Case: 1:09-cv-376 As of: 12/10/2011 02:11 AM CST 1 of 13

CLOSED, JURY, RHW

U.S. District Court Southern District of Mississippi (Southern) CIVIL DOCKET FOR CASE #: 1:09-cv-00376-LG -RHW

United States of America v. Indigo Investments, LLC et al Assigned to: Chief District Judge Louis Guirola, Jr Referred to: Magistrate Judge Robert H. Walker

Cause: 42:405 Fair Housing Act

Date Filed: 06/19/2009 Date Terminated: 01/18/2011 Jury Demand: Plaintiff

Nature of Suit: 443 Civil Rights:

Accommodations

Jurisdiction: U.S. Government Plaintiff

Plaintiff

United States of America

represented by Erin Meehan Richmond

U. S. DEPT. OF JUSTICE-CIVIL RIGHTS DIVISION Housing and Civil Enforcement Section 950 Pennsylvania Ave., N.W. Northwestern Building, 7th Floor Washington, DC 20530 202/307-0385 Fax: 202/514-1116 Email: erin.richmond@usdoj.gov LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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U. S. ATTORNEY'S OFFICE – Jackson 501 East Court Street Suite 4.430
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ATTORNEY TO BE NOTICED

V.

Defendant

Indigo Investments, LLC

represented by **David Jeffrey White**BOYCE HOLLEMAN AND
ASSOCIATES, P.A.

Case: 1:09-cv-376 As of: 12/10/2011 02:11 AM CST 2 of 13

1720 23rd Avenue Gulfport, MS 39501 228/863–3142 Fax: 228/863–9829

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Tim C. Holleman

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Email: <u>tim@boyceholleman.com</u> *ATTORNEY TO BE NOTICED*

Defendant

Edward L. Hamilton

represented by David Jeffrey White

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTE.

ATTORNEY TO BE NOTICED

Tim C. Holleman

(See above for address) *ATTORNEY TO BE NOTICED*

Defendant

Barbara A. Hamilton

represented by David Jeffrey White

(See above for address) *LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

Tim C. Holleman (See above for address)

ATTORNEY TO BE NOTICED

Movant

Christopher S Hebert

represented by Melissa Batia Williams

BROWN BUCHANAN, PA

P. O. Box 1377

Ocean Springs, MS 39533-1377

228762-0035 Fax: 2284357090

Email: <u>mbw@brownbuchanan.com</u>

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Movant

Page, Mannino, Peresich & McDermott, PLLC

represented by Nathan Lamar Prescott

PAGE, MANNINO, PERESICH &MCDERMOTT, PLLC – Biloxi

759 Vieux Marche' Mall Biloxi, MS 39530 228/374–2100

Email: <u>nathan.prescott@pmp.org</u> *ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
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Case: 1:09-cv-376 As of: 12/10/2011 02:11 AM CST 3 of 13

06/19/2009	1	COMPLAINT with Jury Demand against Indigo Investments, LLC, Edward L. Hamilton, Barbara A. Hamilton, filed by United States of America. (Attachments: #1 Civil Cover Sheet)(avm) (Entered: 06/19/2009)
06/23/2009	2	Summons Issued as to Indigo Investments, LLC, Edward L. Hamilton, Barbara A. Hamilton. (RLW) (Entered: 06/23/2009)
07/01/2009	<u>3</u>	**NOTE: Disregard** SUMMONS Returned Executed by United States of America Barbara A. Hamilton served on 6/24/2009, answer due 7/14/2009. (Paige, Mitzi) Modified on 7/1/2009 (RLW). (Entered: 07/01/2009)
07/01/2009	<u>4</u>	**NOTE: Disregard** SUMMONS Returned Executed by United States of America Edward L. Hamilton served on 6/24/2009, answer due 7/14/2009. (Paige, Mitzi) Modified on 7/1/2009 (RLW). (Entered: 07/01/2009)
07/01/2009	<u>5</u>	SUMMONS Returned Executed by United States of America Barbara A. Hamilton served on 6/30/2009, answer due 7/20/2009. (Paige, Mitzi) (Entered: 07/01/2009)
07/01/2009	<u>6</u>	SUMMONS Returned Executed by United States of America Edward L. Hamilton served on 6/30/2009, answer due 7/20/2009. (Paige, Mitzi) (Entered: 07/01/2009)
07/01/2009		DOCKET ANNOTATION as to #3 and #4. The Summonses were filed incorrectly and refiled as #5 and #6. (RLW) (Entered: 07/01/2009)
07/20/2009	7	(Fax Copy) ANSWER to 1 Complaint by Edward L. Hamilton, Barbara A. Hamilton.(wld) (Entered: 07/20/2009)
07/21/2009	8	Rule 16.1(A) Initial Order Telephonic Case Management Conference set for 8/18/2009 09:30 AM before Magistrate Judge Robert H. Walker (JR) (Entered: 07/21/2009)
08/07/2009	9	ANSWER to 1 Complaint by Indigo Investments, LLC.(White, David) (Entered: 08/07/2009)
08/10/2009	<u>10</u>	SUMMONS Returned Executed by United States of America Indigo Investments, LLC served on 7/28/2009, answer due 8/17/2009. (Paige, Mitzi) (Entered: 08/10/2009)
08/17/2009	<u>11</u>	US Marshal's SUMMONS Returned Executed as to Indigo Investments, LLC. (wld) (Entered: 08/17/2009)
08/18/2009		Minute Entry for proceedings held before Magistrate Judge Robert H. Walker: Telephonic Case Management Conference held on 8/18/2009 (JR) (Entered: 08/18/2009)
08/18/2009	<u>12</u>	CASE MANAGEMENT ORDER: CJRA Track: Standard. Amended Pleadings due by 9/15/2009, Joinder of Parties due by 9/15/2009, Designate Experts Plaintiff Deadline due by 11/2/2009, Designate Experts for Defendant Deadline due by 12/2/2009, Discovery due by 3/1/2010, Motions due by 3/15/2010, Settlement Conference set for 6/8/2010 09:00 AM before Magistrate Judge Robert H. Walker, Final Pretrial Conference set for 8/11–13/2010 before District Judge Louis Guirola Jr., Jury Trial set for 9/13/2010 trial calendar before District Judge Louis Guirola Jr. ETT: 3 days. No conflicts. Parties do NOT consent. Signed by Magistrate Judge Robert H. Walker on August 18, 2009 (JR) (Entered: 08/18/2009)
08/20/2009	<u>13</u>	NOTICE of Service of <i>Plaintiff United States' Pre-Discovery</i> Disclosure by United States of America (Richmond, Erin) (Entered: 08/20/2009)
08/24/2009	<u>14</u>	NOTICE of Service of <i>Pre-Discovery</i> Disclosure by Indigo Investments, LLC (White, David) (Entered: 08/24/2009)
10/01/2009	<u>15</u>	NOTICE of Service of <i>First Set Of</i> Interrogatories by Indigo Investments, LLC (White, David) (Entered: 10/01/2009)
10/01/2009	<u>16</u>	NOTICE of Service of <i>First Set Of</i> Request for Production by Indigo Investments, LLC (White, David) (Entered: 10/01/2009)
10/06/2009	<u>17</u>	NOTICE of Service of Interrogatories by United States of America (Richmond, Erin) (Entered: 10/06/2009)

