257 | SUPPLEMENT to mot for lv to take depo's, by Lambdin. | cf |
| 11 | 258 | ORDER(JCP12/5/89)GRANTING defts mot to take certain depo's. EXTENDING discov date to 12/15/89.(EOD12/11/89) | cf |
| 15 | 259 | NOTICE of tkg depo of Lambdin, Col Pipta, Capt Hicks, Henry Heatherly, Gary Lane & Medina on 12/15/89. | cf |
| 22 | 260 | PETITION for Writ of H/C Ad Testificandum, by ptlfs (see file for details). NR <u>261</u> | vpd |
| 26 | 261 | ORDER (JCP 12/16/89) for issuance of Writ of H/C Ad Testificandum, GRANTED (see file for details).(EOD 12/28/89) | vpd |
| 26 | 262 | MOTION for appt of Special Process Server, by ptlfs. NR <u>263</u> | vpd |
| 26 | 263 | ORDER (JCP 12/26/89) GRANTING appt of Special Process Server (Albert Lee) to serve Writs of H/C.(EOD 12/28/89) | vpd |
| 26 | 264 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Eduardo Acosta to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | vpd |
| 26 | 265 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Joseph Haveard to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | vpd |
| 26 | 266 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver George Jonas to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | vpd |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M 4398

| PLAINTIFF | | DEFENDANT | | 82-8196-CV-JCP DOCKET NO. _____ | | |
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| LAMARCA, ANTHONY | | TURNER, R. V. | | PAGE 11 OF _____ PAGES | | |
| DATE | NR. | PROCEEDINGS | | | | |
| <u>1989</u> | | | | | | |
| Dec 26 | 267 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver David Marsh to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | | | | vpd |
| | 268 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Shelby Robertson to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | | | | vpd |
| | 269 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Martin Saunders to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | | | | vpd |
| | 270 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Mark C. White to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | | | | vpd |
| | 271 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Antonio Yepes to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | | | | vpd |
| | 272 | WRIT of H/C Ad Testificandum (Clk 12/26/89) COMMANDING FL Dept. of Corrections to deliver Arnold Dennis to U.S.D.C. on 1/8/90 @ 9:30 a.m. before Judge Paine in WPB, and to return him to his place of custody. | | | | vpd |
| <u>1990</u> | | | | | | |
| Jan 8 | 273 | NOTICE of filing wit & exh lists, by deft Lambdin. | | | | cf |
| | 274 | EXHIBIT LIST, by pltfs. | | | | cf |
| | 275 | MOTION to consider add'l evidence, by defts. | | | | cf |
| | 276 | WITNESS LIST, by pltf. | | | | cf |
| | 277 | MOTION to compel prod of doc's, by defts. | | | | cf |
| | 278 | MEMO in suppt of mot for prod of doc's, by defts. | | | | cf |
| | 279 | MINUTES of Evidentiary hrg commenced, cont'd to 1/9/90. | | | | cf |
| | 280 | MINUTES of Evidentiary resumed, cont til 1/10/90. | | | | cf |
| | 281 | ORDER(JCPl/9/90)GRANTING defts mot to subst Lambdin for Turner as Supt of GCI, presently serving.(EOD1/11/90) | | | | cf |
| | 282 | MOTION to consider add'l evidence, by defts. | | | | NR _____ cf |
| | 283 | LIST of propective witn's, by ptlfs. | | | | cf |
| | 284 | LIST of Exh's, by pltf. | | | | cf |
| | 285 | NOTICE of filing wit & exh lists, by deft Lambdin. | | | | cf |
| 10 | 286 | MINUTES of evidentiary hrg on 1/10/90 commenced, cont'd to 1/11/90. | | | | cf |
| 11 | 287 | MINTUES of evidentiary hrg on 1/11/90 resumed, cont til 1/12/90. | | | | cf |

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| DATE | NR. | PROCEEDINGS | |
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| <u>1990</u> | | | |
| Jan | 12 | 288 | MINUTES of evidentiary hrg on 1/12/90 resumed & concluded. cf |
| | 10 | 289 | MINUTES of evidentiary hrg on 1/10/90 resumed & cont'd to 1/11/90. cf |
| Feb | 26 | 290 | TRANSCRIPT of trl before Jdg Paine on 1/8/90, pgs 1-163. cf |
| | 26 | 291 | TRANSCRIPT of trl before Jdg Paine on 1/9/90, pgs 164-359... cf |
| | 26 | 292 | TRANSCRIPT of trl before Jdg Paine on 1/10/90, pgs 360-467. cf |
| | 26 | 293 | TRANSCRIPT of trl before Jdg Paine on 1/11/90, pgs 468-654. cf |
| | 26 | 294 | TRANSCRIPT of trl before Jdg Paine on 1/12/90, pgs 655-779. cf |
| Mar | 09 | 295 | MOTION for Clarification & enlgmt of time to file submission w/memo, by Lambdin. NR _____ cf |
| | 16 | 296 | ORDER(JCP3/13/90)GRANTING defts mot for enlgmt of time til 4/9/90 to submit proposed Findings of Fact & Conclusions of Law & there w/be no add'l ext's.(EOD3/20/90) cf |
| Apr | 09 | 297 | NOTICE of filing proposed ord on pltfs prayer for Class Action Injunctive relief, by Lambdin. cf |
| | 10 | 298 | CERTIFICATE of svc, by Lipman. cf |
| | 29 | 299 | ORDER(JCP4/28/90)GRANTING pltfs request for Injunctive relief, clk to enter F/J in favor of ptlfs in accordance w/ord entered 6/4/87 & this ord, clk to close caseVACATING portions of 6/4/87 ord which contemplates use of committes, all other aspects remain in full force & incorporated herein, RESERVING ruling on mot for atty fees & costs til fully briefed, pltfs to file affidavits in suppt of atty fees & costs w/in 20 days.(EOD 4/30/90-CCAP-M-5/9/90) cf |
| | 30 | 300 | FINAL JUDGMENT(CLK4/30/90)READOPTING & CONTINUING ord entered 6/4/87 except as modified by ord of 4/29/90, ENTERTING jdgmt effective 6/4/87 for pltfs agnst Turner, Total compensatory damages in amt of \$178,500.00, int of 7.02% to run from 6/4/87, Jdgmt entered agnst deft for pltfs epprecht & Gordon, pltfs to have nothing, pltfs to submit affidavits in suppt of award of fees & costs w/in 20 days.(See file for further details. (EOD5/1/90-CCAp-M-5/9/90) cf |
| May | 10 | 301 | MOTION for new trl or to alter jdgmnt, by Lambdin. NR <u>3/6</u> cf |
| | 22 | 302 | MOTION for ext of time to file mot for atty fees, by pltf. NR _____ cf |
| | 22 | 303 | MOTION for lv to file memo in excess of 20 pgs, by pltfs. NR _____ cf |
| | 25 | 304 | MOTION for atty fees & litigation expenses w/exh's attached, by pltfs. NR <u>3/6</u> cf |
| | 29 | 305 | RESPONSE to defts mot for new trl or to alter jdgmt, by pltf. cf |
| June | 05 | 306 | MOTION for ext of time to resp to request for atty fees, w/memo, by Lambdin. NR _____ cf |
| | 25 | 307 | MOTION for add'l ext of time to resp to request for atty fees & take discov, by Lambdin. NR _____ cf |
| July | 09 | 308 | RESPONSE to ptlfs mot for atty fees & expenses, by Lambdin. cf |
| | 19 | 309 | MOTION for enlgmt of time to resp to defts resp to mot for atty fees & costs, by pltfs. NR _____ cf |