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10/06/2009	<u>18</u>	NOTICE of Service of Request for Production by United States of America (Richmond, Erin) (Entered: 10/06/2009)
11/02/2009	<u>19</u>	NOTICE of Service of <i>United States'</i> Response to Interrogatories by United States of America (Richmond, Erin) (Entered: 11/02/2009)
11/02/2009	<u>20</u>	NOTICE of Service of <i>United States'</i> Response to Request for Production by United States of America (Richmond, Erin) (Entered: 11/02/2009)
12/17/2009	<u>21</u>	NOTICE of Service of <i>First Supplemental Pre–Discovery</i> Disclosure by United States of America (Richmond, Erin) (Entered: 12/17/2009)
12/22/2009	22	NOTICE of Appearance by Erin Meehan Richmond on behalf of United States of America (Richmond, Erin) (Entered: 12/22/2009)
12/22/2009	<u>23</u>	NOTICE of Service of Response to Interrogatories by Indigo Investments, LLC (White, David) (Entered: 12/22/2009)
12/22/2009	<u>24</u>	NOTICE of Service of Response to Request for Production by Indigo Investments, LLC (White, David) (Entered: 12/22/2009)
01/11/2010	<u>25</u>	NOTICE of Service of <i>Plaintiff United States' First Amended</i> Response to Interrogatories by United States of America (Richmond, Erin) (Entered: 01/11/2010)
01/11/2010	<u>26</u>	NOTICE of Service of <i>Plaintiff United States' First Amended</i> Response to Request for Production by United States of America (Richmond, Erin) (Entered: 01/11/2010)
01/13/2010	<u>27</u>	MOTION to Appoint Counsel by Barbara A. Hamilton (wld) (Entered: 01/14/2010)
01/21/2010	<u>28</u>	Joint MOTION for Extension of Time to Complete Discovery <i>and Motions Deadlines</i> by United States of America (Attachments: # <u>1</u> Good Faith Certificate)(Fregiato, Christopher) (Entered: 01/21/2010)
01/21/2010	<u>29</u>	NOTICE of Appearance by David Jeffrey White on behalf of Edward L. Hamilton, Barbara A. Hamilton (White, David) (Entered: 01/21/2010)
01/22/2010		TEXT ONLY ORDER finding as moot <u>27</u> Motion to Appoint Counsel. The docket reflects that on January 21, 2010, Jeffrey White entered his appearance as counsel for the Hamiltons. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on January 22, 2010. (Joffe, Scherry) (Entered: 01/22/2010)
01/22/2010		NOTICE of Hearing on Motion <u>28</u> Joint MOTION for Extension of Time to Complete Discovery <i>and Motions Deadlines</i> : TELEPHONIC Motion Hearing set for 1/26/2010 02:30 PM before Magistrate Judge Robert H. Walker. The MOVANT will place the call to Judge Walker's Chambers with all necessary counsel on the line.(JR) (Entered: 01/22/2010)
01/26/2010		Minute Entry for proceedings held before Magistrate Judge Robert H. Walker: Motion Hearing held on 1/26/2010 re 28 Joint MOTION for Extension of Time to Complete Discovery <i>and Motions Deadlines</i> filed by United States of America. An order will follow. (JR) (Entered: 01/26/2010)
01/26/2010		TEXT ONLY ORDER granting <u>28</u> Motion for Extension of Time to Complete Discovery. An amended case management order will be entered. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on January 26, 2010. (Joffe, Scherry) (Entered: 01/26/2010)
01/26/2010	30	AMENDED SCHEDULING ORDER: CJRA Track: Standard. Discovery due by 7/15/2010 Motions due by 7/29/2010 Settlement Conference set for 11/2/2010 09:30 AM before Magistrate Judge Robert H. Walker Pretrial Conference set for 12/8–10/2010 before District Judge Louis Guirola Jr. Jury Trial set for 1/10/2011 trial calendar before District Judge Louis Guirola Jr. Proposed Pretrial Order due by 12/8/2010. ETT: 3 days. No conflicts. Parties do NOT consent. Signed by Magistrate Judge Robert H. Walker on January 26, 2010 (JR) Modified on 10/18/2010 to correct a typographical error (JR). (Entered: 01/26/2010)

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04/08/201031NOTICE of Service of Supplemental Response to Request for Production by Indigo Investments, LLC (White, David) (Entered: 04/08/2010)04/09/201032CERTIFICATE OF SERVICE by United States of America Subpoena to BancorpSouth for Documents/Records (Paige, Mitzi) (Entered: 04/09/2010)04/12/2010DOCKET ANNOTATION as to #32. Incorrect event chosen. Counsel should using the correct event code, "Subpoena Returned" which can be found under "Service of Process". (wld) (Entered: 04/12/2010)04/12/201033Subpoena Returned Executed as to Bancorp South. (Paige, Mitzi) (Entered: 04/13/2010)04/13/201034NOTICE of Service of Second Supplemental Pre—Discovery Disclosure by Ur States of America (Richmond, Erin) (Entered: 04/13/2010)04/15/201035NOTICE to Take Deposition of Indigo Investments, LLC by United States of America (Richmond, Erin) (Entered: 04/15/2010)04/20/201036NOTICE to Take Deposition of Edward L. Hamilton by United States of America (Richmond, Erin) (Entered: 04/20/2010)04/20/201037NOTICE to Take Deposition of Barbara A. Hamilton by United States of America (Richmond, Erin) (Entered: 04/20/2010)04/21/201038Joint MOTION for Protective Order by United States of America (Fregiato, Christopher) (Entered: 04/21/2010)04/23/201039AGREED PROTECTIVE ORDER. Signed by Magistrate Judge Robert H. Wa on April 23, 2010. (Joffe, Scherry) (Entered: 04/23/2010)05/05/201040NOTICE to Take Deposition of Barbara A. Hamilton by United States of America (Richmond, Erin) (Entered: 05/05/2010)05/14/201041NOTICE to Take Deposition of Edward L. Hamilton by United States of America (Richmond, Erin) (Entered: 05/05/2010) </th <th></th>	
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05/20/2010 44 NOTICE of Service of United States' Third Supplemental Pre-Discovery	rbara
Disclosure by United States of America (Fregiato, Christopher) (Entered: 05/20/2010)	
06/02/2010 45 NOTICE of Appearance by Erin Meehan Richmond on behalf of United States America (Richmond, Erin) (Entered: 06/02/2010)	of
06/04/2010 46 NOTICE of Service of Second Supplemental Pre—Discovery Disclosure by Ind Investments, LLC (White, David) (Entered: 06/04/2010)	ligo
06/04/2010 47 NOTICE of Service of Second Supplemental Response to Interrogatories by In Investments, LLC (White, David) (Entered: 06/04/2010)	digo
06/04/2010 48 NOTICE of Service of Supplemental Interrogatories by Indigo Investments, Ll (White, David) (Entered: 06/04/2010)	LC
06/04/2010 49 NOTICE of Service of Supplemental Request for Production by Indigo Investments, LLC (White, David) (Entered: 06/04/2010)	
06/04/2010 50 NOTICE of Service of Second Amended Response to Request for Production by United States of America (Richmond, Erin) (Entered: 06/04/2010)	y
06/10/2010 51 NOTICE of Service of Second Amended Response to Interrogatories by United States of America (Richmond, Erin) (Entered: 06/10/2010)	l
06/10/2010 52 NOTICE of Service of Request for Admissions by United States of America (Paige, Mitzi) (Entered: 06/10/2010)	