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| <u>1990</u> | | |
| July 30 | 310 | ORDER(JCP7/23/90)GRANTING pltfs mot for ext of time til 7/30/90 to resp to mot for atty fees & lit expenses. (EOD7/31/90-CCAP) |
| 31 | 311 | REPLY MEMO ti resp to mot for atty fees & lit expenses, by pltfs. |
| Aug 08 | 312 | REQUEST for evidentiary hrg, by pltfs. NR ____ |
| 13 | 313 | NOTICE of mot pend'g more than 60 days, by pltf. |
| Sept 04 | 314 | SUPPLEMENTAL NOTICE of Pendency, by pltfs. |
| 11 | 315 | NOTICE OF SUPPLEMENTAL AUTHORITY in resp to pltf's mot for attys fees, by deft. |
| October 8 | 316 | ORDER (JCP 10/6/90) DENYING deft mot for new trl or to alter jdmt & GRANTING pltfs' mot for award of atty 's fees (DE 304) AWARDING fees & costs for Stage I of \$143,239.86 @ 7% interest per year from 10/8/87 through payment & for Stage II of \$164,222.95 @ 12% interest per year from date of this order through payment. THIS ORDER IS FINAL in nature as required by 11th Circuit dism of original appeal & accordingly defts have 30 days in which to file an appeal. (EOD 10/15/90-CCAP, M: 10/23/90) |
| 26 | 317 | NOTICE OF APPEAL from F/J dated April 30, 1990 & the Order denying new trl & granting attys' fees dated October 6,1990, by defts. (Fee pd, copies to USCA, Judge, Crt. Rptr., Crt. Rptr. Coord., cs1) |
| 29 | --- | LETTER OF TRANSMITTAL TO USCA w/cert copy of NOA, docket sheet, F/J & Order appealed from w/ statement re ROA transmittal. |
| Nov 02 | 318 | AMENDED NOTICE OF APPEAL filed from F/J entered 4/30/90, the Order denying new trl & granting attys' fees entered 10/6/90, the partial F/J & Order on R&R entered 6/4/87 and the Order denying defts' mot for new trl & to amend findings entered 9/19/87. (No fee pd, copies to USCA, Judge, Crt. Rptr., Crt. Rptr. Coord., cs1) |
| 05 | -- | LETTER OF TRANSMITTAL TO USCA w/cert copy of amended NOA, docket sheet, and F/J's and Orders appealed from. |
| 16 | -- | ACKNOWLEDGEMENT by USCA of NOA and Amended NOA, assigning Case No. USCA 90-5909. |
| Dec 07 | -- | SUPPLEMENTAL CERTIFICATE OF READINESS of ROA sent to USCA advising file consists of 7 volumes of pleadings, 28 volumes of exhibits and 7 expandables of exhibits. (12/18/90 USCA ack rec'd) |
| <u>1991</u> | | |
| Mar 25 | --- | TRANSMITTAL of ROA in resp to USCA request rec'd 3/22/91, consisting of 35 volumes (7 vols of pldgs, 21 vols of trans) plus 7 expandable folders of exhibits |

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| DATE | NR. | PROCEEDINGS | | | | |
| <u>1992</u> | | | | | | |
| Oct. 2 | -- | TRANSMITTAL LETTER to USCA with attch'd Exhibits consisting of expandable # 1 - 3. These were not sent at time of ROA being transmitted. | | | | tcp |
| 13 | -- | ACKNOWLEDGMENT RECEIPT from U.S.C.A. of exhibits consisting of expandable # 1 - 3 on 10/6/92. | | | | tcp |
| <u>1993</u> | | | | | | |
| Nov 15 | 319 | MANDATE (USCA 11/10/93) Money judgments of said District Court in this case are VACATED and REMANDED TO District Court for a new trial as to Plaintiffs Durrance, Cobb, Bronson, Aldred and Harper: Judgments favoring Plaintiffs, LaMarca, Johnson, and Saunders are REMANDED for reconsideration in accordance with part II and V of USCA's opinion. District Court's grant of injunctive relief as to Deft. Lambdin is REMANDED for further proceedings consistent with Part III of this Court's opinion, award of attys' fees is VACATED in accordance with the opinion of USCA. Copies to Judge. USCA #90-5909 Record on Appeal will be returned at a later date! | | | | m |
| Dec. 10 | -- | RECORD ON APPEAL returned from USCA on 12/9/93 consisting of (35) volumes and One (1) BOX of Exhibits. USCA #90-5909 | | | | mr |
| <u>1994</u> | | | | | | |
| Mar 08 | 320 | ORDER (JCP 3/2/94) REOPENING CASE & REQUIRING STAT RPTS, DIRECTING Clk to reopen cas & ORDERING ea pty w/in 20 days to file stat rpt indicating whether all inmate Pltfs still wisht to pursue this matter, et al. (EOD 3/10/94-CCAP) | | | | vpd |
| March 11 | -- | LETTER from USCA re: that Supreme Court has denied certiorari. Court's mandate having previously issued, no further action will be taken by this court. USCA #90-5909 | | | | mrr |
| March 17 | 321 | STIPULATION AND MOTION for substitution of counsel by Defendants. NR 327 | | | | pa |
| March 25 | 322 | MOTION for enlargement of time for preparation and filing of status report by defendants. NR326 | | | | pa |
| March 30 | 323 | UNOPPOSED MOTION for enlargement of time for preparation and filing of status report by plaintiffs. NR 325 | | | | pa |
| APR 12 | 324 | STATUS REPORT, by Defts. | | | | ddg |
| *4/8/94 | 325 | ORDER (JCP 4/8/94) GRANTING pltf's unopposed mot for enlrg of time for filing stat rpt w/stat rpt due 4/20/94. (EOD 5/2/94-CCAP) | | | | vpd |
| *4/8/94 | 326 | ORDER (JCP 4/8/94) GRANTING def't's mot for elrg of time to file stat rpt. (EOD 5/2/94-CCAP) | | | | vpd |
| *4/8/94 | 327 | ORDER (JCP 4/8/94) APPROVING stip for subst of csl & ORDERING that case be transferred from Isaacs & Yeargin, P.A. to Paxton, Crow, Bragg, Smith & Keyser, P.A., thereby granting mot @ DE 321, w/firm of Isaacs & Yeargin to have no further responsibility for file. (EOD 5/2/94-CCAP) | | | | vpd |

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| PLAINTIFF | DEFENDANT | 82-8196-CIV-PAINE DOCKET NO. |
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| 1994 | | | |
| April 20 | 328 | STATUS REPORT, purs to Crt's 3/3/94 ord, by pltfs. | vpc |
| May 27 | 329 | SCHEDULING ORDER upon mandate and remand: Jury Trl specially set for 3-wk calendar commencing Monday, Dec. 5, 1994 at 9:30 am.; Calendar Call 11/23/ at 9:00 AM, Pretrial Stip due 11/14/94 | f |
| June 13 | 330 | NOTICE of service of pltfs' production and inspection of documents | f |
| July 5 | 331 | ORDER (JCP 7/2/94) instruction clerk to reopen case. (EOD 7/25/94) | f |
| | 332 | MOTION of pltfs for ext of time to 10/15/94 to file stat rpt re claim for injunctive relief. | fl |
| | 333 | ORDER (JCP 7/12/94) granting motion DE #332. EOD 7/25/94 | fl |
| | 334 | MEDIATOR'S REPORT: No Agreement was reached; impasse. | fl |
| Oct 27 | 335 | ORDER (JCP 10/27/94) Granting Motion for Substitution of Counsel and Entry of Appearance of Douglas L. Wilson. (EOD 11/8/94) CCAP | mr: |
| Oct 27 | 336 | ORDER (JCP 10/27/94) GRANTING Plaintiffs' Motion fro Extension of Scheduling Order Deadline. Deadline for plaintiffs to submit Status Report Regarding Cla: for Injunctive Relief shall be 11/12/94. (EOD 10/27/94) CCAP | m |
| *Oct 13 | 337 | MOTION for Substitution of Counsel and Entry of Appearance | n |
| *Oct 13 | 338 | MOTION for Extension of Scheduling Order Deadline by Plaintiff | mr: |
| Nov. 7 | 339 | MOTION of defendants R.V. Turner and Chester Lamdin to extend time to exchange expert reports. | s: |
| | 9 340 | MEMORANDUM by plaintiffs of points and authorities in support of plaintiffs' motion to administer a written questionnaire to all prospective jurors. | sr |
| | 9 341 | MOTION by plaintiffs to administer a written questionnaire to all prospective jurors. | sr |
| | 10 342 | EMERGENCY JOINT MOTION on behalf of plaintiffs and defendants to postpone hearing on Injunctive Relief. | sr |
| | 14 343 | CERTIFICATION REGARDING EMERGENCY MATTER by William R.Amlong Attorney for plaintiffs. | sr |
| | 14 344 | EMERGENCY MOTION to Compel Private Access to Clients, by plaintiffs. | sr |
| | 14 345 | MEMORANDUM REGARDING ISSUES OF LAW, by plaintiffs. | sr |
| | *8 346 | ORDER (JCP 11/8/94) Granting defendants' motion to extend time for exchange of expert reports and resumes. | sr |
| | *9 347 | UNOPPOSED MOTION by plaintiff to release records. | sr |
| | *10 348 | ORDER (JCP 11/10/94) Granting plaintiffs' motion for Order to produce records. | sr |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-SOM-1534

PLAINTIFF

DEFENDANT

LAMARCA, et al

TURNER?LAMBDIN

DOCKET NO. 82-8198

PAGE 16 OF ____ PAGES

| DATE | NR. | PROCEEDINGS | |
|---------|-----|---|----|
| 1994 | | | |
| Nov. 14 | 349 | ORDER (JCP 11/11/94) Granting joint motion by all parties to postpone injunctive hearing. The following schedule shall be adhered to: a) 12/5/94, plaintiffs shall file a Status Report Regarding Claims for Injunctive Relief. b) 1/10/95, defendants shall complete appropriate discovery to prepare for injunctive relief trial. c) 1/20/95, plaintiffs shall complete any further discovery of defendants experts witnesses. | sr |
| 16 | 350 | PROPOSED JURY INSTRUCTIONS, by plaintiff. | sr |
| 16 | 351 | PROPOSED FINDINGS OF FACTS AND CONCLUSIONS OF LAW, by plaintiff | sr |
| 16 | 352 | PROPOSED JURY INSTRUCTIONS by defts. Turner and Lambdin. | sr |
| 16 | 353 | PROPOSED FINDINGS OF FACTS AND CONCLUSIONS OF LAW, by deft. Turner for the claims of LaMarca, Johnson & Saunders. | sr |
| 16 | 354 | PRETRIAL STIPULATION by the parties. | sr |
| 16 | 355 | MOTION for substitution of parties with Authority, by the defts. | sr |
| 21 | 356 | RESPONSE to Emergency Motion to compel Private Access, by defts. | sr |
| 21 | 357 | NOTICE OF TELEPHONE DEPOSITITON, by plaintiff LaMarce of Dr. James G. Ricketts on 11/22/94. | sr |
| 23 | 358 | MOTION IN LIMINI to admit evidence of subsequent remedial measures implemented by Randall Music, by pltfs. | sv |
| 23 | 359 | MEMORANDUM OF POINTS AND AUTHORITIES in support of plaintiffs' motion in limini to admit evidence of subsequent measures implemented by Randall Music, by pltfs. | sv |
| 23 | 360 | SUPPLEMENTAL PROPOSED JURY INSTRUCTIONS, by pltfs. | sv |
| 23 | 361 | MOTION FOR APPOINTMENT OF A SPECIAL PROCESS SERVER, by pltfs. | sv |
| 23 | 362 | ORDER Granting Defense motion to substitute Gerald Abdul-Wasi as superintendent at Glades Correctional Institution, in place of Chester Lambdin. | sv |
| 23 | 363 | ORDER Granting plaintiffs' motion for a special process server, and Albert Lee is hereby appointed to serve the Writs of Habeas Corpus. | sv |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-SOM-15

| PLAINTIFF LAMARCA, et al | | DEFENDANT R.V.TURNER/ABDUL-WASI | DOCKET NO. 82-8196 PAGE 17 OF PAGE |
|-----------------------------|-----|--|---------------------------------------|
| DATE | NR. | PROCEEDINGS | |
| 1994 | | | |
| Nov. 23 | 364 | PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM, for Larry Pryor, Anthony Lamarca, Eddie Lee Cobb, Martin Saunders and Wayne Epprecht, by pltfs. | |
| 23 | 365 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Wayne Epprecht from Avon Park to an institution convenient for the place of trial/hearing on or before 12/2/94 at 2:00 p.m. (Signed by JCP on 11/23/94) | |
| 23 | 366 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Eddie Lee Cobb to an institution convenient for the place of trial/hearing on or before 12/2/94 at 2:00 P.M. (signed by Judge Paine on 11/23/94) | |
| 23 | 367 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Anthony LaMarca to an institution convenient for the place of trial/hearing on or before 12/2/94 at 2:00 P.M. | |
| 23 | 368 | WRIT OF HABEAS CORPUS AD TESTITICANDUM to bring Martin Saunders to an institution convenient for the place of trial/hearing on or before 12/2/94 at 2:00 P.M. (signed by Judge Paine on 11/23/94). | |
| 23 | 369 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Larry Pryor to an institution convenient for the place of trial/hearing on or before 12/2/94 at 2:00 P.M. | |
| 25 | 370 | ORDER (JCP 11/23/94) Granting in part and Denying in part Plaintiff Emergency Motion to Compel Private Acces. The defender shall permit Plaintiff's counsel a private meeting with inmates housed at Glades Correctional Institution subje to the reasonable security concerns of the Department of Corrections. Regarding inmates who are no longer housed at Glades, if the Plaintiff wishes to speak to them, it shall be in accordance with the Department of Corrections Rules and the Rules of Federal Civil Procedure governing the taking of such depositions. | |
| 28 | 371 | NOTICE OF APPEARANCE by James K. Green, Esq. as co-counsel for the plaintiffs. | |
| 29 | 372 | MEMORANDUM OF POINTS AND AUTHORITIES supporting plaintiffs' Motion in Limini to exclude Evidence of Plaintiffs' prior convictions, by pltfs. | |
| 29 | 373 | MOTION IN LIMINI to exclude evidence of plaintiffs' prior convictions, by pltfs. | |
| 30 | 374 | PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM for Larry Eugene Brown, by pltfs. | |
| 30 | 375 | PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM for Billy Joe Harper by pltfs. | |