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06/14/2010	<u>53</u>	NOTICE to Take Deposition of Barbara A. Hamilton by United States of America
		(Maranzano, Jennifer) (Entered: 06/14/2010)
06/14/2010	<u>54</u>	NOTICE to Take Deposition of Edward L. Hamilton by United States of America (Maranzano, Jennifer) (Entered: 06/14/2010)
06/14/2010	<u>55</u>	NOTICE to Take Deposition of Chris Hebert by United States of America (Maranzano, Jennifer) (Entered: 06/14/2010)
06/14/2010	<u>56</u>	NOTICE to Take Deposition of Mary Hebert by United States of America (Maranzano, Jennifer) (Entered: 06/14/2010)
06/14/2010	<u>57</u>	NOTICE to Take Deposition of Doug Hebert by United States of America (Maranzano, Jennifer) (Entered: 06/14/2010)
06/15/2010	<u>58</u>	NOTICE of Service of <i>Plaintiff United States' Second Sets of</i> Interrogatories by United States of America (Fregiato, Christopher) (Entered: 06/15/2010)
06/24/2010	<u>59</u>	NOTICE to Take Deposition of Mary Hebert by United States of America (Fregiato, Christopher) (Entered: 06/24/2010)
06/24/2010	<u>60</u>	NOTICE to Take Deposition of Douglas Hebert by United States of America (Fregiato, Christopher) (Entered: 06/24/2010)
06/30/2010	<u>61</u>	NOTICE to Take Deposition of Chris Hebert by United States of America (Maranzano, Jennifer) (Entered: 06/30/2010)
07/01/2010	<u>62</u>	NOTICE to Take Deposition of Indigo Investments, LLC by United States of America (Fregiato, Christopher) (Entered: 07/01/2010)
07/06/2010	<u>63</u>	NOTICE of Appearance by Melissa Batia Williams on behalf of Christopher S Hebert (Williams, Melissa) (Entered: 07/06/2010)
07/06/2010	<u>64</u>	MOTION to Quash <i>Subpoena</i> by Christopher S Hebert (Attachments: # <u>1</u> Exhibit A)(Williams, Melissa) (Entered: 07/06/2010)
07/07/2010		TEXT ONLY ORDER re <u>64</u> MOTION to Quash <i>Subpoena</i> filed by Christopher S Hebert, staying any production of documents pursuant to the subpoena duces tecum pending the Court's ruling on the motion to quash. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on July 7, 2010. (Joffe, Scherry) (Entered: 07/07/2010)
07/07/2010	<u>65</u>	NOTICE of Service of Response to Interrogatories by United States of America (Fregiato, Christopher) (Entered: 07/07/2010)
07/09/2010		DOCKET ANNOTATION as to #65. Attorney is advised when filing a document with combined discovery, each part of the discovery must be filed separately. Counsel should file this document again using the same pdf document and using the event code, "Notice of Service of Response to Requests for Production of Documents". (wld) (Entered: 07/08/2010) (Entered: 07/09/2010)
07/09/2010	<u>66</u>	NOTICE of Service of Response to Request for Production by United States of America (Fregiato, Christopher) (Entered: 07/09/2010)
07/09/2010	<u>67</u>	NOTICE to Take Deposition of Thelton Moses by Indigo Investments, LLC (White, David) (Entered: 07/09/2010)
07/09/2010	<u>68</u>	NOTICE of Service of Response to Request for Admissions by Barbara A. Hamilton (White, David) (Entered: 07/09/2010)
07/09/2010	<u>69</u>	NOTICE of Service of Response to Request for Admissions by Edward L. Hamilton (White, David) (Entered: 07/09/2010)
07/12/2010		TEXT ONLY ORDER finding as moot <u>64</u> Motion to Quash subpoena, pursuant to notice from counsel for the parties that they have resolved the matters at issue. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on July 12, 2010. (Joffe, Scherry) (Entered: 07/12/2010)
07/13/2010	<u>70</u>	NOTICE to Take Deposition of Barbara A. Hamilton by United States of America (Maranzano, Jennifer) (Entered: 07/13/2010)

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07/13/2010	71	NOTICE to Take Deposition of Edward L. Hamilton by United States of America (Maranzano, Jennifer) (Entered: 07/13/2010)
07/14/2010	<u>72</u>	MOTION for Protective Order by Page, Mannino, Peresich &McDermott, PLLC (Attachments: #1 Exhibit)(Prescott, Nathan) (Entered: 07/14/2010)
07/14/2010	<u>73</u>	NOTICE to Take Deposition of Thelton Moses by Indigo Investments, LLC (White, David) (Entered: 07/14/2010)
07/14/2010	<u>74</u>	Subpoena Returned Executed as to Thelton Moses. (White, David) (Entered: 07/14/2010)
07/14/2010	<u>75</u>	Subpoena Returned Executed as to Thelton Moses. (White, David) (Entered: 07/14/2010)
07/15/2010		DOCKET ANNOTATION as to # 72. L.U.Civ.R. 7 requires that all supporting exhibits to a document be denominated by an exhibit letter or number and a meaningful description. Attorney is advised to follow this rule in future filings. (JCH) (Entered: 07/15/2010)
07/15/2010	<u>76</u>	NOTICE of Service of Response to Interrogatories by Barbara A. Hamilton, Edward L. Hamilton (White, David) (Entered: 07/15/2010)
07/15/2010	<u>77</u>	NOTICE of Service of Response to Request for Production by Barbara A. Hamilton, Edward L. Hamilton (White, David) (Entered: 07/15/2010)
07/15/2010	<u>78</u>	NOTICE of Service of Response to Interrogatories by Indigo Investments, LLC (White, David) (Entered: 07/15/2010)
07/15/2010	<u>79</u>	NOTICE of Service of <i>Third Supplemental</i> Response to Interrogatories by Indigo Investments, LLC (White, David) (Entered: 07/15/2010)
07/15/2010	<u>80</u>	NOTICE of Service of <i>Third Supplemental</i> Response to Request for Production by Indigo Investments, LLC (White, David) (Entered: 07/15/2010)
07/15/2010	<u>81</u>	**NOTE: DISREGARD ENTRY. NOTICE of Service of <i>Fourth Supplemental Pre–Discovery</i> Disclosure by United States of America (Richmond, Erin); Modified to restrict entry and add docket text on 7/15/2010 (JCH). (Entered: 07/15/2010)
07/15/2010		DOCKET ANNOTATION as to #81: Attorney advises that there is an error in this entry, and it should be disregarded. Incorrect document attached. Attorney will refile and attach the correct pdf document. (RLW) (Entered: 07/15/2010)
07/15/2010	<u>82</u>	NOTICE of Service of <i>Fourth Supplemental Pre–Discovery</i> Disclosure by United States of America (Richmond, Erin) (Entered: 07/15/2010)
07/15/2010		TEXT ONLY ORDER directing the Clerk to restrict access to <u>81</u> Notice of Service of Disclosure filed by United States of America, to protect sensitive information contained in the filing. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on July 15, 2010. (Joffe, Scherry) (Entered: 07/15/2010)
07/15/2010	<u>83</u>	NOTICE of Service of Response to Interrogatories by United States of America (Richmond, Erin) (Entered: 07/15/2010)
07/15/2010	<u>84</u>	NOTICE of Service of Response to Interrogatories by United States of America (Richmond, Erin) (Entered: 07/15/2010)
07/16/2010	<u>85</u>	Subpoena Returned Executed as to Harrison County Sheriff's Department. (White, David) (Entered: 07/16/2010)
07/16/2010		DOCKET ANNOTATION as to #76, #77, #79, and #80: On the respectfully submitted portion of the pleading, a defendant's name was not listed or was listed incorrect. In the future, attorney is advised to correctly list all parties. (RLW) (Entered: 07/16/2010)
07/20/2010	<u>86</u>	MOTION for Extension of Time to Complete Discovery <i>(Motion Deadline)</i> by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (White, David) (Entered: 07/20/2010)