CIVIL DOCKET CONTINUATION SHEET

| | | |
|------------------------|--|------------------------|
| PLAINTIFF | DEFENDANT | DOCKET NO. 82-8196-Civ |
| ANTHONY LaMARCA, et al | R.V. TURNER, etc. and CHESTER LAMBDIN, etc. | PAGE ___ OF ___ PAGES |

| DATE | NR. | PROCEEDINGS | |
|---------|-----|--|----|
| 1994 | | | |
| Nov. 30 | 376 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM for Larry Eugene Brown, Jr. to bring him to an institution convenient for the place of trial/hearing on or before 12/2/94 at 2:00 P.M. | SV |
| 30 | 377 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Billy Joe Harper to an instituion convenient to the place of the trial/hearing on or before 12/2/94 at 2:00 P.M. | SV |
| Dec. 2 | 378 | PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Gregory Zatler, a material witness, before the court on 12/5/94 at 9:30 A.M., by pltfs. | SV |
| 2 | 379 | PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Willie Dock, a material witness, before the court for the trial set for 12/5/94 at 9:30 a.m., by pltfs. | SV |
| 2 | 380 | PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring James Roper, a material witness, before the court for the trial set for 12/5/94 at 9:30 a.m., by pltfs. | SV |
| 3 | 381 | NOTICE OF FILING JUROR QUESTIONNAIRE, by the parties. | SV |
| 5 | 382 | ORAL MOTION to advit Cheryl Fuller Pro Hac Vice, Granted by the Court. | SV |
| 5 | 383 | ORAL MOTION to continue Schedule re: Injuntive Relief Position granted after argument of counsel. The plaintiff shall have until 2/10/94 to complete discovery of the injunctive relief issue and to advise the Court of its position with respect thereto, The Court will set a hearing (if necessary) on the injunctive relief issue and will allocate time for the defendant to conduct discovery regarding plaintiffs' position regarding injunctive relief. | SV |
| 5 | 384 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Willie Dock to an institution convenient to the place of the trial/hearing on or before 12/8/94, | SV |
| 5 | 385 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring James Roper to an institution convenient to the place of trial/hearing on or before 12/8/94. | SV |
| 5 | 386 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM to bring Gregory Zatler to an institution convenient to the place of the trial/hearing on or before 12/8/94. | SV |
| 5 | 387 | RESPONSE to Plaintiffs' Motion in Limini to admit Evidence of Subsequent Remedial Measures Implemented by Randall Music, by defendants. | SV |
| 5 | 388 | RESPONSE to Plaintiffs' Motion in Limini on Issue of Plaintiffs' convictions, by defendants. | SV |

CIVIL DOCKET CONTINUATION SHEET

| PLAINTIFF | | DEFENDANT | DOCKET NO. 82-8196 |
|------------------------|------|--|-------------------------|
| ANTHONY LaMARCA, et al | | R.V. Turner, et al | PAGE ____ OF ____ PAGES |
| DATE | NR. | PROCEEDINGS | |
| 1994 | | | |
| Dec. 5 | 389 | JUROR QUESTIONNAIRE | |
| | 5 | 390 COURTROOM MINUTES: Jurors called in and questioned by Court re excusal for cause. None were excused. Jurors instructed to fill out questionnaire and return tomorrow, 12/6/94 at 10:00 A.M. | |
| | 6 | 391 COURTROOM MINUTES: Court Denies Pltfs' Motion in Limini to Exclude Evidence of Prior Convictions, | |
| | 6 | 392 COURTROOM MINUTES: Court Denies, without prejudice, Pltfs' Motion in Limini to Admit Evidence of Subsequent Remedial Measures. | |
| | 6 | 393 VOIR DIRE Commences: Jury trial; David Aldred, Steve H. Bronson Eddie Cobb, Ron Durrance and Billy Joe Harper Individually, v. R.V. Turner. Note: Simultaneous Non-Jury Trial will be conducted with plaintiff Anthony LaMarca, Martin Saunders and Edwin Johnson v. R.V. Turner, et al. | |
| | 7 | 394 JURY & NON-JURY TRIAL resumed from 12/6/94, as per court minutes. | |
| | 8 | 395 JURY & NON-JURY TRIAL resumed from 12/7/94, as per court minutes. | |
| | * 6 | 396 JURY QUESTIONNAIRES filled out by the 25 prospective jurors. | |
| | 9 | 397 JURY & NON-JURY TRIAL resumed from 12/8/94, as per court minutes. | |
| | 12 | 398 REQUESTED INSTRUCTION by Defense Counsel Steve LeClair made during trial. | |
| | 12 | 399 JURY & NON-JURY TRIAL resumed from 12/9/94, as per court minutes. | |
| | 13 | 400 JURY & NON-JURY TRIAL resumed from 12/12/94, as per court minutes. | |
| | 14 | 401 JURY & NON-JURY TRIAL resumed from 12/13/94, as per court minutes. | |
| | * 13 | 402 COURT MINUTES; Motion by pltf. to discharge Writ of Billy Joe Harper Granted. The Marshal is directed that the writ is discharged by Oral Ruling of the Court. | |
| | 15 | 403 Court Minutes: Jury trial resumed from 12/14/94. (and non-jury trial) | |
| | 16 | 404 Court Minutes: Jury trial resumed from 12/15/94 (and non-jury trial) | |
| | 19 | 405 Court Minutes: Jury trial resumed from 12/16/94 (and non-jury trial) | |
| | 20 | 406 Court Minutes: Jury trial resumed from 12/17/94 (and non-jury trial) | |
| | 20 | 407 Petition for Writ of Habeas Corpus Testificandum to have Edwin Johnson, held at Broward County Jail, brought before the Court. (unsigned) | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-SOM-1534

PLAINTIFF

DEFENDANT

ANTHONY LAMARCA, et al

R.V. TURNER, et al,

DOCKET NO. 82-8196-Ci
Paine
PAGE ____ OF ____ PAGES

| DATE | NR. | PROCEEDINGS | |
|---------|-----|---|----|
| 1994 | | | |
| c. 20 | 408 | WRIT OF HABEAS CORPUS AD TESTIFICANDUM (JCP-12/20/94) directing Warden and U.S. Marshal to bring Edwin Johnson before this Court on 12/21/94 at 9:00 A.M. | sv |
| 20 | 409 | PROPOSED JURY VERDICT FORM, by plts. | sv |
| 21 | 410 | Court Minutes: Jury trial and Non-Jury trial resumed and concluded. Verdict in favor of Defendants Ruling on non-jury portion of the trial taken under advisement. | sv |
| 21 | 411 | VERDICT: Jury finds for the defendant R.V. Turner against plaintiffs Aldred, Bronson, Cobb, Durrance, and Harper. | sv |
| 21 | 412 | ORAL ORDER (by Court minutes) (JCP-12/21/94): Motion by parties to resolve all writs of Habeas Corpus Ad Testificandum previous entered by the Court Granted. However, the U.S. Marshal shall bring plaintiff Anthony LaMarca to the Court on 12/22/94. | sv |
| 21 | 413 | Court's Instruction to the Jury. | sv |
| 22 | 414 | Mtn. of Deft. R.V. Turner, to extend time to file proposed findings of fact and conclusions of law. | pa |
| 1995 | | | |
| Jan. 17 | 415 | The Florida Bar/Inquiry Complaint Form. | pa |
| 27 | 416 | Defendant Turner's Proposed Findings of Fact and Conclusions of law. | pa |
| 27 | 417 | Motion by plaintiff's to file memo in excess of 20 pages. | pa |
| 30 | 418 | ORDER(JCP 1/30/95) Motion of Deft. R.V. Turner to extend time to file proposed findings of Fact and Conclusions of law is granted. (EON 2/2/95). | pa |
| 27 | 419 | Plaintiffs' post-trial memorandum as to their individual damages cases. | pa |
| Feb. 23 | 420 | Motion by Douglas L. Wilson, Attorney for plaintiffs to withdraw. | sv |
| 14 | 421 | Transcript of Voir Dire of the Jury on before Judge Paine on 12/6/94 | pa |
| Mar. 15 | 422 | JOINT MOTION for Oral Argument on non-jury issues, by pltf. and deft. | sv |
| Apr. 16 | 423 | ORDER (JCP3/16/95) Granting Joint Motion for Oral Arguments Hearing set for 4/21/95 from 10:00am to 12:00 pm. | sv |
| Apr. 24 | 424 | MOTION to permit Plaintiff's expert to inspect Correctional facility Plaintiff's motion with Memo of Law for Evidentiary Hearing, by pltf. | sv |
| 24 | 425 | MOTION for Injunctive Relief and Memo of law, by Plaintiff. | sv |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-50M-

| PLAINTIFF | | DEFENDANT | DOCKET NO. 82-81 |
|------------------------|-----|---|-----------------------|
| Anthony Lamarca, et al | | R.V. Turner, et al | PAGE ____ OF ____ PAG |
| DATE | NR. | PROCEEDINGS | |
| 1995 | | | |
| May '5 | 426 | RESPONSE to Plaintiffs' motion on Injunctive Relief, by defts. | |
| 16 | 427 | <p>FINDINGS OF FACT AND CONCLUSIONS OF LAW regarding the 3 non-jury plaintiffs (5/15/95-JCP): The Clerk of the Court is instructed to enter final judgment against the defendant and in favor of the non-jury plaintiff in the following amounts: Martin Saunders \$50,000; Edwin Johnson \$40,000; Anthony LaMarca \$25,000; and in favor of the defendant and against Plaintiffs Aldred, Bronson, Cobb, Durrance and Harper consistent with the jury verdict on these claims and to close this case and to declare all pending motions not specifically addressed herein Denied as moot.</p> <p>* [Further ORDERED that plaintiff's request for further injunctive relief, except as previously granted and affirmed by the 11th Circuit is Denied.</p> <p>Further ORDERED that the prevailing parties shall submit Bills of Costs and Motions for Attorneys' fees as appropriate within 60 days of the issuance of a mandate from the 11th Circuit Court of Appeals on any appeal which may be taken from this final judgment, or within 60 days of resolution any post-trial motions, if no notice of appeal from this judgment is filed. EOD 5/19/95-CCAP</p> | |
| 16 | 428 | <p>FINAL JUDGMENT (signed by clerk 5/16/95) is entered against the defendant and in favor of the non-jury plaintiffs as follows: Martin Saunders shall recover from defendant Turner the sum of \$50,000 with interest thereon at the rate of 6.28 percent as provided by law; Edwin Johnson shall recover from defendant Turner the sum of \$40,000 with interest thereon at the rate of 6.28 percent as provided by law; Anthony LaMarca shall recover from defendant Turner the sum of \$25,000 with interest thereon at the rate of 6.28 percent as provided by law. Consistent with the jury verdict rendered, final judgment is hereby entered herein in favor of defendant Turner and against plaintiffs Aldred, Bronson, Cobb, Durrance, and Harper. These plaintiffs shall take nothing from the defendant and the action is dismissed on the merits.</p> <p>[Further ORDERED that plaintiffs' request for further injunctive relief except as previously granted and affirmed by the 11th Circuit, is Denied. Final judgment is hereby entered against the plaintiff class and in favor of defendant Abdul-Wasi the injunctive relief claim.</p> <p>Finally, it is ORDERED that the prevailing parties shall submit bills of costs and motions for attorneys' fees as appropriate. CCAP - M/5-19-95</p> | |
| 31 | 429 | MOTION for new trial and supporting memo. (Plaintiff's Motion). | |
| June 23 | 430 | RESPONSE TO plaintiff's motion for new trial, by deft. Turner | |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-89-73-SOM-1

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| PLAINTIFF ANTHONY LAMARCA, et al | DEFENDANT R.V. TURNER, et al | DOCKET NO. <u>89-8196</u> PAGE ____ OF ____ PAGE |
|-------------------------------------|---------------------------------|---|

| DATE | NR. | PROCEEDINGS | |
|--------------|-----|---|-----|
| <u>1995</u> | | | |
| June 15 | 431 | Motion of Defendant, Robert V. Turner, for enlargement of time to respond to plaintiffs' motion for new trial. | p: |
| July 3 | 432 | Motion of Plaintiffs Lamarca, Saunders and Johnson for extension of time through 7/10/95 to file a reply to defendant's answer to their motion for a New trial. | sv |
| 10 | 433 | ORDER (JCP -7/7/95) Granting plaintiffs motion for extension of time by July 10, 1995. | sv |
| 13 | 434 | Reply by Plaintiffs Aldred, Bronson, Cobb, Durrance and Harper to Defendant's Response to Plaintiffs' Motion for a New Trial. | sv |
| Sep 1 | 435 | PARTIAL TRIAL TRANSCRIPT, DAY 5, before Judge Paine, dated 12/13/94 at 9:00 AM, pages 1 through 21 | stg |
| Oct. 23 | 436 | ORDER: ORDER denying Jury plaintiffs' motion for new trial. This case has been closed and the clerk of the court shall delete all pending motions as of the date of this order. (10-23-95 JCP). | pa |
| Nov. 21 | 437 | NOTICE OF APPEAL from order entered on 10/23/95. Copies to USCA, and ATTORNEYS OF RECORD. Fee Paid. Receipt # 704059. | mrr |
| Dec. 15 | 438 | Transcript of Hearing Re Non-Jury Issues. | pa |
| 1996 | | | |
| Jan. 2 | 439 | Transcript of Hearing before the Hon. James C. Paine 11/23/94. | pa |
| **12/4/95 -- | | ACKNOWLEDGMENT OF NOA by the USCA on 11/29/95. USCA #95-5451 | |
| Mar. 1 | 440 | Transcript of Trial Proceedings before Judge Paine on 12/7/94 Volume 3, pages 1-170. Court Reporter Randall J. Belsvik. | sv |
| 1 | 441 | Transcript of Trial Proceedings before Judge Paine on 12/8/94 Volume 4, pages 1-187. Court Reporter Randall J. Belsvik. | sv |
| 1 | 442 | Transcript of Trial Proceedings before Judge Paine on 12/9/94 Volume 5, Pages 1-238. Court Reporter Randall J. Belsvik. | sv |
| 1 | 443 | Transcript of Trial Proceedings before Judge Paine on 12/12/94 Volume 6, Pages 1-208. Court Reporter Randall J. Belsvik. | sv |
| 1 | 444 | Transcript of Trial Proceedings before Judge Paine on 12/13/94 Volume 7, Pages 1-177. Court Reporter Randall J. Belsvik. | sv |
| 1 | 445 | Transcript of Trial Proceedings before Judge Paine on 12/14/96 Volume 8, Pages 1-104. Court Reporter Randall J. Belsvik. | sv |
| 1 | 446 | Transcript of Trial Proceedings before Judge Paine on 12/15/96 Volume 9, Pages 1-226. Court Reporter Randall J. Belsvik. | sv |