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07/21/2010		TEXT ONLY ORDER granting <u>86</u> unopposed Motion for Extension of Time to Complete Discovery. The motions deadline is extended to 8/9/2010. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on July 21, 2010. (Joffe, Scherry) (Entered: 07/21/2010)
07/21/2010		Set/Reset Scheduling Order Deadlines/Hearings: Motions due by 8/9/2010. (Joffe, Scherry) (Entered: 07/21/2010)
07/29/2010	<u>87</u>	MOTION to Withdraw 72 MOTION for Protective Order by Page, Mannino, Peresich &McDermott, PLLC (Prescott, Nathan) (Entered: 07/29/2010)
07/29/2010		TEXT ONLY ORDER terminating <u>72</u> Motion for Protective Order pursuant to <u>87</u> notice of withdrawal of the motion. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on July 29, 2010. (Joffe, Scherry) (Entered: 07/29/2010)
07/29/2010		TEXT ONLY ORDER granting <u>87</u> Motion to Withdraw, or notice of withdrawal of, <u>72</u> MOTION for Protective Order. Motion <u>72</u> has been terminated. NO FURTHER WRITTEN ORDER WILL ISSUE. Signed by Magistrate Judge Robert H. Walker on July 29, 2010. (Joffe, Scherry) (Entered: 07/29/2010)
08/09/2010	88	MOTION to Dismiss by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (White, David) (Entered: 08/09/2010)
08/09/2010	<u>89</u>	MOTION for Summary Judgment by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (Attachments: #_1 Exhibit, #_2 Exhibit, #_3 Exhibit, #_4 Exhibit, #_5 Exhibit, #_6 Exhibit, #_7 Exhibit, #_8 Exhibit, #_9 Exhibit, #_10 Exhibit, #_11 Exhibit)(White, David) (Entered: 08/09/2010)
08/09/2010	<u>90</u>	MEMORANDUM in Support re <u>89</u> MOTION for Summary Judgment filed by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (White, David) (Entered: 08/09/2010)
08/10/2010		DOCKET ANNOTATION as to #89 &90. These documents have the incorrect case number but appear to be correct in all other aspects. Also, as to document #90, L.U.Civ.R. 7 requires that all supporting exhibits to a document be denominated by an exhibit letter or number and a meaningful description. Attorney is advised to follow this rule in future filings by also including a brief description of each exhibit. (wld) (Entered: 08/10/2010)
08/12/2010	91	MOTION for Extension of Time to File Response/Reply to Defendants' Motion for Summary Judgment by United States of America (Maranzano, Jennifer) (Entered: 08/12/2010)
08/16/2010		TEXT ONLY ORDER granting Plaintiff's <u>91</u> Motion for Extension of Time to File Response to Defendants' <u>89</u> MOTION for Summary Judgment. The Court finds the motion is well taken and should be granted. The Response is due by 9/9/2010. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on August 16, 2010. (RH) (Entered: 08/16/2010)
08/26/2010	92	RESPONSE to Motion re <u>88</u> MOTION to Dismiss filed by United States of America (Fregiato, Christopher) (Entered: 08/26/2010)
09/09/2010	93	Unopposed MOTION for Leave to File Excess Pages for Its Response to Defendants' Motion for Summary Judgment by United States of America (Fregiato, Christopher) (Entered: 09/09/2010)
09/09/2010	94	RESPONSE to Motion re 89 MOTION for Summary Judgment, 90 Memorandum in Support of Motion filed by United States of America (Attachments: #1 Exhibit Exhibit List, #2 Exhibit Declaration of M. Johnson, #3 Exhibit Declaration of J. Johnson, #4 Exhibit Declaration of T. Samuel, #5 Exhibit Declaration of T. Young, #6 Exhibit Declaration of L. Reyes, #7 Exhibit Declaration of W. Batey, #8 Exhibit Declaration of D. Duong, #9 Exhibit Declaration of C. Boose, #10 Exhibit Declaration of B. Boose, #11 Exhibit Declaration of P. Gale, #12 Exhibit Declaration of K. Gale, #13 Exhibit Declaration of B. Jefferson, #14 Exhibit Declaration of M. Jefferson, #15 Exhibit Declaration of N. Cooper, #16 Exhibit Declaration of M.B. Harrison, #17 Exhibit Declaration of R. Robinson, #18 Exhibit Declaration of T. Vick, #19 Exhibit Complaint, #20 Exhibit Indigo