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-2-14-79-50M-1

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| PLAINTIFF ANTHONY LAMARKCA | DEFENDANT R.V. TURNER | DOCKET NO. 82-81 PAGE ____ OF ____ PAGE |
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| DATE | NR. | PROCEEDINGS |
|---------------------|-----|--|
| <u>1996</u> | | |
| Mar. 1 | 447 | Transcript of Trial Proceedings before Judge Paine on 12/16/94. Volume 10, Pages 1-126. Court Reporter Randall J. Belsvik. |
| 1 | 448 | Transcript of Trial Proceedings before Judge Paine on 12/19/94. Volume 11, Pages 1-179. Court Reporter Randall J. Belsvik. |
| 1 | 449 | Transcript of Trial Proceedings before Judge Paine on 12/20/94. Volume 12, Pages 1-188. Court Reporter Randall J. Belsvik. |
| 12 | 450 | Transcript of Trial Proceedings before Judge Paine on 12/06/95 Volume 2, Pages 1-181. Court Reporter Sonnia Martinez, Besoner & Associates. |
| Apr. 26 | 451 | Transcript of Trial Proceedings before Judge Paine on 12/5/94. Pages 1-42. Court Reporter Alan B. Christensen. |
| July 22 | -- | CERTIFICATE OF READINESS transmitted to USCA. USCA #95-5451 |
| Aug. 7 | 452 | Motion to withdraw as attorney of record (Cheryl A. Fuller Attorney for Plaintiff) |
| Aug. 14 | --- | ACKNOWLEDGMENT OF COR BY THE USCA on 7/24/96. USCA #95-5451 |
| Dec. 13 | --- | RECORD ON APPEAL transmitted to USCA, consisting of Eleven (11) volumes of Plead Forty-Four (44) volumes of transcripts and One (1) Exp. w/DE# 396. USCA #95-5451 |
| <u>1997</u> | | |
| Jan. 7 | -- | ACKNOWLEDGMENT OF ROA by the USCA on 12/17/96. USCA #95-5451 |
| July 3 | 453 | ORDER (USCA 7/1/97) DENYING Petition for Rehearing. USCA #95-5451 |
| July 14, | 454 | MANDATE (USCA 7/10/97) AFFIRMING order of the USDC. USCA #95-5451 |
| <i>Cont on ICMs</i> | | |

U.S. District Court
 FLS - Southern District of Florida W.Palm Beach

CIVIL DOCKET FOR CASE #: 82-CV-8196

Lamarca v. Turner, et al.
 Assigned to: James C. Paine
 Demand: \$0
 Lead Docket: None
 Dkt # in other court: None

Filed: 05/14/82

Nature of Suit: 550
 Jurisdiction: Federal Question

Cause: 42:1983 State Prisoner Civil Rights

ANTHONY LAMARCA
 plaintiff
 [term 04/29/90]

Stephen Forcey Hanlon
 FTS 955-5564
 202-828-1871
 [COR LD NTC]
 Holland & Knight
 2099 Pennsylvania Avenue NW
 Suite 100
 Washington, DC 20006-6801
 202-955-3000

William Robert Amlong
 [COR LD NTC]
 Amlong & Amlong
 500 NE 4th Street
 2nd Floor
 Fort Lauderdale, FL 33301-1154
 954-462-1983

David Michael Lipman
 FTS 667-3361
 [COR LD NTC]
 David P. Lipman, P.A.
 5901 SW 74th Street
 Suite 304
 Miami, FL 33143
 305-662-2600

v.

R.V. TURNER
 defendant
 [term 04/29/90]

GERALD ABDUL-WASI, in his
 official capacity as
 Superintendent of Glades

Correctional Institution
 defendant

| | |
|--------------|---|
| 03/08/94 --- | Case reopened (vpd) [Entry date 03/10/94] |
| 03/16/95 --- | Case closed (sv) [Entry date 05/19/95] |
| 12/11/95 --- | Appeal Information Sheet re: ; Transcript due 11/4/95 ; (kw) [Entry date 12/22/95] |

12/19/95 --- Appeal Information Sheet re: Appeal ; Transcript due
1/4/96 ; (mr) [Entry date 03/20/96]

08/14/96 --- ACKNOWLEDGMENT of receipt by U.S.C.A. of: Certificate of
Readiness U.S.C.A. # 95-5451 (mr)

08/15/97 455 ORDER (USCA on 8/12/97) GRANTING Appellees' motion for
attorney's fees as to entitlement. This matter is REMANDED
to the USDC for a hearing to determine the reasonable
amount of fees to be awarded to Appellees. USCA #95-5451
Copy to Judge. (mr) [Entry date 08/19/97]

09/08/97 456 MOTION with memorandum and verification in support by R.V.
Turner, Gerald Abdul-Wasi to tax costs against jury trial
plaintiffs and class action plaintiffs (pa)
[Entry date 09/09/97]

09/08/97 457 NOTICE of filing exhibits in support of plaintiffs'
application for attorneys' fees and litigation expenses, by
Anthony #071588 Lamarca (Attached) (pa)
[Entry date 09/09/97]

09/08/97 458 MEMORANDUM by Anthony #071588 Lamarca in support of
[456-1] motion to tax costs against jury trial plaintiffs
and class action plaintiffs (pa) [Entry date 09/10/97]

09/12/97 462 NOTICE of by R.V. Turner, Gerald Abdul-Wasi that they have
conferred in good faith to resolve by agreement,
defendants' motion to tax costs and have not been able to
reach resolution of said motion. (br) [Entry date 10/10/97]

09/17/97 459 NOTICE of attorney appearance for Anthony #071588 Lamarca
by Stephen Forcey Hanlon as special fees counsel (br)
[Entry date 09/18/97]

09/22/97 460 MOTION by R.V. Turner, Anthony #071588 Lamarca, Gerald
Abdul-Wasi to extend time file pleadings (br)
[Entry date 09/23/97]