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		Investments' Answers to Pl.'s First Set of Interrogatories, #21 Exhibit Excerpts of Hebert 30(b)(6) Deposition 5/4/10, #22 Exhibit Excerpts of Indigo 30(b)(6) Deposition 7/9/10, #23 Exhibit Excerpts of Hebert Deposition 7/9/10, #24 Exhibit Excerpts of B. Hamilton Deposition 6/1/10, #25 Exhibit Excerpts of E. Hamilton Deposition 7/14/10, #26 Exhibit Excerpts of B. Hamilton Deposition 7/14/10, #27 Exhibit M. Barnes Written Warnings and Notice, #28 Exhibit Homestead Park Rules, #29 Exhibit M. Barnes Johnson Eviction Documents, #30 Exhibit L. Reyes Eviction Documents, #31 Exhibit C. Boose Written Warnings and Notice, #32 Exhibit T. Vick Lease and Written Warnings, #33 Exhibit M. Keel Lease and Written Warnings, #34 Exhibit HUD Reasonable Cause Determination, #35 Exhibit S. Reid Lease and Written Warnings, #36 Exhibit I. Locke Lease and Written Warnings, #37 Exhibit K. Perry Lease and Written Warnings, #38 Exhibit GCFHC Testing Report, #39 Exhibit R. Robinson Lease)(Fregiato, Christopher) (Entered: 09/09/2010)
09/10/2010		TEXT ONLY ORDER granting Plaintiff's <u>93</u> Motion for Leave to File Excess Pages. The Court finds this motion is unopposed, well taken and should be granted. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on September 10, 2010. (RH) (Entered: 09/10/2010)
09/17/2010	<u>95</u>	MOTION for Extension of Time to File Response/Reply as to <u>94</u> Response to Motion,,,,,, <u>89</u> MOTION for Summary Judgment by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (White, David) (Entered: 09/17/2010)
09/20/2010	<u>96</u>	ORDER granting Defendants' <u>95</u> Motion for Extension of Time to file a Reply in support of their <u>89</u> MOTION for Summary Judgment. The Replies are due by 9/30/2010. Signed by District Judge Louis Guirola, Jr., on September 20, 2010. (RH) (Entered: 09/20/2010)
09/28/2010	<u>97</u>	Unopposed MOTION for Leave to File Excess Pages by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (White, David) (Entered: 09/28/2010)
09/29/2010		TEXT ONLY ORDER granting Defendants' <u>97</u> Unopposed Motion for Leave to Exceed Page Limit in Support of Their Motion for Summary Judgment. The Court finds the motion is well taken, unopposed, and should be granted. Defendants are given leave to file eight excess pages. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on September 29, 2010. (RH) (Entered: 09/29/2010)
09/30/2010	<u>98</u>	Rebuttal re 90 Memorandum in Support of Motion, 94 Response to Motion,,,,,,,89 MOTION for Summary Judgment filed by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (White, David) (Entered: 09/30/2010)
09/30/2010	99	Response in Support re 94 RESPONSE to Motion re 89 MOTION for Summary Judgment, 90 Memorandum in Support of Motion filed by United States of America (Attachments: #1 Exhibit Exhibit List, #2 Exhibit Declaration of M. Johnson, #3 Exhibit Declaration of J. Johnson, #4 Exhibit Declaration of T. Samuel, #5 Exhibit Declaration of T. Young, #6 Exhibit Declaration of L. Reyes, #7 Exhibit Declaration of W. Batey, #8 Exhibit Declaration of B. Boose, #11 Exhibit Declaration of P. Gale, #12 Exhibit Declaration of B. Boose, #11 Exhibit Declaration of B. Jefferson, #14 Exhibit Declaration of M. Jefferson, #15 Exhibit Declaration of N. Cooper, #16 Exhibit Declaration of M. B. Harrison, #17 Exhibit Declaration of R. Robinson, #18 Exhibit Declaration of T. Vick, #19 Exhibit Complaint, #20 Exhibit Indigo Investments' Answers to Pl.'s First Set of Interrogatories, #21 Exhibit Excerpts of Hebert 30(b)(6) Deposition 5/4/10, #22 Exhibit Excerpts of Indigo 30(b)(6) Deposition 7/9/10, #23 Exhibit Excerpts of Hebert Deposition 7/9/10, #24 Exhibit Excerpts of B. Hamilton Deposition 6/1/10, #25 Exhibit Excerpts of E. Hamilton Deposition 7/14/10, #26 Exhibit Excerpts of B. Hamilton Deposition 7/14/10, #27 Exhibit M. Barnes Written Warnings and Notice, #28 Exhibit Homestead Park Rules, #29 Exhibit M. Barnes Johnson Eviction Documents, #30 Exhibit L. Reyes Eviction Documents, #31 Exhibit C.

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		Boose Written Warnings and Notice, # 32 Exhibit T. Vick Lease and Written Warnings, # 33 Exhibit M. Keel Lease and Written Warnings, # 34 Exhibit HUD Reasonable Cause Determination, # 35 Exhibit S. Reid Lease and Written Warnings, # 36 Exhibit I. Locke Lease and Written Warnings, # 37 Exhibit K. Perry Lease and Written Warnings, # 38 Exhibit GCFHC Testing Report, # 39 Exhibit R. Robinson Lease)(Fregiato, Christopher), 89 MOTION for Summary Judgment by Barbara A. Hamilton, Edward L. Hamilton, Christopher S Hebert, Indigo Investments, LLC (Attachments: #1 Exhibit, #2 Exhibit, #3 Exhibit, #4 Exhibit, #5 Exhibit, #6 Exhibit, #7 Exhibit, #8 Exhibit, #9 Exhibit, #10 Exhibit, #11 Exhibit)(White, David), 98 Rebuttal re 90 Memorandum in Support of Motion, 94 Response to Motion,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
10/07/2010	100	MOTION to Strike 99 Response in Support,,,,,,,,,,,,,, by United States of America (Attachments: #1 Exhibit Notice of Electronic Filing of Text-Only Order, #2 Exhibit Indigo's Answers to US' First Interrogatories, #3 Exhibit Email from White supplementing disclosures, #4 Exhibit Notice of Service of US' Response to Defs.' RFP, #5 Exhibit Letter re: Moses depo transcript, #6 Exhibit Email re: B. Hamilton depo transcript v.2, #7 Exhibit Email re: B. Hamilton depo transcript v.1)(Fregiato, Christopher) (Entered: 10/07/2010)
10/11/2010	101	RESPONSE to Motion re 100 MOTION to Strike 99 Response in Support,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
10/12/2010	<u>102</u>	ORDER denying <u>88</u> Motion to Dismiss Signed by District Judge Louis Guirola, Jr. on 10/11/2010 (wld) (Entered: 10/12/2010)
10/14/2010	103	REPLY to Response to Motion re 100 MOTION to Strike 99 Response in Support,,,,,,,,,,, MOTION to Strike 99 Response in Support,,,,,,,,,,,, MOTION to Strike 99 Response in Support,,,,,,,,,, 101 Response to Motion, filed by United States of America (Maranzano, Jennifer) (Entered: 10/14/2010)
10/18/2010		NOTICE of Calendar Setting REMINDER of the settlement conference previously set for Tuesday, November 2, 2010 at 9:30 a.m. Counsel are instructed to submit to Judge Walker, on or before one week prior to the conference, a memorandum (3 page maximum in PDF format) setting forth a brief explanation of the case, and a candid appraisal of the respective positions, including possible settlement figures. This document is NOT to be exchanged and will be viewed only by the Court. The settlement memoranda should be sent to Judge Walker via e-mail. PARTIES AND/OR COMPANY REPRESENTATIVES ARE TO BE PRESENT AT THE CONFERENCE. (JR) (Entered: 10/18/2010)
11/01/2010		NOTICE of Hearing TIME CHANGE: Settlement Conference reset for 11/2/2010 02:30 PM before Magistrate Judge Robert H. Walker, due to a conflict in the Court's schedule.(JR) (Entered: 11/01/2010)
11/02/2010		Minute Entry for proceedings held before Magistrate Judge Robert H. Walker: Settlement Conference held on 11/2/2010. The case did not settle. (JR) (Entered: 11/03/2010)
11/08/2010	104	NOTICE of Hearing: Pretrial Conference set for 12/10/2010 at 10:30 AM in Courtroom 806 (Gulfport) before District Judge Louis Guirola, Jr. (CG) (Entered: 11/08/2010)

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11/15/2010	<u>105</u>	ORDER denying 89 Motion for Summary Judgment; finding as moot 100 Motion to Strike Signed by District Judge Louis Guirola, Jr on 11/15/2010 (Guirola, Louis) (Entered: 11/15/2010)
11/29/2010	<u>106</u>	MOTION in Limine <i>To Exclude Plaintiff's Evidence and References to the Criminal History of Edward Hamilton</i> by Barbara A. Hamilton, Edward L. Hamilton, Indigo Investments, LLC (White, David) (Entered: 11/29/2010)
11/29/2010	107	MOTION in Limine <i>Regarding Damages</i> by Barbara A. Hamilton, Edward L. Hamilton, Indigo Investments, LLC (White, David) (Entered: 11/29/2010)
11/29/2010	<u>108</u>	MOTION in Limine to Exclude Plaintiff's Evidence and References to Allegations of Fraud and/or Theft by Barbara A. Hamilton, Edward L. Hamilton, Indigo Investments, LLC (White, David) (Entered: 11/29/2010)
11/29/2010	<u>109</u>	MOTION in Limine to Exclude Plaintiff's Evidence and References to Edward L. Hamilton and Barbara Hamilton, Individually by Barbara A. Hamilton, Edward L. Hamilton (White, David) (Entered: 11/29/2010)
11/29/2010	<u>110</u>	MOTION in Limine to Exclude Plaintiff's Evidence and References to Christopher S. Hebert, Individually and Piercing the Corporate Veil of Indigo Investments, LLC by Indigo Investments, LLC (White, David) (Entered: 11/29/2010)
11/29/2010	111	MOTION in Limine to Exclude Plaintiff's Evidence and References to Subsequent Remedial Measures by Barbara A. Hamilton, Edward L. Hamilton, Indigo Investments, LLC (White, David) (Entered: 11/29/2010)
11/29/2010	<u>112</u>	MOTION in Limine to Exclude Plaintiff's Evidence and References to Sale of Homestead Mobile Home Park and Sale Proceeds by Indigo Investments, LLC (White, David) (Entered: 11/29/2010)
11/30/2010	113	MOTION in Limine by United States of America (Attachments: #1 Exhibit Defendant Indigo's Second Supplemental Rule 26 Disclosures, #2 Exhibit Defendant Indigo's Initial Disclosures, #3 Exhibit Hamilton Defendants' Initial Disclosures, #4 Exhibit Defendant Indigo's Third Supplemental Answers to Interrogatories, #5 Exhibit Deposition Excerpts from Christopher Hebert, #6 Exhibit Declaration of Jennifer Maranzano)(Maranzano, Jennifer) (Entered: 11/30/2010)
11/30/2010	<u>114</u>	MOTION in Limine <i>Memorandum in Support Thereof</i> by United States of America (Maranzano, Jennifer) (Entered: 11/30/2010)
12/01/2010		Docket Annotation as to #114. Incorrect event code used. Counsel should refile this document as a "memorandum in support of motion" which can be found under "responses and replies" and link the memorandum to motion #113. Document #114 will be terminated as a motion. (wld) (Entered: 12/01/2010)
12/01/2010	<u>115</u>	MEMORANDUM in Support re 113 MOTION in Limine filed by United States of America (Maranzano, Jennifer) (Entered: 12/01/2010)
12/06/2010	<u>116</u>	RESPONSE to Motion re 113 MOTION in Limine filed by Barbara A. Hamilton, Edward L. Hamilton, Indigo Investments, LLC (White, David) (Entered: 12/06/2010)
12/06/2010	117	RESPONSE in Opposition re 111 MOTION in Limine to Exclude Plaintiff's Evidence and References to Subsequent Remedial Measures, 109 MOTION in Limine to Exclude Plaintiff's Evidence and References to Edward L. Hamilton and Barbara Hamilton, Individually, 107 MOTION in Limine Regarding Damages, 112 MOTION in Limine to Exclude Plaintiff's Evidence and References to Sale of Homestead Mobile Home Park and Sale Proceeds, 110 MOTION in Limine to Exclude Plaintiff's Evidence and References to Christopher S. Hebert, Individually and Piercing the Corporate Veil of Indigo Investments, LLC, 106 MOTION in Limine To Exclude Plaintiff's Evidence and References to the Criminal History of Edward Hamilton, 108 MÖTION in Limine to Exclude Plaintiff's Evidence and References to Allegations of Fraud and/or Theft filed by United States of America (Attachments: #1 Exhibit Exhibit List, #2 Exhibit Complaint, #3 Exhibit Answer by Barbara and Edward Hamilton, #4 Exhibit Excerpts of Deposition of Mary N. Hebert, #5 Exhibit Excerpts of 30(b)(6) Deposition of Christopher Hebert, #6