09/23/97 461 ORDER granting [460-1] motion to extend time to file
pleadings; dates set forth in stipulated motion shall
control (signed by Judge James C. Paine on 9/23/97) CCAP (br)
[Entry date 09/24/97]

10/09/97 463 MOTION with memorandum in support by R.V. Turner, Anthony
Lamarca, Gerald Abdul-Wasi to extend time for serving
pleadings (br) [Entry date 10/15/97]

10/14/97 464 RESPONSE by R.V. Turner, Gerald Abdul-Wasi to [456-1]
motion to tax costs against jury trial plaintiffs and class
action plaintiffs (br) [Entry date 10/17/97]

10/14/97 465 ORDER granting [463-1] motion to extend time for serving
pleadings (signed by Judge James C. Paine on 10/13/97)
CCAP (br) [Entry date 10/27/97]

10/27/97 466 MOTION with memorandum in support by Gerald Abdul-Wasi,
R.V. Turner to extend time to reply to response to motion
for award of attorneys fees and reimbursement of litigation
expenses, and for leave to file memorandum in excess of 5
pages (br) [Entry date 10/28/97]

10/31/97 473 ORDER granting [466-2] motion for leave to file memorandum
in excess of 5 pages (signed by Judge James C. Paine on

10/30/97) CCAP (br) [Entry date 11/12/97]

11/05/97 468 MOTION with memorandum in support by Anthony #071588
Lamarca for Evidentiary Hearing (br) [Entry date 11/07/97]

11/05/97 469 RESPONSE by Anthony #071588 Lamarca to [456-1] motion to
tax costs against jury trial plaintiffs and class action
plaintiffs (br) [Entry date 11/07/97]

11/05/97 467 REPLY by Anthony #071588 Lamarca to response of defendants
to plaintiffs' motion for fees and costs (br)
[Entry date 11/07/97] [Edit date 11/07/97]

11/05/97 471 APPENDIX to: [467-1] response reply by Anthony #071588
Lamarca Vol II (br) [Entry date 11/07/97]

11/05/97 470 APPENDIX to: [467-1] response reply by Anthony #071588
Lamarca (br) [Entry date 11/07/97]

11/05/97 472 APPENDIX to: [467-1] response reply by Anthony #071588
Lamarca (br) [Entry date 11/07/97]

11/21/97 474 REPLY by R.V. Turner, Anthony #071588 Lamarca to response
to [456-1] motion to tax costs against jury trial
plaintiffs and class action plaintiffs (br)
[Entry date 11/24/97]

09/11/98 475 ORDER granting [456-1] motion to tax costs against jury
trial plaintiffs and class action plaintiffs, granting
[468-1] motion for Evidentiary Hearing and referring case
to Magistrate Judge Ann Vitunac to hold an evidentiary
hearing and to enter a report and recommendation regarding
1) the proper amount of attorneys' fees and costs to be
awarded to the prevailing non-jury plaintiffs; 2) the costs
(but not fees) to be awarded to the Defendants as the
prevailing party on the jury Plaintiffs' claims and 3) the
amount of attorneys' fees to be awarded to the plaintiffs,
as the appellees in the Defendant's unsuccessful appeal,
pursuant to the order of the Eleventh Circuit, granting
nunc pro tunc [466-1] motion to extend time to reply to
response to motion for award of attorneys fees and
reimbursement of litigation expenses (signed by Judge James
C. Paine on 09/11/98) CCAP (kz) [Entry date 09/16/98]

09/30/98 476 ORDER OF RECUSAL (signed by Magistrate Ann E. Vitunac on
9/29/98) CCAP (kz) [Entry date 10/02/98]

09/30/98 --- Magistrate identification: Magistrate Judge Barry S.
Seltzer (kz) [Entry date 10/02/98]

11/13/98 477 ORDER Setting Hearing, set evidentiary hearing for 9:00
1/7/99 before Magistrate Barry S. Seltzer (signed by
Magistrate Barry S. Seltzer on 11/10/98) (wj)
[Entry date 11/17/98]

01/07/99 478 (Courts)Exhibit and Witness list (pa) [Entry date 01/08/99]

01/07/99 479 Minutes of Evidentiary hearing RE: Attorney's Fees and
Costs held before Magistrate Barry S. Seltzer on 1/7/99 (pa)
[Entry date 01/08/99]

01/26/99 480 Transcript filed re: 1/26/99 Date: 1/7/99 Before Judge:
Hon. Barry S. Seltzer Volume No.: I Number of pages:
1-228 (pa) [Entry date 01/27/99]

02/08/99 481 PLAINTIFF'S POST-HEARING BRIEF (at) [Entry date 02/09/99]

02/08/99 482 JOINT STIPULATION REGARDING SETTLEMENT OF COSTS by Gerald Abdul-Wasi, R.V. Turner, Anthony Lamarca (at) [Entry date 02/10/99]

02/08/99 483 SUPPLEMENTAL MEMORANDUM OF LAW by Gerald Abdul-Wasi, R.V. Turner to: Plaintiffs' Motion for Attorneys Fees and Defendants' Motion to tax costs (at) [Entry date 02/10/99]

06/23/99 484 NOTICE of Filing of Supplemental Authority by Gerald Abdul-Wasi, R.V. Turner (kz)

06/25/99 485 NOTICE of destruction of exhibits (kw)

07/13/99 486 ORDER REQUIRING MEDIATION OF ATTORNEYS' FEES ISSUES (Signed by Magistrate Barry S. Seltzer on 6/24/99) CCAP [EOD Date: 7/13/99] (kz)

07/14/99 487 NOTICE of Supplemental Authority by Anthony Lamarca (kz) [Entry date 07/16/99]

07/29/99 488 JOINT MOTION by Gerald Abdul-Wasi, R.V. Turner, Anthony Lamarca to extend time within which to complete mediation of attorney fees (pa)

08/05/99 489 ORDER granting [488-1] joint motion to extend time within which to complete mediation of attorney fees (Signed by Magistrate Barry S. Seltzer on 8/4/99) CCAP [EOD Date: 8/9/99] (kz) [Entry date 08/09/99]

09/01/99 490 FINAL report of Mediator. Disposition: The parties did not reach an agreement. (kz) [Entry date 09/02/99]

09/13/99 491 AGREED MOTION by R.V. Turner to extend time in which to provide the court with a submission of fee calculations (pa) [Entry date 09/17/99]

10/22/99 492 NOTICE OF PARTIAL SETTLEMENT OF ATTORNEYS' FEES AND COSTS filed by Gerald Abdul-Wasi, R.V. Turner, Anthony Lamarca (kz) [Entry date 10/25/99]

11/05/99 493 STIPULATION FOR DISMISSAL OF PLAINTIFFS' CLAIM FOR ATTORNEYS' FEES AND COSTS by Anthony Lamarca, Gerald Abdul-Wasi, R.V. Turner (kz) [Entry date 11/08/99]

11/15/99 494 ORDER OF DISMISSAL: dismissing the claims of the Plaintiffs, LaMarca, Saunders and Johnson, the Plaintiff Class and their counsel for attorneys' fees and costs having been resolved between the parties (Signed by Judge James C. Paine on 11/12/99) CCAP [EOD Date: 11/16/99] (kz) [Entry date 11/16/99]