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		Exhibit Responses to U.S.' Requests for Admissions by Edward Hamilton and Barbara Hamilton, # 7 Exhibit Excerpts from Deposition of Christopher Hebert individually, # 8 Exhibit Hamiltons' Answers to Plaintiff U.S.' First Set of Interrogatories, # 9 Exhibit Letter from Christopher Hebert to Jackson Office of HUD-FHEO, # 10 Exhibit Excerpts from Plaintiff U.S.' Fourth Supp. Pre-Disc. Disclosure Information)(Fregiato, Christopher) (Entered: 12/06/2010)
12/09/2010	118	NOTICE of Service of <i>Fifth Supplemental Pre–Discovery</i> Disclosure by United States of America (Paige, Mitzi) (Entered: 12/09/2010)
12/09/2010	<u>119</u>	NOTICE of Service of <i>Third Amended</i> Response to Request for Production by United States of America (Paige, Mitzi) (Entered: 12/09/2010)
12/09/2010	<u>120</u>	NOTICE of Service of <i>Second Amended Answers/</i> Response to Interrogatories by United States of America (Paige, Mitzi) (Entered: 12/09/2010)
12/09/2010	121	NOTICE of Appearance by Tim C. Holleman on behalf of Barbara A. Hamilton, Edward L. Hamilton, Indigo Investments, LLC (Holleman, Tim) (Entered: 12/09/2010)
12/10/2010		Minute Entry for proceedings held before District Judge Louis Guirola, Jr.: Pretrial Conference held on 12/10/2010. Jury trial is set for 1/18/2011. Pretrial Order and jury instructions are due 12/27/2010. The court will enter rulings on the motions in limine. (CG) (Entered: 12/10/2010)
12/10/2010		Set Hearings: Jury Trial set for 1/18/2011 at 9:00 AM in Courtroom 806 (Gulfport) before District Judge Louis Guirola, Jr. (CG) (Entered: 12/10/2010)
12/13/2010		TEXT ONLY ORDER denying Defendants' 106 Motion in Limine to Exclude Plaintiff's Evidence and References to the Criminal History of Edward Hamilton. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/13/2010		TEXT ONLY ORDER denying Defendants' 107 Motion in Limine Regarding Damages. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/13/2010		TEXT ONLY ORDER denying Defendants' 108 Motion in Limine to Exclude Plaintiff's Evidence and References to Allegations of Fraud and/or Theft. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/13/2010		TEXT ONLY ORDER denying Defendants' 109 Motion in Limine to Exclude Plaintiff's Evidence and References to Edward L. Hamilton and Barbara Hamilton, Individually. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL BE ISSUED FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/13/2010		TEXT ONLY ORDER denying Defendants' 110 Motion in Limine to Exclude Plaintiff's Evidence and References to Christopher S. Hebert, Individually, and Piercing the Corporate Veil of Indigo Investments, LLC. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/13/2010		TEXT ONLY ORDER denying Defendants' 111 Motion in Limine to Exclude Plaintiff's Evidence and References to Subsequent Remedial Measures. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)

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12/13/2010		TEXT ONLY ORDER denying Defendants' 112 Motion in Limine to Exclude Plaintiff's Evidence and References to Sale of Homestead Mobile Home Park and Sale Proceeds. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/13/2010		TEXT ONLY ORDER denying Plaintiff's 113 Consolidated Motion in Limine. This motion is denied with leave to make contemporaneous objections at trial. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by District Judge Louis Guirola, Jr., on December 13, 2010. (RH) (Entered: 12/13/2010)
12/22/2010	<u>122</u>	NOTICE of Receipt of Deposition of Thelton Moses by Indigo Investments, LLC (White, David) (Entered: 12/22/2010)
01/05/2011	<u>123</u>	PRETRIAL ORDER signed by District Judge Louis Guirola, Jr., on 1/3/2011 (CG) (Entered: 01/05/2011)
01/07/2011		NOTICE of Settlement by All Parties. The parties have announced that this case has settled. They will be submitting a Consent Decree. (RH) (Entered: 01/07/2011)
01/18/2011	<u>124</u>	CONSENT DECREE: Signed by District Judge Louis Guirola, Jr. on 1/18/2011 (wld) (Entered: 01/18/2011)