02/02/00 495 MOTION by Gerald Abdul-Wasi, R.V. Turner to Determine Amount of Costs (kz)

05/11/00 496 COPY OF MANUAL DOCKET SHEET (kw)

05/11/00 497 REPORT AND RECOMMENDATIONS of Magistrate Barry S. Seltzer recommending that [495-1] motion to Determine Amount of Costs be GRANTED. Modgned further recommends that the District Court tax costs in the amount of \$5,757.16 against David Aldred, Steve Bronson, Eddiw Cobb, Ron Durrance, and

Billy Joe Harper and in favor of defendant R.V. Turner. An itemization of the costs to be awarded as follow: (See order) Motion no longer referred. Signed on: 5/11/00
Objections to R and R due by 5/21/00 CCAP (pa)
[Entry date 05/12/00]

06/06/00 ---

CASE CLOSED. Case and Motions no longer referred to Magistrate. [495-1] motion to Determine Amount of Costs, [491-1] motion to extend time in which to provide the court with a submission of fee calculations, [488-1] joint motion to extend time within which to complete mediation of attorney fees, [468-1] motion for Evidentiary Hearing, [466-1] motion to extend time to reply to response to motion for award of attorneys fees and reimbursement of litigation expenses, [466-2] motion for leave to file memorandum in excess of 5 pages, [463-1] motion to extend time for serving pleadings, [460-1] motion to extend time file pleadings, [456-1] motion to tax costs against jury trial plaintiffs and class action plaintiffs (pa)
[Entry date 06/27/00]

06/07/00 498

ORDER APPROVING AND ADOPTING MAGISTRATE'S REPORT AND RECOMMENDATION: ORDER adopting [497-1] report and recommendations granting [495-1] motion to Determine Amount of Costs (Signed by Judge James C. Paine on 6/7/00) CCAP [EOD Date: 6/7/00] CCAP (pa)

07/20/00 499

ADMINISTRATIVE ORDER terminating [491-1] motion to extend time in which to provide the court with a submission of fee calculations (Signed by Judge James C. Paine on 7/20/00) CCAP [EOD Date: 7/25/00] (wec) [Entry date 07/25/00]

02/25/04

CASH RECEIPTS JOURNAL

1

| DATE OF RECEIPT | RECEIPT NUMBER | DEBIT VOUCHER | FUND NUMBER | FY | BORG | OBJ CSUBCASE NUMBER | DEF NO. | AMOUNT | CASE TITLE |
|--------------------|-------------------|------------------|----------------|----|------|------------------------|------------|----------|--|
| ***** | | | | | | | | | |
| 02/23/04 | 501719920 | 1 | 086900 | | | | | 60.00 | |
| 02/23/04 | 501719920 | 2 | 510000 | | | | | 90.00 | |
| 02/23/04 | 501719921 | 1 | 604700 | | | 1:04-CV-080141 | | 1,000.00 | CARLIN EQUITIES INC VS KEITH ARONOFF |
| 02/23/04 | 501719922 | 1 | 322350 | | | | | 5.50 | |
| 02/23/04 | 501719923 | 1 | 504100 | | | | | 100.00 | |
| 02/23/04 | 501719924 | 1 | 504100 | | | 1:02-CR-080051 | | 500.00 | USA VS KIM FLINT |
| 02/23/04 | 501719925 | 1 | 6855XX | | | 1:88-LB-4 | | 75.00 | FEDERAL BENCH AND BAR FUND |
| 02/23/04 | 501719926 | 1 | 6855XX | | | 1:88-LB-4 | | 75.00 | FEDERAL BENCH AND BAR FUND |
| 02/23/04 | 501719927 | 1 | 086900 | | | | | 60.00 | |
| 02/23/04 | 501719927 | 2 | 510000 | | | | | 90.00 | |
| *** TOTAL *** | | | | | | | | 2,055.50 | |

02/25/04

CASH RECEIPTS JOURNAL

2

| DATE OF RECEIPT | RECEIPT NUMBER | DEBIT VOUCHER | FUND NUMBER | FY | BORG | OBJ CSUBCASE NUMBER | DEF AMOUNT NO. | CASE TITLE |
|--------------------|-------------------|------------------|----------------|----|------|------------------------|-------------------|------------|
|--------------------|-------------------|------------------|----------------|----|------|------------------------|-------------------|------------|

SUMMARY OF RECEIPT BY FUND
DIVISION 9

| | | |
|------------------------|--------------------|----------|
| 086900 | FILING FEES | 120.00 |
| 322350 | COPY FEES | 5.50 |
| 504100 | CRIME VICTIMS FUND | 600.00 |
| 510000 | CIVIL FILING FEES | 180.00 |
| 604700 | REGISTRY | 1,000.00 |
| 6855XX | DEPOSIT FUND | 150.00 |
| *** DIVISION TOTAL *** | | 2,055.50 |

02/25/04

CASH RECEIPTS JOURNAL

1

| DATE OF RECEIPT | RECEIPT NUMBER | DEBIT VOUCHER | FUND NUMBER | FY | BORG | OBJ CSUBCASE NUMBER | DEF NO. | AMOUNT | CASE TITLE |
|--------------------|-------------------|------------------|----------------|----|------|------------------------|------------|--------|----------------------------|
| ***** | | | | | | | | | |
| 02/24/04 | 501719928 | 1 | 504100 | | | 1:02-CR-080061 | | 100.00 | USA VS HEATHER ANN HALL |
| 02/24/04 | 501719929 | 1 | 322350 | | | | | 2.00 | |
| 02/24/04 | 501719930 | 1 | 322350 | | | | | 6.00 | |
| 02/24/04 | 501719931 | 1 | 086900 | | | | | 60.00 | |
| 02/24/04 | 501719931 | 2 | 510000 | | | | | 90.00 | |
| 02/24/04 | 501719932 | 1 | 086900 | | | | | 60.00 | |
| 02/24/04 | 501719932 | 2 | 510000 | | | | | 90.00 | |
| 02/24/04 | 501719933 | 1 | 322350 | | | | | 52.50 | |
| 02/24/04 | 501719933 | 2 | 322360 | | | | | 5.00 | |
| 02/24/04 | 501719933 | 3 | 510000 | | | | | 4.00 | |
| *** TOTAL *** | | | | | | | | 469.50 | |

02/25/04

CASH RECEIPTS JOURNAL

2

| DATE OF RECEIPT | RECEIPT NUMBER | DEBIT VOUCHER | FUND NUMBER | FY | BORG | OBJ CSUBCASE NUMBER | DEF AMOUNT NO. | CASE TITLE |
|--------------------|-------------------|------------------|----------------|----|------|------------------------|-------------------|------------|
|--------------------|-------------------|------------------|----------------|----|------|------------------------|-------------------|------------|

SUMMARY OF RECEIPT BY FUND
DIVISION 9

| | | |
|------------------------|--------------------|--------|
| 086900 | FILING FEES | 120.00 |
| 322350 | COPY FEES | 60.50 |
| 322360 | MISCELLANEOUS FEES | 5.00 |
| 504100 | CRIME VICTIMS FUND | 100.00 |
| 510000 | CIVIL FILING FEES | 184.00 |
| *** DIVISION TOTAL *** | | 469.50 |